

Appendices

- A-1 RA Law on Commercial Arbitration (RA Law No. HO-55-N)
<http://www.aua.am/aua/masters/law/arbitration.html>
- A-2 New York Convention on the Recognition and Enforcement of Foreign
Arbitral Awards of 1958
http://www.uncitral.org/pdf/english/texts/arbitration/NY-conv/XXII_1_e.pdf (For text)
http://www.uncitral.org/uncitral/en/uncitral_texts/arbitration/NYConvention.html
- A-2.1 NY Convention (*in Armenian*)
<http://www.aua.am/aua/masters/law/arbitration.html>
- A-2.2 RA Law N-210-1, “On Joining the Convention on Recognition and
Enforcement of Foreign Arbitral Awards,” November 18, 1997 (*in
Armenian*)
<http://www.aua.am/aua/masters/law/arbitration.html>
- A-2.3 NY Convention Translation Clarification (*in Armenian*)
<http://www.aua.am/aua/masters/law/arbitration.html>
- A-3 Rules of Arbitration, International Chamber of Commerce
http://www.iccwbo.org/uploadedFiles/Court/Arbitration/other/rules_arb_english.pdf (For text)
<http://www.iccwbo.org/court/arbitration/id4401/index.html>
- A-3.1 ADR Rules, International Chamber of Commerce
http://www.iccwbo.org/uploadedFiles/Court/Arbitration/other/adr_rules.pdf
- A-3.2 Rules for Expertise, International Chamber of Commerce
http://www.iccwbo.org/uploadedFiles/Court/Arbitration/other/rules_expert_english.pdf
- A-4 Arbitration Rules, London Court of International Arbitration
http://www.lcia.org/ARB_folder/ARB_DOWNLOADS/ENGLISH/rules.pdf
- A-4.1 Recommended Arbitration Clauses, London Court of International
Arbitration
http://www.lcia.org/ARB_folder/ARB_DOWNLOADS/ENGLISH/clauses.pdf

- A-4.2 Schedule of Arbitration Fees and Costs, London Court of International Arbitration
http://www.lcia.org/ARB_folder/ARB_DOWNLOADS/ENGLISH/costs2003.pdf
- A-5 Commercial Arbitration Rules and Mediation, American Arbitration Association
<http://www.adr.org/sp.asp?id=22440> (For text)
<http://www.adr.org/sp.asp?id=28749>
- A-5.1 International Dispute Resolution Procedures (Including Mediation and Arbitration Rules), American Arbitration Association
<http://www.adr.org/sp.asp?id=28144>
- A-6 UNCITRAL Arbitration Rules
<http://www.uncitral.org/pdf/english/texts/arbitration/arb-rules/arb-rules.pdf>
- A-6.1 UNCITRAL Model Law on International Commercial Conciliation (With Guide to Enactment and Use), 2002
<http://www.uncitral.org/pdf/english/texts/arbitration/ml-conc/ml-conc-e.pdf>
- A-6.2 UNCITRAL Conciliation Rules
<http://www.uncitral.org/pdf/english/texts/arbitration/conc-rules/conc-rules-e.pdf>
- A-7 Rules of Ethics for International Arbitrators, International Bar Association
http://www.ibanet.org/images/downloads/pubs/Ethics_arbitrators.pdf
- A-8 IBA Rules on the Taking of Evidence in International Commercial Arbitration
<http://www.camera-arbitrale.com/upload/file/1234/617497/FILENAME/IBA%20Rules%20on%20Taking%20of%20Evidence%201999.pdf>
- A-9 Convention on the Taking of Evidence Abroad in Civil or Commercial Matters (“Hague Evidence Convention”)
http://www.hcch.net/index_en.php?act=conventions.text&cid=82
http://www.hcch.net/index_en.php?act=conventions.pdf&cid=82 (For pdf)
- B-1 “International Arbitration: The Fundamentals”^{*}
<http://www.aua.am/aua/masters/law/arbitration.html>

^{*} Copyright Markham Ball, used with permission.

- B-2 “The Essential Judge: the Role of the Courts in a System of National and International Commercial Arbitration”*, *Arbitration International, The Journal of the London Court of International Arbitration*, Vol. 22, N. 1, 2006
<http://www.aua.am/aua/masters/law/arbitration.html>
- B-3 “Drafting an Arbitration Clause”*
<http://www.aua.am/aua/masters/law/arbitration.html>
- B-4 “ADR in International Transactions: An Introduction”*
<http://www.aua.am/aua/masters/law/arbitration.html>

Appendix C – Forms

<http://www.aua.am/aua/masters/law/arbitration.html>

1. Motion to Compel Arbitration (Any court)
 - 1.1. Decision to Compel Arbitration
2. Motion to dismiss due to Arbitration Clause (any court)
 - 2.1. Decision to dismiss due to Arbitration Clause
3. Court order to transfer arbitration related cases to designated court
4. Motion for appointment of arbitrator (Only designated court)
 - 4.1. Decision appointing arbitrator
5. Motion for removal of arbitrator (Only designated court)
 - 5.1. Decision to remove arbitrator
6. Appeal or Enforcement action for Arbitral Interim Decisions (Only designated court)
 - 6.1. Appeal Arbitral Tribunal Decision to exercise jurisdiction over a case
 - 6.2. Appeal Arbitral Tribunal Decision not to exercise jurisdiction over a case (see 1 – Motion to Compel Arbitration)
 - 6.3. Appeal Arbitral Tribunal Decision not to compel production of evidence
 - 6.4. Appeal Arbitral Tribunal Decision not to remove arbitrator
 - 6.5. Appeal Arbitral Tribunal Attachment Order
 - 6.6. Appeal Arbitral Tribunal Decision to decline to order pre-award attachment
 - 6.7. Enforce Arbitral Tribunal Pre-Attachment Order
 - 6.8. Enforce Arbitral Tribunal Order to compel production of Evidence
 - 6.9. Appeal Arbitral Tribunal Order to compel production of Evidence

* Copyright Markham Ball, used with permission.

- 6.10. Appeal Arbitral Tribunal Decision to decline to order production of Evidence
- 7. Motion to recognize and enforce a Foreign Arbitral Award (only designated court)
 - 7.1. Decision to recognize and enforce a Foreign Arbitral Award
- 8. Motion to enforce a domestic Arbitral Award
 - 8.1. Decision to enforce a recognized Arbitral Award
 - 8.2. Enforcement of Court Judgment via Marshals

Appendix D – Logistics of Arbitral Panel Engagement

<http://www.aua.am/aua/masters/law/arbitration.html>

- 1. Fee Formulas
 - a. Fixed fee, or
 - b. Hourly fee, or
 - c. Percentage of the amount in dispute (with a graduated schedule, floor or cap), or
 - d. Some combination (a & b) (a &c)
- 2. Payment Terms
 - a. Full fee in advance (assuming it can be determined, in the case of hourly fee, estimate hours and require full payment, with replenishment, if necessary)
 - b. Loser reimburses winner for fee
 - c. Parties split fee
- 3. Non-Institutional
 - a. Parties sign contract with arbitrator (services) arbitrator must be registered individual entrepreneur (VAT?), tax filing? (Sample Contract) OR
 - b. Parties sign a contract with the arbitrator's firm for the fee (VAT), specifying that the arbitrator must do the work (Sample Contract)
- 4. Institutional
 - a. Parties sign contract with Institution (Sample Contract)
 - b. Institution signs either short-term employment (withholds taxes) (Sample Contract)
OR
 - c. Independent contractor (arbitrator pays own taxes, must be a registered individual entrepreneur) (Sample Contract)