

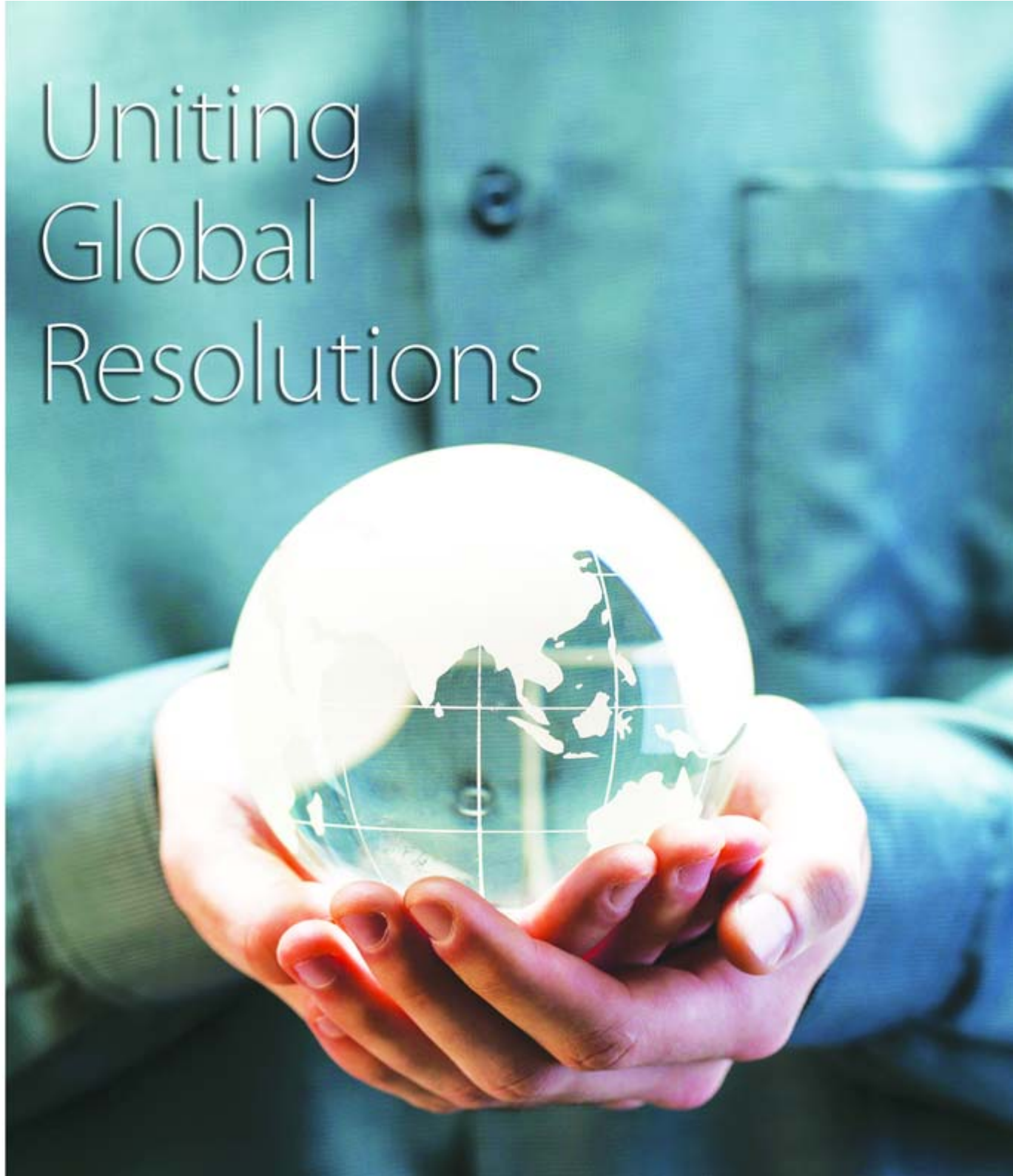


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APCAM

ASIA PACIFIC CENTRE FOR
ARBITRATION & MEDIATION

Uniting Global Resolutions





APCAM (Asia Pacific Centre for Arbitration & Mediation) is an international ADR centre formed jointly by many of the arbitration and mediation centres from the Asia-Pacific countries, which host APCAM centres in their respective countries.

