



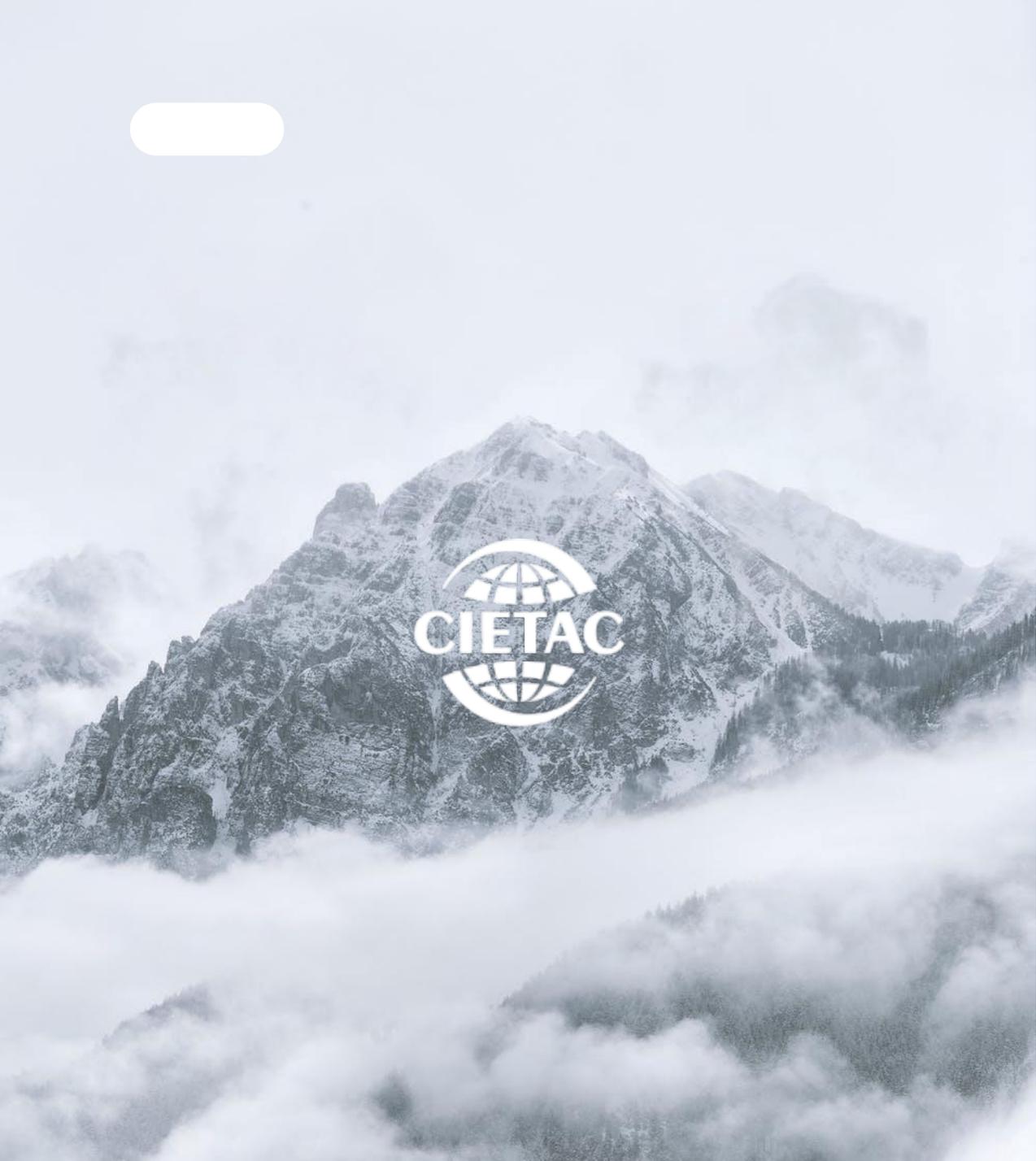
Challenge and Evolution based on the newest Development of CIETAC



