
CRAIG, PARK, & PAULSSON'S

**Annotated Guide
to the 1998 ICC
Arbitration Rules
*WITH COMMENTARY***

W. Laurence Craig
William W. Park
Jan Paulsson



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International Chamber of Commerce

The world business organization

Annotated Guide To The 1998 Icc Arbitration Rules With Commentary

Philippe Fouchard, Berthold Goldman



Annotated Guide To The 1998 Icc Arbitration Rules With Commentary:

Craig, Park & Paulsson's Annotated Guide to the 1998 ICC Arbitration Rules International Chamber of Commerce. International Court of Arbitration, William Laurence Craig, William W. Park, Jan Paulsson, 1998 This indispensable volume provides a complete and authoritative discussion of the ICC rules and their application Organized by arbitration rules it contains an article by article analysis of the rules including a comparison with the text of the relevant section of the 1975 rules along with comprehensive indexes for tracking the rules of the court and advice for arbitrators Each annotation contains an explanation of the rationale that drove the revision or incorporation as well as the expected effect on ICC arbitration practice Where the rules are influenced by other established arbitration rules appropriate cross references appear Contents summary BL Overview of the 1998 rules BL Annotated text with commentary BL Arbitral tribunal and proceedings BL Awards BL Costs BL Conversion tables BL Appendices to the 1998 rules BL Index

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Procedure and Evidence in International Arbitration Jeffrey Waincymer, 2012-05-23 Central to the book s purpose is the procedural challenge facing arbitrators at each and every stage of the arbitral process when fairness arguments conflict with efficiency concerns and trade offs must be determined Some key themes include how can a tribunal be fair and in particular be neutral if parties are so diverse How can arbitration be made efficient and cost effective without undue inroads into fairness and accuracy How does a tribunal do what is best if the parties are choosing a suboptimal process When can or must an arbitrator ignore procedural choices made by the parties The author thoroughly evaluates competing arguments and adds his own practical tips expertly synthesizing and engaging

with the conference literature and differing authors views He identifies criteria that offer a harmonized approach to each stage of the arbitral process with particular attention to such aspects of international arbitration as appropriate trade offs between flexibility and certainty the rights duties and powers of arbitrators appointment and challenge of arbitrators responses to guerilla tactics drafting of arbitration agreements including specialty clauses drafting of required commencement notices and response documents set off fast track arbitration and other efficiency options strategic use of preliminary conferences and timetabling online arbitration multi party multi contract class arbitration amicus and third party funders pre arbitral referees and interim relief witness evidence both factual and expert documentary evidence production obligations and challenges to production identifying applicable law and remedies and costs International Commercial Arbitration Gary B. Born, 2020-11-23 International Commercial Arbitration is an authoritative 4 250 page treatise in three volumes providing the most comprehensive commentary and analysis on all aspects of the international commercial arbitration process that is available The Third Edition of International Commercial Arbitration has been comprehensively revised expanded and updated To include all legislative judicial and arbitral authorities and other materials in the field of international arbitration prior to June 2020 It also includes expanded treatment of annulment recognition of awards counsel ethics arbitrator independence and impartiality and applicable law The revised 4 250 page text contains references to more than 20 000 cases awards and other authorities and will enhance the treatise s position as the world s leading work on international arbitration The first and second editions of International Commercial Arbitration have been routinely relied on by courts and arbitral tribunals around the world including the highest courts of the United States United Kingdom Singapore India Hong Kong New Zealand Australia the Netherlands and Canada and international arbitral tribunals including ICC SIAC LCIA AAA ICSID SCC and PCA e g U S Supreme Court GE Energy Power Conversion France SAS Corp v Outokumpu Stainless USA LLC 590 U S U S S Ct 2020 BG Group plc v Republic of Argentina 572 U S 25 U S S Ct 2014 Canadian Supreme Court Uber v Heller 2020 SCC 16 Canadian S Ct Yugraneft Corp v Rexx Mgt Corp 2010 1 R C S 649 661 Canadian S Ct U K Supreme Court Jivraj v Hashwani 2011 UKSC 40 78 U K S Ct Dallah Real Estate Swiss Federal Tribunal Judgment of 25 September 2014 DFT 5A_165 2014 Swiss Fed Trib Indian Supreme Court Bharat Aluminium v Kaiser Aluminium C A No 7019 2005 138 39 142 148 49 Indian S Ct 2012 Singapore Court of Appeal Rakna Arakshaka Lanka Ltd v Avant Garde Maritime Servs Ltd 2019 2 SLR 131 Singapore Ct App PT Perusahaan Gas Negara Persero TBK v CRW Joint Operation 2015 SGCA 30 Singapore Ct App Larsen Oil Australian Federal Court Hancock Prospecting Pty Ltd v Rinehart 2017 FCAFC 170 Australian Fed Ct Hague Court of Appeal Judgment of 18 February 2020 Case No 200 197 079 01 Hague Gerechtshof Arbitral Tribunals Lao Holdings NV v Lao People s Democratic Republic I Award in ICSID Case No ARB AF 12 6 6 August 2019 Gold Reserve Inc v Bolivarian Republic of Venezuela Decision regarding the Claimant s and the Respondent s Requests for Corrections ICSID Case No ARB AF 09 1 15 December 2014 Total SA v The Argentine Republic Decision on Stay

