

New York Convention

Wolff

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New York Convention

Convention on the Recognition and
Enforcement of Foreign Arbitral Awards
of 10 June 1958

Article-by-Article Commentary

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edited by
Dr. Reinmar Wolff
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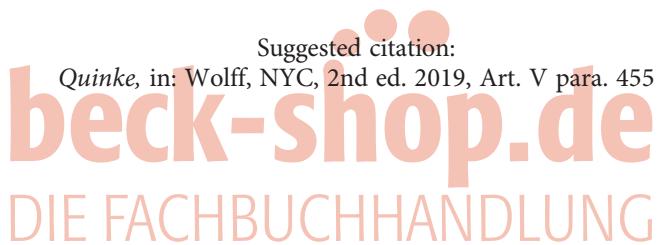
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Preface

The New York Convention safeguards global trade and investment: an effective arbitration regime is perceived as key to the protection of foreign investment. The effectiveness of an arbitration regime is in turn determined above all by its rules on recognition and enforcement of arbitral awards, which are globally standardized by the New York Convention. World Bank and OECD studies confirm that ratification of the New York Convention is a key indicator for the strength of an arbitration regime, which in turn correlates with foreign direct investment inflows, global competitiveness, perceived political risk and governance indicators.¹

The New York Convention has the potential to foster arbitration by facilitating and harmonizing recognition and enforcement of arbitral awards. However, it can only fully exert its potential if the courts of the Contracting States apply its provisions consistently. After all, there is no central entity entrusted with the authoritative interpretation of the New York Convention. It is therefore of the utmost importance to maintain that consistency that all courts deciding on recognition and enforcement under the Convention (and all lawyers advising clients in such proceedings) employ the acknowledged means of interpretation to determine how the Convention shall be applied in a given case. This commentary aims to provide guidance on this point, firstly by routing its readers to pertinent case law and literature and, secondly, by taking a stance while explaining how the Convention is best to be interpreted in a given case and why this result follows from the means of autonomous interpretation.

The first edition of this commentary has been kindly received. The present second edition has updated the entire work, incorporated new case law and legal writings and added new developments. To make it easier for the reader to access legal writings, all books are now cited with a short title and all legal writings cited in a contribution are collected in the specific bibliography preceding that contribution. Given that 14 more States have acceded to the Convention since the first edition, Annex II now also lists the only remaining 35 United Nations Member States which are still not parties to the New York Convention. This work reflects the state of developments as of April 2019, though some important updates between then and September 2019 have been incorporated.

Special thanks for their invaluable support in editing the second edition go to Bartosz Kiwka for revising case law citations and updating the table of cases and awards and the index, to Jeremy Fenner for language-editing the entire work, to Johanna Platt for revising bibliographies and citations of legal writings and, last but not least, to Thomas Klich of C. H. Beck for enduring and accommodating the editor's requests.

The authors and editor expressly appreciate any remarks and suggestions (wolffr@staff.uni-marburg.de) which are essential to the further development of this work.

Marburg, in September 2019

Reinmar Wolff

¹ *World Bank and International Finance Corporation, Arbitrating and Mediating Disputes*, October 2013, available at <http://iab.worldbank.org/~/media/FPDKM/IAB/Documents/FDI-Arbitrating-and-Mediating-Disputes.pdf> (last visited Sep. 30, 2019); similarly *OECD, Policy Framework for Investment*, 2015, available at <https://www.oecd.org/daf/inv/investment-policy/Policy-Framework-for-Investment-2015-CMIN2015-5.pdf> (last visited Sep. 30, 2019).

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Preface to the First Edition

The rise of international arbitration is closely intertwined with the New York Convention's success. The Convention, with its 147 current Member States one of the most effective international instruments (if not the most effective) in the field of commercial law, has pioneered the unification of international arbitration. It has done so both by directly facilitating recognition and enforcement of foreign awards and by indirectly establishing standards for arbitral proceedings. Conversely, the considerable growth of international arbitration during the last decades has given the Convention a meaning which could hardly have been foreseen back in 1958.

The Convention's unifying effect largely depends on the coherent interpretation and application of its provisions by the national courts. Only uniform interpretation allows one to predict the chances of success of an application for recognition and enforcement, which in turn furthers certainty in cross-border contracts and reduces transaction costs. The Convention's age – Article II(2)'s reference to the conclusion of contracts by exchange of telegrams is telling – and the dynamics during the 1958 conference, which resulted in remarkable last-minute amendments, reinforce the need for uniform interpretation.

