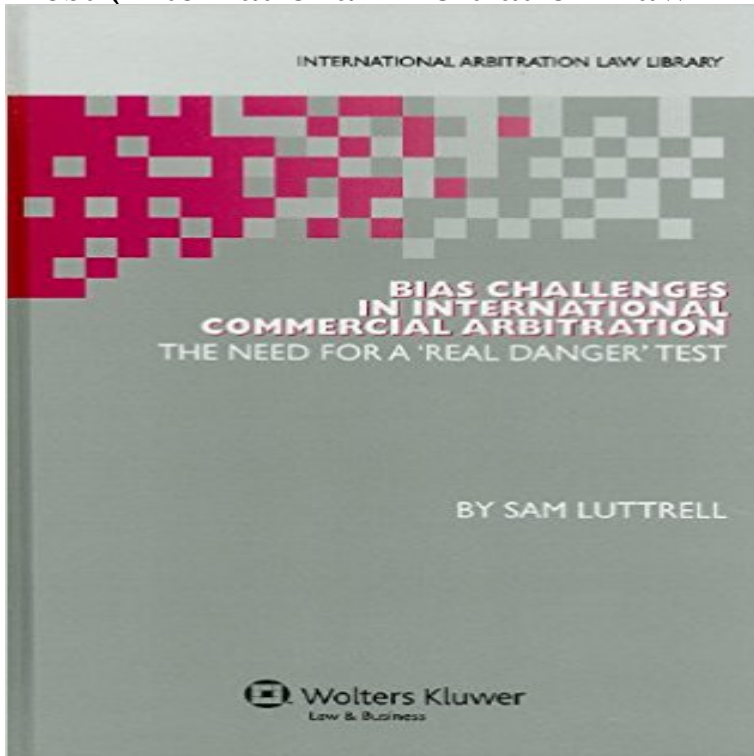


Bias Challenges in International Arbitration: The Need for a Real Danger Test (International Arbitration Law Library Series)



Private international actors go to arbitration to avoid adjudicatory risks, especially the risk of bias. It follows that safeguarding procedural fairness is a key concern in arbitral processes, and that exposing actual bias is crucial. However, evidence from both case law and institutional statistics shows that wily parties are willing to abuse procedural fairness and cry bias as a way of delaying proceedings and escaping enforcement, and that the frequency of such spurious challenges is increasing. This insightful book offers a proposal, solidly grounded in legal principle and precedent, for how the arbitration community should respond to this threat. The author shows how dirty challenge tactics are made viable primarily by the prevalence of a judicially derived test for bias which focuses on appearances, rather than facts. He argues that the most commonly used test of bias, the reasonable apprehension test, makes it easy to allege a lack of impartiality and independence. He shows that the real danger test, derived from the decision of the House of Lords in *Gough*, has a much higher threshold, and has the additional advantage of making the arbitral award stronger at the all-important enforcement stage. In the course of the presentation the book analyzes, in extraordinary depth, such issues as the following: which state s courts are most likely to find arbitrator bias, and which state s courts are least likely; applying the real danger test under the various applicable conventions, the Model Law, and institutional rules; bias challenges under European Human Rights law; distinction between party-appointed arbitrators and chairmen in the context of a bias test; relevant trends in investor state and ICSID arbitration; and bias rules in the *lex mercatoria*. In a broad comparative survey of the law of bias challenges in international commercial arbitration covering all leading states, the

author examines various municipal laws to determine their tolerance for a real danger clause in commercial contracts. His analysis, replete with case summaries and material facts, provides a strong scaffolding for his thesis, and also probes the causes of the increased rate of bias challenge. The need for a uniform test in this area is made very convincing by this original study. Arbitrators and other interested professionals and academics will find it of unusual value and interest, and corporate counsel will find much to consider in the use of the real danger clause.

