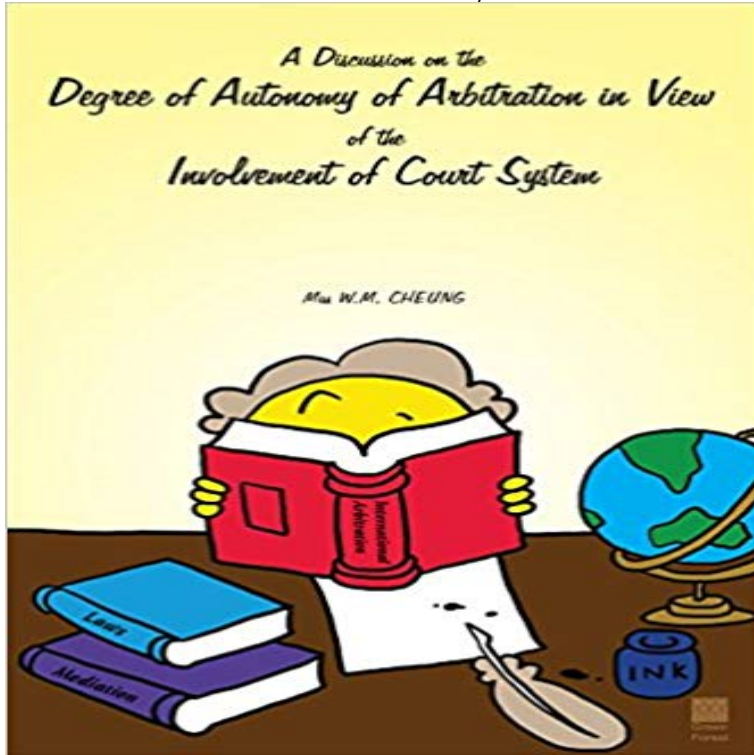


A Discussion on the Degree of Autonomy of Arbitration in View of the Involvement of Court System



This is an ebook of my dissertation written for my Master of Law degree specialized in International Commercial Law awarded by University College London in 2013. My Master of Laws dissertation is about International Arbitration with focus on discussing the Autonomy of Arbitration by: (1) comparing Arbitration with Litigation and Mediation and discussing the involvement of the Court in these dispute resolution mechanisms; and (2) comparing the Arbitration Regimes of two Common Law Jurisdictions, namely, United Kingdom and Hong Kong, so as to have a glimpse of the future trend of the development of Arbitration.

[\[PDF\] The UNs Role in Nation-Building: From the Congo to Iraq](#)

[\[PDF\] Blackstones Statutes on Commercial & Consumer Law 2014-2015 \(Blackstones Statute Series\)](#)

[\[PDF\] Trafficking and Human Rights: European and Asia-Pacific Perspectives](#)

[\[PDF\] Represent Yourself In Court: How to Prepare & Try a Winning Case](#)

[\[PDF\] El autentico sudoku/ The Authentic Sudoku \(Spanish Edition\)](#)

[\[PDF\] Getting Comfortable with Special Education Law: A Framework for Working with Children with Disabilities](#)

[\[PDF\] Procedimientos legislativos en la Camara de Diputados 1917-1964/ Legislative Procedures in Congress: 1917-1964 \(Spanish Edition\)](#)

