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# 17<sup>th</sup> LAWASIA International Moot

## ADDITIONAL CLARIFICATIONS

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1. Pertaining to Clarification No. 1, are both countries party to the UN Framework Convention on Climate Change, the Paris Agreement, and the Convention on Biological Diversity?

Yes. Both Arkadia and Reka are parties to the abovementioned treaties.

2. Pertaining to Clarification No. 1, are Reka and Arkadia signatories to the New York Convention?

Yes. Both Arkadia and Reka are parties to the New York Convention.

3. Pertaining to Clarification No. 3, which provision of the BIT is being referred to?

For parties to argue.

4. Pertaining to Clarification No. 4, did the investigations on the tax irregularities in the Rekan taxation system, conducted by the Rekan Task Force, focus equally on tax loopholes abused by both domestic and foreign companies?

Investigations were also conducted against local companies in Reka.

5. Pertaining to Clarification No. 4, did the investigators find any local Rekan company that took advantage of the tax loophole? If there were local companies that took advantage of the tax loophole, was the retrospective tax assessment imposed on those local companies?

No local Rekan company was found guilty.

6. Pertaining to Clarification No. 8, was BRC's indirect involvement include any discussions (formal or informal) about the valuation of the company (this is valuation as to auction price)? How much was ABE being auctioned off at and does it satisfy ABE's outstanding USD 5.7 billion tax liability to Reka?

The terms of the auction were not disclosed. Based on a comment made by Rekan's public law expert, Prof Dr Raseem Lieyer, the non-disclosure could be due to Synthose Corporation's link to a state-funded entity.

7. Pertaining to Clarification No. 8, what was the advice Ms Nwantiti sought from Mr Navod?

Both Ms Nwantiti and Mr Navod refused to disclose the details of the communication.

8. Pertaining to Clarification No. 10, based on court papers filed, was BRC, or its chairman, Mr Navod Harrapari, aware of Ms Nwantiti's misconduct in FRC?

Mr Navod only came to know about the misconduct after being contacted by Ms Nwantiti's lawyer in Facanha.

9. Pertaining to Clarification No. 10, did ABE benefit from Ms Nwantiti's misconduct in FRC?

All investigation papers relating to the misconduct by Ms Nwantiti were marked confidential and formed part of the prosecution's records.