BIBLIOGRAPHY

LIST OF ACTS / RULES

INDIA

- 1. Bengal Regulation Act, 1772
- 2. Code of Civil Procedure 1859
- 3. Indian Arbitration Act 1899
- 4. Geneva Protocol on Arbitration Clauses 1923
- 5. Geneva Convention of 1927
- 6. Arbitration (Protocol and Convention) Act 1937
- 7. Foreign Awards (Recognition and Enforcement) Act of 1961
- 8. The Arbitration Act, 1940
- 9. The Arbitration Act, 1996
- 10. The Arbitration and Conciliation (Amendment) Act, 2015
- 11. Report No. 246 of the Law Commission of India
- 12. Arbitration and Conciliation (Amendment) Act 2019
- 13. Arbitration and Conciliation (Amendment) Ordinance 2020
- 14. ICC Rules of Arbitration
- 15. ICC Note to Parties and Arbitral Tribunals on the Conduct of Arbitration
- 16. Commercial Courts Act 2015

SINGAPORE

- 1. The International Arbitration Act, 1994
- 2. SIAC Rules

UNITED KINGDOM

- 1. English Arbitration Act, 1996
- 2. The Arbitration Act, 1934
- 3. The Arbitration Act, 1950

- 4. SRA Code of Conduct 2011
- 5. Code of Conduct of the Bar of England and Wales

OTHERS

- 1. International Chamber of Commerce (ICC) rules
- 2. Model Law formulated by the United Nations Commission on International Trade Law (UNCITRAL)
- 3. UNCITRAL Rules
- 4. IBA Rules on Evidence

BOOKS

- 1. Jackson Harvey Ralston, *International Arbitration from Athens to Locarno*, 153, United States: Lawbook Exchange, 2004.
- 2. Halsbury's Laws of Singapore, Arbitration, Building and Construction; vol II (Lexis Nexis, Butterworths, 2003 Reissue)
- 3. Hwang, Boo & Han, "National Report for Singapore" in *International Handbook on Commercial Arbitration* (Jan Paulsson ed) (Kluwer Law International, 1984)
- 4. Lord Mustill and S. C Boyd, *Commercial Arbitration, 2001 Companion Volume*, 2nd Edition (London: Butterworths, 2001)
- 5. Schmitthoff C.M., Finality of arbitral awards and judicial review. In: Lew J.D.M. (eds) Contemporary Problems in International Arbitration. Springer, Dordrecht, 1987
- 6. George Smoult Fagan, Unrepealed and Unexpired Acts of the Legislative Council of India, G.C. Hay & Co, 1862
- 7. V.R. Krishna Iyer, *Justices, and Justicing: Dialectic Look at the Problem in Indian Setting*, Gokhale Institute of Public Affairs, 1980
- 8. Sir Michael Mustill, *'Transnational Arbitration in English Law'*, (1984) Current Legal Problems
- 9. Redfern & M. Hunter, *International Arbitration* 586 (5th ed., 2009)
- 10. Catherine Rogers, Fit and Function in Legal Ethics: Developing a Code of Conduct for International Arbitration, Michigan. J. Int'l. Law (Winter 2002) Vol. 23, No. 2
- 11. David J. Howell, *Electronic Disclosure in International Arbitration*, Juris Publishing, Inc., 2008
- 12. Gary B. Born, *International Commercial Arbitration*, Wolters Kluwer (Volume II, Second Edition, 2014)
- 13. *Halsbury's Law of England*, 4th Edition, Lexis Nexis Butterworths, vol.2
- 14. Simon Greenberg, Christopher Kee, J. Romesh Weeramantry; *International Commercial Arbitration: An Asia-Pacific Perspective*, Cambridge University Press, 2011
- 15. The Holy Quran

ARTICLES & JOURNALS

- 1. Claudia T. Salomon, *'Splitting the Baby in International Arbitration'*, The National Law Journal, January 19, 2015
- 2. Srinivasan, Badrinath, Appointment of Arbitrators by the Designate Under the Arbitration and Conciliation Act: A Critique (April 3, 2014). Economic and Political Weekly, Vol. XLIX, No. 18
- 3. Bernard Hanotiau, *The Law Applicable to Arbitrability*, Singapore Academy of Law Journal, (2014) 26 SAcLJ
- 4. Abhishek Sharma, *The Future of Institutional Arbitration in India*, LegalEraOnline, August 28, 2019
- 5. Justin Williams, Hamish Lal, and Richard Hornshaw, Akin Gump LLP; *Arbitration procedures and practice in the UK (England and Wales): overview,* UK Practical Law Thomson Reuters, February 1, 2020
- 6. Lakhawat, M., *Multi-Tier Arbitration Clauses: Directory or Mandatory?*, Mondaq, June 22, 2018
- 7. Angeline Welsh, *Arbitration Guide IBA Arbitration Committee, England and Wales*, Matrix Chambers, January 2018
- 8. Hodges, Tevendale, Naish, Ambrose, *Arbitration in the United Kingdom*, HerbertSmithFreehills, July 8, 2019
- 9. Wong, Ronald JJ, *Interim Relief in Aid of International Commercial Arbitration -- A Critique on the International Arbitration Act*, Singapore Academy of Law Journal, Vol. 24, December 1, 2012
- 10. Alvin Leo, Lim Wei Lee; *Arbitration Guide IBA Arbitration Committee*, IbanetSingapore, January 14, 2018

