

EMPANELMENT OF ARBITRATORS

LEVELS OF EMPANELMENT AT IAMC, HYDERABAD

1. IAMC Reserve Panel of Arbitrators – Level 0

1.1 This is an internal list of arbitrators maintained by IAMC Hyderabad. It is not a published list and shall remain confidential.

1.2 Individuals who do not meet the criteria for IAMC Hyderabad's Level-1 Panel of Arbitrators, may submit an application for the Reserve Panel.

1.3 Applicants will be assessed on their overall demonstrable arbitration knowledge and experience. In addition thereto, any special sectoral knowledge and/or experience will be considered an advantage. Further, the Governing Council of IAMC Hyderabad and an External Review Committee may require such candidates to complete any other requirements, as may be determined by them on a case-by-case basis, prior to such candidate being empanelled.

1.4 Applications shall be accompanied by a net non-refundable fee of INR 5,000/- (for payment made from a bank account in India) or USD 100/- (for payment made from outside of India). Applicable taxes, if any, shall apply to such payments and be borne by the candidate.

1.5 - Candidates empanelled at this level may also be considered for appointment as Tribunal Secretary, subject to the candidates choosing to do so in the application form.

1.6 Criteria for qualification:

- Should have between 0-10 years of relevant professional experience in any discipline where legal knowledge is an asset or a requirement; and
- Should complete IAMC Arbitrator Training Program and assessment (which includes an award writing assessment).

A candidate having relevant experience and other relevant accreditation(s) may be considered on a case-by-case basis. Relevant accreditation shall be determined by the IAMC Governing Council.

- Arbitrators empanelled at this level may be appointed in matters involving a dispute value of up to INR 3 Crore or up to USD 300,000.

2. IAMC Level-1 Arbitrator:

2.1 Criteria for qualification:

- 2.1.1 Should have 10 years of relevant professional experience in any discipline where legal knowledge is an asset or a requirement.
- 2.1.2 Should complete the IAMC Arbitrator Training Program and assessment (which includes an award writing assessment) or any other recognised training which will be subject to IAMC's approval.
- 2.1.3 Must successfully pass an interview panel of three individuals appointed by IAMC Hyderabad or furnish two arbitral awards (duly redacted) and two procedural orders (duly redacted) passed in the last 3 years immediately preceding the date of the application, either as Sole Arbitrator or Presiding Arbitrator; awards where the applicant acted as Co-Arbitrator will not be considered. Further, awards rendered on/through ODR platforms and/or documents only arbitrations will not be accepted. Furthermore, each arbitration in which an award is rendered, must have had at least 2 (two) full-length³ hearings on merits (this does not include preliminary issues such as jurisdictional challenges unless they involve significantly complex questions of law that were decided by the candidate as arbitrator – the complexity of which shall be determined by the Governing Council of IAMC Hyderabad and an External Review Committee).
- 2.1.4 Applications shall be accompanied by a net non-refundable fee of INR 10,000/- (for payment made from a bank account in India) or USD 200 (for payment made from outside of India). Applicable taxes, if any, shall apply to such payments and be borne by the candidate.

2.2 Scope:

- 2.2.1 IAMC Level-1 Accredited Arbitrator shall be eligible to act as Sole Arbitrator in arbitrations where the monetary limit does not exceed Rs. 10 crores [INR 100,000,000/USD 1,200,000] (or the equivalent in any other currency).
- 2.2.2 IAMC Level-1 Accredited Arbitrator shall give an undertaking to undergo Continuous Professional Development (CPD) programmes organised by IAMC Hyderabad, as advised.

3. IAMC Level-2 Arbitrator:

3.1 Criteria for qualification:

3.1.1 Should have more than 20 years of relevant professional experience in any discipline where legal knowledge is an asset or a requirement.

3.1.1.1 Should furnish copies of at least 5 arbitral awards¹ (duly redacted) and two procedural orders² (duly redacted) passed in the last 3 years immediately preceding the date of the application, either as Sole Arbitrator or Presiding Arbitrator; awards where the applicant acted as Co-Arbitrator will not be considered. Further, awards rendered on/through ODR platforms and/or documents only arbitrations will not be accepted. Furthermore, each arbitration in which an award is rendered, must have had at least 3 (three) full-length³ hearings on merits (this does not include preliminary issues such as jurisdictional challenges unless they involve significantly complex questions of law that were decided by the candidate as arbitrator – the complexity of which shall be determined by the Governing Council of IAMC Hyderabad and an External Review Committee).

OR (i.e. where each of the conditions contained in 3.1.1.1 are not met):

3.1.1.2 Should complete IAMC Arbitrator Training Program and assessment (which includes an award writing assessment) and must successfully pass an interview panel of three individuals appointed by IAMC Hyderabad.

AND (i.e. in addition to the conditions contained in 3.1.1.2)

Fulfil any other criteria as suggested by the Governing Council of IAMC, Hyderabad.⁴

3.1.2 Applications shall be accompanied by a net non-refundable fee of INR 20,000/- (for payment made from a bank account in India) or USD 300/- (for payment made from outside of India). Applicable taxes, if any, shall apply to such payments and be borne by the candidate.

¹ For one of these arbitral awards, IAMC Hyderabad will accept an arbitral award written as a part of the award writing assessment by any recognised training as determined at the sole discretion of the Governing Council of IAMC Hyderabad.

² For one of these procedural orders, IAMC Hyderabad will accept a procedural order written as a part of the assessment by any recognised training as determined at the sole discretion of the Governing Council of IAMC Hyderabad.

³ Each full-length hearing constitutes at least 6 to 8 hours of hearing.

⁴ Recognised Training: For example, candidates may also submit the award writing script that was submitted for the Award Writing Assessment for Chartered Institute of Arbitrators, U.K. along with the Result Sheet and Feedback Sheet, provided that the same was completed within two years immediately preceding the date of the application. The same will be also considered as one of the awards for the purpose of the aforementioned criteria.

3.1.3 A candidate having relevant experience and other relevant accreditation may be considered on a case-by-case basis; as shall be determined by the Governing Council of IAMC Hyderabad and an External Review Committee – who may then require such candidates to complete any other requirements, as may be determined by them on a case-by-case basis, prior to such candidate being empanelled.

3.2 Scope:

3.2.1 IAMC Level-2 Accredited Arbitrator shall be eligible to act as Sole Arbitrator in disputes up to Rs. 20 crores [INR 200,000,000/USD 2,400,000], and as Co-Arbitrator in disputes above Rs. 20 crores, but will not be appointed by IAMC Hyderabad as a

Presiding Arbitrator.

3.2.2 IAMC Level-2 Accredited Arbitrator shall be eligible to act as a Co-Arbitrator in any international arbitrations, but not as Sole Arbitrator or Presiding Arbitrator.

3.2.3 IAMC Level-2 Accredited Arbitrator shall give an undertaking to undergo Continuous Professional Development (CPD) programmes organised by IAMC Hyderabad, as advised.

4. IAMC Level-3 Arbitrator:

4.1 Criteria for qualification:

4.1.1 This empanelment shall be only by invitation.

4.2 Scope:

4.2.1 IAMC Level-3 Arbitrator will be eligible to act as Presiding Arbitrator, Sole-Arbitrator or Co-Arbitrator in domestic and international arbitrations with no upper or lower monetary limit of the amounts in dispute.