International arbitration is characterized by converging procedural rules which utilize elements of various legal traditions. The same "best of all worlds" approach is beneficial for the tools increasing the Convention's accessibility. The present work adopts one of these concepts, *i.e.* the civil law commentary format. It is neither a case digest nor an anthology of essays. Instead, the Convention is annotated article by article, prerequisite by prerequisite. The reader will quickly find how each requirement under the respective provision has been understood and how it should be interpreted. The work provides a concise and reasoned opinion and supplies the reader with further references, both from international case law and scholarly writings. The commentary's systematic approach is complemented by a table of cases and awards and by an index. Other conventions, in particular the European Convention, are included where appropriate. All of the authors, who are experienced practitioners in international arbitration, are well-acquainted with the commentary concept.

Editing the present work was possible only with the tireless support of many individuals, three of whom shall expressly be honored. Jeremy Fenner has done a great service to the table of cases and awards and other registers. Hendrik Lauster has skillfully and thoroughly assembled the index. Last but not least, Dr. Wilhelm Warth of C. H. Beck, Munich, has encouraged and supported the project in an exemplary fashion.

The readers' comments on this commentary's concept and contents are of utmost value to the further development of this work. The authors and the editor expressly appreciate any remarks and suggestions (wolffr@staff.uni-marburg.de).

Marburg, in August 2012

Reinmar Wolff

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List of Abbreviations and Acronyms

A.D.2d	Appellate Division Reports (second series), New York
A.D.3d	Appellate Division Reports (third series), New York
AAA	American Arbitration Association
AAA Rules	International Arbitration Rules of the American Arbitration Association
AAYB	Austrian Arbitration Yearbook (journal)
ABA	American Bar Association
ABA J.	ABA Journal
ABGB	Allgemeines Bürgerliches Gesetzbuch (Austrian civil code)
ABQB	Court of Queen's Bench (Alberta) (neutral citation), available at https://www.canlii.org/en/ab/abqb/ (last visited Apr. 29, 2019)
AC	The Law Reports, Appeal Cases, House of Lords
ADR	Alternative Dispute Resolution
aff'd	affirmed
AG	Amtsgericht (German local court); Aktiengesellschaft (stock corporation)
AIR	All India Reporter
AJIL	American Journal of International Law
Ala.	Alabama
All E.R.	All England Law Reports
ALR	Australian Law Reports
ALT	Andhra Law Times (journal)
alt.	alternative
Am.	America(n)
Am. Bus. L.J.	American Business Law Journal
Am. J. Comp. L.	American Journal of Comparative Law
Am. J. Int'l Arb.	American Journal of International Arbitration
Am. Rev. Int'l Arb.	The American Review of International Arbitration (journal)
Am. U. Int'l L.	American University International Law Review (journal)
Rev.	
Annals Fac. L.	Annals of the Faculty of Law in Belgrade – International Edition
Belgrade Int'l Ed.	Appellate Division
App. Div.	April
Apr.	Arbitration International (journal)
Arb. Int'l	Arbitration Law Reporter
Arb. L.R.	Austrian Arbitration Association Newsletter
ArbAut News	Revista de Arbitraje Commercial y de Inversiones (journal)
Arbitraje	Arbitration – The Journal of the Chartered Institute of Arbitration
Arbitration	
arg.	<i>argumentum</i> (argument)
Ariz. J. Int'l & Comp. L.	Arizona Journal of International & Comparative Law
Ark.	Arkansas
Art.	Article(s)
ASA	Association Suisse de l'Arbitrage (Swiss Arbitration Association)
ASA Bull.	Bulletin of the Swiss Arbitration Association
Asian DR	Asian Dispute Review (journal)
Asian Int'l Arb. J.	Asian International Arbitration Journal
ass'n	association
assoc.	associate
Atl.	Atlantic
Aug.	August
AUIntLawJl	Australian International Law Journal
Austl. Disp. Res. J.	Australian Dispute Resolution Journal

