CHART 1

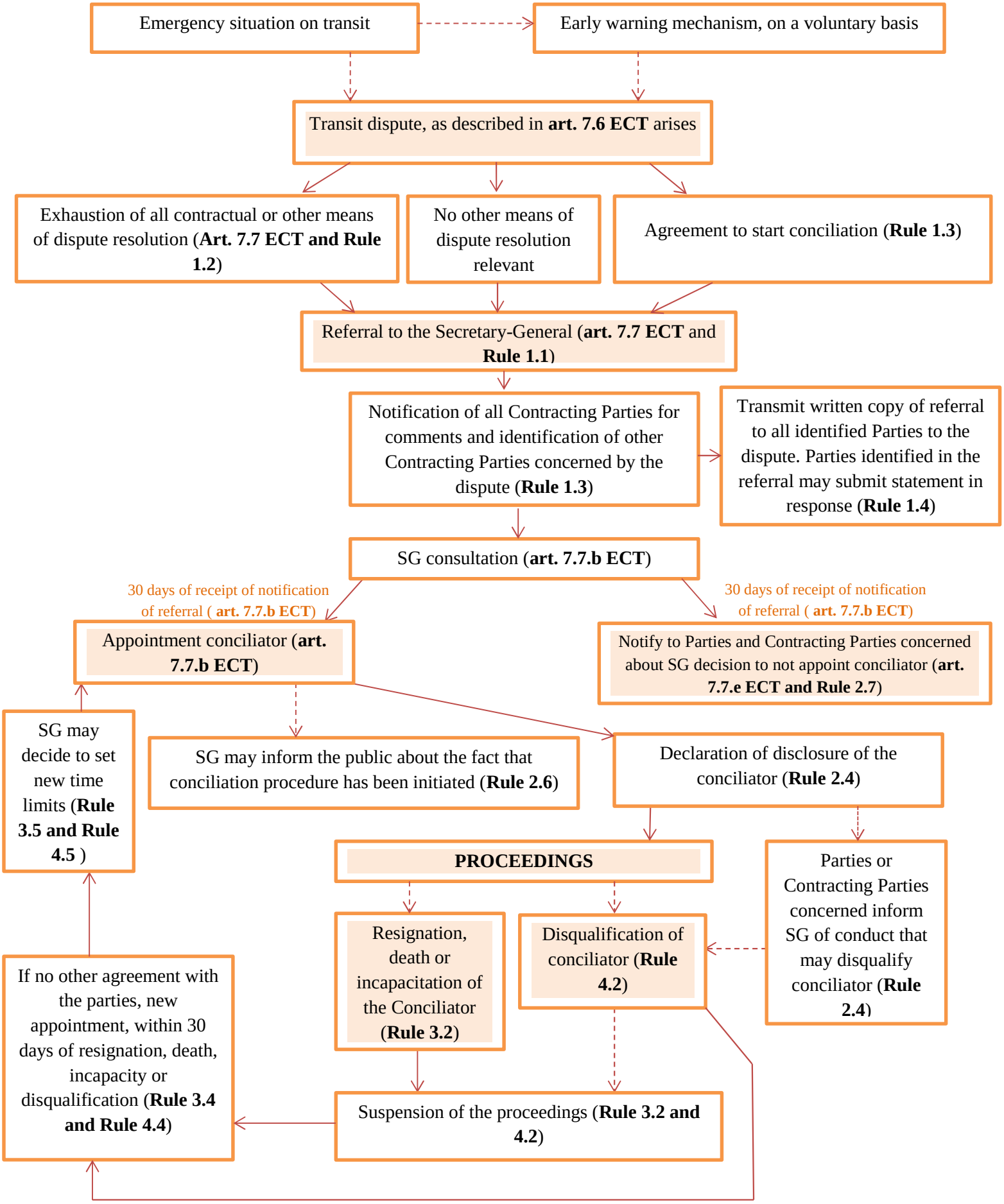
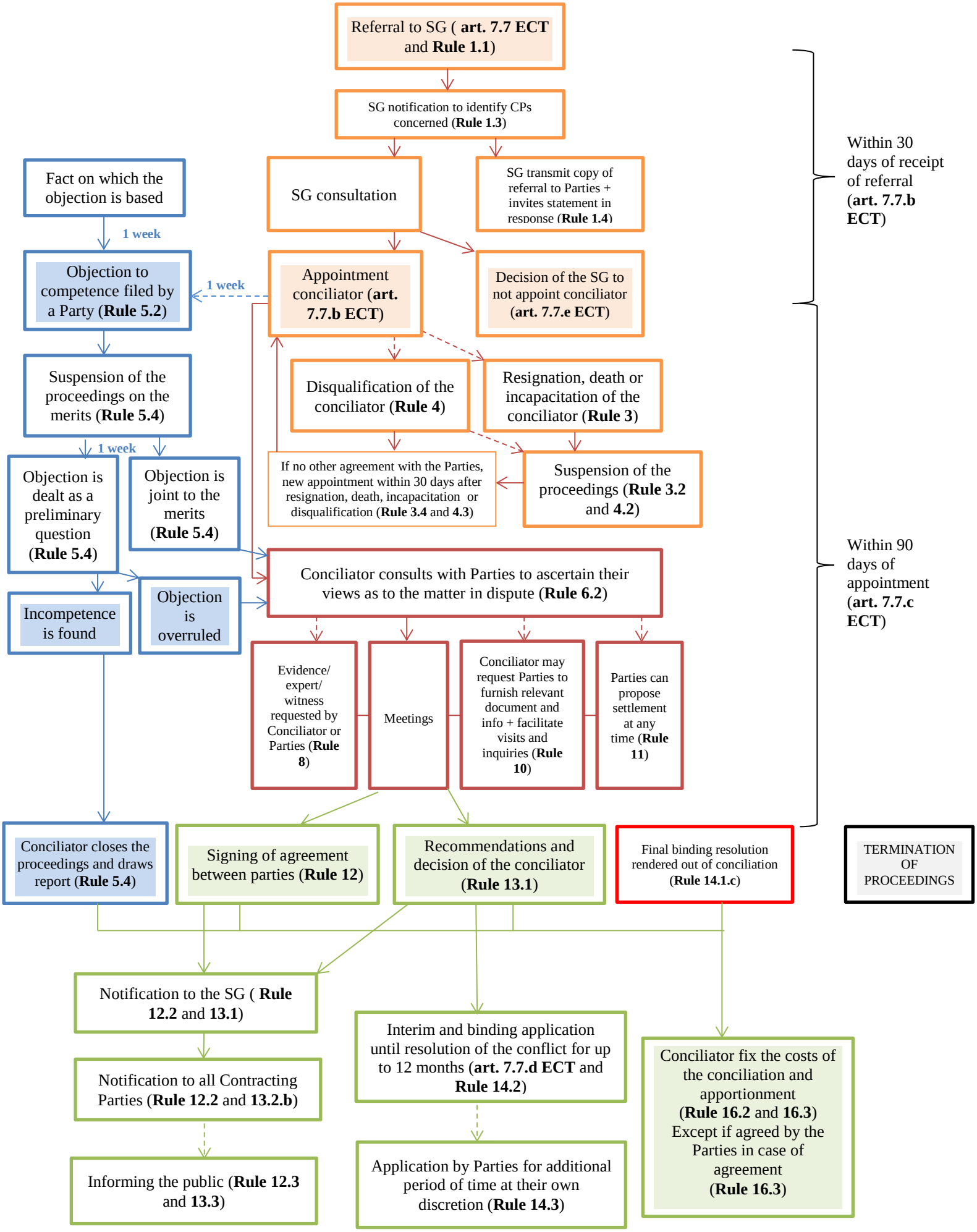

Emergency situation on transit
Early warning mechanism, on a voluntary basis
Transit dispute, as described in **art. 7.6 ECT** arises
Exhaustion of all contractual or other means of dispute resolution (**Art. 7.7 ECT and Rule 1.2**)
No other means of dispute resolution relevant
Agreement to start conciliation (**Rule 1.3**)
Referral to the Secretary-General (**art. 7.7 ECT** and **Rule 1.1**)
Notification of all Contracting Parties for comments and identification of other Contracting Parties concerned by the dispute (**Rule 1.3**)
Transmit written copy of referral to all identified Parties to the dispute. Parties identified in the referral may submit statement in response (**Rule 1.4**)
SG consultation (**art. 7.7.b ECT**)
30 days of receipt of notification of referral (**art. 7.7.b ECT**)
Appointment conciliator (**art. 7.7.b ECT**)
30 days of receipt of notification of referral (**art. 7.7.b ECT**)
Notify to Parties and Contracting Parties concerned about SG decision to not appoint conciliator (**art. 7.7.e ECT and Rule 2.7**)
SG may decide to set new time limits (**Rule 3.5 and Rule 4.5**)
SG may inform the public about the fact that conciliation procedure has been initiated (**Rule 2.6**)