- 11. Hammurabi and Solomon, Anti-arbitration Injunctions, Mondaq, August 8, 2017
- 12. Rachel Reiser, *Applying Privilege in International Arbitration: The Case For a Uniform Rule*, Cardozo J. Conflict Resol., 653, 659 (2012), June 1, 2012
- Alastair Henderson, Tomas Furlong and Gerald Leong, Herbert Smith Freehills LLP, Arbitration procedures and practice in Singapore: Overview, UK Practical Law Thomson Reuters, April 1, 2020
- 14. Kabir Singh, Shobna Chandran, Siddhartha Premkumar and Andrew Foo, *Tribunal secretaries: a tale of dependence and independence*, Kluwer Arbitration,

 December 11, 2016
- 15. Wei Ming Tan, "The SIAC Annual Report 2019: Findings and Takeaways in the light of COVID-19", Singapore International Arbitration Blog, April 15, 2020
- 16. Niyati Gandhi, Vyapak Desai; *What finally happened in BALCO v. Kaiser Technical Services*, Mondaq, February 12, 2016
- 17. Sumeet Kachwaha, *The Arbitration Law of India: A Critical Analysis*, Asia International Arbitrational Journal, Vol. 1, No. 2, 2017
- 18. Medha Srivastava, Ameen Jauhar, *BRICS dispute resolution mechanism: Challenges ahead, but promises much,* Financial Express, Oct. 25, 2016
- 19. Press Information Bureau Press Release, 'Constitution of High Level Committee to review Institutionalization of Arbitration Mechanism in India', Dec. 29, 2016
- 20. The 2015 Survey 'Improvements and Innovations in International Arbitration', Queen Mary, University of London
- 21. R. Ghosh, "Commercial Disputes in India", Kroll Vol. 9 Issue 3, 2011

- 22. Bhavani Navaneedhan, *Termination of Arbitrators: Judiciary Sets the Bar*, Mondaq, May 29, 2018
- 23. Umakanth Varottil, *Arbitration in India: The Merits of Third Party Funding*, IndiaCorpLaw, September 16, 2016
- 24. Ben Giaretta, Akshay Kishore, *Anti-arbitration Injunctions: Mixed Signals From India*, AshurstOnline, January 1, 2015
- 25. Prabhakar Yadav, Preclusive Effect of Res-Judicata in International Commercial Arbitration: A Baffling Syndrome, IndiaCorpLaw, April 20, 2019
- 26. Prerona Banerjee, Combatting Frivolous Claims: Arbitral Immunity in India, IndiaCorpLaw, April 20, 2020
- Siddharth S. Aatreya, Can Investment Arbitral Awards be Enforced in India?,
 Kluwer, April 4, 2019
- 28. Wagle, S. (2011), Investing across borders with heterogeneous firms: do FDI-specific regulations matter? World Bank Policy Research Working Paper 5914
- 29. Hammurabi and Solomon, *The Emerging Landscape of Arbitration in India: 2017 and Beyond*, LegallyIndia, July 19, 2017
- 30. Government of India Law Commission Report No. 246, *Amendments to the Arbitration and Conciliation Act 1996*, August 2014
- 31. Federation of India Chambers of Commerce and Industry, "Need to promote institutional arbitration to place India amongst top 50 countries in World Bank's ease of doing business ranking Legal Affairs Secy.", Press Release dated 22 December 2014
- 32. Klaus Peter Berger, 'The Need for Speed in International Arbitration' (2008) 25 J Intl Arb 595

- 33. Tony Dymond, Gareth Hughes, et. al., *Hong Kong's New Law on Third Party Funding for Arbitration: Opportunities and Risks*, Debevoise and Plimpton, February 20, 2019
- 34. Shah and Gandhi, *Arbitration: One Size Does Not Fit All: Necessity of Developing Institutional Arbitration in Developing Countries*, Journal of International Commercial Law and Technology, Vol 6, Issue 4, 2011
- 35. Oldham/Kim, *Arbitration In America: The Early History*, JSTOR, Law & Hist. Rev., Vol. 31, No. 1, February 2013
- 36. Hélène Ruiz Fabri, Conflicts of Interests: Navigating in the Fog, 113 AJIL UNBOUND 307 (2019)
- 37. John Crook, *Dual Hats and Arbitrator Diversity: Goals in Tension*, 113 AJIL UNBOUND 284(2019)
- 38. Judith Levine, *Dealing with Arbitrator "Issue Conflicts" in International Arbitration*, Transnational Dispute Management, Vol. 4 (2008)

