

**PCA CASE No. 2016-21**

In the matter of an arbitration before a Tribunal constituted in accordance with the United Nations Commission on International Trade Law Rules of Arbitration, as revised in 2010  
(“**UNCITRAL Rules**”)

between

(1) **MR. JOSIAS VAN ZYL (SOUTH AFRICA)**  
(2) **THE JOSIAS VAN ZYL FAMILY TRUST (SOUTH AFRICA)**  
(3) **THE BURMILLA TRUST (SOUTH AFRICA)**  
(the “**Claimants**”)

and

**THE KINGDOM OF LESOTHO**  
(the “**Respondent**”, and, together with the Claimants, the “**Parties**”)

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**PROCEDURAL ORDER No. 6:  
Termination of Proceedings**

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**Arbitral Tribunal**

Mr Michael Tselentis QC  
Judge Frederik Daniël Jacobus Brand  
Mr Peter Leon (Presiding Arbitrator)

**Tribunal Secretary**

Mr. Ben Winks

**Registry**

Permanent Court of Arbitration

2 April 2019

1. On 26 February 2019, in Procedural Order No. 5, the Tribunal ordered as follows:

Unless the Respondent's share of the supplementary deposit, in the amount of £50,000, originally directed by the Tribunal on 12 December 2018, is paid in full by either Party by 6 p.m. London time on 26 March 2019, these proceedings will terminate pursuant to Article 43(4) of the UNCITRAL Rules.

2. It is common cause that this deadline was not met by either Party.
3. The Tribunal therefore orders as follows:

Pursuant to Article 43(4) of the UNCITRAL Rules, these proceedings are now terminated.

**For the Tribunal:**



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**Peter Leon**  
Presiding Arbitrator