

11th
Edition

2017-2018

The
Baker McKenzie
International
Arbitration Yearbook





Summary of Arbitral Rules¹

| Country | Institution | Express Confidentiality Requirement | Expedited Procedures Available | Consolidation and Joinder Available | Time Limits for Award (if not expedited) ² | Allocation of Costs ³ |
|-----------|-----------------------------------------------|-------------------------------------|--------------------------------|--------------------------------------------------------------------------------------|-------------------------------------------------------|----------------------------------|
| Argentina | Buenos Aires Stock Exchange Arbitral Tribunal | Y | Y | ? | Set at preliminary hearing | Loser pays |
| | Managerial Mediation and Arbitration Center | N | N | Third-party intervention procedure where party is signatory to arbitration agreement | N | At tribunal's discretion |

¹ This table can provide a general overview only. The rules listed may not be applicable in all circumstances. Where rules distinguish between domestic and international arbitrations, only the rules applicable to international arbitrations are reflected in the table. Key: Y = Yes; N = No/Not Available/None; ? = uncertain, discretionary, or only in very specific circumstances. For further details, please see the main body of this *Yearbook* or contact our local office for specific advice.

² For details of how the period is calculated and whether it can be extended, please see the main body of this *Yearbook* or contact our local office for specific advice.

³ Only the basic or default principle is set out here. Tribunals often have discretion to depart from the default position, or will defer to an express agreement by the parties to do so. For further details, please see the main body of this *Yearbook* or contact our local office for specific advice.

| Country | Institution | Express Confidentiality Requirement | Expedited Procedures Available | Consolidation and Joinder Available | Time Limits for Award (if not expedited)² | Allocation of Costs³ |
|----------------|--------------------------------------------------------------|--------------------------------------------|--------------------------------------------------------|--------------------------------------------|---------------------------------------------------------------------|----------------------------------------|
| Australia | Australian Center for International Commercial Arbitration | Y | Y | Y | N | Loser pays |
| | Australian Maritime and Transport Arbitration Commission | Y | N (not expressly but note the time limit for an award) | N | 4 months from notice of constitution (5 if there is a counterclaim) | Loser pays |
| | The Resolution Institute | N | N | Y (joinder only) | 365 days from constitution of tribunal | Loser pays |
| Austria | Vienna International Arbitration Center | N | Y | Y | N | At tribunal's discretion |
| Belarus | International Arbitration Court at the Belarusian Chamber of | Y | Y | N | 6 months from constitution of tribunal | In proportion to claims granted |



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|----------------|-----------------------------------------|--------------------------------------------|---------------------------------------|--------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------|
| | Commerce and Industry | | | | | |
| Belgium | CEPANI | Y | Y | Y | 6 months from terms of reference | At tribunal's discretion |
| Brazil | CCBC - Câmara de Comércio Brasil Canadá | Y | N | Y (joinder only) | Within sixty days from receipt by arbitrators of final arguments presented by parties (or of their notification that referred time period has expired), unless another time period is established in Terms of Reference or agreed to with parties. Tribunal may extend above time limit up to 30 days. | At tribunal's discretion |
| | CBMA - Centro Brasileiro de | Y | Y | Y (consolidation only) | To be decided by Center or tribunal with | At tribunal's discretion |

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| | Mediação e Arbitragem | | | | consent of Center. | |
| | FIESP-CIESP - Câmara de Arbitragem Ciesp e Fiesp | N | Y | Y (joinder only) | 60 days counted from first business day following date fixed for presentation of final briefs, and may be extended by another 60 days at discretion of arbitral tribunal. | At tribunal's discretion |
| | CAMARB - Câmara de Mediação e Arbitragem Empresarial - Brasil | Y | N | Y | 60 days from end of deadline for submission of final briefs by parties, except if another time period has been set in Terms of Arbitration. | At tribunal's discretion |
| | FGV - Câmara FGV de Mediação | Y | N | N | Stipulated by parties or if not, 60 days from | At tribunal's discretion |



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| | e Arbitragem | | | | end of deadline for submission of final briefs. Tribunal may extend for 30 days. | |
| Canada | International Centre for Dispute Resolution | Y | Y | Y | Unless otherwise agreed by parties, specified by law, or determined by Administrator, no later than 60 days from closing of hearing. | At tribunal's discretion |
| | International Centre for Dispute Resolution Canada | Y | Y | Y | Unless otherwise agreed by parties, specified by law, or determined by Administrator, no later than 30 days from closing of hearing | At tribunal's discretion |
| | Canadian Commercial | N | Y | Y | Within six months from the date the file | At tribunal's discretion |

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| | Arbitration Centre | | | | was transmitted to the tribunal. | |
| | British Columbia International Commercial Arbitration Centre | Y | N | N | N | At tribunal's discretion |
| Chile | Arbitration and Mediation Center of the Santiago Chamber of Commerce | Y | N | Y | 6 months from claim submission | At tribunal's discretion |
| | National Center of Arbitration of Chile | Y | Y | Y | Regular procedure: 6 months from commencement of arbitration Expedited procedure: 60 (business) days from commencement of arbitration | Loser pays |