Jason CIETAC BBD
2020-6-10

01

**Development of
China arbitration and
CIETAC**

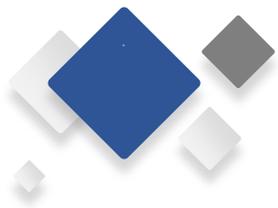


2019,

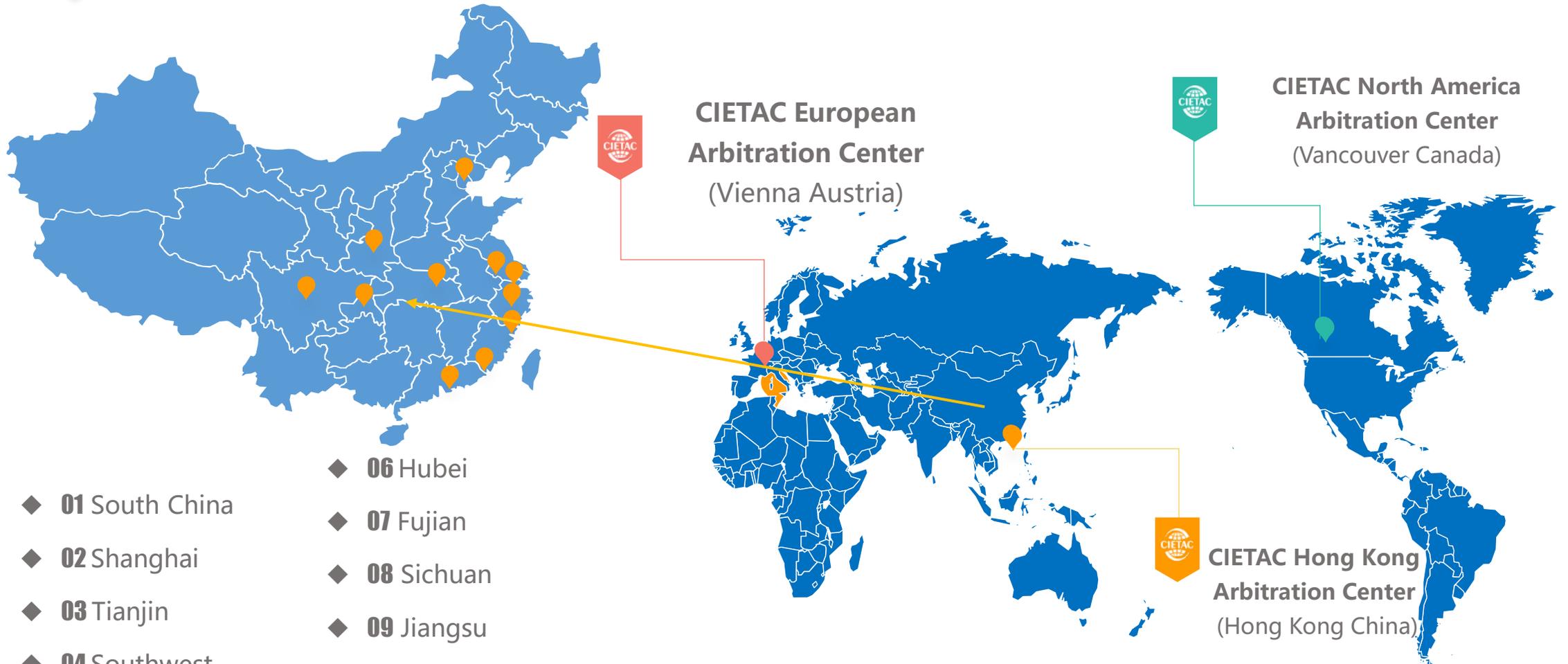
**253 Chinese arbitration
institutions,**

