

Dispute Resolution Methods



Arbitration

Arbitrator makes binding decision outside the courts

- Swift¹, cost-effective¹; awards enforceable in most jurisdictions
- Litigation may be required to enforce an award²



Mediation

Mediator facilitates non-binding resolution outside the courts

Parties must be committed

Swift³, cost-effective³

to a resolution⁴



Litigation

Judge makes ruling based on evidence presented in court

Compliance with judgement⁵

Costly⁵, time-consuming⁵; may not be enforced in some other jurisdictions

Administered

- Formally administered by an arbitral institution
- e.g. Singapore International Arbitration Centre (SIAC)



Unadministered • Conducted by parties

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- and tribunal
- Institution may help to appoint arbitrators
- e.g. Singapore Chamber of Maritime Arbitration (SCMA)

Singapore - The Preferred **Arbitration Venue**



User-friendly arbitration laws



Judicial support



An open regime



Rich talent pool



Tax incentives



Best-in-class hearing facilities



Most Used Arbitration Seats⁶

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- 1. Singapore 2. London
- 3. Hong Kong



Most Used Arbitration Institutions⁶

- 1. SIAC (Singapore)
- 2. ICC (Paris) 3. LCIA (London)

Singapore Chamber of Maritime Arbitration (SCMA) -A Specialist Maritime Arbitration Body

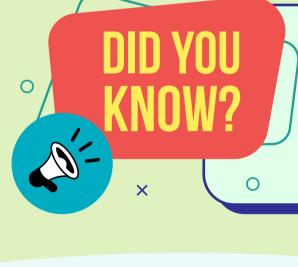


Focused





Cost-Effective



SCMA has 113 arbitrators from 17 countries

300 cases since 2009

SCMA has handled over

SCMA Arbitration Process











In a dispute, claimant files Notice of

Arbitration, respondent files response

Step 2: Tribunal Unless otherwise agreed, each party

appoints one arbitrator, and the two arbitrators appoint the third

Step 3: Statements

Parties file case

statements and may exchange evidence, witness statements, expert reports

Hearing takes place

unless agreed

otherwise, e.g. to conduct on a documents-only basis

Step 5: Award Tribunal completes

How Long Does Arbitration Take?



duration from date of commencement of arbitration over the past 10 years

29 weeks

the award, which

any New York

signatory state

Convention

can be enforced in

Without Award* With Award Average SCMA case



52 weeks

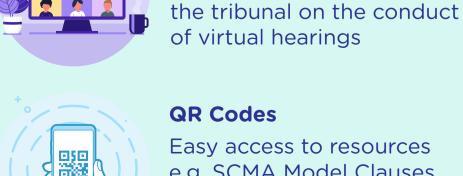
16 weeks

Small Claims

*Matter was settled by parties without the need for final award

Virtual Hearings

SCMA Goes Digital



of virtual hearings

form to notify SCMA

of arbitrations

QR Codes Easy access to resources e.g. SCMA Model Clauses,

SCMA provides a guide to





E-Arb Notify

Arbitration Pros and Cons, Barbara Kate Repa, Nolo.com ² The Pros and Cons of Mediation, Arbitration, and Litigation for Resolving Business Disputes, ContraxAware.com, 3 Jun 2019

- ³ The Advantages and Disadvantages of Mediation, David Jones, Glaisyers.com, 8 Nov 2019 ⁴ Pros and Cons for Use of Mediation to Resolve Disputes, FindLaw.com, 16 Nov 2017 ⁵ The Pros and Cons of Litigation, Ravneet Arora, PacificAdvisors.ca, 4 Mar 2019

⁶ SIDRA International Dispute Resolution Survey: 2020 Final Report, pp. 34&39, Singapore Management University