EFILA Frankfurt -

Kluwer Arbitration 2023-2024 Highlights

Yael Hollander de Groot

25 April 2024





We would like to test your knowledge of Kluwer Arbitration



Quiz time!

Question 1	Answers:
How many books are available on	A. 367
Kluwer	B. 423
Arbitration?	C. 455
	D. 511

Question 1	The correc
How many books	A. 367
are available on	
Kluwer	B. 423
Arbitration?	C. 455

The correct answer is C:

D. 511

Question 2	Answers:
What percentage	A. 83%
of the books	A. 03%
available on	B. 65%
Kluwer	C. 51%
Arbitration are	D. 95%
exclusive to	D. 95%
Wolters Kluwer?	

Question 2	The corr
What percentage	A. 83%
of the books	A. 0370
available on	B. 65%
Kluwer	C. 51%
Arbitration are	D. 95%
exclusive to	D. 9370
Wolters Kluwer?	

prrect answer is A:

Question 3	Answers:
How many	A. 38
organizations	/ 50
(institutions and	B. 55
publishers) do	C. 20
we partner with?	D. 40

Question 3	The correct answer is D:
How many	A. 38
organizations	A. 30
(institutions and	B. 55
publishers) do	C. 20
we partner with?	D. 40

Question 4AnsweHow many
authorsA. OveauthorsB. 500contribute toB. 500KluwerC. 1000Arbitration?D. 800

Answers: A. Over 10,000 B. 5000 C. 1000 D. 8000 Question 4 How many authors contribute to Kluwer Arbitration? The correct answer is A: A. Over 10,000 B. 5000 C. 1000 D. 8000

European Investment Law and Arbitration Review

- The first and only journal specifically dedicated to European investment law and arbitration.
- Pre-eminent source for ongoing coverage of investor-state dispute settlement reforms
- Expert analyses of the impact of EU law on EU and Member States' trade and investment treaties
- Each issue contains:
 - Scholarly articles on recent developments in international investment law;
 - Case notes on proceedings and decisions that affect European investment law and arbitral practice;
 - ^o Book reviews of the latest books and publications in the field; and
 - A Chronicle section summarizing recent developments focusing on European investment law and arbitration.

European Investment Law and Arbitration Review

- EILAR is published twice a year and welcomes unpublished, high-quality submissions from practitioners and academics from all parts of the world.
- The Review also runs an annual essay competition to give young scholars and practitioners a platform to publish their works.
- All volumes are available on Kluwer Arbitration; the next issue volume is expected in November.
- EILAR is part of Kluwer Arbitration's growing collection of analysis and case law on Investment Arbitration, confirming Kluwer Arbitration as the one-stop shop for arbitration research.
- EFILA has been established in Brussels as a think-tank to promote the knowledge of all aspects of European and international investment law, including arbitration. This goal aligns with Kluwer Arbitration goal to act as the most comprehensive source of
- ¹² information about international arbitration.