486955 cases

**Total disputed amount of
759.8 billion**



CIETAC's sub-commissions

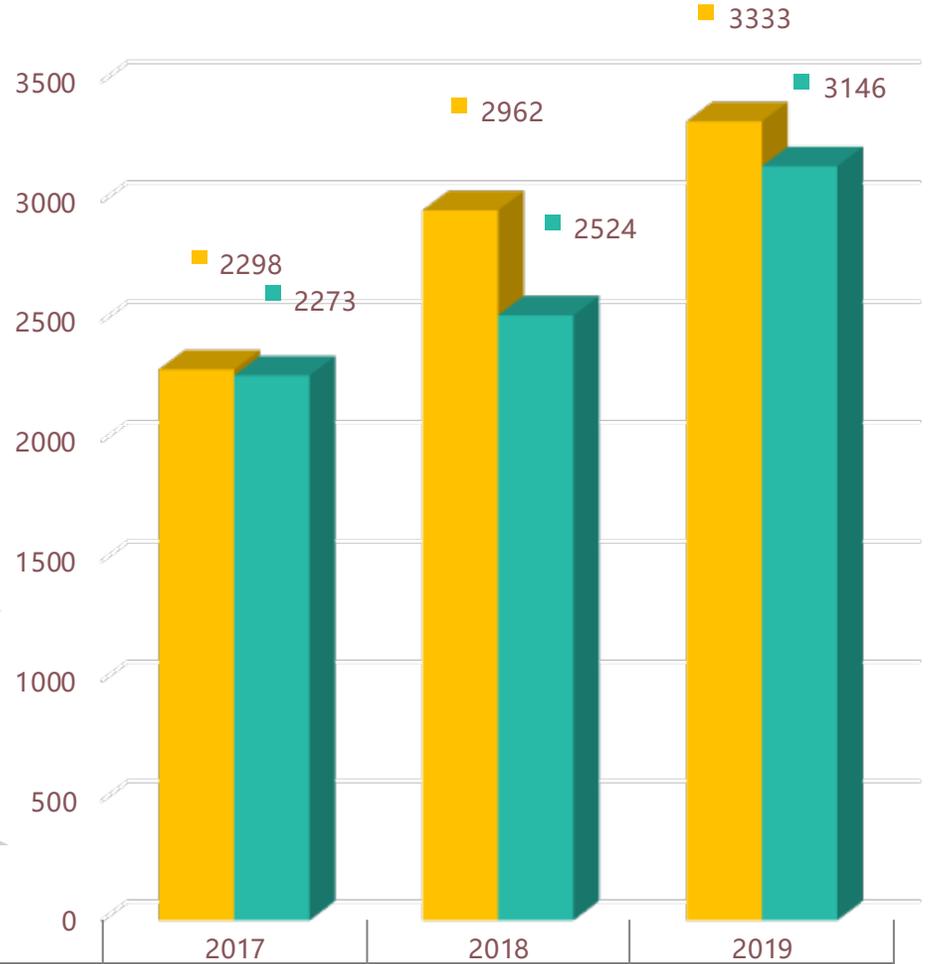


- ◆ **01** South China
- ◆ **02** Shanghai
- ◆ **03** Tianjin
- ◆ **04** Southwest
- ◆ **05** Zhejiang
- ◆ **06** Hubei
- ◆ **07** Fujian
- ◆ **08** Sichuan
- ◆ **09** Jiangsu
- ◆ **10** Silk Road Arbitration Center
- ◆ **11** Shandong