Abbreviations

New York Convention

Auth.	Authority
Azer.	Azerbaijan
Bah.	Bahamas
Barb.	Barbados
b-Arbitra	Belgian Review of Arbitration
BayObLG	Bayerisches Oberstes Landesgericht (Highest Regional Court of Bavaria)
BayObLGZ	Sammlung der Entscheidungen des Bayerischen Obersten Landesgerichts in Zivilsachen (official collection of Highest Regional Court of Bavaria decisions in civil matters)
BB	Betriebs-Berater (journal)
BCCA	British Columbia Court of Appeal (neutral citation), available at https://www.canlii.org/en/bc/bcca/ (last visited Apr. 29, 2019)
BCDR	Bahrain Chamber for Dispute Resolution
BCDR Int'l Arb.	BCDR International Arbitration Review (journal)
Rev.	Beck-Rechtsprechung (reporter)
BeckRS	Beilage (supplement)
Beil.	Belgium
Belg.	Bermuda
Berm.	Schweizerisches Bundesgericht (Swiss Supreme Court)
BG	Bürgerliches Gesetzbuch (German civil code)
BGB	Entscheidungen des Schweizerischen Bundesgerichts (official collection of Swiss Supreme Court decisions)
BGH	Bundesgerichtshof (German Federal Supreme Court)
BGHZ	Entscheidungen des Bundesgerichtshofs in Zivilsachen (official collection of German Federal Supreme Court decisions in civil matters)
bhd.	brotherhood
BIT	Bilateral investment treaty
BJM	Basler Juristische Mitteilungen (journal)
bldg.	building
BLI	Business Law International (journal)
BLR	Beijing Law Review
Bom. C.R.	Bombay Cases Reporter
Bom. L.R.	Bombay Law Reporter
Brook. J. Int'l L.	Brooklyn Journal of International Law
brosl.	brothers
BT-Drucks.	Bundestags-Drucksache (reports from the German Parliament)
bull.	bulletin
Bull. civ.	Bulletin des arrêts de la Cour de Cassation / Chambre Civile (official collection of French Supreme Court decisions)
Bus. L.R.	The Business Law Reports (England and Wales)
C.D.	Central District
C.F.R.	Code of Federal Regulations (US)
C.J.Q.	Civil Justice Quarterly (journal)
C.L.R.	Commonwealth Law Reports
CA	Court of Appeal; Cour d'appel (French or Luxembourg appellate court); Corte d'appello (Italian appellate court)
Cal.	California
Cal. W. Int'l LJ.	California Western International Law Journal
Can.	Canada
CanLII	Canadian Legal Information Institute (reporter), available at https://www.canlii.org/ (last visited Apr. 29, 2019)
CarswellONT	Carswell Ontario Cases
cas.	casualty
Cass.	Cour de Cassation (Belgian, French or Luxembourg Supreme Court); Corte di Cassazione (Italian Supreme Court)
CCJ	Caribbean Court of Justice (neutral citation), available at http://www.worldcourts.com/ccj/eng/ (last visited Apr. 29, 2019)
cf.	confer (compare)

Ch	The Law Reports, Chancery Division
ch.	chapter
Ch. Civ.	chambre civil
chem.	chemical
CIETAC	China International Economic and Trade Arbitration Commission
cir.	circuit
CISG	United Nations Convention on Contracts for the International Sale of Goods (Apr. 11, 1980)
CJ	Cour de Justice de Genève (Appellate Court in Geneva)
CJCR	Cardozo Journal of Conflict Resolution
CKN	cywilna kasacja na wniosek (civil cassation)
cl.	clause
CLC	Commercial Law Cases (reporter)
CLJ	Current Law Journal
CLOUT	Case Law on UNCITRAL Texts, available at https://uncitral.un.org/en/case_law (last visited Apr. 29, 2019)
co.	company
coll.	college
Colo.	Colorado
Com.Cas.	Company Cases (reporter)
comm'n	commission
Conn.	Connecticut
constr.	construction
cont'l	continental
Contemp. Asia	
Arb. J.	Contemporary Asia Arbitration Journal
Cornell L. Rev.	Cornell Law Review
corp.	corporation
CPC	Code de Procédure Civile Français (French code of civil procedure); code of civil procedure
ct.	court
ctr.	center
D.	District; Recueil Dalloz Sirey (journal)
D.C.	District of Columbia
D.L.R.	Dominion Law Reports (Canada)
DB	Der Betrieb (journal)
Dec.	December
def.	defense
Del.	Delaware
dev.	development
Dir. Fall.	Diritto Fallimentare (Italian insolvency act)
DIS	Deutsche Institution für Schiedsgerichtsbarkeit (German Arbitration Institute)
DIS Rules	Arbitration Rules of the German Arbitration Institute
Disp. Res. J.	Dispute Resolution Journal
Disp. Resol. Int'l ..	Dispute Resolution International (journal)
distrib.	distributing, distributor
doc.	document
DÖV	Die Öffentliche Verwaltung (journal)
DRC	Democratic Republic of Congo
DZWIR	Deutsche Zeitschrift für Wirtschaftsrecht (journal)
E.D.	Eastern District
e.g.	<i>exempli gratia</i> (for example)
EA	East Africa Law Reports
eastlex	Eastlex: Fachzeitschrift für Wirtschafts- und Steuerrecht in Mittel- und Osteuropa (journal)
EBLR	European Business Law Review (journal)
EC	European Community, European Communities

