

**GOVERNMENT OF THE REPUBLIC OF CROATIA**  
**PRIME MINISTER**

Zagreb, 28 July 2015

Dear Miro,

Dear Mr. Prime Minister,

I thank you for your letter of 27 July 2015, in which you informed me that the Slovenian Government advocated the continuation of the arbitration process, following the resignations of Member of the Tribunal Sekolec and Slovenian Agent Drenik and the eventual appointment of their successors.

On this occasion, I must inform you that the Croatian Government is of the opinion that the arbitration process irrevocably lost credibility because of the activities that the Slovenian Member of the Tribunal and the Slovenian Agent engaged in over the past months. Those activities speak not only of the Slovenian side's continued illegal actions at the Tribunal and attempts to manipulate with influence over some of the Members of the Tribunal in secluded meetings, but also of attempts to change the factual record of the case by inserting additional Slovenian "evidence" and "arguments" into the official record, through documents presented by the Slovenian Member of the Tribunal or through the Tribunal's staff members, and all that after the end of the hearings. The Slovenian Member of the Tribunal and the Slovenian Agent continuously acted in collusion, which is why at this point, it is no longer possible to distinguish between evidence which is part of the official record legally and evidence which is part of the Tribunal's record as a result of illegal behavior, nor is it possible to establish how those illegal pressures are reflected in viewpoints of certain Members of the Tribunal.

This is why Croatia, as you will be aware, asked the Tribunal for its views on these events, and also requested the Tribunal to momentarily suspend all further actions in this case.

The credibility and integrity of the arbitration process as a whole have been to such an extent compromised that, unfortunately, Croatia is not of the opinion that the arbitration process can continue in this or a similar form. The Tribunal is simply precluded from fulfilling its mandate as per the Arbitration Agreement.

I emphasize that this unfortunate course of events was not in the interest of the Republic of Croatia, which accepted the Arbitration Agreement in good faith, and which took part in the arbitration in accordance with international standards and rules of procedure.

Croatia remains committed to seeking a solution for the determination of the course of the boundary with Slovenia, on land and at sea, in accordance with international law. Good neighborly relations of our two states, which are NATO allies and partners within the European Union, have to continue developing, in spite of this incident.

Yours sincerely,

Zoran Milanović

H.E. Dr. Miro Cerar  
Prime Minister  
Republic of Slovenia