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| China | China International Economic and Trade Arbitration Commission | Y | Y | Y | 6 months from constitution of tribunal | Loser pays |
| Colombia | Arbitration and Conciliation Center of the Chamber of Commerce of Bogotá | Y | N | Y (consolidation only) | 6 months from filing of respondent's answer | Loser pays |
| Czech Republic | Arbitration Court of the Czech Economic Chamber and the Czech Agrarian Chamber | Y | Y | Rules provide for possibility of tribunal to allow participation of intervening party | N | Loser pays |
| England and Wales | London Court of International Arbitration | Y | Y | Y | As soon as reasonably possible | Loser pays |

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| France | ICC International Court of Arbitration | N | Y | Y (consolidation only) | 6 months from terms of reference | At tribunal's discretion |
| Germany | German Institution of Arbitration | Y | Y | Y | Should be issued within three months after last hearing or last authorized submission | At tribunal's discretion, but usually "loser pays" |
| Hong Kong | Hong Kong International Arbitration Center | Y | Y | Y | None | At tribunal's discretion |
| Hungary | Commercial Arbitration Court | Y (unless agreed otherwise by the parties) | (New rules of procedure not yet known) | N (consolidation - unless all parties consent to it and agree on the panel to proceed further) Y (joinder - depending on | (New rules of procedure not yet known) | Loser pays |



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| | | | | certain statutory criteria) | | |
| India | Mumbai Centre for International Arbitration | Y | Y | Y (consolidation only) | None | At tribunal's discretion |
| Indonesia | Indonesian National Board of Arbitration | Y | N | Y (joinder only) | 180 days from constitution of tribunal | Loser pays |
| Italy | Chamber of Arbitration of Milan | Y | Y | Y | 6 months from constitution of tribunal | At tribunal's discretion |
| | Italian Association of Arbitration | Y | Y | Y | 240 days from constitution of tribunal | At tribunal's discretion |
| Japan | Japan Commercial Arbitration Association | Y | Y | Y | 6 months from constitution of tribunal | At tribunal's discretion |
| Kazakhstan | Center of | Y | Y | Y (joinder only) | 30 days from | In proportion |

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| | Arbitration of the National Chamber of Entrepreneurs | | | | constitution of tribunal | to claims granted |
| | International Arbitration “IUS” | N | N | N | 30 days from constitution of tribunal | In proportion to claims granted |
| | Kazakhstani International Arbitrage | Y | N | Y (joinder only) | 30 days from constitution of tribunal | In proportion to claims granted |
| Korea | Korean Commercial Arbitration Board | Y | Y | Y | 45 days from closing submissions or conclusion of hearings | Loser pays |
| Kyrgyzstan | International Court of Arbitration in Affiliation with the Chamber of Commerce and Industry of the Kyrgyz Republic | Y | Y | Y (joinder only) | 3 months from constitution of tribunal | In proportion to claims granted |



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| Malaysia | Kuala Lumpur Regional Centre for Arbitration | Y | N | Y | Within 3 months from the declaration of close of proceedings by the arbitrator | Loser pays |
| Mexico | Center of Arbitration of Mexico | Y | N | Y (consolidation only) | 6 months from constitution of tribunal | At tribunal's discretion |
| | Center of Mediation and Arbitration of the National Chamber of Commerce | Y | Y | N | N | At tribunal's discretion |
| The Netherlands | Netherlands Arbitration Institute | Y | Y | Y | With due speed | Loser pays |
| Peru | Arbitration Center of the Lima Chamber of | Y | Y | Y | 50 working days from conclusion of proceedings | At tribunal's discretion |

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| | Commerce | | | | | |
| | Center of Analysis and Conflict Resolution of the PUCP | Y | N | Y | 30 working days from conclusion of proceedings | Loser pays |
| | International Arbitration Center of the American Chamber of Commerce of Peru (Amcham - Peru) | Y | Y | Y | 30 working days from conclusion of proceedings. However, tribunal has discretion to extend term for 15 additional working days | At tribunal's discretion |
| Philippines | Philippine Dispute Resolution Center, Inc. | Y | Y | Y | 1 year from constitution of arbitral tribunal | Loser pays but arbitral tribunal may apportion as appropriate |
| Poland | Court of Arbitration at the | Y | N | Y | 9 months from commencement of | At tribunal's discretion |



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| | Polish Chamber of Commerce | | | | proceedings and 30 days from close of hearing | |
| | Court of Arbitration at the Lewiatan Confederation | Y | Y | Y | 6 months from constitution of tribunal | At tribunal's discretion |
| Russian Federation | International Commercial Arbitration Court at the Chamber of Commerce and Industry of the Russian Federation | Y | Y | Y | Award is to be made within time limits assigned for arbitration proceedings under the ICAC Rules. This period constitutes 180 days from constitution of tribunal. | In proportion to claims granted |
| | Russian Arbitration Association | Y | Y (online) | Y | 2 months from conclusion of proceedings | Loser pays |
| Singapore | Singapore | Y | Y | Y | 45 days from | At tribunal's |