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ECC	United Nations Convention on the Use of Electronic Communications in International Contracts of Nov. 23, 2005 (Electronic Communications Convention)
ECHR	European Convention on Human Rights; European Court of Human Rights
ECJ	European Court of Justice
econ.	economy, economic(s), economical
ECOSOC	United Nations Economic and Social Council
ECR	European Court Reports
ed.	editor, edited, edition
EGBGB	Einführungsgesetz zum Bürgerlichen Gesetzbuch (introductory act to the German civil code)
EIAR	European International Arbitration Review (journal)
eIDAS Regulation .	Regulation (EU) No. 910/2014 of the European Parliament and of the Council of 23 July 2014 on electronic identification and trust services for electronic transactions in the internal market and repealing Directive 1999/93/EC (OJ 2014 No. L 257, p. 73)
EJIL	European Journal of International Law
elec.	electric
Emory Int'l L. Rev.	Emory International Law Review
eng'g	engineering
enter.	enterprise
equip.	equipment
et al.	<i>et alii/aliae/alia</i> (and others)
et seq.	<i>et sequens/sequentes</i> (and the following)
etc.	<i>et cetera</i> (and so on)
ETS	European Treaty Series
EU	European Union
EuGVVO	Verordnung über die gerichtliche Zuständigkeit und die Anerkennung und Vollstreckung von Entscheidungen in Zivil- und Handelssachen (Regulation (EC) No. 44/2001, the Brussels I Regulation)
European Convention	The European Convention of 21 April 1961 on International Commercial Arbitration
EuZW	Zeitschrift für Europäisches Wirtschaftsrecht (journal)
EvBl.	Evidenzblatt der Rechtsmittelentscheidungen in „Österreichische Juristen-Zeitung – ÖJZ“ (journal)
EWCA	Court of Appeal of England and Wales
EWCA Civ	Court of Appeal of England and Wales Civil Division (neutral citation), available at http://www.bailii.org/ew/cases/EWCA/Civ/ (last visited Apr. 29, 2019)
EWHC	High Court of England and Wales, also known as High Court of Justice; neutral citation for same, available at http://www.bailii.org/ew/cases/EWHC/Comm/ (last visited Apr. 29, 2019)
EWiR	Entscheidungen zum Wirtschaftsrecht (journal)
EWS	Europäisches Wirtschafts- & Steuerrecht (journal)
exp.	export
F. Supp.	Federal Supplement (reporter)
F. Supp. 2d	Federal Supplement (second series) (reporter)
F. Supp. 3d	Federal Supplement (third series) (reporter)
F.2d	Federal Reporter (second series)
F.3d	Federal Reporter (third series)
F.C.	Canada Federal Court Reports
F.R.D.	Federal Rules Decisions (reporter)
FAA	Federal Arbitration Act (US)
FAO	Food and Agriculture Organization of the United Nations
FCA	Federal Court of Australia (neutral citation), available at http://www.austlii.edu.au/ (last visited Apr. 29, 2019)
FCAFC	Federal Court of Australia Full Court (neutral citation), available at http://www.austlii.edu.au/ (last visited Apr. 29, 2019)