Kluwer Arbitration







Platform for Opinion & Debate

Research/Case Strategy Preparation

Arbitrator Research

Latest Enhancements



Cases & Awards

Case page & Citation Feature



Homepage > Cases & Awards					
Search by keyword, name, journ	nal etc.			Q S	Search
Search filters Clear all	«	<u>*</u>	9 <i>/</i>	Sort by Date V Display Summary	~
Arbitration Rules	^				
Q Enter arbitration rules name		Found 15,14	0 results		
AAA Commercial Arbitration Rules AAA Commercial Arbitration Rules (2003) AAA Commercial Arbitration Rules (2005) AAA Commercial Arbitration Rules	(214) (4) (2)			Awards Vilnius City Municipality and Benihana of Tokyo, LLC v. Royal New Zealand Yacht Squadron (RNZYS), Testing Data - Wolterskluwer Apr 15/4/2024, 30 April 2024 Rendered: 30 Apr 2024 Source: Public Source Awards	*
Institution	(1)			Case: Vilnius City Municipality and Benihana of Tokyo, LLC v. Royal New Zealand Yacht Squadron (RNZYS)	
Q Enter institution name				Awards	*
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Δd Hoc / The 33rd Δmerica's Cun Seat of arbitration	(1)				
Applicable treaty/law	~		高	Awards PWNHealth, LLC d/b/a Everly Health Solutions v. Walgreen Co., AAA Case No. 01- 22-0002-4919, 18 March 2024	☆
Language of arbitration	~			Rendered: 18 Mar 2024	
Party	~			Source: Public Source Awards	
Party nationality	~			Case: PWNHealth, LLC d/b/a Everly Health Solutions v. Walgreen Co.	
Arbitrator	~			Awards	_A_
Sector	~		高	Steven Droege and Kwench Detroit LLC v. Kwench Juice Franchising Inc and Christo Gregoris, AAA Case No. 01-23-0004-1987, 8 March 2024	☆
Case type	~			Rendered: 08 Mar 2024	
Case status	~			Source: Public Source Awards	

Case page & Citation Feature



ICSID Case No. ARB/12/1	Homepage > Cases & Awa	rds > 1	Tethyan Copper Com	npany Pty Limited v. Islamic F	Republic of Pakistan	
Tethyan Copper Company Pty Limited v. Islamic Republic of Pakistan	ICSID Case No. ARB/12/1 Tethyan Copper Con	npany	Pty Limited v	. Islamic Republic o	of Pakistan	
 O6 January 2023 Revision Proceeding 	UPDATED 03 MAR 2024	Cited 2	times			
Document text O6 January 2023	* ⊜ ≪	☆	۲D			
Annulment Proceeding	Case name		Tethyan Coppe	r Company Pty Limited v.	Islamic Republic of Paki	stan
 > 17 September 2020 Decision on Stay of Enforcement of the Award. 	Case type		Investment			
> 12 July 2019	Commencement date		12/01/2012			
Arbitral Award	Case status		Concluded			
Decision on Jurisdiction and Liability	Case outcome		Decided in favo	our of Claimant(s)		
> 10 November 2017 Decision on Respondent's Application to Dismiss	Sector		Mining and qua	urrying		
the Claims (With Reasons)	Sub Sector		Mining of meta	l ores		
> 13 December 2012 Decision on Claimant's Request for Provisional	Applicable Arbitration R	ules	ICSID Arbitratio	n Rules (2006)		
Measures	Administering Institution	1	International C	entre for Settlement of I	nvestment Disputes	
	Seat of Arbitration - City		London			
	Seat of Arbitration - Cou	ntry	United Kingdor	n		
	 Applicable treaties/law		Australia - Paki	stan BIT (1998)		
	 Language		English			
	Representatives					
	Full name ↑	Natio	nality	Firm	Role	Me ap
				Axis law Chambers	Counsel	Res
	Abdul Rafay Siddiqui			Office of the Attorney General, Pakistan	Counsel	Res
	Adam Moss			Debevoise & Plimpton LLP	Counsel	Cla

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Status of person

Active

Active

Active

Method of

appointment Respondent(s)

Respondent(s)

Claimant(s)

