

ALSA INTERNATIONAL MOOT COURT COMPETITION

Case 2018

Yangon, Myanmar

24 to 27 August 2018

CORRECTION:

Response to the Notice of Arbitration, 2 January 2018, para. 8, line 3:

Replace “Nambia” with “Tranma”

[May we confirm that the drafters indeed meant Nambia, and not Tranma?

No. It should be Tranma.

7. The Claimant’s and MenalCorp’s corporate restructuring was motivated solely by a desire to gain access to the BIT, nothing more. It creates an unfair advantage for the Claimant because it really has no intention of performing any economic activity in **Tranma**. The Tribunal should not countenance such conduct, as to do so would amount to approval of the Claimant’s abuse of process and the disregard of the democratic will of a sovereign people.]

CLARIFICATION:

No.	Clarification	Responses
1.	When did the MenalCorp Nambia become MenalCorp Tranma legally under the law?	The facts are as stated in Annex 1 – Statement of Uncontested Facts.
2.	Will the renewable energy sustain all the Nambian electricity needs?	These facts are not necessary for the moot.
3.	Due to the privileged given to MenalCorp to directly install building and power plant, Is there any bribery indication in 40 million investment value?	All relevant facts appear in Annex 1 – Statement of Uncontested Facts.
4.	Will Nambia be depending on MenalCorp in maintenance and spare parts in the long run?	These facts are not necessary for the moot.
5.	Does the great expectations project covers other type of renewable energy other than solar cell?	Yes.