Feb.	February
fed.	federal
Fed. Appx.	Federal Appendix (reporter)
fin.	finance, financial, financing
Fla.	Florida
Fordham Int'l L.J. .	Fordham International Law Journal
found.	foundation
G.R. No.	Supreme Court of the Philippines Case Docket Number
Ga.	Georgia
Ga. J. Int'l &	
Comp. L.	Georgia Journal of International and Comparative Law
GAR	Global Arbitration Review
GATT	General Agreement on Tariffs and Trade
GmbH	Gesellschaft mit beschränkter Haftung (limited liability company)
GmbHR	GmbH-Rundschau (journal)
gov't	government
GRUR Int.	Gewerblicher Rechtsschutz und Urheberrecht – Internationaler Teil (journal)
GVP	Gerichts- und Verwaltungspraxis (journal)
H.M.S.O.	Her Majesty's Stationery Office
H.R.	House of Representatives (US)
Harv. J. on Legis. .	Harvard Journal on Legislation
Hastings L.J.	Hastings Law Journal
HG	Handelsgericht (commercial court)
HGB	Handelsgesetzbuch (German commercial code)
HKC	Hong Kong Cases (reporter)
HKCA	Hong Kong Court of Appeal (neutral citation), available at http://www.hklii.hk/eng/hk/cases/hkca/ (last visited Apr. 29, 2019)
HKCFI	Hong Kong Court of First Instance (neutral citation), available at http://www.hklii.hk/eng/hk/cases/hkcfi/ (last visited Apr. 29, 2019)
HKEC	Hong Kong Electronic Cases (Westlaw neutral citation)
HKIAC	Hong Kong International Arbitration Centre
HKIAC Rules	HKIAC Administered Arbitration Rules
HKLJ	Hong Kong Law Journal
HKLR	Hong Kong Law Reports
HKLRD	Hong Kong Law Reports & Digest
HL	House of Lords (since 2009 Supreme Court of the United Kingdom)
hosp.	hospital
HR	Hoge Raad der Nederlanden (Netherlands Supreme Court)
i.a.	<i>inter alia</i> (among others)
i.e.	<i>id est</i> (that is)
IBA	International Bar Association
IBA Arb. Committee Newsl.	IBA Arbitration Committee Newsletter (journal)
IBRD	International Bank for Reconstruction and Development
ICAO	International Civil Aviation Organization
ICC	International Chamber of Commerce
ICC Bull.	Bulletin of the International Chamber of Commerce
ICC Rules	Arbitration Rules of the International Chamber of Commerce
ICCA	International Council for Commercial Arbitration
ICDR	International Centre for Dispute Resolution
ICJ	International Court of Justice, The Hague
ICJ Reports	Report of the International Court of Justice, available at https://www.icj-cij.org/en/annual-reports (last visited Apr. 29, 2019)
ICLQ	International & Comparative Law Quarterly (journal)
ICSID	International Centre for Settlement of Investment Disputes
ICSID Rev.	ICSID Review – Foreign Investment Law Journal
id.	<i>idem</i> (the same)
IDA	International Development Association
IDR	Journal of International Dispute Resolution

Abbreviations

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IEHC	High Court of Ireland Decisions (neutral citation), available at http://www.bailii.org/ie/cases/IEHC/ (last visited Apr. 29, 2019)
IFAD	International Fund for Agricultural Development
IFC	International Finance Corporation
IHR	Internationales Handelsrecht (journal)
IL Pr.	International Litigation Procedure (reporter)
ILA	International Law Association
Ill.	Illinois
ILM	International Legal Materials
ILO	International Labour Organization
ILR	International Law Reports
IMF	International Monetary Fund
IMO	International Maritime Organization
imp.	import
inc.	incorporated
indem.	indemnity
Indian J. Arb. L. ...	Indian Journal of Arbitration Law
Indon.	Indonesia
indus.	industry, industries, industrial
ins.	insurance
INSC	Supreme Court of India (neutral citation), available at http://www.liiofindia.org/in/cases/cen/INSC/ (last visited Apr. 29, 2019)
Int. A.L.R.	International Arbitration Law Review (journal)
Int'l	International
Int'l J. Arab Arb. ..	International Journal of Arab Arbitration
Int'l L. Practicum .	International Law Practicum (journal)
Int'l Law.	International Lawyer (journal)
Int'l Trade & Bus.	
L. Rev.	International Trade and Business Law Review
inv.	investment
IPRax	Praxis des internationalen Privat- und Verfahrensrechts (journal)
IPRG	Bundesgesetz über das Internationale Privatrecht (Swiss international private law act)
IPRspr.	Die deutsche Rechtsprechung auf dem Gebiete des internationalen Privatrechts (reporter)
ITA	Institute for Transnational Arbitration
ITU	International Telecommunication Union
J. Arb. Stud.	Journal of Arbitration Studies
J. Disp. Res.	Journal of Dispute Resolution
J. Int. Arb.	Journal of International Arbitration
J. Transnat'l L. &	
Pol'y	Journal of Transnational Law & Policy
JL. & Com.	Journal of Law and Commerce
J.L. & Econ.	The Journal of Law and Economics
J.L. Soc'y & Dev. ...	Journal of Law, Society and Development
Jam.	Jamaica
Jan.	January
JBl	Juristische Blätter (journal)
JCP	Juris-Classeur Périodique, La Semaine Juridique (journal)
IDI	Journal du droit international privé
JdT	Journal des Tribunaux (Switzerland)
JIDS	Journal of International Dispute Settlement
JO	Journal officiel de la République Française
JSC	Joint Stock Company
JT	Journal des Tribunaux (Belgium)
JZ	Juristenzeitung (journal)
Kan.	Kansas
KG	Kammergericht (Higher Regional Court in Berlin); Kommanditgesellschaft (limited partnership)