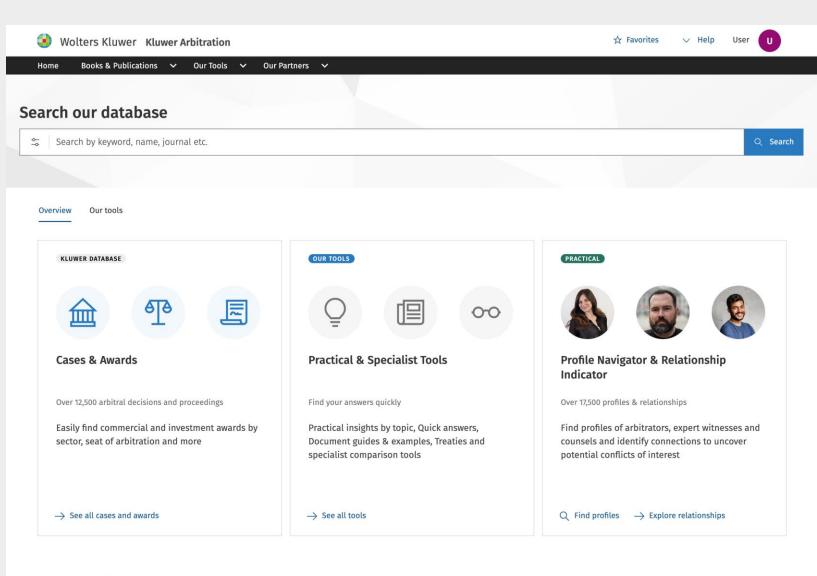
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Latest Enhancements



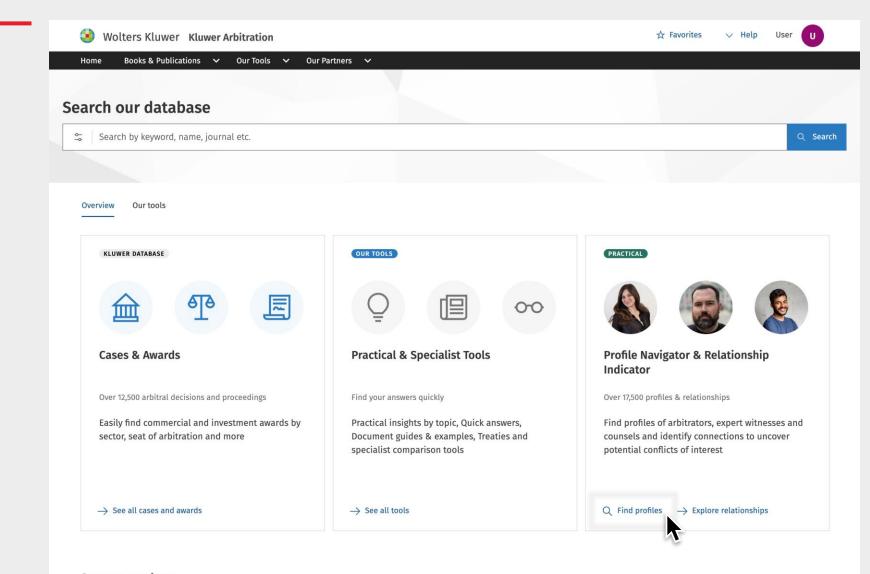
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>	Arbitrator	(7370)				
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	Albanian	(3)				
	Arabic	(160) (1)	94 CASES	178 PUBLICATIONS	☆ 91 CASES)
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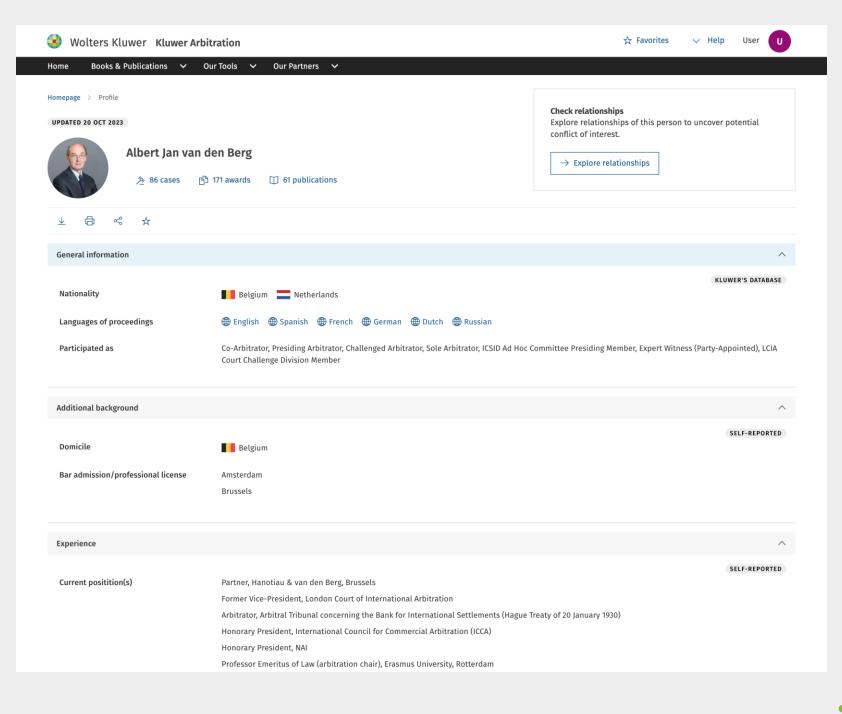
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Profile Navigator





