



CORTE INTERAMERICANA DE DERECHOS HUMANOS
COUR INTERAMERICAINE DES DROITS DE L'HOMME
CÔRTE INTERAMERICANA DE DIREITOS HUMANOS
INTER-AMERICAN COURT OF HUMAN RIGHTS



EL PRESIDENTE DE LA CORTE

000060

ORDER OF THE
PRESIDENT OF THE INTER-AMERICAN COURT OF HUMAN RIGHTS

OF 9 OCTOBER 2000

CONSTANTINE *ET AL.* CASE

HAVING SEEN:

1. The communication of the Inter-American Commission on Human Rights (hereinafter "the Commission" or "the Inter-American Commission") of 1 September 2000 submitted to the Inter-American Court of Human Rights (hereinafter "the Court" or "the Inter-American Court") on the same date, in relation to the Case of Constantine *et al.* against the Republic of Trinidad and Tobago (hereinafter "the State" or "Trinidad and Tobago.")
2. That, in the said communication (*supra* 1) the Commission "waive[d] the convening of a hearing on the preliminary objection raised by the State in its communication dated June 14, 2000 in the Constantine Case."
3. The note of the Secretariat of the Court (hereinafter "the Secretariat") of 5 September 2000 in which it transmitted to the State the communication of the Commission (*supra* 1).
4. The note of the Secretariat of 11 September 2000 in which, following instructions of the President of the Court, it asked Trinidad and Tobago to present its observations regarding the request of the Inter-American Commission (*supra* 1) on or before 29 September 2000.
5. The note of the Secretariat of 2 October 2000 transmitted to the State on the same date, in which it expressed to Trinidad and Tobago that the deadline for the presentation of its observations had expired on 29 September 2000 and requested it to submit the same on or before 6 October 2000.



6. That, Trinidad and Tobago did not submit, within the prescribed period of time, its observations on the request of the Commission (*supra* 1.)

CONSIDERING:

1. That Article 36(6) of the Rules of Procedure of the Court (hereinafter "the Rules of Procedure") provides that

[t]he Court may, if it deems it appropriate, convene a special hearing on the preliminary objections, after which it shall rule on the objections.

2. That Article 29(2) of the Rules of Procedure states

[a]ll other orders shall be rendered by the Court if it is sitting, and by the President if it is not, unless otherwise provided. Decisions of the President that are not purely procedural may be appealed before the Court.

3. That Article 25(2) of the Statute of the Court provides that

[t]he Rules of Procedure may delegate to the President or to Committees of the Court authority to carry out certain parts of the legal proceedings, with the exception of issuing final rulings or advisory opinions. Rulings or decisions issued by the President or the Committees of the Court that are not purely procedural in nature may be appealed before the full Court.

4. That, having studied the request of the Inter-American Commission and, having taken into account that the State did not object to it, this Presidency considers it not necessary to convene a special hearing on the preliminary objections raised by Trinidad and Tobago.

NOW THEREFORE:

THE PRESIDENT OF THE INTER-AMERICAN COURT OF HUMAN RIGHTS,

pursuant to Articles 29(2) and 36(6) of its Rules of Procedure and Article 25(2) of its Statute, after consulting the other Judges of the Court,

DECIDES:

1. To grant the request of the Inter-American Commission on Human Rights to waive the convening of a special hearing on the preliminary objections raised by the State of Trinidad and Tobago in the present Case.

2. To continue with the consideration of the Constantine *et al.* Case at its present phase.



Antônio A. Cançado Trindade
President



Manuel E. Ventura-Robles
Secretary

So ordered,



Antônio A. Cançado Trindade
President



Manuel E. Ventura-Robles
Secretary