

Standard arbitration clause

This sample arbitration clause is based on the clause developed by the Indian Dispute Resolution Centre.

The parties agree:

1. Any dispute arising from or associated with this contract shall be referred to arbitration for resolution.
2. The arbitration shall be conducted under the UK Construction Industry Model Arbitration Rules (adapted as necessary to refer to the Indian Arbitration and Conciliation Act 1996.)
3. The seat of the arbitration shall be an agreed place in India.
4. The number of arbitrators shall be one or three, (to be decided by the parties or, in the absence of agreement, by the Royal Institution of Chartered Surveyors (RICS))
5. The Arbitrator(s) shall be appointed by RICS.
6. The arbitration award shall be final and binding on them.
7. The arbitration shall be governed by the Indian Arbitration and Conciliation Act 1996.
8. The substantive law of the arbitration shall be the law of India / the jurisdiction agreed by the parties.
9. The arbitration proceedings shall be conducted in English / the language agreed by the parties.