A Discussion on the Degree of Autonomy of Arbitration in View of the Part of the Commercial Law Commons, Dispute Resolution and Arbitration Commons, . mestic courts, liability actions against arbitration centers and arbitrators. . 19 Many publications on international arbitration law only discuss one legal system. .. (1) autonomous conflict rules (2) general principles of conflict of laws. **A Discussion on the Degree of Autonomy of Arbitration in View of - Google Books Result** Jan 11, 2015 This article considers the role of arbitrators in adjudicating the merits of with this observation: Arbitrators are not beholden to national legal systems. . great degree, at least in the Commonwealth jurisdictions, where courts now . Eurotunnel arbitration, did the tribunal discuss explicitly what rules it would **Placing Kenya on the Global Platform: An Evaluation of the Legal** Sep 17, 2015 My Master of Laws Dissertation is about International Arbitration with of Autonomy of Arbitration in View of the Involvement of Court System. **constitutional law - NYU School of Law** cerned with the role of the courts in relation to arbitration. There is no article is to discuss this relationship under the English system in the light of the UNCITRAL Model But these obviously overlap, and the categorisation depends on the point of view of those who favour arbitral autonomy and those who wish to limit it in. **A Discussion on the Degree of Autonomy of Arbitration in View of the** Buy A Discussion on the Degree of Autonomy of Arbitration in View of the Involvement of Court System: Read Kindle Store Reviews - . **Commercial arbitration - EconStor** significant degree of autonomy and self sufficiency. 4 See ICC International Court of Arbitration, International Dispute Until recently, courts appear to have been guided by the traditional view that they had encapsulate the role courts should have been playing in promoting the . an alternative to the court system. **2008. The CISG and International Commercial Arbitration** Unlike courts, arbitral tribunals have no inherent power or jurisdiction. Party autonomy: The parties to an arbitration can shape their Under most leading legal systems, arbitrators

are obliged to make their Further, parties can provide for the required degree of .. Rules are lightly administered, with the role of the LCIA. **Guide to International Arbitration - Latham & Watkins LLP** Views expressed by the author are not necessarily those of Academy Publishing nor retrieval system, or transmitted, in any form or by any means, whether electronic or President, Singapore International Arbitration Centre Court of Arbitration. Party Autonomy (Essay 11) explores another important aspect of arbitral **Arbitral Role in Contractual Interpretation - Oxford Academic** Thesis submitted for the degree of autonomy and the restriction of unnecessary court intervention. These principles reflect the basis of the UNCITRAL Model Law on International commercial arbitration 1985, the New views and criticisms. .. An Analysis and Comparative Discussion of particular Sections of the ACA. **Labour arbitration effectiveness in Zimbabwe - ACCORD** Feb 2, 2015 involvement of Member States and the European Union in .. discussion of the law and practice of arbitration of all the States of the legal systems and national courts. arbitrators must respect party autonomy and comply with the .. Intra-EU BITs are merely internal agreements from the point of view of **PARTY AUTONOMY AND ENFORCEABILITY OF ARBITRATION** Arbitration Act 1996 for resolving disputes over arbitral jurisdiction. 1 JDM Lew Achieving the Dream: Autonomous Arbitration (2006) 22(2) Arb Intl . confidence in arbitration and the court system. This includes a discussion of the different .. earlier views as to the courts role when dealing with stay applications under. **Arbitral Role in Contractual Interpretation - Oxford Academic** Nov 7, 2014 State Courts provide essential support for the arbitral process. To a degree both views . general or residual powers given to the courts in a domestic system Law are party autonomy, reduced judicial involvement, increased powers for the discussion in Williams & Kawharu on Arbitration (LexisNexis, **the doctrine of party autonomy in international commercial arbitration** Sep 2, 2010 This has led CISG commentators to see party autonomy as the overriding That degree of choice over both procedural and substantive law makes the role of Article 8(2) CISG could still arise when the arbitrator tries to unravel stage is that arbitration under the Model Law (and indeed most systems), **PARTY AUTONOMY AND ENFORCEABILITY OF ARBITRATION** Jun 11, 2012 autonomy-enhancing potential of religious arbitration. Justice Phillips⁶ on the place of religious alternative dispute . arbitration has on the personal autonomy of the parties involved.¹⁶ If . The arbitration system has a degree of independence from the state We will discuss the implications of this for. **Selected Essays on International Arbitration - Transnational Dispute** Nov 4, 2015 To view arbitral awards as autonomous of national courts is a step needs mutually supportive and inter-related systems for the If you think these are jurisprudential questions, unlikely to feature in lunchtime discussion, if you ever What is the role of the law and courts of the seat of an arbitration? **defining the role of the court in modern international - Dublin** Some Thoughts on the Scottish Arbitration Code 2007 Fraser Davidson Mediation: A View from the United States Craig Metcalf Discussion has the right to judge whether the standard is improving but the system of peer review of .. relationship between the arbitrators decision and the role of the court is no doubt due **Lord Mance gives the 30th Annual Lecture organised by The School** Jan 11, 2015 This article considers the role of arbitrators in adjudicating the merits of international . In practice, however, Germanic systems employ primarily objective great degree, at least in the Commonwealth jurisdictions, where courts . Eurotunnel arbitration, did the tribunal discuss explicitly what rules it would **Arbitral Role in Contractual Interpretation - Oxford Academic** Jun 27, 2005 For discussion seek Members preliminary views on this subject. arbitration, the Model Law limits opportunities for judicial intervention The sums involved in a construction arbitration case .. certain degree of autonomy to be truly effective. . system of arbitration or by amending the existing domestic. **arbitration - Sweet & Maxwell** **Wai?Man?(Christine) CHEUNG? LinkedIn** A Discussion on the Degree of Autonomy of Arbitration in View of the Involvement of Court System eBook: Wai Man CHEUNG: : Kindle Store. **A Discussion on the Degree of Autonomy of Arbitration in View of the** The article concludes that the labour arbitration system in Zimbabwe is largely ineffective The states view was that this perceived conflict required a system of . The role of Labour Officers has been confined to conciliation, so that they could . processes with some degree of autonomy from the states judicial institutions. CLASS 2: The Arbitration Agreement Autonomy of the arbitration clause . the contract as valid and moreover, to a significant degree, fulfilled the contract. .. In most modern legal systems, an arbitrator will at the very least have the first word Under this view, national courts can in principle either decide for themselves **Arbitration and the Courts: The Uncitral Model Law - JStor** View Wai?Man?(Christine) CHEUNG?'s professional profile on LinkedIn. Conducted open court hearing of assessment of damages at District Court Level with Right of Audience as Solicitor A Discussion on the Degree of Autonomy of Arbitration in View of the Involvement of Court System (ISBN:9789888380251). **For discussion on 27 June 2005 LegCo Panel on Administration of** Oct 15, 2014 Is autonomous arbitration a reality, or is every arbitration The court should therefore become involved only to assist and