APCAM helps the business community to resolve their international commercial and business disputes by mediation or arbitration under a single set of Mediation and Arbitration Rules and with a uniform fee structure in all the member countries to minimize the hassle of adhering to different laws or fees of different institutions. Setting the world of dispute resolution in a different path!

APCAM is administered by a Governing Board comprising of nominees from each constituent institutions, who are some of the best ADR professionals from the region. This provides APCAM with international expertise and insight into developments in ADR practice worldwide. APCAM also has an Advisory Board, comprising of the most experienced and credible names in the field from all over the world.

APCAM Centres are situated in the following countries hosted with the following members:



Indian Institute of Arbitration & Mediation (IIAM), India



Malaysian Mediation Centre (MMC), Malaysia



Indonesian Mediation Centre (PMN), Indonesia



Hong Kong International Mediation Centre (HKIMC), Hong Kong



Hong Kong Institute of Arbitrators (HKI Arb), Hong Kong



Thailand Arbitration Centre (THAC), Thailand



Australasian Dispute Resolution Centre (ADRC), Australia



Nepal International ADR Center (NIAC), Kathmandu, Nepal

VISION OF APCAM

Asia-Pacific is the fastest growing economic region in the world. The global business requirements along with other market developments have popularised non-litigious forms of Alternative Dispute Resolution (ADR) methods like arbitration and mediation. The region has undertaken major reforms in the field of ADR and in the promotion of its use in resolving cross-border commercial disputes. Resolving contractual and commercial disputes in various jurisdictions requires knowledge of a number of facets that affect each country. For the said purpose some of the major ADR institutions in the region subscribed to form the APCAM, which will be an international ADR institution, administering cross-border mediations and arbitrations in the respective countries.

The vision of APCAM is to assist the international business community to resolve their international and cross-border disputes under a single set of mediation and arbitration rules and with a uniform fee structure, and to create a single panel of international mediators and arbitrators, with uniform accreditation, so as to establish the best-standards in professionalism and credibility, so that the business community gets unbiased professionals that resolve disputes in a timely manner, and thereby create a better business environment in the region.



APCAM ADR SERVICES



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Mediation



APCAM Mediation provides the most advanced global rules which is intended to help parties and mediators to take maximum advantage of the flexible procedures available in mediation for the resolution of international disputes quickly and economically.

APCAM Mediation Services also include “deal mediations” or “assisted deal-making” for making efficient business deals and dispute management systems. It also provides for parties to opt for Dispute Management clause, in their project contracts, wherein the parties to the contract can jointly appoint a “Project Mediator”. This provides an opportunity for parties to work together, in a more collaborative and mutually beneficial environment and oversee that the contract proceeds smoothly.

The APCAM Mediation Rules also makes provisions to make the settlement award binding as per the United Nations Convention on International Settlement Agreements Resulting from Mediation (also known as “Singapore Convention”) in countries which are signatories of the Convention.



APCAM
ADR
SERVICES



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Arbitration



APCAM Arbitration is based on the most effective Arbitration Rules which helps parties and arbitrators to use the best available global practice for the resolution of international disputes quickly and economically by way of administered arbitration on global standards.

It also provides facility for Arb-Med-Arb Procedure, which is an effective way by which the party can invoke arbitration and simultaneously try to resolve the dispute through mediation and if successful, make the outcome as an arbitral award or in case of failure of mediation, continue with arbitration. The AMA procedure helps to save time and also helps to make mediation settlement binding.

APCAM Arbitration also provides the provision for the appointment of emergency arbitrators, which allows the party in need of emergency interim relief to make such application and even before the constitution of the regular arbitral tribunal.

APCAM NEUTRALS

APCAM empanels a common panel of international mediators and arbitrators, with uniform accreditation system from all the countries, which would help the parties to experience uniform high-standard practice, bringing credibility and professionalism of mediators and arbitrators.