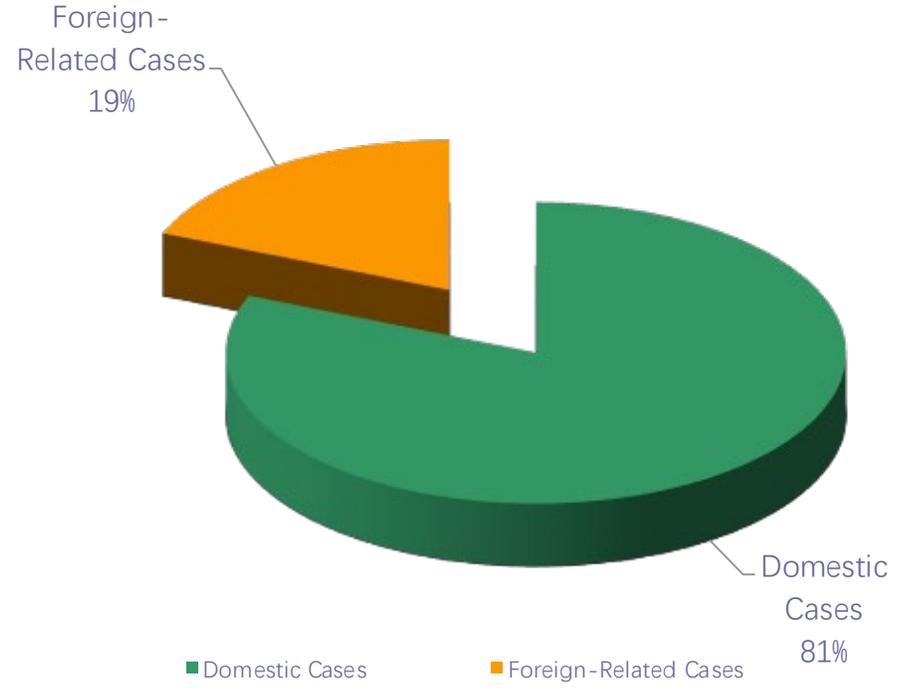
Caseload



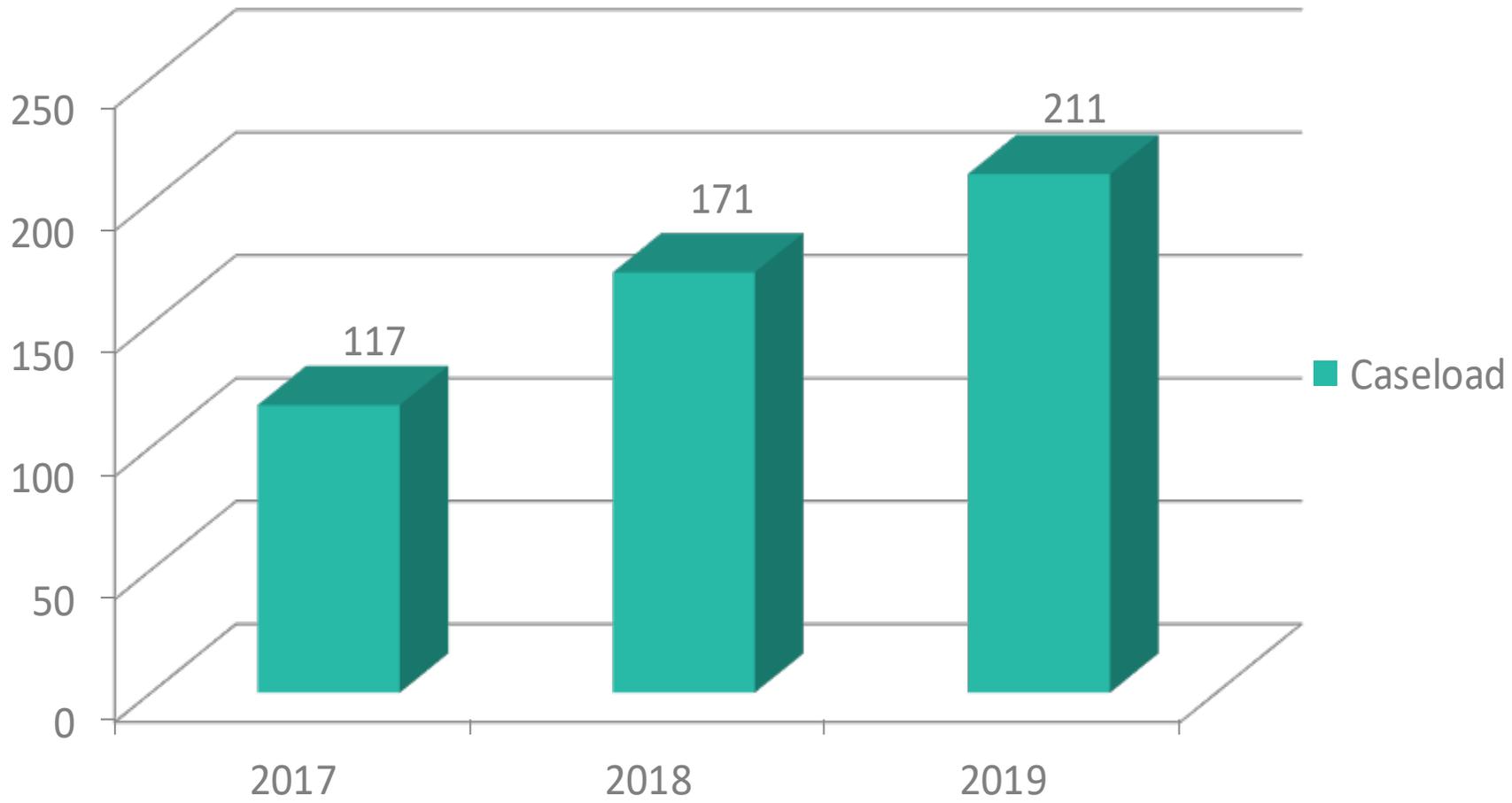
Cases Accepted
↑ 12.5%/y