WEB RESOURCES

- 1. https://lettersofprophetmuhammad.wordpress.com/2007/09/18/the-treaty-of-medinah/
- 2. https://shodhganga.inflibnet.ac.in/bitstream/10603/205670/8/07%20chapter%202.pdf
- 3. http://www.wipo.int/edocs/lexdocs/laws/en/pk/pk066en.pdf
- 4. https://pca-cpa.org/en/search/?q=THE+INDUS+WATERS
- 5. https://legal.un.org/riaa/cases/vol XXXI/1-358.pdf
- 6. https://www.financialexpress.com/india-news/changes-in-law-needed-to-make-india-hub-of-arbitration-ravi-shankar-prasad/1648775/
- 7. https://iccwbo.org/content/uploads/sites/3/2017/01/ICC-2017-Arbitration-and-2014-Mediation-Rules-english-version.pdf.pdf
- 8. https://iccwbo.org/media-wall/news-speeches/icc-issues-updated-note-providing-guidance-parties/
- 9. https://globalarbitrationnews.com/international-arbitration-statistics-2018-another-busy-year-for-arbitral-institutions/
- 10. http://www.arbitration.qmul.ac.uk/media/arbitration/docs/2018-International-Arbitration-Survey---The-Evolution-of-International-Arbitration-(2).PDF
- 11. https://iccwbo.org/media-wall/news-speeches/icc-report-confirms-singapore-as-a-leading-asia-arbitration-hub/
- 12. https://www.ft.com/content/704c5458-e79a-11e5-a09b-1f8b0d268c39
- 13. https://www.siac.org.sg/images/stories/press_release/2020/[Press%20Release]%20 SIAC%20Sets%20a%20New%20Record%20in%202019.pdf
- 14. https://www.siac.org.sg/images/stories/articles/annual_report/SIAC%20Annual%2 0Report%202019%20(FINAL).pdf
- 15. https://uk.practicallaw.thomsonreuters.com/4-502-1378?transitionType=Default&contextData=(sc.Default)&firstPage=true&bhcp=1
- 16. https://www.siac.org.sg/our-rules/71-resources/frequently-asked-questions#faq12
- 17. https://www.ibanet.org/LPD/Dispute_Resolution_Section/Arbitration/Arbcountryg uides.aspx

- 18. https://www.mondaq.com/india/arbitration-dispute-resolution/843032/arbitration-newsletter-august-2019
- 19. https://uk.practicallaw.thomsonreuters.com/4-502-1378?transitionType=Default &contextData=(sc.Default)&firstPage=true&bhcp=1
- 20. https://www.siac.org.sg/component/content/article/69-siac-news/499-siac-releases-costs-and-duration-study
- 21. https://www.siac.org.sg/2013-09-18-01-57-20/2013-09-22-00-31-29/archive-2012/240-the-siac-expedited-procedure
- 22. https://www.lcia.org/News/lcia-releases-costs-and-duration-data.aspx
- 23. https://www.mondaq.com/india/arbitration-dispute-resolution/712978/multi-tier-arbitration-clauses-directory-or-mandatory
- 24. https://s3.amazonaws.com/documents.lexology.com/e90fcbd0-d3a7-4fe1-9c56-026796740cb8.pdf?AWSAccessKeyId=AKIAVYILUYJ754JTDY6T&Expires=16 11087314&Signature=%2BvqtWMy69bmffn3A6S%2FpnAF6aCo%3D
- 25. http://www.swlegal.ch/Publications/Newsletter.aspx
- 26. https://www.barandbench.com/columns/interim-relief-by-courts-in-an-arbitration-the-battle-of-section-9
- 27. https://www.mondaq.com/india/arbitration-dispute-resolution/617480/anti-arbitration-injunction
- 28. https://www.ciarb.org/resources/features/a-framework-for-evaluating-the-best-arbitral-seats/
- 29. http://legalaffairs.gov.in/sites/default/files/Report-HLC.pdf
- 30. https://www.siac.org.sg/images/stories/articles/rules/Practice_Note_for_Tribunal_S ecretaries PN-01-15-January-2015 Final.pdf
- 31. http://arbitrationblog.kluwerarbitration.com/2016/12/11/tribunal-secretaries-a-tale-of-dependence-and-independence/
- 32. https://www.italaw.com/sites/default/files/case-documents/italaw4158 0.pdf
- 33. https://www.inhousecommunity.com/article/maxwell-chambers/
- 34. https://www.siac.org.sg/2013-09-18-01-57-20/2013-09-22-00-27-02/articles/420-the-emergency-arbitrator-and-expedited-procedure-in-siac-a-new-direction-for-arbitration-in-asia
- 35. https://www.siac.org.sg/2014-11-03-13-33-43/about-us/siac-india-representative-offices

