



مركز
عجمان
للتحكيم
AJMAN
ARBITRATION
CENTER

Regulation on the Registration of Arbitrators and Experts at Ajman Arbitration Center

للتعرف على المزيد يمكنكم
زيارة موقعنا الإلكتروني

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Article (1)
Definitions

The following words and expressions, wherever they appear in this Regulation, shall have the meanings assigned to each unless the context dictates otherwise:

The State: United Arab Emirates.

Emirate: Emirate of Ajman.

Center: Ajman Arbitration Center.

Board of Trustees: Board of Trustees of the Center.

Secretary General: Secretary General of the Center.

Arbitrator: A natural person registered in the Center's Arbitrators Register.

Expert: A natural or juridical person registered in the Center's Experts Register. This includes local and international firms of experts.

Register: The document established at the Center for recording arbitrators and experts.

Arbitrators Register: The document established at the Center for registering arbitrators.

Experts Register: The document established at the Center for registering experts and firms of experts.

UAE National: A person holding the nationality of the State.

Article (2)
Scope of Application

The provisions of this Regulation shall apply to arbitrators and experts who apply for registration in the Center's Register.

Article (3)
Center Registers

A. The Center shall establish the following two registers:

1. Arbitrators Register: for recording arbitrators in the specializations determined by the Center.

2. Experts Register: for recording experts and firms of experts in the licensed specializations.

B. The Secretary General shall determine the form of the Register, its classifications, and the data required therein

C. Every registered person shall notify the Center of any change in his data and information affecting the Register within thirty (30) days of such change.

Article (4)
Equality and Non-Discrimination

A. Discrimination between applicants for registration in the Center's Register based on race, colour, gender, religion, national origin, social origin, or disability, which may undermine equal opportunities or equality in registration, is prohibited.

B. Rules and procedures that aim to enhance national participation shall not be considered discriminatory.

Article (5)
Conditions for Registration in the Arbitrators Register

A. The following conditions must be met to register a person in the Arbitrators Register:

1. To be of full legal capacity.
2. To be of good conduct and reputation, supported by a certificate from the competent authorities of the State.
3. To be at least twenty-seven (27) years old.
4. To be holding a university degree duly authenticated and equivalently recognized by the competent authorities of the State in accordance with the applicable legislation.
5. To have practical experience in the relevant field for a minimum of five (5) years for UAE nationals, and ten (10) years for non-UAE nationals. The Board of Trustees may increase this period according to the type of arbitration.
6. To be fully cognisant of the laws and judicial procedures of the State.
7. To be holding at least a postgraduate diploma in arbitration from an academic institution recognized in the State, or having completed a number of training courses in arbitration as determined by the Board of Trustees.
8. Not to be prohibited from working as an arbitrator under applicable legislation.
9. Not to have been convicted of a felony or a misdemeanour violating honour or trust, even if he has been legally pardoned or reinstated.
10. Not to have been removed from any arbitration institution's Register due to disciplinary procedures.
11. To pass the personal interview conducted by the Board of Trustees.
12. To obtain the approval of the Board of Trustees.
13. To pay the registration fees.

B. If it is proven that the applicant submitted any certificate or data that is false, his application or registration shall be considered null and void, and any interested party may hold him civilly and criminally liable.

Article (6)

Exemption from Certain Conditions for Registration

in the Arbitrators Register

Applicants for registration in the Arbitrators Register shall be exempt from the conditions listed in items (7, 5, 4) of paragraph (A) of Article (5) of this Regulation, in the following cases:

1. Previously served as a judge for no less than five (5) years.
2. Previously practiced as a lawyer for no less than ten (10) years.
3. Qualified individuals accredited by the Board of Trustees.

Article (7)

Conditions for Registration of Experts in the Experts Register

A. The following conditions must be met for registering a natural person as an expert:

1. To be of full legal capacity.
2. To be of good conduct and reputation, supported by a certificate from the competent authorities of the State.
3. To be at least thirty (30) years old.
4. To be holding a university degree duly authenticated and equivalently recognized by the competent authorities of the State in accordance with the applicable legislation.
5. To have practical experience in the relevant field for a minimum of five (5) years for UAE nationals, and fifteen (15) years for non-UAE nationals. The Board of Trustees may increase this period according to the type of expertise.
6. Not to be prohibited from working as an expert under applicable legislation.
7. Not to have been convicted of a felony or a misdemeanour violating honour or trust, even if he has been legally pardoned or reinstated.
8. Not to have been removed from any approved experts' list maintained by competent authorities due to disciplinary procedures.
9. To obtain the Board of Trustees' approval.
10. To pay the registration fees.

