

Confidentiality In International Commercial Arbitration A Comparative Ysis Of The Position Under English Us German And French Law

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Confidentiality in International Commercial Arbitration

Dr. Smeureanu obtained an SJD degree in International Commercial Arbitration from Central European University; is an ABA Country Representative for Romania; and is co-editor of the International Arbitration Case Law academic project, under Queen Mary, University of London.

Confidentiality in International Commercial Arbitration ...

The purpose of this thesis was to see whether there exists an international principle of confidentiality in arbitration. The answer is that there is a definite lack of consensus in the international arbitration community. What is certain is, that confidentiality should not be taken for granted.

Confidentiality in Arbitration: Beyond the Myth

After neutrality and international enforcement, the next most valued feature of international commercial arbitration is confidentiality. For reasons easy to imagine, businessmen do not want their trade secrets, business plans, strategies, contracts, financial results or any other types of business information to be publicly accessible, as would commonly happen in court proceedings.

Confidentiality in International Commercial Arbitration ...

Confidentiality in International Commercial Arbitration. In its elucidation of the amount of confidentiality that "veils" each phase of the arbitral process, and its ground-breaking identification of "patterns of disclosure", this book is sure to raise awareness about the various facets and problems posed by confidentiality in arbitration.

Confidentiality in International Arbitration (3)

Collection 17. In conclusion, the confidentiality nature of the arbitration proceedings is the primary reason why parties prefer them over court proceedings. Other advantages of arbitration can be attractive for the parties as well, for example, flexibility of the proceedings and the enforceability of awards.

Confidentiality in International Commercial Arbitration ...

Rethinking Confidentiality in International Commercial Arbitration . Ricky Diwan QC . Based on a presentation given at the inaugural GAR Live Mumbai on 15 June 2019 . and the lively debate that ensued. Confidentiality is assumed to be an essential feature of international commercial arbitration that users

CONFIDENTIALITY IN INTERNATIONAL COMMERCIAL ARBITRATION ...

One of the advantages of choosing arbitration for the resolution of commercial disputes is that the parties to the dispute can provide that the procedure and result of the process remain confidential. Confidentiality is therefore often given as a reason for choosing arbitration in contrast to litigation.

The Value Of Confidentiality In International Arbitration ...

Confidentiality unlike privacy is far from a settled issue. Modern legislation on international arbitration has generally avoided the task of defining and delimiting duty of confidentiality in international arbitration. The recent arbitration statutes of England, Switzerland and Sweden, for instance, do not include general provisions on confidentiality.

Changing Landscape Of Confidentiality In International ...

Confidentiality International Commercial Arbitration (International Arbitration Law Library) [Ileana M. Smeureanu] on Amazon.com. *FREE* shipping on qualifying offers. After neutrality and international enforcement, the next most valued feature of international commercial arbitration is confidentiality. For reasons easy to imagine

Confidentiality in International Commercial Arbitration ...

2006] CONFIDENTIALITY IN ARBITRATION: BEYOND THE MYTH receive challenges to arbitration confidentiality, 12 and more can be expected in the future as both voluntary and mandatory arbitration continue to expand and become more institutionalized.1 3 For all of these reasons, more descriptive and normative analysis of arbitration

Confidentiality In International Commercial Arbitration ...

The value of Confidentiality in International arbitration One of the most frequently cited advantages of arbitration, as distinct from public court proceedings, is that private arbitration proceedings and the award rendered in such proceedings are normally confidential, unless the parties agree otherwise.

New Publication: "Confidentiality in International ...

Recently, in the 2018 International Arbitration Survey: The Evolution of International Arbitration, conducted by White & Case and Queen Mary University of London, 87% of respondents believed that confidentiality in international commercial arbitration is of importance.

CONFIDENTIALITY OF AWARDS IN INTERNATIONAL COMMERCIAL ...

Confidentiality in International Commercial Arbitration. Arbitration is an essential component in business. In an age when transparency is a maxim, important issues which the laws governing arbitration currently fail to address are the extent to which disclosure of information can be constrained by private agreement along with...

Confidentiality in International Commercial Arbitration ...

confidentiality as a fundamental characteristic of international commercial arbitration—the fact that these proceedings and the resulting award would not enter into the public domain was almost invariably mentioned. You will immediately note that the assumption, or presumption, of confidentiality applied not only to the arbitral proceedings

Confidentiality in international arbitration - Knowledge ...

Confidentiality In Arbitration: An Unsolved Arena. It maintains the autonomy of the parties and prevents them from unwanted publicity. However, many international rules and national statutes do not discuss the issue of confidentiality because of unresolved areas like-whether confidentiality is implied in a contract of commercial arbitration,...

Confidentiality In International Commercial Arbitration

Confidentiality in International Commercial Arbitration. The confidentiality of arbitration proceedings is a reason for resorting to arbitration, as distinct from litigation. 1 It is a collateral expectation of parties to an arbitration that their business and personal confidences will be kept.

Confidentiality International Commercial Arbitration ...

Australia no longer rejects implied confidentiality. Successively since 2010 under the uniform Commercial Arbitration Acts for domestic disputes, and from 2015 for the International Arbitration Act (otherwise based on the revised Model Law), confidentiality applies unless the parties opt out or specified exceptions apply.

CONFIDENTIALITY IN INTERNATIONAL COMMERCIAL ARBITRATION ...

Confidentiality In International Commercial Arbitration Law International Essay. Abstract: Many parties select arbitration as a dispute resolution process precisely to secure privacy and confidentiality []. Although confidentiality is perceived as one of the main advantages of arbitration as a dispute resolution system and mechanism, yet different jurisdictions recognise confidentiality ...

Confidentiality In Arbitration: An Unsolved Arena - Academike

Confidentiality remains one of the cardinal features of international commercial arbitration and a great number of users of international commercial arbitration assume when choosing arbitration ...

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