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| | International Arbitration Commission | | | | conclusion of proceedings | discretion |
| | Singapore Chamber of Maritime Arbitration | Y | Y | Y | 3 months from conclusion of proceedings | At tribunal's discretion |
| South Africa | Arbitration Foundation of Southern Africa | Y | Y | Y (joinder is available but only with express written consent. Parties can agree to consolidation. New AFSA International Rules provide for joinder and consolidation) | 60 calendar days from completion of hearing unless parties agree to extension in writing or, in exceptional circumstances, appointed AFSA Secretariat extends such period | At arbitrator's discretion |
| | Association of Arbitrators | Y | N | Y (joinder only) | 60 days from closure of the hearing or last | At tribunal's discretion |



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| | | | | | submission provided that parties, at request of arbitral tribunal, can extend this period in writing and signed by the parties | |
| | Africa ADR | Y | N | Y | N | At tribunal's discretion |
| | Commission for Conciliation, Mediation and Arbitration | N (only conciliation is expressly stated as being confidential) | Y | Y | 14 days from conclusion of proceedings | At arbitrator's discretion, with tendency to not award costs against unsuccessful employees |
| Spain | Court of Arbitration of Madrid | Y | Y | Y | 6 months from statement of defense | Loser pays |

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| | Barcelona Arbitration Court | Y | Y | Y (consolidation only) | 6 months from statement of defense | Loser pays |
| | Civil and Mercantile Court of Arbitration | Y | N | Y | 6 months from statement of defense | In proportion to claims granted |
| | Spanish Court of Arbitration | Y | Y | Y | 5 months from statement of defense | Loser pays |
| Sweden | Arbitration Institute of the Stockholm Chamber of Commerce | Y | Y | Y (under the 2017 SCC Rules, under the 2010 SCC Rules consolidation only) | 6 months from reference, may be extended upon a reasoned request from arbitral tribunal or if otherwise deemed necessary by SCC Board | At tribunal's discretion |
| Switzerland | Swiss Chambers' Arbitration Institution | Y | Y | Y | N | At tribunal's discretion |



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| Thailand | Thai Arbitration Institute | Y | N | Y | 30 days from the date the tribunal declares the proceedings closed or date on which written closing statement is due or further period as requested by the tribunal | At tribunal's discretion |
| Turkey | Istanbul Chamber of Commerce Arbitration Center (ITOTAM) | Y | Y | N | 1 year from date of acceptance of appointment by sole arbitrator or date of first minutes of meeting of a tribunal | At tribunal's discretion |
| | Istanbul Arbitration Center (ISTAC) | Y | Y | Y | 6 months from execution of terms of reference | At tribunal's discretion |

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| Ukraine | International Arbitration Court at the Ukrainian Chamber of Commerce and Industry | Y | N | Y (joinder) | 6 months from constitution of tribunal | Loser pays |
| | Maritime Arbitration Commission of the Ukrainian Chamber of Commerce and Industry | Y | N | Y (joinder) | 6 months from constitution of tribunal | Loser pays |
| United Arab Emirates | Dubai International Arbitration Center | Y | Y | Y (consolidation only) | 6 months from receipt of the file by the tribunal | At tribunal's discretion |
| | DIFC-LCIA Arbitration Center | Y | Y | Y | N | In proportion to claims granted |



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| | Abu Dhabi Commercial Conciliation & Arbitration Center | Y | N | N | 6 months from receipt of the file by the tribunal | At tribunal's discretion |
| United States | International Center for Dispute Resolution | Y | Y | Y | 60 days from conclusion of hearing | Each party bears its own costs |
| | JAMS | Y | Y | Y | 3 months from conclusion of hearing | At tribunal's discretion |
| | International Institute for Conflict Prevention and Resolution | Y | Y | Y | 12 months from constitution of tribunal | At tribunal's discretion |
| Uzbekistan | International Commercial Arbitration Court at the Chamber of Commerce and | Y | N | Y (joinder only) | 120 days from constitution of tribunal | In proportion to claims granted |

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| | Industry of the Republic of Uzbekistan | | | | | |
| Venezuela | Arbitration Center of the Caracas Chamber (CACC) | Y | Y | Y | 6 months from terms of reference | At tribunal's discretion |
| | Business Center for Conciliation and Arbitration (CEDCA) | Y | Y | Y | 60 business days from terms of reference | At tribunal's discretion |
| Vietnam | Vietnam International Arbitration Centre | N | Y | Y | Within 30 days of the date on which the final hearing finishes | At tribunal's discretion unless otherwise agreed by parties |