KGR	KG-Report (reporter)
KTS	Zeitschrift für Insolvenzrecht (journal)
Ky.	Kentucky
L. Ed. 2d	United States Supreme Court Reports, Lawyers' Edition (second series)
L.N.T.S.	League of Nations Treaty Series
La.	Louisiana
LCIA	London Court of International Arbitration
LCIA Rules	Arbitration Rules of the London Court of International Arbitration
Les Cahiers de l'Arbitrage	Les Cahiers de l'Arbitrage (The Paris Journal of International Arbitration)
LG	Landgericht (German regional court)
LJN	Landelijk Jurispr Nr (journal)
Lloyd's Rep	Lloyd's Law Reports
LMK	Kommentierte BGH-Rechtsprechung Lindenmaier-Möhring (journal)
ltd.	limited
M.D.	Middle District
mach.	machine(ry)
Mah. LJ.	Maharashtra Law Journal
maint.	maintenance
Mar.	March; maritime
Mass.	Massachusetts
MBCA	Manitoba Court of Appeal (neutral citation), available at https://www.canlii.org/en/mb/mcba/ (last visited Apr. 29, 2019)
Md.	Maryland
MDR	Monatsschrift für Deutsches Recht (journal)
Mealey's Int'l Arb.	Mealey's International Arbitration Reports
Rep.	medicine
med.	memorial
mem'l	Mexico
Mex.	manufacturing
mfg.	management
mgmt.	Michigan
Mich.	Multilateral Investment Guarantee Agency
MIGA	Michigan Journal of International Law
MIJIL	Minnesota
Minn.	Mississippi
Miss.	market
mkt.	UNCITRAL Model Law on International Commercial Arbitration, 1985 (with amendments as adopted in 2006)
Model Law	Münchener Kommentar zur Zivilprozeßordnung (commentary on the German code of civil procedure)
MünchKommZPO	mutual
mut.	footnote(s)
n.	North(ern)
N.	nota bene
n.b.	North Carolina
N.C.	North Carolina Journal of International Law and Commercial Regulation
N.C. J. Int'l L. & Com. Reg.	Northern District
N.D.	New Jersey
N.J.	New York; New York Reports
N.Y.	New York International Law Review
N.Y. Int'l L. Rev. ..	New York Reports (second series)
N.Y.2d	West's New York Supplement (second series)
N.Y.S.2d	West's New York Supplement (third series)
N.Y.S.3d	Nederlands Arbitrage Instituut (Netherlands Arbitration Institute)
NAI	NAI Arbitration Rules
NAI Rules	national

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Abbreviations

New York Convention

NCPC	Nouveau Code de Procédure Civile (French new code of civil procedure [1975–2007])
Neth. Int'l L. Rev.	Netherlands International Law Review (journal)
Nig.	Nigeria
NJÖZ	Neue Juristische Online-Zeitschrift (journal)
NJW	Neue Juristische Wochenschrift (journal)
NJW-RR	NJW-Rechtsprechungs-Report Zivilrecht (reporter)
No.	number(s)
Nov.	November
NSWSC	New South Wales Supreme Court (neutral citation), available at http://www.austlii.edu.au/ (last visited Apr. 29, 2019)
NWLR	Nigerian Weekly Law Reports
NYC	Convention on the Recognition and Enforcement of Foreign Arbitral Awards of 10 June 1958 (the New York Convention)
NYSBA Int'l Chap.	New York State Bar Association International Chapter News (journal)
News	Neue Zeitschrift für Gesellschaftsrecht (journal)
NZG	High Court of New Zealand (neutral citation), available at http://www.nzlii.org/nz/cases/NZHC/ (last visited Apr. 29, 2019)
NZHC	Ontario Reports
O.R.	October
OG	Obergericht (Swiss higher regional court)
OGH	Oberster Gerichtshof (Austrian Supreme Court)
OJ	Official Journal of the European Union
OJ No.	Ontario Judgments from Quicklaw (reporter)
OJSC	Open Joint Stock Company
ÖJZ	Österreichische Juristen-Zeitung (journal)
Okla.	Oklahoma
OLG	Oberlandesgericht (German or Austrian higher regional court)
OLG-NL	OLG-Rechtsprechung Neue Länder (journal)
OLGR	OLG-Report (reporter)
Or.	Oregon
OTC	Ontario Trial Cases (reporter)
öZPO	österreichische Zivilprozeßordnung (Austrian code of civil procedure)
p. / pp.	page(s)
P.R.	Puerto Rico
Pa.	Pennsylvania
Pac.	Pacific
Pace L. Rev.	Pace Law Review
Pak.	Pakistan
PAO	Publitschnoje Akzionernoje Obschetschestwo (Public Stock Company)
para. / paras	paragraph(s)
Pas.	Pasocrise belge (journal)
PCIJ	Permanent Court of International Justice
PCIJ Series A	Permanent Court of International Justice Series A (reporter)
Penn St. L. Rev.	Penn State Law Review
pharm.	pharmaceutics, pharmaceutical(s)
Philip.	Philippines
PRC	People's Republic of China
Prel. Rem.	Preliminary Remarks
prod.	production
prop.	property
prot.	protection
pub.	public
QB	Law Reports – Queen's Bench Division
QCA	Queensland Court of Appeal (neutral citation), available at http://www.austlii.edu.au/ (last visited Apr. 29, 2019)
RAA	Russian Arbitration Association
RabelsZ	Rabels Zeitschrift für ausländisches und internationales Privatrecht (journal)

