

# Praktika mezhdunarodnogo kommercheskogo arbitrazhnogo suda pri TPP RF za 2005

**Statut - Scholar, teacher, legal practitioner: to the 75th anniversary of Konstantin Konstantinovich Lebedev**



Description: -

- Arbitration and award -- Russia (Federation) -- Digests  
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## Russia 28 December 2005 Arbitration proceeding 82/2005 [translation available]

If these savings are taken into account. Legal systems that use the foreseeability rule to limit damages take different positions as to what precisely needs to be foreseen. Представляется, что фундаментом унификации арбитражной терминологии должен выступать понятийно-категориальный аппарат арбитражного соглашения, являющегося правовым основанием вступления сторон коммерческого спора в третейский процесс и, как следствие, формирующего базу для всей будущей арбитражной процедуры.

## Унификация терминологии арбитражного соглашения в процессе международной интеграции

Москин, в подтверждение чего ссылаются на ряд судебных решений: Oblix, Inc. В статье анализируются два вида международного коммерческого арбитража: институциональный и изолированный.

## Russia 24 May 2004 Arbitration proceeding 138/2003 [translation available]

Although this standard has not been stated in the part of the decision para 2 d of the decision which has dealt with damages, it seems that it was the standard the court had in mind when it held para 3. The fact of delivery of goods by the Claimant to the Respondent in performance of the Contract of 2 March 2005 is confirmed by the materials of the case, including duplicates of railway waybills submitted by the Claimant. Under the UPICC and PECL, a notice of termination becomes effective upon receipt by the breaching party see art 1.

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Решение МКАС при ТПП РФ от 10. The reduced amount of penalty interest exceeds losses incurred by the Claimant.

## Асимметричные арбитражные соглашения в России и за рубежом

GENERAL THE INTERNATIONAL INSTRUMENTS provide that damages are due only for losses which were caused by the breach of contract. International commercial arbitration: institutional bases for its functioning. In particular, regard should be had to the need to promote good faith and fair dealing, certainty in contractual relationships and uniformity of application.

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