

## ICC Dispute Resolution Services



**ITU European Workshop on Dispute Resolution**  
Presentation by  
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## What is ICC?

ICC - the International Chamber of Commerce - is an importance voice of the world business community with member companies in more than 140 countries.

ICC speaks with authority on behalf of enterprises from all sectors in every part of the world.

## Examples of ICC Products

- Incoterms
- Rules/Codes for banking instruments
- Model Contracts
- ATA carnet (for Customs)
- Rules for Dispute Resolution

## ICC Dispute Resolution Services:

- **Arbitration**
- **Expertise**
- **DOCDEX**
- **Dispute Boards**
- **ADR**



International Chamber of Commerce  
The world business organization

## Rules of Arbitration

(last revision 1998)

1. **Purpose:** To obtain a final and binding decision from an independent tribunal.
2. **Service offered by ICC:** Setting in motion of the proceedings; appointment and confirmation of arbitrators; supervision of the financial aspect of the file; scrutiny of the awards -- all done by an international staff.
3. **Salient characteristics:** Process resulting in a final and binding award, enforceable in most jurisdictions. Arbitrators know the subject matter.
4. **Cost:** Based on the amount in dispute, according to scales. The filing fee is US\$ 2500.

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## Rules for Expertise

(last revision 2003)

- ⇓ **Purpose:** To obtain an opinion on a financial, legal, technical matter or to solve a dispute through expert determination.
- ⇓ **Services offered by ICC:** Proposal of an expert, appointment of an expert, or the administration of expertise proceedings.
- ⇓ **Salient characteristics:** Can be used for a wide range of business matters (legal, financial, accounting, engineering, etc.). If the parties wish, the expert's findings can be binding.
- ⇓ **Cost:** The filing fee is US\$ 2500 for all services. For the administration of proceedings, the expert's fees and expenses must be added, as well as ICC administrative costs (which cannot exceed 15% of expert's fees).

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## DOCDEX Rules

*(last revision 2002)*

- ↓ **Purpose:** To obtain a decision in disputes concerning documentary credits.
- ↓ **Service offered by ICC:** Appointment of the panel of three experts; revision and notification of decision; handling of costs.
- ↓ **Salient characteristics:** Decisions are authoritative, rendered within a short timeframe (average DOCDEX decision handed down in two to three months).
- ↓ **Cost:** US\$5000, save exceptions (but cannot exceed US\$10 000).

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## Dispute Boards Rules

*(in force as from Sept. 1st, 2004)*

- **Purpose:** Dispute Boards (DBs) are normally established at the outset of the contract and remain in place throughout its duration. DBs informally assist the parties in resolving their differences or disputes themselves.
- **Result:** They may provide recommendations or issue decisions regarding any disputes arising in the course of the performance of the contract.
- **Service offered by ICC:** Appointment of the panel of DB Members; revision of decisions; rules for handling costs.

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## ADR Rules

*(in force as from July 1st, 2001)*

- ↓ **Purpose:** To solve disputes amicably.
- ↓ **Service offered by ICC:** ICC confirms or appoints a Neutral and administers the ADR proceeding. Flexible and smart Rules.
- ↓ **Salient characteristics:** It is a speedy and relatively inexpensive procedure to solve disputes, but needs the goodwill of parties involved. Confidentiality.
- ↓ **Cost:** Costs are fixed by the ICC. The ICC administrative costs can never exceed US\$ 10 000. The filing fee is US\$ 1500.

## Additional information:

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