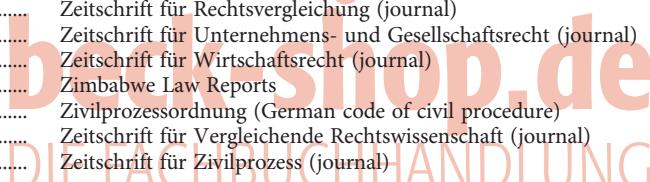
RDJ	Revista de Derecho y Jurisprudencia y Gaceta de los Tribunales (journal)	
RdW	Recht der Wirtschaft (journal)	
Recueil des Cours	Recueil des Cours, Académie de Droit International de la Haye = Collected Courses, Hague Academy of International Law	
ref.	refining	
res.	resource(s)	
Revue arb.	Revue de l'arbitrage (journal)	
Rev. crit. dr. int. pr.	Revue critique de droit international privé (journal)	
RG	Reichsgericht (Supreme Court of the German Reich until 1945)	
RGZ	Entscheidungen des Reichsgerichts in Zivilsachen (official collection of Supreme Court of the German Reich decisions in civil matters until 1945)	
RHDI	Revue hellénique de droit international	
RICO	Racketeer-Influenced and Corrupt Organizations Act (US)	
Riv. Dir. Int. Priv.	Rivista di diritto internazionale privato e processuale (journal)	
Proc.	Rivista di diritto processuale (journal)	
Riv. Dir. Proc.	Recht der Internationalen Wirtschaft (journal)	
RIW	Revista română de arbitraj (journal)	
RRA	Revue suisse de droit international et de droit européen (journal)	
RSDIE	United States Supreme Court (reporter)	
S. Ct.	South African Law Reports; Société Anonyme	
S.A.	Supreme Court Cases (India) (reporter)	
S.C.C.	Southern District	
S.D.	S.S.	Steamship
S.W.2d	South Western Reporter (second series)	
SA	Société Anonyme	
SCC	Stockholm Chamber of Commerce	
SCC Rules	Rules of the Arbitration Institute of the Stockholm Chamber of Commerce	
SchiedsVZ	Zeitschrift für Schiedsverfahren (German Arbitration Journal)	
sci.	science	
SCR	Supreme Court Reports	
SCUK	Supreme Court of the United Kingdom	
SEC	U.S. Securities and Exchange Commission	
sec.	security-ies	
sect.	section(s)	
Sep.	September	
serv.	service	
SIAR	Stockholm International Arbitration Review (journal)	
SJ	La Semaine judiciaire (journal)	
SJZ	Schweizerische Juristen-Zeitung (journal)	
SLR	Singapore Law Reports	
SLR(R)	Singapore Law Reports (Reissue)	
SN	Sąd Najwyższy (Polish Supreme Court)	
soc.	social	
Stan. J. Int'l L.	Stanford Journal of International Law	
StR	Steuer Revue (journal)	
Sup. Ct.	Supreme Court	
Swiss Int'l Arb. L.	Swiss International Arbitration Law Reports	
Rep.	system(s)	
sys.	Entscheidungen des österreichischen Obersten Gerichtshofes in Zivil- und Justizverwaltungssachen (official collection of Austrian Supreme Court decisions in civil and administration of justice matters)	
SZ	Schweizerische Zeitschrift für internationales und europäisches Recht (journal)	
SZIER	Transnational Dispute Management	
TDM	technology	
tech.	Tennessee	
Tenn.	Texas	

