

The Arbitration Act 1996

A COMMENTARY
FOURTH EDITION



Bruce Harris, Rowan Planterose
& Jonathan Tecks

PUBLISHED IN ASSOCIATION WITH THE
CHARTERED INSTITUTE OF ARBITRATORS



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Arbitration Act 1996

Annelies Wilder-Smith



Arbitration Act 1996:

Arbitration Act 1996 Robert Merkin, 2000 The first edition of this guide explained the considerations which led to the passing of the Act and detailed its intentions and provisions Since then the Civil Procedure Rules came into force in April 1999 This edition provides a clear and comprehensive review of the Act since 1996 **The Arbitration Act 1996** Bruce Harris, Rowan Planterose, Jonathan Tecks, 2014-03-31 There should not be a practitioner who does not have a copy highly recommended Arbitration When first published The Arbitration Act 1996 A Commentary was described by Lord Bingham as intensely practical and admirably user friendly It remains the most readable useful practical and user friendly guide to the Arbitration Act 1996 The courts particularly the Commercial and the Technology Construction Courts continue to grapple with many questions relating to the Act with many judgments reported since the previous edition was published While many of these do not add to the wisdom on this legislation for the fifth edition the authors have considered some 330 new cases resulting in extensive changes throughout much of the commentary Many of the cases going to court concern challenges to awards and as a result the commentary on the relevant sections of the Act ss 67 68 70 and 72 has been subject to very substantial revision indeed The details of all of these changes are of great importance to practitioners whether lawyers or arbitrators In addition there have been some significant changes to the Model Law since publication of the previous edition which are fully documented and commented upon Alterations to the CPR the new UNCITRAL Rules 2010 the new ICC Rules 2012 and the new ICE Arbitration Procedure 2010 are also covered Written by three practising arbitrators the fifth edition continues to be the essential handbook for all concerned with English arbitration **Arbitration Act 1996** Robert Merkin, Louis Flannery, 2014-03-14 This book is an essential resource for any legal practitioner involved in any aspect of English arbitration law It provides a thorough annotation of the Arbitration Act 1996 and contains comprehensive explanations of developments in the relevant case law to each section of the Act Since the fourth edition of this book the English courts have decided many important new cases on virtually every aspect of arbitration law The most important developments relate to The growth of anti arbitration injunctions The use of freezing injunctions against third party assets and the availability of anti suit injunctions in EU proceedings The definition of seat the appointment of arbitrators choice of applicable law jurisdiction the form of the award and the slip rule Enforcement of foreign awards and challenges to domestic awards by way of jurisdictional attacks serious irregularity or error of law In this 5th edition the notes to each section contain helpful sub headings and a new Appendix will contain a fully annotated version of CPR Part 62 and the Practice Direction The book will also be useful for academics and university students of law at all levels seeking an understanding of the 1996 Act including those on the Legal Practice Course **The Arbitration Act 1996: A Commentary Second Edition** Bruce Harris, Jonathan Tecks, Rowan Planterose, 2000-04-14 The Arbitration Act 1996 introduced radical changes to English arbitration law the practical results of which are only now becoming apparent This section by section commentary on the Act

which Lord Bingham described as intensely practical and admirably user friendly when it was first published has now been updated to include some 50 cases that have been decided under the 1996 Act as well as a number of other relevant decisions new arbitration rules including those of the Chartered Institute of Arbitrators CIMAR the ICE the ICC and the LCIA full references to the appropriate parts of the Civil Procedure Rules This has entailed revisions many of which are substantial to the commentary for over 80 per cent of the sections of the Act as well as changes to the materials and tables provided The book includes checklists of choices that arbitrators parties and their representatives need to consider as well as drafting suggestions and model agreements Written by three practicing arbitrators this new edition continues to provide the most readable guide to the Act The revised text will be welcomed by those already familiar with the first edition *Arbitration Act 1996*, 1996 **Merkin and Flannery on the Arbitration Act 1996** Robert Merkin, Louis Flannery QC, 2019-11-21 This book is an essential resource for anybody involved in arbitration It is an updated section by section commentary on the Arbitration Act 1996 split into a separate set of notes for each section and subdivided into the relevant issues within that section It contains elements of international comparative law citing authorities from many other common law and civil law jurisdictions Beyond the development of law since the last edition this sixth edition contains new practical features to aid the reader Each section now has a new contents table with each separate topic set out clearly and in a logical order which acts as reminder for the reader Further each separate topic now has a specific individual reference and the topics are grouped in a more systematic and logical way within each section to improve readability The book is primarily aimed at practitioners of arbitration both in the UK and abroad including solicitors barristers arbitrators and judges who are involved in the practice of arbitration whether domestic or international It is also aimed at UK and international students of international arbitration especially in relation to the sections with comparative legal analysis and comprehensive discussions on the interaction between the Arbitration Act 1996 and institutional arbitration rules Erratum The authors regret that the new version of the LCIA Rules will not now be published or be applicable until early 2020 due to unexpected circumstances It is understood that those Articles referred to in the text as the 2019 Rules will remain unchanged albeit that the Rules when in force should be and will be cited as the 2020 LCIA Rules The authors accept responsibility for and apologise for this error *Guide to the Arbitration Act 1996* Richard Lord, Simon Salzedo, 1996 This book is the essential reference work for practitioners and academics who need to understand the Arbitration Act 1996 Each section of the Act has been considered and detailed notes are included of relevant decisions of the courts Particular care has been taken to explain the sometimes complex relationship between the new law and the old rules it replaces way The replaced Arbitration Acts of 1950 1975 and 1979 are included as appendices for ease of reference as well as the New York Convention on the Recognition of Foreign Arbitral Awards and the UNCITRAL Model Law on International Commercial Arbitration *The Arbitration Act 1996: a Commentary* Bruce Harris (Rowan Planterose and Jonathan Tecks), 2014 *The English Arbitration Act, 1996: Text and Notes* Martin

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