Cases Concluded
↑ 24.6%/y

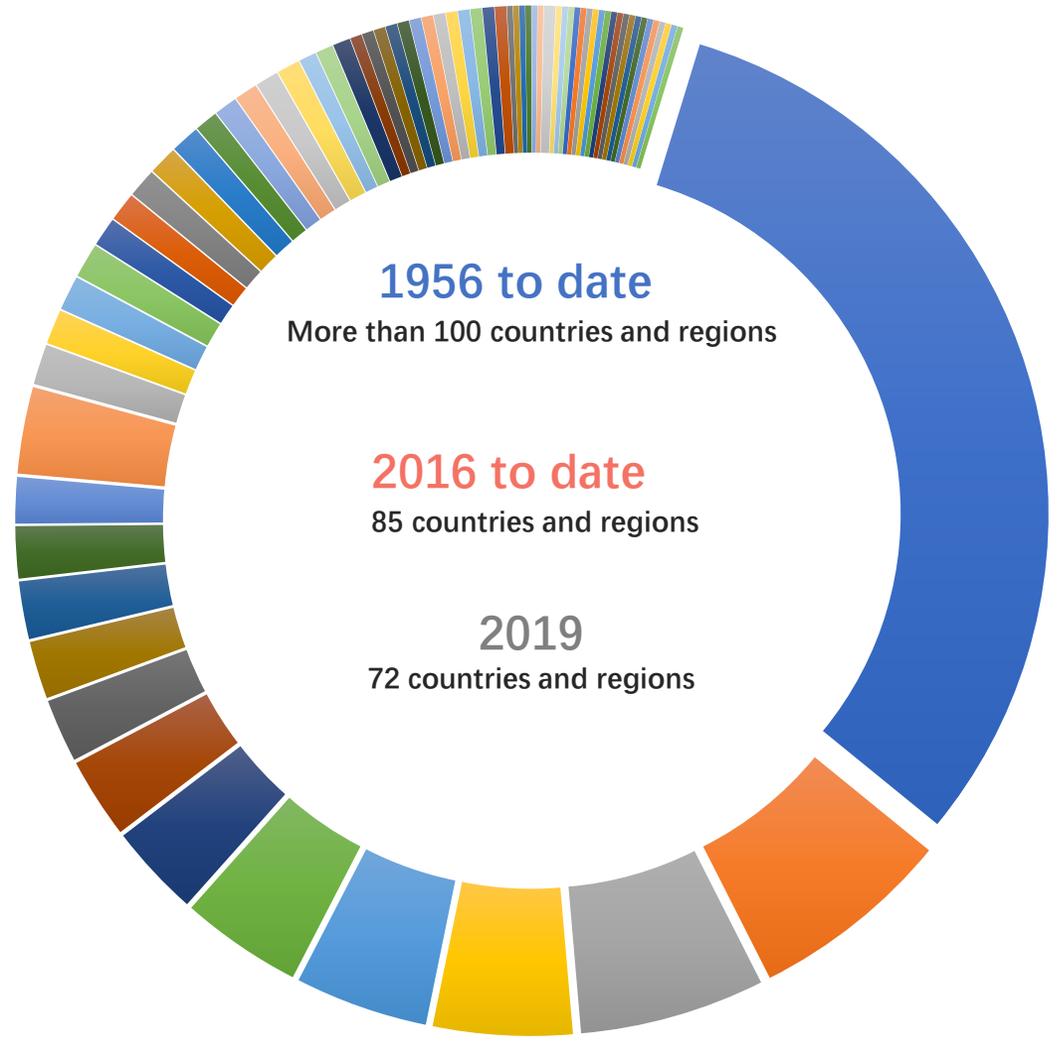
Cases Accepted	2298	2962	3333
Cases Concluded	2273	2524	3146



