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Ex Aequo et Bono as a Response to the 'Over-Judicialisation' of International Commercial Arbitration Nobumichi Teramura, 2020-05-12 Despite its many distinguished proponents over time ex aequo et bono the idea of deciding disputes on the basis of what an adjudicator regards as fair and equitable has failed to take hold in international commercial arbitration ICA Formalisation and fossilisation of arbitral procedure as manifested in the increasing use of litigation style practice unfortunately reign instead This bold and challenging book argues that parties to an arbitration should be more willing for their cross border disputes to be decided and arbitrators should be more prepared to decide those disputes in accordance with broad principles of equity and fairness rather than by strict adherence to technical rules of law Putting forward suggestions based on extensive research and doctrinal considerations this book invites us to confront what ICA was supposed to be what it now is and what it can be In particular Dr Teramura discusses how by resorting to ex aequo et bono arbitrators can construe contractual terms including the limits apply trade usages deal with mandatory rules of a given forum or place of performance minimise the cost and length of time that arbitration takes avoid the abuse of discretion and ensure predictable results The book examines significant differences in the way that ex aequo et bono arbitration is understood among various state and international institutions It attempts to identify a common core of universally accepted concepts underlying those different understandings The book argues that ex aequo et bono has the potential to reform ICA without undermining its positive aspects Along the way it discusses the implications of ex aequo et bono arbitration on the now widely used UNCITRAL Model Law on ICA It should thus appeal to lay business persons and commercial law practitioners who are looking for an economical and efficient way to solve business disputes within a globalised arbitration framework

Rules of Evidence in International Arbitration Nathan D. O'Malley, 2013-06-19 Rules of Evidence in International Arbitration An Annotated Guide is a valuable reference for practitioners arbitrators and in house counsel involved in cross border dispute resolution Filled with examples drawn from arbitration case precedent the book considers common issues and questions relating to evidentiary procedure Features Benefits Focuses on evidentiary procedure with extensive case based commentary and examples addressing common issues in international arbitration related to evidence Extensive annotations which allow the reader to locate key precedents for use in practice Practitioner focused meaning common misconceptions and questions arising from the international arbitration procedure are addressed Organised in an easy to use style for quick reference This book will be an essential reference guide on evidence for practitioners of international arbitration Filled with examples drawn from arbitration case precedent the book considers common issues and questions relating to evidentiary procedure Arbitrators and counsel will gain from this publication a better view of the best practices accepted solutions to difficult procedural issues and fundamental due process considerations which arise in connection with the use of evidence in international arbitration

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Guide and Playing Rules 1991 ,1990 Official Guide & Rule Book ,1988 The Umpire's Handbook Joe Brinkman,Charlie Buchner,1987 Discusses the problems and rewards of umpiring describes the qualities of a good umpire and covers baseball rules common and complicated calls and the jurisdiction of field and homeplate umpires *The Umpire Manual* Professional Baseball Umpire Corporation Staff,2000-03 How are Major League Baseball umpires trained What do they need to know The Umpire Manual is the official text used by Major League Baseball to train test and develop aspiring umpires Used in conjunction with the Official Rules the Umpire Manual contains an enormous amount of information and regulations from everyday situations to the unusual like Jewelery Mascots Equipment Organists Curfews Uniforms **NFHS Baseball Rules in Black and White** Jim Bettencourt,2020-02-17 Created through a collaboration of dedicated knowledgeable and highly respected baseball umpires assignors and professional rules consultants NFHS Baseball Rules in Black and White 2020 2021 is the missing guide for umpires everywhere This series of enhanced learning resources for frequently called and complex rules of baseball targets each specific level of play By enhancing baseball rule book language and the overall format this series improves the value knowledge to the reader while supporting the actual source of those rulings NFHS Baseball Rules in Black and White 2020 2021 has been updated to include the most recent rules changes from the NFHS Baseball Umpires Manual It clarifies explains and gives examples for all of the most common difficult or misinterpreted calls in the game NFHS Baseball Rules in Black and White 2020 2021 features Collected and organized related rulings placed under a definitive chapter Confusing official rule book grammar converted into an easy to read and easy to retain format Explanations complementary to the NFHS Baseball Umpires Manual Official NFHS rule and page numbers for ease of reference Being an umpire requires many skills talents and knowledge A good umpire must have excellent tracking a consistent strike zone exceptional timing and the ability to execute proper field mechanics Most important though an umpire must have a solid knowledge of the rules of baseball Having a proficient level of rules knowledge empowers umpires to have greater confidence and accuracy when making split second calls This in turn improves their ability to effectively explain rule interpretations and establish superior game management skills Rules knowledge is vital to becoming a respected umpire An effective baseball rules resource should take a reader directly to a rule use straightforward language to convey a clear and decisive interpretation and retain accuracy NFHS Baseball Rules in Black and White 2019 2020 is that resource **Softball Australia Umpire's Manual** ,198? **The Official Rules of Major League Baseball** Triumph Books,2008-04 The official rules used by professional baseball umpires Contains the casebook of the Playing Rules Committee providing insight into rules intent

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