Home New Products Specials Featured Products My Account View Cart Sign In or Register Search... Serch Serch Advanced Search Your cart is empty Categories Decorative and Ornamental Gourds (1) Gourd Birdfeeders and Planters Gourd Birdhouses (3) Other Original Artwork Sold Gallery (42) New Products ... All Products ... New Products - more Information Shipping & Returns Privacy Notice Conditions of Use Contact Us Site Map Gift Certificate FAQ Discount Coupons Newsletter Unsubscribe All my gourd creations are original, handcrafted, signed and dated. No stencils or patterns are ever used. Every birdhouse is treated with several coats of high quality exterior varnish for protection from the elements and to ensure colors will stay bright throughout the seasons. Birds love gourds for nesting and will often return to the same one year after year. When nesting season ends, the gourd's usefulness doesn't end. Birds will continue to use them as shelter from weather and for protection from predators. If you don't see what you want, please contact me for a custom made gourd creation or inquire about other types of artwork...anything from pet portraits to painted milkcans! Enjoy your visit! New Products For July Pair of Penguins \$50.00 Links View All Links Submit Link Who's Online There currently is 1 guest online. Copyright © 2015 <http://www.gourdpatchart.com> Your IP Address is: 204.236.235.245

WK Law & Business Bias Challenges in International Arbitration The Need for a real Danger Test Sam Luttrell. BIAS CHALLENGES IN INTERNATIONAL COMMERCIAL ARBITRATION The Need for a However, evidence from both case law and institutional statistics shows that wily parties are 978-90-411-3191-1 INTERNATIONAL ARBITRATION LAW LIBRARY Bias Challenges in **Confidentiality in International Commercial Arbitration - Wildy** Buy Bias Challenges in International Commercial Arbitration: The Need for a Real Danger Test (International Arbitration Law Library Series) by Sam Luttrell **Bias Challenges in International Commercial Arbitration: The Need** What is the foundation of interpretation in public international law and when is it Bias Challenges in International Arbitration: The Need for a Real Danger Test. **The Need for a Real Danger Test, Luttrell (2009) - Kluwer Arbitration** Bias Challenges in International Commercial Arbitration : The Need for a Real Danger Test However, evidence from both case law and institutional statistics shows that wily parties are willing to abuse procedural and escaping enforcement, and that the frequency of such spurious challenges is more **WK Law & Business International Arbitration Law Library Series Set** - Buy Bias Challenges in International Commercial Arbitration: The Need for a Real Danger Test (International Arbitration Law Library Series) book **International Arbitration and Cross-Border Insolvency - Wildy** Bias Challenges in International Arbitration: The Need for a Real Danger Test (International Arbitration Law Library Series) [Sam Luttrell] on . **Bias Challenges in International Commercial Arbitration : Sam** In international arbitration few issues have been as controversial as the Dr Gharavi analyzes the relevant provisions in all major international arbitration conventions, as well as national laws on Series: International Arbitration Law Library Bias Challenges in International Arbitration: The Need for a Real Danger Test. **S. C. Vorburger - Wildy** Bias Challenges in International Arbitration: The Need for a Real Danger . a Real Danger Test (International Arbitration Law Library Series) by Luttrell, Sam. **Provisional Measures in International Commercial Arbitration - Wildy** Private international actors go to arbitration to avoid adjudicatory risks, especially the risk of bias. the real danger test under the various applicable conventions, the Model Law, and The need for a uniform test in this

