

## QUESTIONNAIRE CMI ARBITRATION

Reply of the Romanian Maritime Law Association.

1. Would you encourage the CMI to play a role in Maritime arbitration ?

Yes, we encourage CMI to play a role in this very important field of maritime law.

2. To which extent would you consider the CMI should engage itself in this field ?

We consider that CMI Working Group should provide a comparative analyses of the arbitration rules and practices in the main arbitration centers. It is also a good idea that CMI serves as an information center on all issues of interest concerning maritime arbitration through its website.

It is very important that CMI keep a database of comments of maritime arbitration awards or, where possible and available, arbitration awards.

3. Would you support the three above areas of investigation or only some of them ?

We support all of the areas of investigation as proposed by CMI. We consider that CMI may be involved in drafting its own set of model Rules.

It is also important that CMI will examine the procedural rules in the main arbitration centers and make recommendations in cases where these rules are not sufficiently adapted to the specificities of Maritime arbitration.

4. Formulate any other suggestions for examination by the working group.

We suggest that the working group should examine the present status of the national or regional existing arbitration centers all over the world. The working group should examine the rules applicable to maritime arbitrations within such arbitration centers.

We suggest that the working group should examine in detail for the countries represented at CMI whether arbitration is a valid option to resolve maritime disputes considering that the national Court system is not technically satisfactory. The working group should request informations from the National Maritime Law Associations whether national or regional

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arbitration centers are implemented and what is the percentage of disputes solved by such centers comparatively with the disputes solved by Courts.

The working group should ask informations concerning the specializations of such Courts and also informations concerning the specializations of arbitration in different countries and particularly if there are national or regional centers specialized purely on maritime arbitration.

Also, we consider that the working group should obtain informations concerning the specialization of the arbitrators involved in maritime arbitration.

The working group may also issue recommendations concerning the qualifications of the arbitrators involved in maritime disputes.

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