

DECLARATION OF JUDGE *AD HOC* CALLINAN

1. I have voted in favour of the Order. There are, however, observations that I wish separately to make.

2. Australia has submitted that any Order that the Court now makes should be dispositive of the whole proceedings brought by Timor-Leste. In my opinion, the Court does not have before it sufficient material, and has not received submissions detailed enough to enable a properly informed decision to be made in respect of that submission by Australia.

3. One reason why this is so may be because Timor-Leste's outstanding claims (if any) require for their consideration further and more explicit articulation.

4. Having regard to the desirability of prompt and efficient final resolution of all justiciable disputes, I would favour the taking of all necessary steps, whether or including by such articulation or otherwise, by both Parties to bring the proceedings in this Court to a conclusion.

5. I would emphasize, however, that this declaration is not intended as an impediment in any way, to the resolution of the dispute by the Parties without further recourse to the Court.

*(Signed)* Ian CALLINAN.

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