



International Chamber of Commerce

The world business organization

International Court of Arbitration • Cour internationale d'arbitrage

ARBITRATION CASE No. _____

ICC ARBITRATOR STATEMENT OF ACCEPTANCE, AVAILABILITY AND INDEPENDENCE

Family Name(s): _____ Given Name(s): _____

Please tick all relevant boxes.

ACCEPTANCE

I agree to serve as arbitrator under and in accordance with the 1998 ICC Rules of Arbitration ("Rules"). I confirm that I am familiar with the Rules. I accept that my fees and expenses will be fixed exclusively by the ICC Court (Article 2(4) of Appendix III to the Rules).

NON-ACCEPTANCE

I decline to serve as arbitrator in this case. (If you tick here, simply date and sign the form without completing any other sections.)

AVAILABILITY

I confirm, on the basis of the information presently available to me, that I can devote the time necessary to conduct this arbitration diligently, efficiently and in accordance with the time limits in the Rules, subject to any extensions granted by the Court pursuant to Articles 18 and 24 of the Rules. I understand that it is important to complete the arbitration as promptly as reasonably practicable and that the ICC Court will consider the duration and conduct of the proceedings when fixing my fees (Article 2(2) of Appendix III to the Rules). My current professional engagements are as below for the information of the ICC Court and the parties.

Principal professional activity (e.g. lawyer, arbitrator, academic): _____

Number of currently pending cases in which I am involved (i.e. arbitrations and activities pending now, not previous experience; additional details you wish to make known to the ICC Court and to the parties in relation to these matters can be provided on a separate sheet):

Table with 4 columns: Activity, As tribunal chair / sole arbitrator, As co-arbitrator, As counsel. Rows include Arbitrations and Court litigation.

ICC International Court of Arbitration • Cour internationale d'arbitrage de la CCI

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Arbitration Case No. _____

Are you already aware of any other professional engagements or activities likely to require a substantial time commitment from you in the next 12–18 months? *(Please answer yes or no; if yes, please provide details below and/or, if necessary, on a separate sheet.)*

INDEPENDENCE *(Tick one box and provide detailed information, if necessary.)*

In deciding which box to tick, you should take into account, having regard to Article 7(2) of the Rules, whether there exists any past or present relationship, direct or indirect, between you and any of the parties, their related entities or their lawyers or other representatives, whether financial, professional or of any other kind. Any doubt must be resolved in favour of disclosure. Any disclosure should be complete and specific, identifying *inter alia* relevant dates (both start and end dates), financial arrangements, details of companies and individuals, and all other relevant information.

- Nothing to disclose:** I am independent and intend to remain so. To the best of my knowledge, and having made due enquiry, there are no facts or circumstances, past or present, that I should disclose because they might be of such a nature as to call into question my independence in the eyes of any of the parties.
- Acceptance with disclosure:** I am independent and intend to remain so. However, mindful of my obligation to disclose any facts or circumstances which might be of such a nature as to call into question my independence in the eyes of any of the parties, I draw attention to the matters on the attached sheet.

Date: _____ Signature: _____

The information requested in this form will be considered by the ICC Court and its Secretariat solely for the purpose of your appointment or confirmation as arbitrator in ICC proceedings. The information will remain confidential and will be stored in a case management database system. However, it may be disclosed solely to the parties and their counsel in the arbitration proceeding referenced above for the purposes of that proceeding. According to Article 32 and, in particular, Article 40 of the French law "Informatique et Libertés" of 6 January 1978, you may access this information and ask for rectification by writing to the Secretariat of the Court.