Number of Cases with Disputed Amount over RMB 100 Million



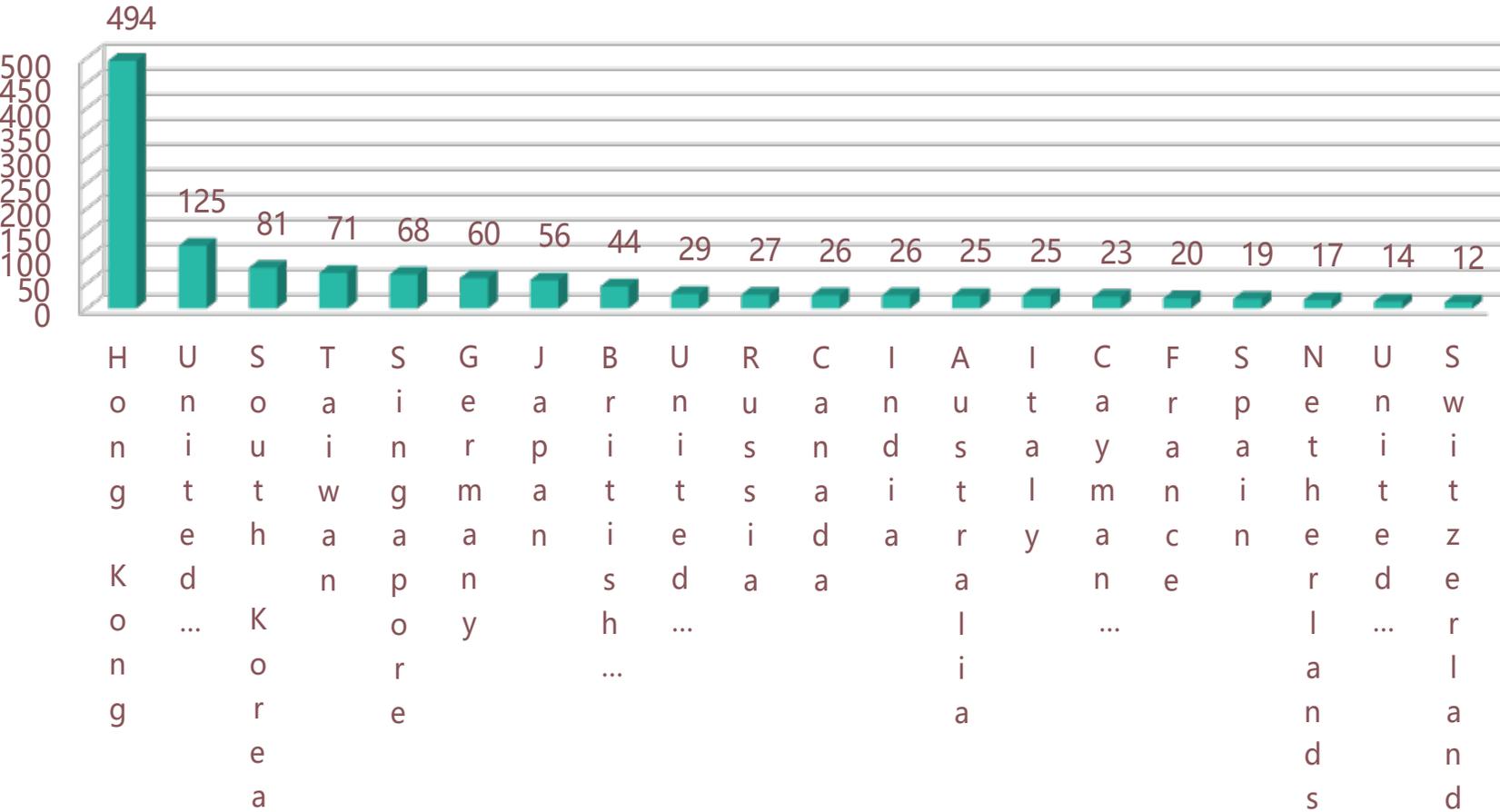
Nationality/Origin of Parties in 2019



- | | | | | |
|-------------------|------------------|------------------|---------------|---------------|
| ■ Hong Kong | ■ United States | ■ Chinese Taiwan | ■ South Korea | ■ Singapore |
| ■ Japan | ■ Germany | ■ BVI | ■ Russia | ■ Italy |
| ■ Australia | ■ Cayman Islands | ■ France | ■ Australia | ■ Mongolia |
| ■ Canada | ■ United Kingdom | ■ Laos | ■ Netherland | ■ India |
| ■ Kazakhstan | ■ Indonesia | ■ Vietnam | ■ Spain | ■ Belgium |
| ■ Cambodia | ■ UAE | ■ Saudi Arabia | ■ Finland | ■ Thailand |
| ■ Chinese Macau | ■ Ghana | ■ Seychelles | ■ Poland | ■ Switzerland |
| ■ Sweden | ■ Romania | ■ Belarus | ■ New Zealand | ■ Samoa |
| ■ Marshall Island | ■ Turkey | ■ Pakistan | ■ Malaysia | ■ Panama |
| ■ Belize | ■ Brazil | ■ Peru | ■ Paraguay | ■ Argentina |
| ■ Egypt | ■ South Africa | ■ Kenya | ■ Zambia | ■ Tanzania |
| ■ Mauritius | ■ Czech Republic | ■ Luxemburg | ■ Ukraine | ■ San Marino |
| ■ Bulgaria | ■ Albania | ■ Croatia | ■ Brunei | ■ Jordan |
| ■ Oman | ■ Iraq | ■ Israel | ■ Philippine | ■ Maldives |
| ■ Lebanon | ■ Iran | | | |

