

# Precedent In International Arbitration

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Nicolas Béguin, The Rule of **Precedent In International Arbitration**, in: Jusletter 5. Januar 2009  
ticle V(1)(e) 10 expressly gives the authority to the jurisdiction where the award was made and the  
jurisdiction under the law of which the award was made to set aside an award 11, awards

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17 Is There a Need for Consistency in International

The requirement to stick to decided cases facilitates; consistency, stability, certainty, predictability,  
reliability, equality and expediency.<sup>23</sup> Doctrine of Precedent vs. International Arbitration Generally  
there is no place for the doctrine of **Precedent In International Arbitration**.<sup>24</sup> The earliest  
documented civilized mechanisms of solving international disputes can be traced back to the ...

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- IAI Series No. 5 ... March 6, 2020.

precedent has played a relatively minor role in traditional international commercial arbitration which often remains confidential until the resolution of a dispute. The fact that there is a legal

130 journal of international arbitration decided cases cited by Bracton were “not cited as binding precedents, because the doctrine of precedent still lay far in the future, but simply as examples,” the awards and decisions

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2/2/2011 · 2. Each Jurisdiction's Use of its Own Legal Precedent A. International courts. Historically, the issue of precedent in international law was carefully considered for the first time at the time of the

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creation of the Permanent Court of Arbitration in the Hague Conventions of 1899 and 1907.

international commercial arbitration. The absence of a cohesive approach renders the practice of confidentiality in international commercial arbitration progressively more unpredictable. This article begins by contrasting privacy and transparency and highlighting the need for transparency in international commercial arbitration.

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Activity 2: When is arbitration “international”? • Countries 1, 2 and 3 are Model Law countries. • Is an arbitration international if we have two companies from country 1, arbitrating a dispute in 2, under the law of 3? Why? • What if the dispute arose out of the contract to build a spaceship in the country 4, a non-Model Law country?

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24/6/2021 · Arbitration analysis: It is not uncommon that commercial agreements contain conditions precedent to arbitration. In this case, the condition precedent in question was a requirement that the parties attempt to resolve the dispute by negotiation in good faith.

10 See for example, the Channel Arbitration, (1979) 18 ILM 397 for when a claim can be said to be “opposable” to the state which has acknowledged it. Judicial Precedent in the International Court of Justice Devashish Krishan dkrishan@velaw.com Judicial Precedent in the ICJ - ...

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27/4/2020 · 4 See Tai-Heng Cheng, 'Precedent and Control in Investment Treaty Arbitration' (2007) 30 Fordham International Law Journal 1014–1049 at 1016–1017; Reinisch, 'Investment Arbitration – The ...

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