Apart from the efficiency of the ADR Rules, the trust on the Neutrals also underpin the success of the ADR processes. The parties need to have confidence in the Neutral's integrity in terms of competence, professionalism, independence, impartiality, fairness and the ability to respect confidences. APCAM maintains high professional credibility of its Neutrals through stringent quality measures and accreditation norms.

APCAM Neutrals Accreditation Norms:



ABOUT APCAM



An international ADR centre formed jointly by approximately 10 arbitration and mediation centres from Asia-Pacific countries, having APCAM centres in all these countries. The first of its kind in the World!

Advisory Board

APCAM is guided on procedural and ethical aspects concerning ADR by an Advisory Board, comprising of the most experienced and credible names in the field from all over the world. The present Advisory Board is as follows:

- ▶ **Hon'ble Mr. Justice M.N. Venkatachaliah**, Former Chief Justice of India
- ▶ **Hon'ble Mr. Justice Madan B. Lokur**, Former Judge, Supreme Court of India
- ▶ **Hon'ble Mr. Justice Tun Zaki Bin Mohammed Azmi**, Former Chief Justice of Malaysia
- ▶ **Prof. Hon. Clyde Croft AM SC**, Former Judge, Supreme Court of Victoria, Australia
- ▶ **Mr. Rimsky Yuen Kwok-keung GBM, SC, JP**, Former Secretary for Justice of Hong Kong Special Administrative Region
- ▶ **Prof. Dr. Mieke Komar, SH, MCL, FCBArb, MCIArb**, Former Justice, Supreme Court of the Republic of Indonesia
- ▶ **Mr. Phongthep Thepkanjana**, Former Deputy Prime Minister and Chief Judge, Thailand
- ▶ **Mr. Justice Keshari Raj Pandit**, Former Chief Judge, High Court of Nepal
- ▶ **Hon'ble Mr. Justice Ambeng Kandakasi**, Deputy Chief Justice, National and Supreme Court of Papua New Guinea
- ▶ **Prof. Justice Chang-fa Lo**, Former Justice, Constitutional Court of ROC (Taiwan)



ABOUT APCAM

Governing Board

Administration of APCAM is vested with the Governing Board, comprised of a Governing Board member from each of the constituent member institutions. The present Governing Board is as follows:

- ▶ Chairman: **Mr. Anil Xavier**, President IIAM, India
- ▶ Vice-Chairman: **Dr. Francis Law**, Chairman HKIMC, Hong Kong
- ▶ Vice-Chairman: **Mr. Kuthubul Zaman Bukhari**, Co-Chairman MMC, Malaysia
- ▶ Secretary General: **Mr. Fahmi Shahab**, Director, PMN, Indonesia
- ▶ Member: **Mr. Pasit Asawawattanaporn**, Managing Director THAC, Thailand
- ▶ Member: **Ms. Siu Wing Yee Sylvia**, Immediate Past President HKI Arb, Hong Kong
- ▶ Member: **Ms. Delcy Lagones de Anglim**, Director ADRC, Australia
- ▶ Member: **Mr. Matrika Niraula**, General Secretary NIAC, Nepal
- ▶ Executive Director: **Ms. Iram Majid**, Director IIAM, India

Accreditation Committee

APCAM maintains high quality accreditation system for its Mediators and Arbitrators and this will be overseen by the APCAM Accreditation & Disciplinary Committee. The present Committee is as follows:

- ▶ Chairman: **Dr. Rajesh Sharma**, Australia (IIAM)
- ▶ Member: **Dr. Alfred Chan**, Hong Kong (HKIMC)
- ▶ Member: **Ms. Nachammai Kumarappan**, Malaysia (MMC)
- ▶ Member: **Mr. Tri Harnowo**, Indonesia (PMN)
- ▶ Member: **Dr. Mukti Rijal**, Nepal (NIAC)



For more details about APCAM, contact us:

Email: info@apcam.asia

Visit website: www.apcam.asia



APCAM Secretariat:

C-51, Upper Ground Floor, Greater Kailash 1 (GK-1)
New Delhi - 110048, INDIA

APCAM Centres:

India | Malaysia | Indonesia | Hong Kong | Thailand | Australia | Nepal