Top Nationality/Origin of Parties

Caseload from 2016 to date

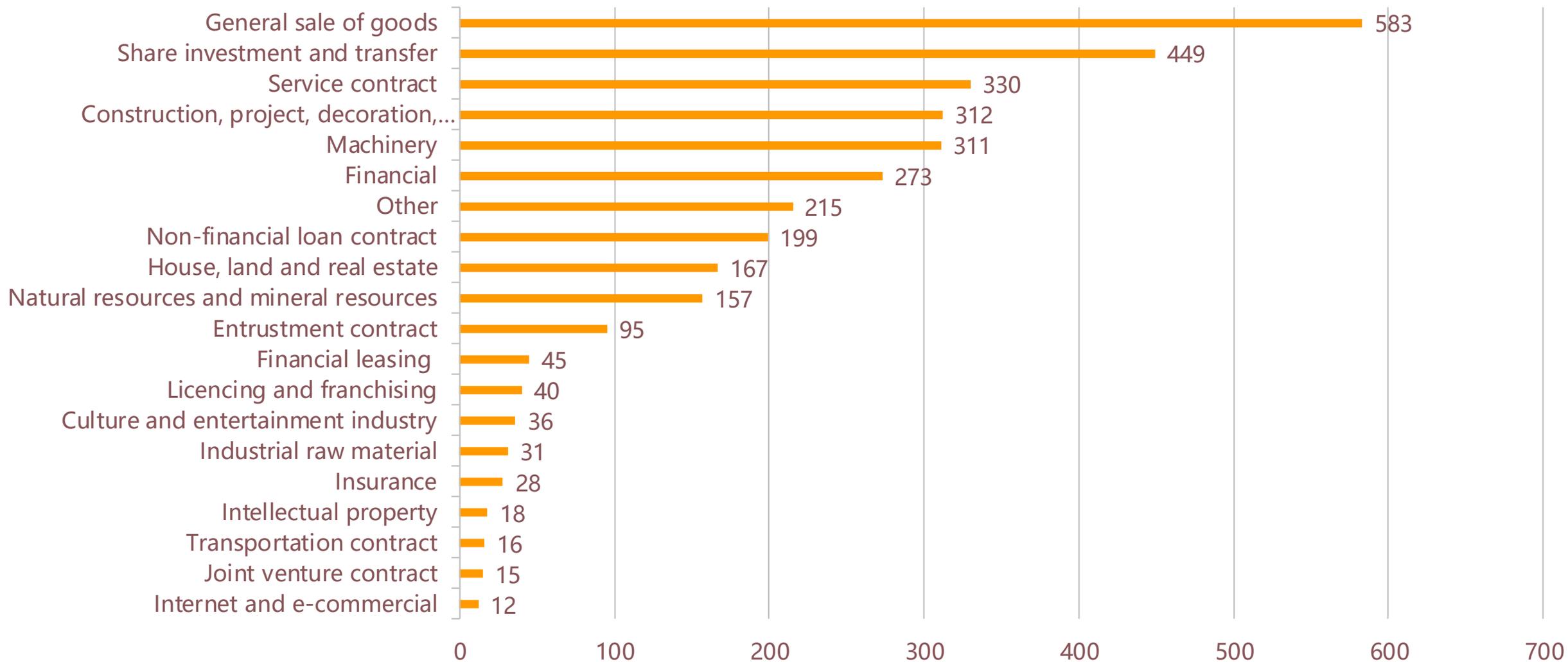


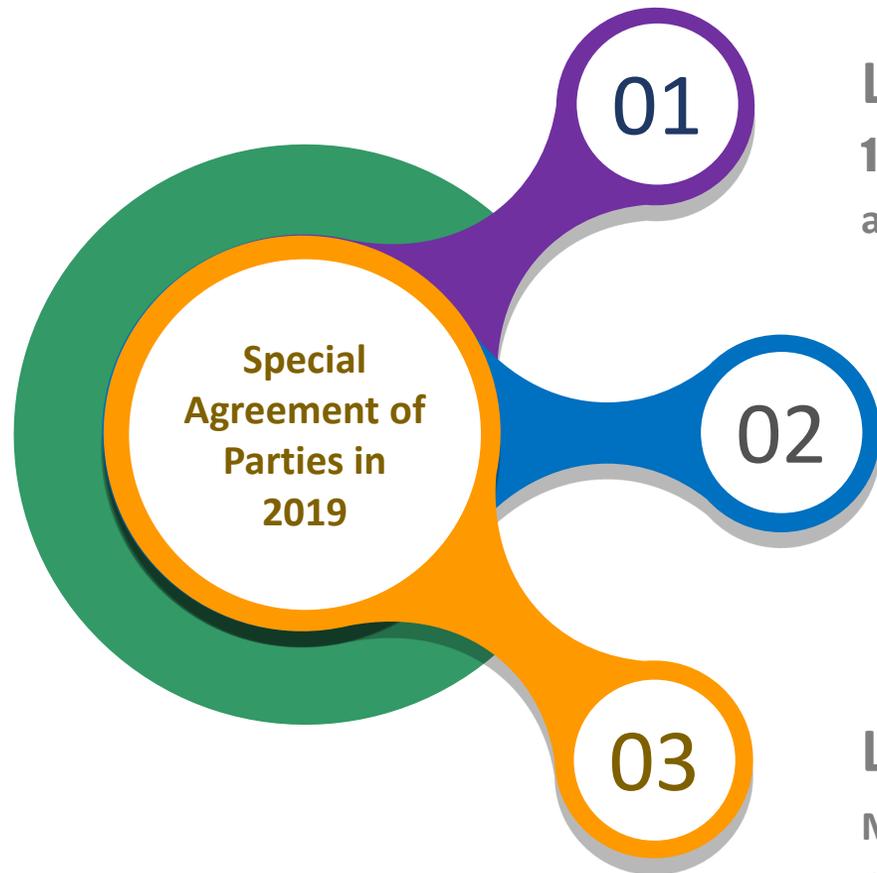
Both Parties from overseas: 66 cases/year



