

Ljubljana, 10 December 1997

Mr Vaclav Vesely
The Energy Charter Secretariat
Brussels
Fax: 00 32 2 775 98 42

ENERGY CHARTER SECRETARIAT	
Date:	16/12/97
Reg No:	10295
For Info:	SG/OSK/MD/O/LA/AF

Subject: Annex ID

Dear Mr Vesely,

In line with Article 26, subparagraph (3) (b) (ii), we would like to inform you of the following:

There is no legislation in Slovenia which would prevent the disputes between an investor and a Contracting Party to be settled under the procedure of international arbitration or conciliation. Nevertheless, we believe that a dispute submitted for resolution to the courts or administrative tribunals of the Contracting Party party to the dispute should also be settled there and all the existing legal remedies available with respect to this method of dispute settlement exploited. Settlement of a dispute under the procedure of international arbitration or conciliation is expensive, therefore we think that it is not possible to enable the dispute settlement to be transferred to international institutions after the dispute has already been submitted to courts or tribunals of a Contracting Party or such a transfer should only be possible on the basis of an agreement between both parties to the dispute. However, we do not have enough relevant experience to be able to define the conditions enabling a subsequent transfer of dispute settlement to international settlement.

We would also like to inform you that the bilateral agreements on promotion and protection of investments which Slovenia has concluded by now in principle envisage for the disputes to be settled by the International Centre for Settlement of Investment Disputes (ICSID) and ad hoc tribunal established in accordance with the Arbitration Rules of the United Nation Commission on International Trade Law (UNCITRAL).

Yours sincerely,

Alojz Kovše
STATE SECRETARY
FOR ENERGY