





LMAA

THE LONDON MARITIME
ARBITRATORS ASSOCIATION





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ARIAS

AIDA Reinsurance and Insurance Arbitration Society of the UK

Association Internationale de Droit
des Assurances

The Arbitration Act 1996







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Maritime disputes





Ad hoc arbitration

1. Appointing arbitrators
2. Choice of arbitrators
3. No administration costs
4. Choice of terms and procedures
5. No Terms of Reference
6. Structure
7. No institutional review of award



Paragraph 17, LMAA Terms 2021

(b) Where two or more arbitrations appear to raise common issues of fact or law, the tribunals may direct that they shall be conducted and, where an oral hearing is directed, heard concurrently.



Paragraph 17, LMAA Terms 2021

Where such an order is made, the tribunals may give such directions as the interests of fairness, economy and expedition require including:

- (i) that time limits for service of submissions may be abbreviated or modified in the interests of saving costs or minimising delay, or otherwise enhancing efficiency;*
- (ii) that the documents disclosed by the parties in one arbitration shall be made available to the parties to the other arbitration upon such conditions as the tribunals may determine;*
- (iii) that the evidence given in one arbitration shall be received and admitted in the other arbitration, subject to all parties being given a reasonable opportunity to comment upon it and subject to such other conditions as the tribunals may determine.*



Halliburton Company v Chubb Bermuda Insurance Ltd [2020] UKSC 48

IBA Guidelines on Conflicts of Interest in International Arbitration

Footnote 5 to paragraph 3.1.3:

It may be the practice in certain types of arbitration, such as maritime, sports or commodities arbitration, to draw arbitrators from a smaller or specialised pool of individuals. If in such fields it is the custom and practice for parties to frequently appoint the same arbitrator in different cases, no disclosure of this fact is required, where all parties in the arbitration should be familiar with such custom and practice.



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Ad hoc arbitration: maritime and insurance disputes

Suggested reading

- [*London Maritime Arbitration*](#)

[Clare Ambrose](#), [Karen Maxwell](#), [Michael Collett](#)

ISBN 9781138845046

Published August 10, 2017 by Informa Law from Routledge

- [*Merkin and Flannery on the Arbitration Act 1996*](#)

[Robert Merkin](#), [Louis Flannery QC](#)

ISBN 9781138826656

Published December 11, 2019 by Informa Law from Routledge

- [*Insurance Disputes*](#)

Edited By [Robert Merkin](#), [Iain Goldrein QC](#), [Jonathan Mance](#)

ISBN 9781843119579

Published December 23, 2011 by Informa Law from Routledge

- [*Liability Insurance in International Arbitration: The Bermuda Form*](#)

[Sir Richard Jacobs](#), [Lorelie Masters](#), [Paul Stanley QC](#), [VV Veeder QC](#)

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