70% of CIETAC cases have clear foreign investment factors

Types of Disputes in 2019





Language

106 cases specifying English or both Chinese and English as the arbitration languages

Arbitration Rules

13 cases specifying applying the UNCITRAL Arbitration Rules or other arbitration rules

Law

Many cases specifying applying Hong Kong law, Korean law, Cayman Island law, Italian law, Laos Law, Australian Law, international conventions or international common practices

02

Challenge and evolution



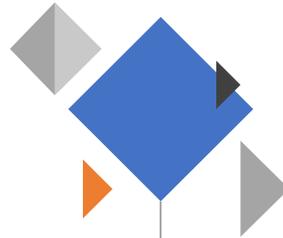
Challenges brought by the COVID-19

- ◆ Tribunals, parties and counsels are facing greater challenges to mitigate the adverse effects of the COVID-19 pandemic on arbitration such as delay of arbitral proceedings and obstacles to initiate new arbitration cases.
- ◆ *Guidelines on Proceeding with Arbitration Actively and Properly during the COVID-19 Pandemic (Trial) ("Guidelines")*



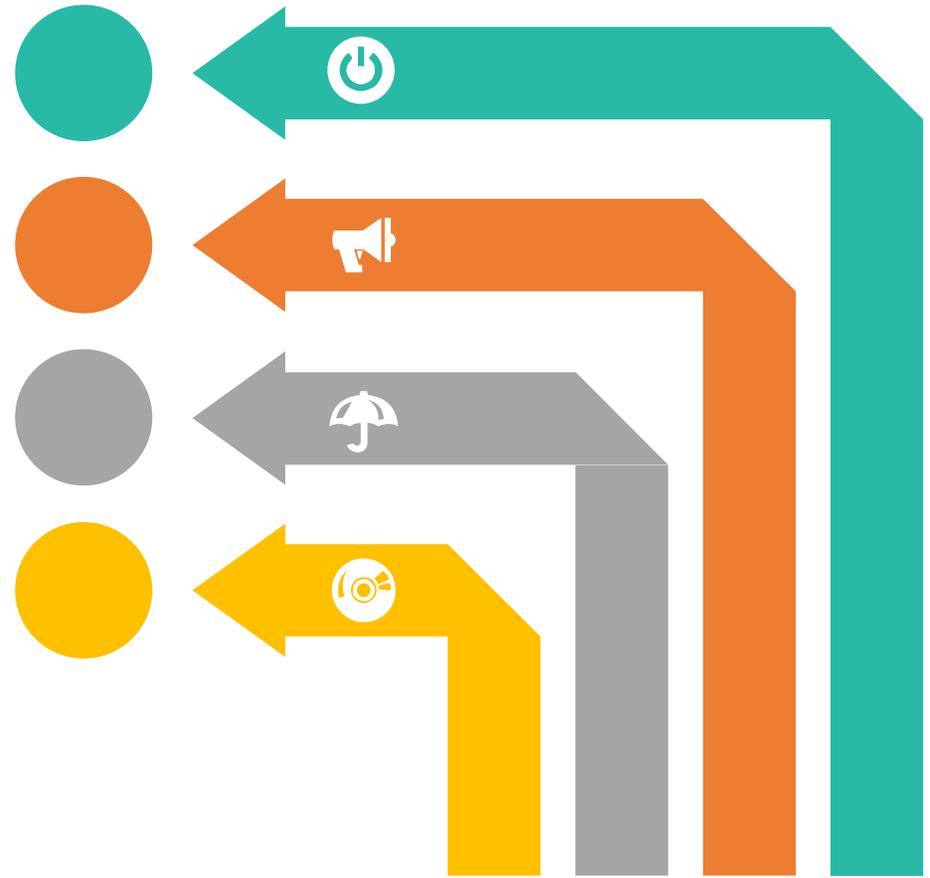
Challenges

- ◆ Case Filing
- ◆ Service of Documents
- ◆ Oral Hearing
- ◆ Appraisal



Response to the Challenge: Evolution

-  CIETAC online case filing system
-  submit and receive arbitration documents via internet ways
-  Documents-only Case Examination
-  virtual hearing



Any dispute arising from or in connection with this Contract shall be submitted to China International Economic and Trade Arbitration Commission for arbitration which shall be conducted in accordance with the Commission's arbitration rules in effect at the time of applying for arbitration. The arbitral award is final and binding upon both parties

凡因本合同引起的或与本合同有关的任何争议，
均应提交中国国际经济贸易仲裁委员会，按照申请
仲裁时该会现行有效的仲裁规则进行裁仲裁裁决是
终局的，对双方均有约束力



THANK YOU!