- 36. https://nishithdesai.com/information/research-and-articles/nda-hotline/nda-hotline-single-view/article/what-finally-happened-in-bharat-aluminium-co-balco-v-kaiser-technical-services.html?no_cache=1&cHash=74884506c712af347b732a489c4b61de
- 37. https://www.livelaw.in/top-stories/supreme-court-arbitration-and-conciliation-act-appointment-arbitrator-168441
- 38. http://www.indialegallive.com/special-story/litigation-expenses-the-long-quest-and-high-cost-of-justice-40245
- 39. http://business.rediff.com/report/2009/aug/20/reliance-legal-expenses-multiply-for-ambanis-group-firms.htm
- 40. https://www.moneycontrol.com/news/business/how-much-will-rs-1500-crore-from-lenders-help-jet-airways-3827271.html
- 41. https://www.deccanherald.com/content/604717/delhi-cm-fee-jethmalani-creates.html
- 42. https://www.livemint.com/Companies/yEe7kYyRPaLT8kHyIevKVN/Legal-costs-of-firms-rose-5673-in-last-five-years.html
- 43. https://presidentofindia.nic.in/writereaddata/Portal/Speech/Document/387/1_National Law Day251117.pdf
- 44. https://dakshindia.org/wp-content/uploads/2016/05/Daksh-access-to-justice-survey.pdf
- 45. http://www.arbitration.qmul.ac.uk/docs/164761.pdf
- 46. https://www.financialexpress.com/opinion/3-crore-plus-cases-pending-heres-why-commercial-courts-and-arbitration-bills-are-just-a-start/1094841/
- 47. http://njdg.ecourts.gov.in/njdgnew/?p=main/pend dashboard
- 48. http://niti.gov.in/writereaddata/files/document_publication/Arbitration.pdf
- 49. *http://www.mondaq.com/india/x/705576/Arbitration+Dispute+Resolution/Termination+of+Arbitrators+Judiciary+Sets+the+Bar*
- 50. https://indiacorplaw.in/2016/09/arbitration-in-india-merits-of-third.html
- 51. https://www.ashurst.com/en/news-and-insights/legal-updates/anti-arbitration-injunctions-mixed-signals-from-india/
- 52. https://indiacorplaw.in/2019/04/preclusive-effect-res-judicata-international-commercial-arbitration-baffling-

- syndrome.html?utm_source=feedburner&utm_medium=email&utm_campaign=Feed%3A+IndiaCorpLaw+%28IndiaCorpLaw%29
- 53. https://openjurist.org/913/f2d/544/john-morrell-company-v-local-union-304a-of-united-food-and-commercial-workers
- 54. https://www.livelaw.in/top-stories/supreme-court-arbitration-and-conciliation-act-appointment-arbitrator-168441
- 55. https://mcia.org.in/wp-content/uploads/2017/11/Transcript-Harish-Salve.pdf
- 56. http://arbitrationblog.kluwerarbitration.com/2019/04/04/can-investment-arbitral-awards-be-enforced-in-india/
- 57. https://www.legallyindia.com/home/the-emerging-landscape-of-arbitration-in-india-2017-and-beyond-20170719-8667
- 58. https://economictimes.indiatimes.com/news/economy/indicators/moodys-cuts-indias-gdp-growth-forecast-to-5-6-for-2019/articleshow/72520706.cms?from=mdr
- 59. https://www.lexology.com/library/detail.aspx?g=7094436c-d694-46e3-bedf-657c69f275ff
- 60. https://www.ashurst.com/en/news-and-insights/legal-updates/quickguide---third-party-funding-in-international-arbitration/
- 61. https://indiacorplaw.in/2016/09/arbitration-in-india-merits-of-third.html
- 62. Annual Report 2020; Available at: https://mcia.org.in/wp-content/uploads/2016/05/Annual-Report_2020.pdf
- 63. http://www.nishithdesai.com/fileadmin/user_upload/pdfs/NDA%20In%20The%20 Media/Quotes/190110 Q Experts-wary-of-govt-influence.pdf
- 64. https://siac.org.sg/component/registrationpro/event/276/SIAC-and-Institutional-Arbitration-module-at-NUS?Itemid=552