



DZUNGSRT  
& ASSOCIATES



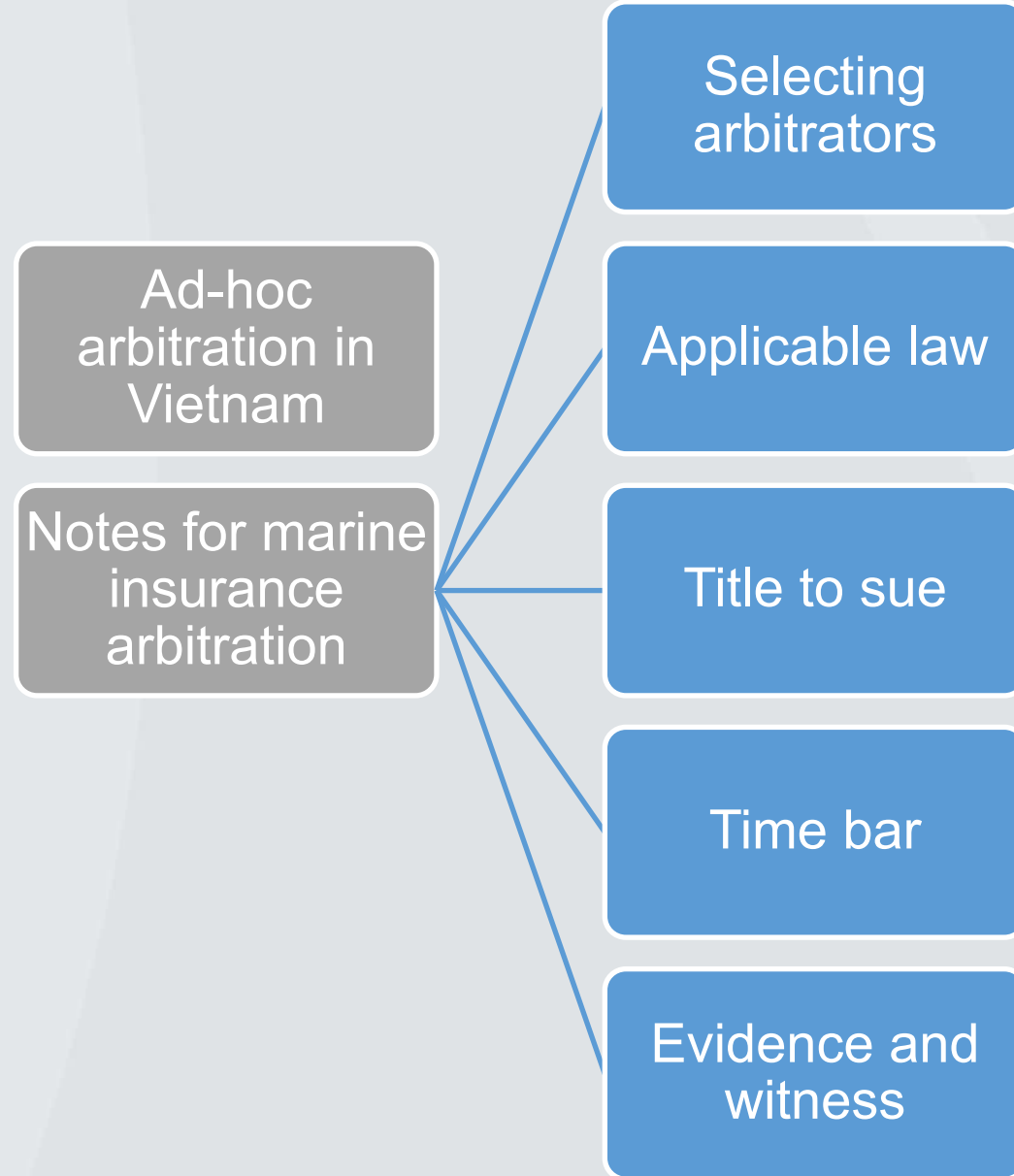
# AD-HOC ARBITRATION IN MARITIME AND INSURANCE SECTOR

## Vietnam Perspective

**Dang Vu Minh Ha**  
*Shipping and ADR Partner*  
Dzungsr & Associates LLC



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# AD-HOC ARBITRATION IN VIETNAM



Service of documents

Appointing authority

Conduct of arbitral proceeding

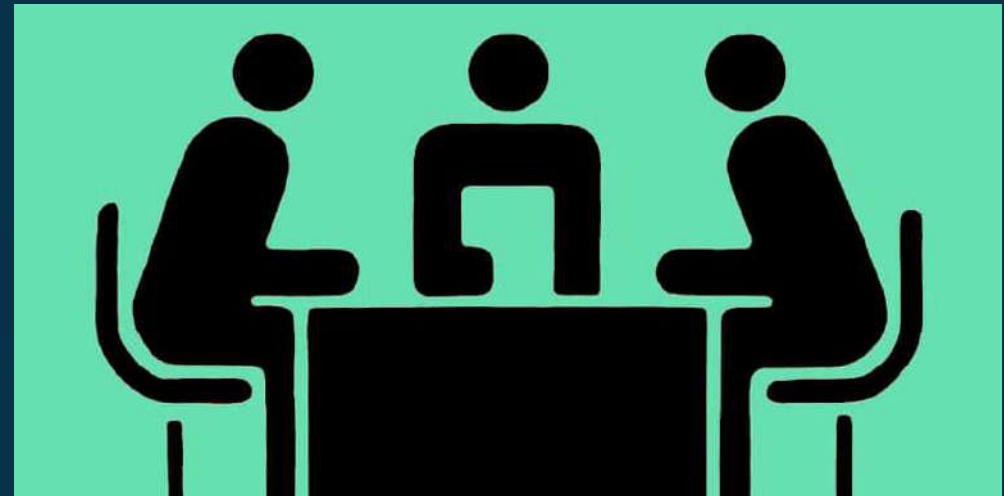
Registration of ad-hoc arbitral award



# NOTES FOR MARINE INSURANCE ARBITRATION

## SELECTING ARBITRATORS

- Independence and impartiality
- Criteria for selecting arbitrators
  - ✓ Qualification and expertise
  - ✓ Language
  - ✓ Seat of arbitration
  - ✓ Availability
  - ✓ Others





# NOTES FOR MARINE INSURANCE ARBITRATION

## APPLICABLE LAW

Party's choice of law





# NOTES FOR MARINE INSURANCE ARBITRATION

## TITLE TO SUE

- Who has the title to sue?
- Sue whom?
- Under which contract?
- Subrogation = transfer of the title to sue?





# NOTES FOR MARINE INSURANCE ARBITRATION

## TIME BAR

Legislation applicable  
to determine the time  
bar

When to commence?

Extension of time bar?



# NOTES FOR MARINE INSURANCE ARBITRATION

## EVIDENCE AND WITNESS



- Application of IBA Rules on Taking of Evidence?
- Collection and preservation of evidence
- Witness familiarization (training)
- Expert witness





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**THANK YOU!**

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