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Experience		^
	SELF-REPORTED	D
Current positition(s)	Partner, Hanotiau & van den Berg, Brussels	
	Former Vice-President, London Court of International Arbitration	
	Arbitrator, Arbitral Tribunal concerning the Bank for International Settlements (Hague Treaty of 20 January 1930)	
	Honorary President, International Council for Commercial Arbitration (ICCA)	
	Honorary President, NAI	
	Professor Emeritus of Law (arbitration chair), Erasmus University, Rotterdam	
	Visiting Professor, Georgetown University Law Center, Washington DC, University of Miami Law School, and Tsinghua University Law School, Beijing	
	National University of Singapore Faculty of Law,	
Former positition(s)	President, International Council for Commercial Arbitration (ICCA)	
	President, Netherlands Arbitration Institute (NAI)	
	Partner, Freshfields Bruckhaus Deringer, Amsterdam	
	Partner, Stibbe Simont Monahan Duhot, Amsterdam	
	Attorney-at-Law, Law Firm of Salah Hejailan, Riyadh (in association with Clifford-Turner/Van Doorne & Sjollema)	
	Partner, Van Doorne & Sjollema Advocaten, Rotterdam	
	Secretary-General, Netherlands Arbitration Institute	
	, TMC Asser Institute for International and European Law, The Hague, Department: International Commercial Arbitration	
	Private assistant, Professor Pieter Sanders, Schiedam, The Netherlands	
Logal experience (with applicable law)		
Legal experience (with applicable law)		
Arbitrator experience	습 ad hoc 습 AAA 슬 CRCICA 슬 DIAC 슬 ICC 슬 ICDR 슬 ICSID 슬 LCIA 슬 NAFTA 슬 NAI 슬 OHADA 슬 SCC 슬 SIAC 슬 UNCITRAL	
Education		^
	SELF-REPORTED	2
Doctor of Law, Erasmus University, Rotterda	m	
Docteur en droit, University of Aix-en-Prove	nce	
Master of Comparative Jurisprudence, New Y	/ork University Institute of Foreign Law	
Post-doctorate course in Comparative. Euro	pean and International Law, University of Aix-en-Provence Faculty of Law	
Master of Laws, University of Amsterdam Fa		
master of Laws, oniversity of Amsterdam Fa		
Sectors		~

🕼 Water supply; sewerage, waste management and remediation activities 🕼 Human health and social work activities 🕼 Information and communication

