

NOTES AND CASES ON COMMERCIAL ARBITRATION UNDER PHILIPPINE LAW

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What are the 3 main pieces of legislation which governs arbitration in the Philippines? Arbitration in the Philippines. Arbitration in the Philippines is governed by three main pieces of legislation: the New Civil Code (RA 386), the Arbitration Law of 1953 (RA 876), and the Alternative Dispute Resolution Act of 2004 (RA 9285).

What is the commercial arbitration? Commercial arbitration is a means of settling disputes by referring them to a neutral person, an arbitrator, selected by the parties for a decision based on the evidence and arguments presented to the arbitration tribunal. The parties agree in advance that the decision...

What are the arbitration clause in the Philippines? "Any dispute, difference, or claim arising out of or relating to this contract, or the existence, validity, interpretation, breach, or termination thereof shall be finally settled by arbitration in accordance with the PDRCI Arbitration Rules in force at the time of the commencement of the arbitration.

Is there arbitration in the Philippines? While domestic arbitration in the Philippines is primarily governed by the Arbitration Law, the ADR Act made applicable to it certain provisions of the Model Law involving the validity of arbitration agreements, composition of the arbitral tribunal, as well as the conduct and termination of arbitral proceedings.

What are the grounds for challenging arbitral award in the Philippines? - The arbitral award may be vacated on the following grounds: (a) the arbitral award was

procured through corruption, fraud or other undue means; (b) there was evident partiality or corruption in the arbitral tribunal or any of its members; (c) the arbitral tribunal was guilty of misconduct or any form of misbehavior ...

What are the requirements for an arbitration agreement to be enforceable in the Philippines? All of the arbitrators appointed in any controversy must attend all the hearings in that matter and hear all the allegations and proofs of the parties; but an award by the majority of them is valid unless the concurrence of all of them is expressly required in the submission or contract to arbitrate.

What is the disadvantage of commercial arbitration? Questionable Fairness The process of choosing an arbitrator is not always an objective one. There are cases when the arbitrator could be biased because it has a business relationship with one party or is selected by an agency from a pool list. In those situations, impartiality is lost.

What are the advantages of commercial arbitration? One of the key advantages of arbitration is that it can be more cost-effective than taking the commercial dispute to court for litigation. It is also usually faster than court litigation. Arbitration is confidential, so it does not replace a commercial court, which the public can sit in and watch.

What is the role of arbitration in commercial disputes? For many commercial disputes, arbitration is an excellent alternative to litigation. It offers a timely, private, less formal, and cost-effective approach for the binding determination of disputes. It provides the parties with greater control of the process than a court hearing.

What cannot be arbitrated? Some types of cases can not be arbitrated. Most matters that involve family law, immigration law or criminal law cannot be arbitrated, because the parties cannot enter into an agreement on those matters without restriction.

What is the difference between arbitration and litigation in the Philippines? Arbitration occurs in a private setting, providing parties more control over the process. Litigation takes place in open courtrooms, subject to public scrutiny.

What is the difference between arbitration and adjudication in the Philippines?

Adjudication is a process wherein a third party presides as a judge or adjudicator and their decision is legally binding but whereas, Arbitration is a process wherein an arbitrator, chosen by the parties, presides over and resolves the dispute amicably.

What was the arbitral decision of the Philippines? In its ruling, the Tribunal firmly rejected any PRC territorial or maritime claim to areas determined by the Tribunal to be part of the Philippines' exclusive economic zone and continental shelf. As provided under the Convention, the 2016 arbitral decision is final and legally binding on the PRC and the Philippines.

Who settle legal disputes in the Philippines? Courts are organized in a hierarchical structure, which provide the primary forum for settlement of controversies involving rights, which are legally demandable and enforceable.

Is arbitration a legal case? Judicial Arbitration is like a trial. But it is less formal and there is no jury. Each side presents its case to a “neutral” person, also called “arbitrator.” The arbitrator is either a lawyer or a retired judge, and does not take sides or give advice. For more information, see the frequently asked questions below.

What is the 3 arbitration act? (3) It shall come into force on such date² as the Central Government may, by notification in the Official Gazette, appoint. (a) “arbitration” means any arbitration whether or not administered by permanent arbitral institution; (b) “arbitration agreement” means an agreement referred to in section 7; 1.

What are the three pillars of arbitration? The three pillars of international arbitration: The New York Convention, UNCITRAL Arbitration Rules, and UNCITRAL Model Law (the history, scope and application of these instruments in international arbitration)

What laws govern arbitration? The primary federal statute governing arbitration is the Federal Arbitration Act (the “FAA”).

What are the 3 primary forms of dispute resolution mediation arbitration and litigation?

Unlocking Market Intelligence for Global Success: Q&A with "The Handbook of Market Intelligence"

In today's competitive globalized marketplace, organizations need to stay ahead of the curve by leveraging market intelligence. "The Handbook of Market Intelligence: Understand, Compete, and Grow in Global Markets" provides a comprehensive guide to harnessing this vital business asset.

