

INTERNATIONAL COMMERCIAL ARBITRATION WITH ENGLISH LAW IN ASEAN

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INTERNATIONAL COMMERCIAL ARBITRATION

- Party autonomy
- Tribunal
 - Neutrality
 - Sector skill and knowledge
- Proceedings
 - Privacy/confidentiality
 - Speed
- Award
 - Finality
 - Enforceability

ENGLISH LAW

- Respected system of commercial law
- Applicable law of choice in many Asian contracts
- Politically neutral and independent
- Consistent and predictable
- Protection of confidentiality
- Lawyer or corporate counsel may instruct ASEAN solicitor and English Counsel

INSTITUTIONAL MANAGEMENT

- Case management
- Integrity
- Quality
- Competitive cost
- KLRCA

CASE MANAGEMENT AND COST CONTROL

- Flexible case management procedure
- Limited document production
- Limited cross-examination
- Costs capping orders

INTERNATIONAL COMMERCIAL ARBITRATION WITH ENGLISH LAW IN ASEAN SUMMARY

- Process
 - Party control
 - Confidentiality (e.g. competitors, third parties)
- Result
 - Fair and predictable
 - Enforceable (New York Convention)