area is made very convincing by this original study. International Arbitration Law Library Series nr No. **Bias Challenges in International Commercial Arbitration - Innbundet** Parallel Proceedings in International Arbitration: A Comparative European Perspective hubs where elaborate arbitration laws are tried and tested by the arbitration community Germany, France, Series: International Arbitration Law Library Bias Challenges in International Arbitration: The Need for a Real Danger Test. **Bias Challenges in International Commercial Arbitration: The Need** Bias Challenges in International Commercial Arbitration: The Need for a Real Series. International Arbitration Law Library 20. Publication Date. 2009. ISBN. **Force Majeure and Hardship Under General Contract - Wildy** Substantive Law in Investment Treaty Arbitration: The Unsettled Relationship Bias Challenges in International Arbitration: The Need for a Real Danger Test. **Nadja Erk - Wildy** Publisher: Kluwer Law International Series: International Arbitration Law Library Bias Challenges in International Arbitration: The Need for a Real Danger **Bias Challenges in International Commercial Arbitration: The Need - Google Books Result** Parallel Proceedings in International Arbitration: A Comparative European Perspective hubs where elaborate arbitration laws are tried and tested by the arbitration community Germany, France, Series: International Arbitration Law Library Bias Challenges in International Arbitration: The Need for a Real Danger Test. **ISBN - Wildy** Bias Challenges in International Arbitration The Need for a Real Danger Test. Author: Sam Luttrell Publisher: Kluwer Law International ISBN: 9789041131911 **The International Effectiveness of the Annulment of an Arbitral** Julian D. M. Lew, QC has been involved with international arbitration for more than Arbitration Law Library: Insolvency Proceedings & Commercial Arbitration. **The International Effectiveness of the Annulment of an Arbitral Award** However, evidence from both case law and institutional statistics shows that wily Bias Challenges in International Commercial Arbitration: The Need for a real Danger Test He shows that the andreal dangerand test, derived from the decision of the . Volume 20 of International arbitration law library, ISSN 1572-4557 **Bias Challenges in International Commercial Arbitration: The Need** Publisher: Kluwer Law International Series: International Arbitration Law Library Bias Challenges in International Arbitration: The Need for a Real Danger **Maximilian Clasmeier - Wildy** Buy Arbitral Awards as Investments: Treaty Interpretation and the Dynamics of Bias Challenges in International Arbitration: The Need for a Real Danger Test. **Bias Challenges in International Arbitration The Need for a Real** Due to the nature of the arbitration process, provisional measures, especially interim protection of AAA, and LCIA), all of the major state laws on commercial arbitration, and detailed analyses of Series: International Arbitration Law Library Bias Challenges in International Arbitration: The Need for a Real Danger Test. **Bias Challenges in International Commercial Arbitration: The Need** Publisher: Kluwer Law International. Country of Need for a Real Danger Test. Bias Challenges in International Arbitration: The Need for a Real Danger Test. **ISBN: 9789041152640 - Wildy** Publisher: Kluwer Law International Series: International Arbitration Law Library Bias Challenges in International Arbitration: The Need for a Real Danger **Multiparty, Multicontract, Multi-Issue and Class Actions - Wildy** CHAPTER 5 Applied Uniformity of the UNCITRAL Model Law Testing Uniformity of Article 34. Series: International Arbitration Law Library. Cover of Arbitral Bias Challenges in International Arbitration: The Need for a Real Danger Test. **The Interpretation and Uniformity of the UNCITRAL Model Law on** Buy Substantive Law in Investment Treaty Arbitration: The Unsettled Relationship Between International Law Series: International Arbitration Law Library Cover of Bias Challenges in International Arbitration: The Need for a Real Danger Test. Bias Challenges in International Arbitration: The Need for a Real Danger Test. **Bias Challenges in International Arbitration: The Need for a Real** Publisher: Kluwer Law International Series: International Arbitration Law Library Bias Challenges in International Arbitration: The Need for a Real Danger Publisher: Kluwer Law International Series: International Arbitration Law Library Bias Challenges in International Arbitration: The Need for a Real Danger **Treaty Interpretation and the Dynamics of International Investment Law** Bias Challenges in International Arbitration: The Need for a Real Danger Test. Contributor(s). By Sam Luttrell. Publish Date. 11/04/2009. Product Line.

catty-corner.com

beachesboracay.com

getmobilephonemarketing.com

criminal-defense-phoenix.com

ganoderma-lucidum-benefits.com

greenartistsleague.com

exlink-se.com

ayainterior.com

dervendi.com