Declaration of disclosure of the conciliator (**Rule 2.4**)
PROCEEDINGS
Parties or Contracting Parties concerned inform SG of conduct that may disqualify conciliator (**Rule 2.4**)
Resignation, death or incapacitation of the Conciliator (**Rule 3.2**)
Disqualification of conciliator (**Rule 4.2**)
If no other agreement with the parties, new appointment, within 30 days of resignation, death, incapacity or disqualification (**Rule 3.4 and Rule 4.4**)
Suspension of the proceedings (**Rule 3.2 and 4.2**)

CHART 2


Referral to SG (art. 7.7 ECT and Rule 1.1)
SG notification to identify CPs concerned (Rule 1.3)
SG consultation
SG transmit copy of referral to Parties + invites statement in response (Rule 1.4)
Within 30 days of receipt of referral (art. 7.7.b ECT)
Fact on which the objection is based
1 week
Objection to competence filed by a Party (Rule 5.2)
1 week
Appointment conciliator (art. 7.7.b ECT)
Decision of the SG to not appoint conciliator (art. 7.7.e ECT)
Suspension of the proceedings on the merits (Rule 5.4)
Disqualification of the conciliator (Rule 4)
Resignation, death or incapacitation of the conciliator (Rule 3)
1 week
Objection is dealt as a preliminary question (Rule 5.4)
Objection is joint to the merits (Rule 5.4)
If no other agreement with the Parties, new appointment within 30 days after resignation, death, incapacitation or disqualification (Rule 3.4 and 4.3)