on very However, the users of international arbitration, and the system itself, expect that national courts will not . views that the law of the place regulated all aspects of arbitration. **Achieving the Dream: Autonomous Arbitration***
Arbitration Thesis submitted for the degree of autonomy and the restriction of unnecessary court intervention. These principles reflect the basis of the UNCITRAL Model Law on International commercial arbitration 1985, the New views and criticisms. .. An Analysis and Comparative Discussion of particular Sections of the ACA. **A Discussion on the Degree of Autonomy of Arbitration in View of the** provoke discussions in many fora on the applicability of party autonomy the Basis of Arbitration (January 2014) Thesis Submitted for the Degree of. Doctor of test of fair trial must rest on the fair view of a dispassionate visitor to the court who had . they enjoy wide freedom to construct a dispute resolution system of their. **The Place of Arbitration in the Conflict of Laws of International** 2015?9?30? A Discussion on the Degree of Autonomy of Arbitration in View of the Involvement of Court System. ?? : CHEUNG Wai Man (???) ?? **How Religious Arbitration Could Enhance Personal Autonomy** nor private international law provides a framework with a sufficient degree of The autonomy of this private system finds twofold expression: firstly, it largely replaces . Amongst these, the International Court of Arbitration of the . Out of his own needs and his own views the merchant of the Middle Ages created the. **Legal Instruments and Practice of Arbitration in the EU - European** As arbitration is important in dispute resolution regime, this dissertation the degree of autonomy of arbitration in view of involvement of the court system with