of Enforcement of the Award ICSID Case No ARB 04 01 4 December 2014 Millicom Int'l Operations B V v Republic of Senegal Decision on Jurisdiction of the Arbitral Tribunal ICSID Case No ARB 08 20 16 July 2010 Lemire v Ukraine Dissenting Opinion of Jürgen Voss ICSID Case No ARB 06 18 1 March 2011

Institutional Arbitration Rolf A Schütze, 2013-04-05

International arbitration has become the preferred dispute resolution mechanism in cross border disputes In the course of time ad hoc arbitration where the parties have to create their own rules and procedures has increasingly been replaced by institutional arbitration where a specialised institution with a permanent organisation provides assistance and a set of practice proven rules The services and rules provided by the various institutions of arbitration differ In order to inform the potential parties and their counsels about the differences and to make the choice between the different arbitration regimes easier and to offer guidance through the various provisions this book provides a comprehensive article by article commentary of rules of arbitration of 14 important arbitration institutions AAA American Arbitration Association CIEDAC China International Economic and Trade Arbitration DIAC Dubai International Arbitration Centre DIS German Institution of Arbitration ICC International Court of Arbitration ICSID International Centre for Settlement of Investment Disputes KLRCA Kuala Lumpur Regional Centre for Arbitration LCIA The London Court of International Arbitration MKAS Moscow International Commercial Arbitration Court SCC Stockholm Chamber of Commerce Arbitration SIAC Singapore International Arbitration Centre Swiss Rules UNCITRAL Rules Vienna Rules

Fouchard, Gaillard, Goldman on International Commercial Arbitration Philippe Fouchard, Berthold Goldman, 1999-09-02 Based on and includes revisions to *Trait de l'arbitrage commercial international* Ph Fouchard E Gaillard B Goldman 1996 Cf foreword

The WIPO Arbitration Rules: Manuel Arroyo, 2025-06-30 In contracts and proceedings related to intellectual property and technology matters arguably the most reputable experienced and truly international dispute resolution institution is the Arbitration and Mediation Center of the World Intellectual Property Organisation WIPO In this article by article commentary the first in depth analysis of the WIPO Center's Arbitration Rules experienced arbitration practitioners provide both an overall survey and a highly detailed and granular treatment of the application and interpretation of the Rules including the Expedited Rules introduced in 2021 Illustrating the use of the WIPO Arbitration Rules in practice the authors of *The WIPO Arbitration Rules A Commentary* fully consider multiple procedural aspects of WIPO arbitrations encompassing such aspects as the following specific bearing of confidentiality and secrecy protection on IP and technology arbitrability relating to IP infringement and validity expedited or fast track proceedings and comparisons with other arbitration rules and case studies in the IP and technology domain The authors show how the WIPO Arbitration Rules assist in adjudicating a range of legal issues such as patent infringement patent licenses IT transactions distribution agreements research and development agreements technology transfer agreements copyright matters trademark coexistence agreements art marketing artistic production media related agreements joint venture agreements and cases arising out of agreements in settlement of prior multi jurisdictional patent

litigation Thanks to the contributors expert insights and clear practical instructions anyone contemplating the use of the WIPO Rules or engaging in IP related arbitration more generally will confidently prepare and manage their cases and gain a thorough understanding of procedural nuances The Commentary is sure to take its place as a leading source of inspiration and guidance for WIPO Rules arbitrations and more broadly as an indispensable guide for the growing number of complex intellectual property disputes facing parties counsel and adjudicators throughout the world *Courts' Inquiry into Arbitral Jurisdiction at the Pre-Award Stage* Sandra Synková, 2013-06-14 International arbitration has become the favored method of resolving disputes between business partners in almost every aspect of international trade commerce and investment The resolution of a dispute by means of international arbitration provides the parties with an opportunity to resolve their disputes in a private confidential cost and time efficient manner before a neutral tribunal of their choice However challenges to arbitral jurisdiction have become a common practice in the field Resolution of such challenges may significantly delay the resolution of the parties primary substantive dispute increase overall dispute resolution costs and even whittle down the benefits of the parties bargain to arbitrate Accordingly adopting a proper approach to the resolution of such disputes becomes crucial to the efficacy of international arbitration as a system of dispute resolution The present book provides a comparative analysis of the practice of three carefully selected legal orders the English German and Swiss and outlines possible ways forward As the work strikes a balance between theory and practice it will appeal to practitioners researchers but also students looking to develop their understanding of the international arbitration field

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