Abbreviations

New York Convention

Tex. Int'l L.J.	Texas International Law Journal
Tex. L. Rev.	Texas Law Review
TGI	Tribunal de Grande Instance (French court of first instance)
Thai.	Thailand
TPI	Tribunal de Première Instance (court of first instance)
trans.	translation
transp.	transport
Trin. & Tobago	Trinidad and Tobago
TS	Tribunal Supremo (Spanish Supreme Court)
Tul. J. Int'l &	
Comp. L.	Tulane Journal of International & Comparative Law
Tul. L. Rev.	Tulane Law Review
Tur. Com. L. Rev.	Turkish Commercial Law Review
TvA	Tijdschrift voor arbitrage (journal)
U. Miami L. Rev. .	University of Miami Law Review
U. Pa. J. Int'l L.	University of Pennsylvania Journal of International Law
U.N.T.S.	United Nations Treaty Series
U.S.	United States Reports (US)
U.S. App. LEXIS ..	LexisNexis database for U.S. Court of Appeals cases
U.S. Dist. LEXIS ..	LexisNexis database for U.S. District Court cases
U.S.C.	United States Code
UAE	United Arab Emirates
UK	United Kingdom
UKHL	United Kingdom House of Lords (neutral citation), available at http://www.bailii.org/uk/cases/UKHL/ (last visited Apr. 29, 2019)
UKPC	United Kingdom Privy Council Decisions (neutral citation), available at http://www.bailii.org/uk/cases/UKPC/ (last visited Apr. 29, 2019)
Ukr.	Ukraine
UKSC	United Kingdom Supreme Court (neutral citation), available at http://www.bailii.org/uk/cases/UKSC/ (last visited Apr. 29, 2019)
UN	United Nations
UN Doc.	Official documents of the United Nations
UNCITRAL	United Nations Commission on International Trade Law
UNCITRAL Rules	UNCITRAL Arbitration Rules
UNESCO	United Nations Educational, Scientific and Cultural Organization
UNIDO	United Nations Industrial Development Organization
UNIDROIT	International Institute for the Unification of Private Law
Unif. L. Rev.	Uniform Law Review
univ.	university
UNÜ	UN-Übereinkommen (the New York Convention)
UNWTO	World Tourism Organization
UPU	Universal Postal Union
US	United States
USSR	Union of Soviet Socialist Republics
v.	versus (against)
V.I.	Virgin Islands
Va.	Virginia
Va. J. Int'l L.	Virginia Journal of International Law
Vand. J. Transnat'l L.	Vanderbilt Journal of Transnational Law
VersR	Versicherungsrecht – Zeitschrift für Versicherungsrecht, Haftungs- und Schadensrecht (journal)
Vestnik VAS RF ...	Vestnik Vissijj Arbitrazhnij Syd, Russian Federation (Review of the Supreme Arbitrazh Court of the Russian Federation)
vol.	volume
VSC	Supreme Court of Victoria (neutral citation), available at http://www.austlii.edu.au/ (last visited Apr. 29, 2019)
W.	West(ern)
W.D.	Western District

WAMR	World Arbitration & Mediation Report (journal)
WASC	Supreme Court of Western Australia (neutral citation), available at http://www.austlii.edu.au/ (last visited Apr. 29, 2019)
WASCA	Supreme Court of Western Australia (Appeal) (neutral citation), available at http://www.austlii.edu.au/ (last visited Apr. 29, 2019)
Wash.	Washington
wbl	Wirtschaftsrechtliche Blätter (journal)
WBR	Wetboek van Burgerlijke Rechtsvordering (Netherlands code of civil procedure)
WHO	World Health Organization
WIPO	World Intellectual Property Organization
Wis.	Wisconsin
WL	Westlaw (database)
WLR	The Weekly Law Reports
WM	Wertpapier-Mitteilungen, Zeitschrift für Wirtschafts- und Bankrecht (journal)
WMO	World Meteorological Organization
WWR	Western Weekly Reports
Wyo.	Wyoming
Y.B.	Yearbook
Y.B. Com. Arb.	Yearbook of Commercial Arbitration (journal)
Y.B. ILC	Yearbook of the International Law Commission, available at http://legal.un.org/ilc/publications/yearbooks/ (last visited Apr. 29, 2019)
Yale J. Int'l L.	Yale Journal of International Law
Yale L.J.	Yale Law Journal
ZEuP	Zeitschrift für Europäisches Privatrecht (journal)
ZEV	Zeitschrift für Erbrecht und Vermögensnachfolge (journal)
ZfRV	Zeitschrift für Rechtsvergleichung (journal)
ZGR	Zeitschrift für Unternehmens- und Gesellschaftsrecht (journal)
ZIP	Zeitschrift für Wirtschaftsrecht (journal)
ZLR	Zimbabwe Law Reports
ZPO	Zivilprozeßordnung (German code of civil procedure)
ZVglRWiss	Zeitschrift für Vergleichende Rechtswissenschaft (journal)
ZZP	Zeitschrift für Zivilprozeß (journal)



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