

International Dispute Resolution PROCEDURES

Modified

As part of its commitment to advance education in the field of international arbitration, the ICDR is revising its International Dispute Resolution Procedures. Effective July 1, 2003, the rules will allow for the publication of selected redacted arbitration awards. Each month, the ICDR will select a number of awards, decisions, and rulings that will be made public in order to encourage the study of international commercial arbitration. The selected awards will be edited to conceal the names of the parties and other identifying details.

In addition, the ICDR's International Dispute Resolution Procedures will be revised to add a new section for international mediation. The ICDR is one of the world's few arbitral institutions that consistently administers international mediations around the globe, and the addition of international mediation rules reflects the ICDR's international mediation experience.

The International Dispute Resolution Procedures used are a key component to the successful resolution of an international commercial dispute, and the significant points of the ICDR's rules remain unchanged. They allow for the maximum in party autonomy while preserving due process. They allow parties to customize their arbitration in any way deemed appropriate (subject to the limitation that each side be given a full opportunity to present its case). They allow parties the freedom to choose the seat of the arbitration, the language of the arbitration, the number of arbitrators, and the method of their appointment. They allow parties to designate the nationality of the arbitrator, decide to exclude certain nationalities from the list of potential arbitrators, even agree to name a specific arbitrator in their arbitration clause, among other things.

The ICDR's International Dispute Resolution Procedures also provide arbitrators with the power to direct the order of proof, bifurcate the proceedings, exclude cumulative or irrelevant testimony, and direct the parties to focus their presentation and that the arbitration award be reasoned.