Q: What is market intelligence?

A: Market intelligence is the systematic collection, analysis, and interpretation of data about customers, competitors, industry trends, and market dynamics. It enables organizations to make informed decisions, adapt to changing market conditions, and gain a competitive edge.

Q: Why is market intelligence essential for global growth?

A: In global markets, understanding the local market context, competitor strategies, and cultural nuances is crucial for success. Market intelligence provides the insights needed to adapt products and services, optimize marketing campaigns, and capitalize on growth opportunities.

Q: What are the key pillars of market intelligence?

A: The handbook identifies seven pillars of market intelligence: customer intelligence, competitive intelligence, industry intelligence, macroeconomic intelligence, trend intelligence, geopolitical intelligence, and environmental intelligence. By integrating these pillars, organizations can develop a comprehensive understanding of their target markets.

Q: How can organizations use market intelligence to gain a competitive advantage?

A: Market intelligence empowers organizations to identify potential threats and opportunities, develop effective marketing strategies, make informed pricing decisions, and negotiate favorable terms with suppliers and partners. It also enables them to optimize product development and innovation based on customer needs and

market trends.

Q: What are the challenges and opportunities of market intelligence in the digital age?

A: The digital landscape has brought both challenges and opportunities for market intelligence. While vast amounts of data are now available, organizations need to navigate data privacy concerns and ensure the accuracy and reliability of their insights. The handbook explores these challenges and provides strategies for leveraging the digital environment to enhance market intelligence gathering.

The Four Insights, Wisdom, Power, and Grace of Earthkeepers: A Conversation with Alberto Villoldo

Alberto Villoldo, a renowned shaman and author, shares his profound insights on the wisdom, power, and grace of Earthkeepers. In this exclusive interview, he delves into four key principles that guide the path of conscious living and spiritual connection to the planet.

1. What is the first insight of Earthkeepers?

"The first insight is that we are all connected to the Earth and to each other in a web of life. We are not separate from nature, but rather an integral part of it. As such, we have a responsibility to care for and protect our planet."

2. How can we access the wisdom of the Earth?

"To access the wisdom of the Earth, we must quiet our minds and open our hearts. We can connect with nature through meditation, prayer, or simply spending time in nature. As we become more attuned to the Earth's rhythms, we can receive insights and guidance from the plant and animal kingdoms."

3. What is the power that Earthkeepers possess?

"Earthkeepers possess the power of intention and manifestation. They are able to focus their energy and direct their consciousness to create positive change in the world. This power stems from their deep connection to the Earth and their understanding of the interconnectedness of all things."

4. How can we cultivate the grace of Earthkeepers?

"Grace is a gift from the Earth. It is a state of being that allows us to move through life with ease and compassion. To cultivate grace, we must practice forgiveness, gratitude, and kindness. By embodying these qualities, we become instruments of healing and transformation in the world."

In conclusion, the four insights of Earthkeepers—connectedness, wisdom, power, and grace—provide a roadmap for conscious living and spiritual connection to our planet. By embracing these principles, we can become stewards of the Earth and contributors to a more harmonious and sustainable world. As Villoldo reminds us, "The Earth is our teacher, and we are her students. Let us listen to her wisdom and live in harmony with her rhythms."

Unlock Abundance with "The Abundance Book" by John Randolph Price

In his groundbreaking book, "The Abundance Book," John Randolph Price explores the concept of abundance and how to manifest it in our lives. Here are some key questions and answers from this insightful work:

1. **What is abundance?** Price defines abundance as "a state of harmony and balance in which all our needs are met." It is not just about material wealth but also about having enough time, love, and happiness.
2. **Why do we struggle with abundance?** According to Price, our limiting beliefs and negative thoughts can block us from experiencing abundance. We may subconsciously believe we don't deserve it or that it's too hard to attain.
3. **How can we create abundance in our lives?** Price suggests a holistic approach that includes affirmations, gratitude, and visualization. By replacing negative thoughts with positive ones, we can reprogram our minds for abundance.

4. **What role does visualization play in abundance creation?** Visualization is a powerful tool that allows us to see and experience our desired outcomes. By regularly visualizing ourselves living in abundance, we can attract it into our reality.
5. **What is the significance of gratitude in the abundance process?** Gratitude shifts our focus from what we lack to what we have. By being grateful for what we already possess, we create more space for abundance to flow into our lives.

Embracing the Abundance Mindset

"The Abundance Book" is a transformative guide that empowers readers to create a life filled with abundance. By understanding the principles outlined in this book, we can overcome limiting beliefs, cultivate gratitude, and manifest the abundance we desire. Remember, abundance is not just about having more; it's about living in a state of harmony, balance, and fulfillment.

[the handbook of market intelligence understand compete and grow in global markets](#), [the four insights wisdom power and grace of earthkeepers alberto villoldo](#), [the abundance book john randolph price chiaphoeore](#)

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