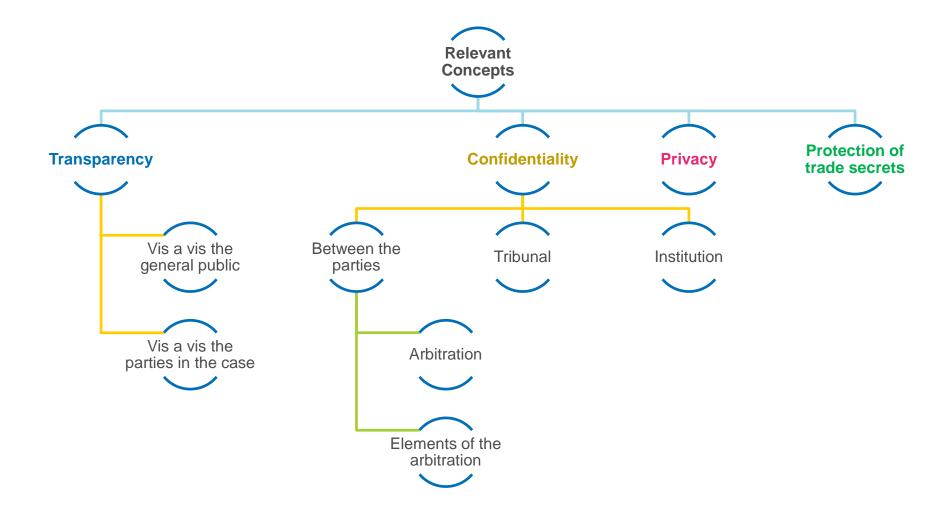
CURRENT STANDARDS OF TRANSPARENCY AND CONFIDENTIALITY IN ARBITRATION

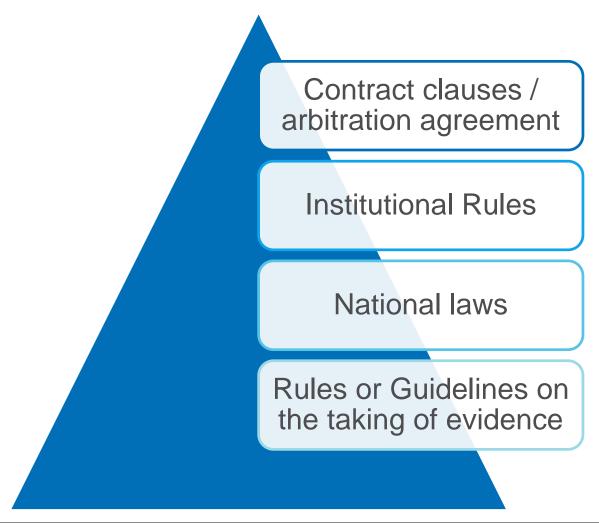
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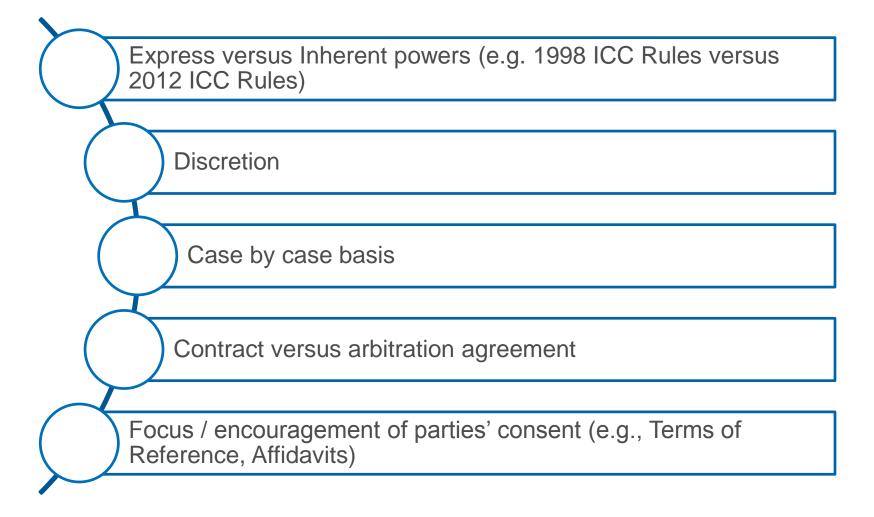
RELEVANT CONCEPTS



CONFIDENTIALITY OF ARBITRATION: LEGAL FRAMEWORK



PRACTICE OF ARBITRAL TRIBUNALS



EXAMPLE OF A CONFIDENTIALITY ORDER 1/2

Confidentiality

- Scope
- Meaning of "arbitral proceedings"

Persons subject to Order

- · Parties and employees
- Counsel
- Experts
- · Other persons under control of parties

Information not subject to confidentiality

- · Obtained from public domain
- · Obtained separate from arbitral proceedings
- Obtained from a third party from restrictions

Sanctions

- Monetary sanctions
- Prohibition to presenting the relevant part of the case
- · Dismissal of the claims brought in the arbiration

EXAMPLE OF A CONFIDENTIALITY ORDER 2/2

Inspection and Review of documents

- Persons
- Procedure

Confidentiality Affidavits

- Persons
- Procedure

Other procedures

- Third party requests
- Return of materials
- Survival of obligations

CURRENT STANDARDS OF TRANSPARENCY AND CONFIDENTIALITY IN ARBITRATION

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