



KFCRI GUIDELINES FOR ARBITRATOR LISTING

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KFCRI

KOVISE FOUNDATION CONFLICT RESOLUTION INTERNATIONAL
Chennai, India

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I. GUIDELINES FOR INCLUSION ON KFCRI PANEL OF ARBITRATORS

It is a commonly held view in arbitral circles that an arbitration is no better than the arbitrators who conduct it. KFCRI has established a panel of arbitrators each of whose members are believed to have the necessary expertise and knowledge to assist disputants to resolve their differences in a flexible, confidential and above all a cost effective manner.

Persons who wish to be considered for inclusion in KFCRI Panel of Arbitrators should read the following information carefully and submit the required documentation.

A. KFCRI Panel Listing Requirements:

A candidate who wishes to be considered for inclusion on KFCRI Panel of Arbitrators must demonstrate to KFCRI Panel Selection Committee (the "Panel Administration Committee") the following:

1. Substantial arbitration experience as arbitrator; and
A substantial connection with India and South Asia; and
2. Not have been found guilty by a Court or disciplinary tribunal of misconduct which in the opinion of KFCRI calls into question his/her ability to act as arbitrator;
and
3. Be under 75 years of age.

Notes:

1. Substantial Arbitration Experience

A candidate can qualify to join the Panel of Arbitrators on the basis of having acted as arbitrator on domestic or international cases. An overseas candidate can qualify to join the Panel of Arbitrators on the basis of having acted as arbitrator on international cases.

2. References may be requested at the discretion of the KFCRI Panel Administration Committee.
3. Fellow at Arbitration Practice (*FAP-KFCRI*) & Proficient at Arbitration Practice (*PAP-KFCRI*) accredited members of KFCRI will be preferred during selection of the Panel.

KFCRI reserves the right to include on the panel the names of arbitrators who, although not fully satisfying the above criteria (1) and (2) above, do have language skills or particular expertise not otherwise available.

B. Detailed Basic Criteria for Empanelment in the KFCRI Panel of Arbitrators

1. An arbitrator who wishes to be considered for inclusion / empanelment on KFCRI Panel of Arbitrators should have keen interest in arbitration.
2. Such candidates shall uphold the principle of independence and impartiality in handling cases.
3. His/Her involvement in the professional work of economy, trade, maritime affairs, judiciary, legal affairs, finance, banking etc has to be most commendable.
4. He/She should have substantial arbitration experience as arbitrator or as representative before arbitral tribunals.
5. He/She should not have been found guilty by a court or disciplinary tribunal of misconduct which in the opinion of KFCRI calls into question his/her ability to act as arbitrator.
6. He/She should be under 75 years of age.
7. References in support of candidature may be requested at the discretion of KFCRI.

8. Any person including a foreigner is eligible to be an arbitrator except those specifically disqualified by law.
9. This panel shall contain qualified experts including Lawyers, Scholars, Business persons, professionals (Engineers, Auditors, etc.), reputed personalities, etc. both from India and Abroad.
10. He/She is willing to observe the guidelines, principles and Rules of Arbitration framed by KFCRI and other relevant regulations.
11. He/She should have good command of the English Language.
12. He/She should be capable of resolving complex Business and Public Disputes.
13. He/She shall be clear in his/her availability and willingness to serve in accordance with the needs of the parties.
14. He/She should have the ability to devote time and effort for major disputes.
15. KFCRI reserves the right to include on the panel the names of arbitrators who although not fully satisfying the above criteria or particular expertise nor otherwise available.
16. Fellow at Arbitration Practice (*FAP-KFCRI*) & Proficient at Arbitration Practice (*PAP-KFCRI*) accredited members of KFCRI will be preferred during selection of the panelists.
17. The empanelment shall be for a period of 3 years. All panelists are required to renew the application by submitting an up-to-date Curriculum Vitae (CV) with an application. KFCRI has the discretion for such renewal.

II. APPLICATION PROCEDURE FOR INCLUSION ON KFCRI PANEL OF ARBITRATORS

1. Applicants for inclusion on KFCRI Panel of Arbitrators are required to complete the application form together with an up-to-date one-page CV.
2. Completed application forms together with the up-to-date CV and references are to be submitted to KFCRI which shall be brought before the Panel Selection Committee of KFCRI. Applications should preferably be submitted by email to _____.
3. KFCRI will review all applications to ensure that they meet the Panel Selection Criteria and will advise applicants if the information provided does not merit placing their application before the Panel Administration Committee.
4. If KFCRI is satisfied that the application should be placed before the Panel Administration, KFCRI will write to all applicants informing them of the result of their applications.

III. RENEWAL OF KFCRI PANEL OF ARBITRATORS MEMBERSHIP

1. Successful panel listing shall be for a period of three years. All panelists are required to review their application by submitting an application together with an up-to-date one-page CV.
2. KFCRI will inform the panelists in writing about their renewal when the time approaches for them to renew.
3. Failure to respond to the renewal notice may result in the panelists name being removed from KFCRI Panel of Arbitrators.



IV. REMOVAL PROCEDURE FROM KFCRI PANEL OF ARBITRATORS

Duties of an arbitrator are threefold:

1. Duties imposed by the parties,
2. Duties imposed by law, and
3. Ethical duties

KFCRI believes that when arbitrators conduct arbitrations they are under strict moral and ethical obligations to act fairly and impartially and requires all panelists to adhere to General Code of Conduct for Arbitrators.

If a panelist fails to observe such Code of Conduct, the Panel Selection Committee may at its discretion remove a panelist without providing reasons for doing so. The decision of the Panel Selection Committee shall be final.