

19 JUIN 2025

ORDONNANCE

**APPEL CONCERNANT LA COMPÉTENCE DU CONSEIL DE L'OACI
EN VERTU DE L'ARTICLE 84 DE LA CONVENTION RELATIVE
À L'AVIATION CIVILE INTERNATIONALE**

**(RÉPUBLIQUE ISLAMIQUE D'IRAN c. CANADA, ROYAUME-UNI,
SUÈDE ET UKRAINE)**

**APPEAL RELATING TO THE JURISDICTION OF THE ICAO COUNCIL
UNDER ARTICLE 84 OF THE CONVENTION ON INTERNATIONAL
CIVIL AVIATION**

**(ISLAMIC REPUBLIC OF IRAN v. CANADA, SWEDEN,
UKRAINE AND UNITED KINGDOM)**

19 JUNE 2025

ORDER

INTERNATIONAL COURT OF JUSTICE

YEAR 2025

**2025
19 June
General List
No. 198**

19 June 2025

**APPEAL RELATING TO THE JURISDICTION OF THE ICAO COUNCIL
UNDER ARTICLE 84 OF THE CONVENTION ON INTERNATIONAL
CIVIL AVIATION**

**(ISLAMIC REPUBLIC OF IRAN v. CANADA, SWEDEN,
UKRAINE AND UNITED KINGDOM)**

ORDER

Present: *President* IWASAWA; *Vice-President* SEBUTINDE; *Judges* TOMKA, XUE, BHANDARI, NOLTE, CHARLESWORTH, BRANT, GÓMEZ ROBLEDÓ, AURESCU, TLADI, HMOUD; *Registrar* GAUTIER.

The International Court of Justice,

Composed as above,

After deliberation,

Having regard to Article 48 of the Statute of the Court and to Articles 31, 44, 45, paragraph 1, and 48 of the Rules of Court,

Having regard to the Application filed in the Registry of the Court on 17 April 2025, instituting an appeal by the Islamic Republic of Iran from the decision rendered by the Council of the International Civil Aviation Organization on 17 March 2025 in proceedings initiated jointly by Canada, the Kingdom of Sweden, Ukraine and the United Kingdom of Great Britain and Northern Ireland (the “Respondent States”) against the Islamic Republic of Iran on 8 January 2024, pursuant to Article 84 of the Convention on International Civil Aviation adopted at Chicago on 7 December 1944;

Whereas certified copies of the Application were communicated to the Respondent States on the day it was filed;

Whereas the Applicant and each of the Respondent States have appointed an Agent for the purposes of the proceedings; whereas the Islamic Republic of Iran has appointed Mr Tavakol Habibzadeh; and whereas Canada has appointed Mr Louis-Martin Aumais, the Kingdom of Sweden has appointed Ms Therese Hydén, Ukraine has appointed Mr Anton Korynevych and the United Kingdom of Great Britain and Northern Ireland has appointed Ms Sally Langrish;

Whereas, on 17 June 2025, a meeting was held by the President of the Court with the Agents and Co-Agents of the Parties, pursuant to Article 31 of the Rules of Court, in order to ascertain their views with regard to the time-limits for the filing of the initial written pleadings in the case;

Whereas, at this meeting, the Co-Agent of the Islamic Republic of Iran stated that his Government wished to have at its disposal a minimum period of 15 months from the date of the Order for the preparation of the Memorial; whereas, in support of this request, the Co-Agent referred to the fact that his Government was simultaneously engaged in the preparation of written and oral pleadings in five other cases pending before the Court, to the fact that, for health reasons, certain members had left the Iranian legal team, which was therefore currently being reorganized, to the need to obtain from the International Civil Aviation Organization certain documents necessary for the preparation of the case, and more generally to the fact that the hostilities that had erupted in the region impacted the ability of the Iranian Government and its legal team to prepare for the case; and whereas the Agent of Canada, speaking on behalf of the Respondent States, indicated that a maximum period of four months would be appropriate for the preparation of the Memorial and the Counter-Memorial, respectively; whereas the Agent noted in this respect that the proceedings concerned an appeal from a decision of the Council of the International Civil Aviation Organization on preliminary objections, which involved a relatively simple procedural matter and required less preparation time compared to what would be needed for proceedings on the merits; and whereas the Agent emphasized that an early resolution of the present dispute was of key importance for the families of the victims of the downing of Ukraine International Airlines Flight PS752;

Taking into account the views of the Parties,

Fixes the following time-limits for the filing of the written pleadings:

19 January 2026 for the Memorial of the Islamic Republic of Iran;

19 August 2026 for the Counter-Memorial of Canada, the Kingdom of Sweden, Ukraine and the United Kingdom of Great Britain and Northern Ireland; and

Reserves the subsequent procedure for further decision.

Done in French and in English, the French text being authoritative, at the Peace Palace, The Hague, this nineteenth day of June, two thousand and twenty-five, in six copies, one of which will be placed in the archives of the Court and the others transmitted to the Government of the Islamic Republic of Iran and the Governments of Canada, the Kingdom of Sweden, Ukraine and the United Kingdom of Great Britain and Northern Ireland, respectively.

(Signed) IWASAWA Yuji,
President.

(Signed) Philippe GAUTIER,
Registrar.
