International Institutional Arbitration Rules

Some Key Differences and Similarities

Arbitration is often a preferable process for resolving international commercial disputes. This guide outlines some key differences and similarities among the rules of select international arbitration institutions. It is intended to provide a general overview and is not an exhaustive description of all arbitral rules and procedures.

Blakes has a well-deserved reputation for effective, efficient and practical dispute resolution to shield you from risk and navigate complex situations. We offer a complete range of dispute resolution services, including expertise in international and domestic, institutional and ad hoc arbitrations.

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International Chamber of Commerce (ICC, 2017)

- Art. 4(1), 4(2) ► Submit request for arbitration (Request) to ICC Secretariat
  - CD is the date Request is received by ICC
- Art. 3(1), 3(2) ► ICC confirms receipt of arbitration (Notice) to and respondent
  - CD is the date Notice is received by respondent

International Centre for Dispute Resolution (ICDR, 2014)

- Art. 4, 6 ► Submit request for arbitration (Request) to ICDR
  - CD is the date Request is received by ICDR
- Art. 1.1, 1.4, 4.4 ► Deliver request for arbitration (Request) to SCC
  - CD is the date Request is received by SCC

Stockholm Chamber of Commerce (SCC, 2017)

- Art. 2.2, 3.1, 3.7 ► File notice of arbitration (Notice) with Registrar
  - CD is the date Notice is received by Registrar

London Court of International Arbitration (LCIA, 2014)

- Art. 4.1, 4.6 ► Request for arbitration (Request) to DIAC
  - CD is the date Request is received by DIAC

Singapore International Arbitration Centre (SIAC, 2016)

- Art. 13(1), 13(2), 13(5) ► Art. 13(6), 13(7), 13(10)

Dubai International Arbitration Centre (DIAC, 2007) (and 2017 Draft)

- Art. 13.1, 13.2, 13.5
- Art. 12.4, 12.5
- Art. 13.6, 13.7, 13.8
- Art. 13.9, 13.10

Initiating arbitration and deemed commencement date (CD)

- Art. 50(1), 50(2) ► Respondent to submit answer to Request and any counterclaims in 30 days of receipt of Request
- Art. 50(3), 50(4) ► Respondent to submit Notice to and any counterclaims or set-off set-off within 30 days after CD
- Art. 50(5), 50(6) ► Respondent to submit answer to Request and any counterclaims or set-off set-off within 30 days

Default

- Art. 29(1) ► Tribunal to draw up Terms of Reference which includes summary of claims and issues to be determined

Requirement for deadline for filing answer and reply

- Art. 29(2) ► Respondent to submit statement of claim and respondent to submit statement of defence within 30 days

Other written pleadings, statements or documents

- Art. 29(3) ► Claimant to submit reply to counterclaim within 30 days

Amending or supplementing claims, pleadings or statements

- Art. 30(1) ► Amended or supplement any time if it is within scope of arbitration agreement unless tribunal considers it inappropriate due to delay, prejudice or other circumstances

Default number of arbitrators

- Art. 30(2) ► One
- Art. 30(3) ► One or three as decided by Board

Default appointment process for sole arbitrator

- Art. 30(4) ► After Terms of Reference are finalized, no new claims can be made that fall outside the scope unless authorized by Tribunal

Default appointment process for three-member tribunal

- Art. 50(4) ► After Terms of Reference are finalized, no new claims can be made that fall outside the scope unless authorized by Tribunal

Factors considered in arbitrator appointment and confirmation

- Art. 1.5, 1.7, 1.9

- Art. 2.1, 2.3

- Art. 3.1, 3.2

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Blake, Cassels & Graydon LLP
The law is stated as of May 30, 2017.

This guide is intended as a general overview. For this reason, you should not rely solely upon this guide when considering an arbitration institute for a specific dispute or drafting arbitration agreements, but should seek the advice of qualified counsel.

For more information, please visit blakes.com