

**REPORTS OF INTERNATIONAL
ARBITRAL AWARDS**

**RECUEIL DES SENTENCES
ARBITRALES**

**In the Matter of the Filing of Certain Claims Within the Period of Six Months
After the Expiration of the Regular Period for Filing Provided for by Article VII
of the Convention of September 10, 1923 (Decision No. 3)**

24 April 1931

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facts in this record amounts to a nullification of the Convention Agreement and I dissent therefrom.

Second: All of the other matters discussed in the Presiding Commissioner's opinion are mere dicta, are not germane to this decision and a discussion thereof is wholly unnecessary in order to decide this case, and I therefore refuse to concur in or discuss the same.

IN THE MATTER OF THE FILING OF CERTAIN CLAIMS WITHIN
THE PERIOD OF SIX MONTHS AFTER THE EXPIRATION
OF THE REGULAR PERIOD FOR FILING PROVIDED FOR
BY ARTICLE VII OF THE CONVENTION OF SEPTEMBER 10,
1923.

(*Decision No. 2, April 24, 1931, dissenting opinion by Mexican Commissioner, undated. Pages 32-37.*)

LATE FILING OF CLAIMS. A certain number of claims were presented to the American Agency in sufficient time for filing as prescribed in the *compromis* but owing to delay in transportation from American Agency did not reach the Joint Secretariat of the tribunal until six hours after the time for filing of claims had lapsed, though still within the six-months period provided in the *compromis* for the late filing of claims subject to approval of tribunal. *Held*, claims properly filed.

JOINT SECRETARIAT. The circumstance that under the *compromis* each Government was to appoint a secretary who were to act as joint secretaries of the tribunal did not create a Mexican Secretariat and American Secretariat but instead a Joint Secretariat subject to instructions of the tribunal.

(*Text of decision omitted.*)

IN THE MATTER OF FILING OF CERTAIN CLAIMS WITHIN
THE PERIOD OF SIX MONTHS AFTER THE EXPIRATION OF
THE REGULAR PERIOD FOR FILING PROVIDED FOR BY
ARTICLE VII OF THE CONVENTION OF SEPTEMBER 10, 1923.

(*Decision No. 3, April 24, 1931. Pages 38-41.*)

LATE FILING OF CLAIMS. Rulings made as to whether certain claims were duly filed within the period stipulated for filing under the *compromis*.

(*Text of decision omitted.*)