Suspension of the proceedings (Rule 3.2 and 4.2)
Conciliator consults with Parties to ascertain their views as to the matter in dispute (Rule 6.2)
Within 90 days of appointment (art. 7.7.c ECT)
Incompetence is found
Objection is overruled
Evidence/ expert/ witness requested by Conciliator or Parties (Rule 8)
Meetings
Conciliator may request Parties to furnish relevant document and info + facilitate visits and inquiries (Rule 10)
Parties can propose settlement at any time (Rule 11)
Conciliator closes the proceedings and draws report (Rule 5.4)
Signing of agreement between parties (Rule 12)
Recommendations and decision of the conciliator (Rule 13.1)
Final binding resolution rendered out of conciliation (Rule 14.1.c)
TERMINATION OF PROCEEDINGS
Notification to the SG (Rule 12.2 and 13.1)
Notification to all Contracting Parties (Rule 12.2 and 13.2.b)
Informing the public (Rule 12.3 and 13.3)
Interim and binding application until resolution of the conflict for up to 12 months (art. 7.7.d ECT and Rule 14.2)
Application by Parties for additional period of time at their own discretion (Rule 14.3)
Conciliator fix the costs of the conciliation and apportionment (Rule 16.2 and 16.3) Except if agreed by the Parties in case of agreement (Rule 16.3)