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SELF-REPORTED

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Public administration and defence; compulsory social security
 Financial and insurance activities
 Transportation and storage
 Mining and quarrying
 Agriculture, forestry and fishing
 Electricity, gas, steam and air conditioning supply (energy)
 Real estate activities
 Wholesale and retail trade; repair of motor vehicles and motorcycles
 Construction
 Manufacturing
 Professional, scientific and technical activities
 Arts, entertainment and recreation
 Accommodation and food service activities
 PNot specified
 Specialization
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 Ausiness law (or commercial law)
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 Corporate law (or company law)
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Sectors	_⊮ [≉] See s	subsectors	Applicable rules			Applicable treaties and laws	
Mining and quarry	ing	18 cases	ICSID Arbitration Ru	les (2006)	27 cases	Energy Charter Treaty (1994)	9 0
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Public administration and defence; compulsory social security
 Financial and insurance activities
 Transportation and storage
 Mining and quarrying
 Agriculture, forestry and fishing
 Electricity, gas, steam and air conditioning supply (energy)
 Real estate activities
 Wholesale and retail trade; repair of motor vehicles and motorcycles
 Construction
 Manufacturing
 Professional, scientific and technical activities
 Arts, entertainment and recreation
 Accommodation and food service activities
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 Specialization
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 Business organizations law (or companies law)
 Contract law
 Corporate law (or company law)
 Sports law

cases (86) Arbitrator (80) Counsel	Expert witness	Other 6			R'S DATAB
Sectors e^{π}	See subsectors	Applicable rules		Applicable treaties and laws	
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nformation and communication	9 cases	ICSID Arbitration Rules (1984)	8 cases	Contract	6 ca
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Date	Case Type	Institution	Case No.	Role	Appointed by	Tribunal Composition	Status	Ou
07 Apr 2023	Investment	ICSID	Link to source - ICSID	Co-Arbitrator	Respondent(s) - Republic of Albania	Albert Jan van den Berg Co-Arbitrator Stanimir A. Alexandrov Co-Arbitrator Gabrielle Kaufmann-Kohler Presiding Arbitrator	• Pending	

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					torage 🕞 Mining and quar		
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Specialization	Sectors	& subsectors			6. -		
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					KLUWER'S DATABASE		
Arbitral insights	Electricity	gas, steam and air conditioning	supply (energy)		17		
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Sectors	Mining and	d quarrying			18	d laws	
Mining and quarrying	Extraction	of crude petroleum and natural g	726		11	994)	9 case
Electricity, gas, steam and a			gas		2	de Agreemen	t (NAFTA, 8 case
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	Informatio	on service activities			1		
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Date Case	Туре				Close		Status
			_	Respondent(s)	Albert Jan van den Berg		
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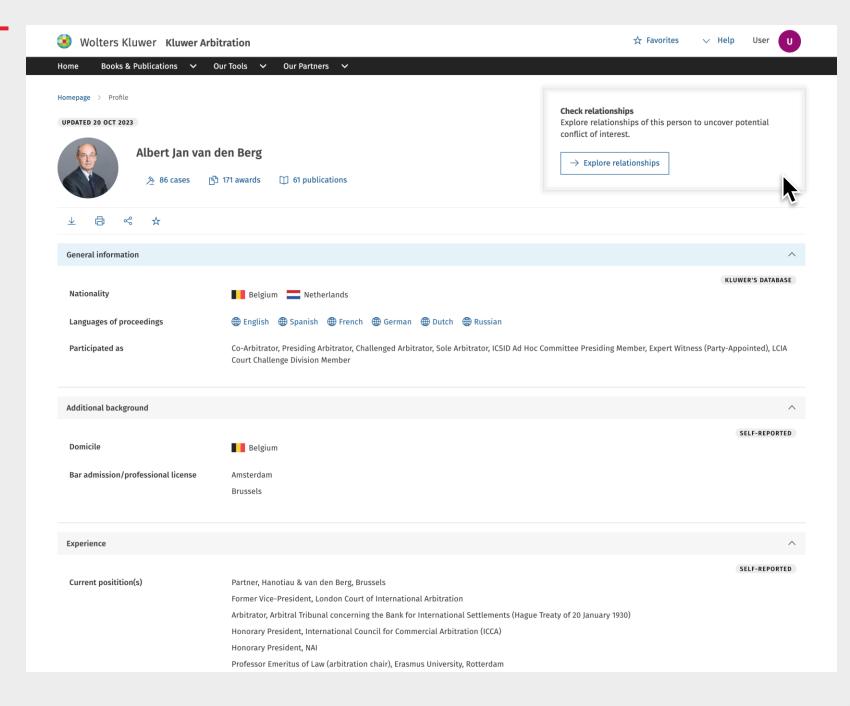
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Real estate activ	ities	6 cas	es 🗖			Dutch Law	4 c	ases
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07 Apr 2023	Investment	ICSID	Link to source - ICSID	Co-Arbitrator	Respondent(s) - Republic of Albania	Albert Jan van den Berg Co-Arbitrator Stanimir A. Alexandrov Co-Arbitrator Gabrielle Kaufmann-Kohler Presiding Arbitrator	• Pending	
					Parties - JP Morgan Chase			

						Arbitrator	
23 Feb 2023	Interstate	ICSID	Link to source - ICSID	Presiding Arbitrator	Parties - JP Morgan Chase Bank, United Mexican States, AMERRA Capital Management, LLC, AMERRA Agri Fund, LP	Albert Jan van den Berg Presiding Arbitrator Eduardo Siqueiros Twomey Co-Arbitrator Jorge E. Viñuales Co-Arbitrator	• Pending
31 Dec 2022	Investment	PCA	Link to source - PCA	Co-Arbitrator	[Not Specified]	Albert Jan van den Berg Co-Arbitrator Deva Villanúa Presiding Arbitrator Gonzalo Stampa Co-Arbitrator	• Pending
05 Dec 2022	Investment	ICSID	Link to source - ICSID	Co-Arbitrator	Respondent(s) - Republic of Slovenia	Albert Jan van den Berg Co-Arbitrator Charles Poncet Co-Arbitrator	• Pending
01 Apr 2022	Investment	ICSID	Link to source - ICSID	Presiding Arbitrator	ICSID Administrative Council Chairman	Albert Jan van den Berg Presiding Arbitrator John Christopher Thomas Co-Arbitrator Stephan W. Schill Co-Arbitrator	• Pending

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All sample documents have been anonymized and tested according to the most current arbitration rules of a particular institution. Where possible, each document has been edited to refer only to the relevant institutional rules, and to the laws of up to three fictitious countries that have been created for this project: Olivaria (Capital City: Salem; Currency: \$O), Elliottopia (Capital City: Charlianna; Currency: \$E), and Neutralistan (Capital City: Portimore, Currency: \$N).

General Editor: Dr Katherine Simpson, FCIArb, Arbitrator, Simpson Dispute Resolution

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Templates & Examples



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ICC Request for Arbitration

This page aims to guide readers (whether counsel, parties, or arbitrators) through the typical steps required to create a Request for Arbitration with examples in various formats that can be worked with in order to suit the circumstances of a particular case.

Authors: Dr Katherine Simpson, FCIArb, Arbitrator, Simpson Dispute Resolution and Dr Nathalie M-P Potin, Faculty of Law, Lyon Catholic University Last updated: April 2024

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In this section you will find customisable templates and pre-filled examples.

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Guidance

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The Request for Arbitration is the first submission that the Claimant makes in an arbitration. It is the document that sets the entire process into motion. While the ICC does not require any particular form for the Request for Arbitration, it offers instruction for submission through its online case platform, ICC Case Connect.(1)

The Claimant has the freedom to file any style of Request for Arbitration it chooses. The Claimant has full authority to determine the length, level of detail, and style of organization of its Request for Arbitration.(2) The Effective Management of Arbitration: A Guide for In-House Counsel and Other Party Representatives (ICC Effective Management Guide) suggests that the Claimant's choice will depend on circumstances of the case and strategic considerations.(3) A shorter Request for Arbitration may provide only 'temporary saving if the Claimant is ultimately required to supplement such a Request with additional detailed information'.(4) A longer Request for Arbitration should provide the Arbitral Tribunal with a 'full statement of the case', thereby saving the Parties

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Formal Validity of the Arbitration Agreement

Practical Insights

Article II(3) of the New York Convention

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Articles II(1) and (2) of the New York Convention

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