B. If it is proven that the applicant submitted any certificate or data that is false, his application or registration shall be considered null and void, and any interested party may hold him civilly and criminally liable.

Article (8)

Conditions for Registration of Firms of Experts in the Experts Register

A. The following conditions must be met for registering a juridical person as a firm of experts:

1. To be registered in the Firms of Experts List at the Ministry of Justice, with a valid registration.
2. Not to have been removed from any approved experts' list maintained by competent authorities due to disciplinary procedures.
3. To obtain the Board of Trustees' approval.
4. To pay the registration fees.

B. If it is proven that the applicant submitted any certificate or data that is false, his application or registration shall be considered null and void, and any interested party may hold him civilly and criminally liable.

Article (9)

Exemption from Certain Conditions for Registration in the Experts Register

Natural persons applying for registration in the Experts Register who have rare expertise or specializations for which no other experts are registered, or the number of registered experts is insufficient, shall be exempt from the conditions listed in items (5 ,4) of paragraph (A) of Article (8).

Article (10)

Procedures for Registration in the Register

A. The application for registration, renewal, or reinstatement in the Register shall be submitted using the form approved by the Center, accompanied by supporting documents and after payment of the prescribed fees.

B. The Secretary General shall examine the application and verify the completeness of all documents. The Secretary General may require the applicant to provide any incomplete documents within a period specified for this purpose, and may reject the application if not submitted within that period.

C.If the application is complete, the Secretary General shall submit it to the Board of Trustees for consideration at its next meeting convened for this purpose, together with his recommendation.

D.The Board of Trustees may conduct a personal interview with the applicant.

E.The Board of Trustees shall issue its decision to accept or reject the application.

F.The Center shall issue an identification card for persons whose registration in the Register is approved

Article (11) **Oath of Office**

A.An arbitrator shall take the following oath before the Board of Trustees upon acceptance of his registration in the Register:

™I swear by Almighty God that I shall perform the arbitration tasks entrusted to me with justice, honesty, integrity, truthfulness, diligence, and impartiality, and that I shall adhere to applicable laws and regulations in force and the rules of justice and fairness, exerting my utmost effort in performing my duties while maintaining the confidentiality of the parties. God is my witness to what I say.

B.An expert shall take the following oath before the Secretary General upon registration in the Register:

™I swear by Almighty God that I shall perform my professional duties with honesty, integrity, truthfulness, diligence, and impartiality, preserving its dignity and credibility, and exercising accuracy in the assigned tasks, observing professional principles and traditions. God is my witness to what I say.

C.The taking of the oath shall be recorded in the minutes, a copy of which shall be filed in the personal file of each registered person at the Center.

Article (12) **Duration of Registration in the Register**

A.Registration in the Register shall be valid for one Gregorian year and is renewable.

B.Upon request and with the approval of the Secretary General, the registration period may be extended up to three years, with fees calculated for the total period.

Article (13) **Suspension from Assignment of Tasks**

The Center shall suspend the appointment, election, assignment, or nomination of any arbitrator or expert in the following cases:

1. At the request of the arbitrator or expert, or their legal representative, for the period specified by them.
2. From the date of expiration of their registration until it is renewed.
3. Upon initiation of a criminal case against them for being accused of a felony or a misdemeanour involving dishonesty or breach of honour or trust, until a final and conclusive judgment is issued.

Article (14)

Cancellation of Registration in the Register

Registration of an arbitrator or expert shall be cancelled by a decision of the Secretary General in the following cases:

1. A final and conclusive judgment is issued against them for a felony or a misdemeanour involving dishonesty or breach of honour or trust.
2. Proven submission of false certificates or information about them.
3. Ninety (90) days have passed from the expiration of the registration without submitting a renewal application; registration may only be reinstated upon submission of a new application in accordance with the conditions and procedures provided in this Regulation.

Article (15)

Registration Fees in the Register

The Center shall collect the registration fees in the Register as prescribed by Resolution No. (1) of 2021 concerning the fees of Ajman Center for Commercial Conciliation & Arbitration and the fees of arbitrators registered therein, or any other resolution replacing it.

Article (16)

Code of Professional Conduct

The Board of Trustees shall adopt the code of professional conduct for arbitrators and experts.

Article (17)
Appeal

An arbitrator or expert may appeal any measure taken against him by the Center by submitting a written request to the Secretary General within ten (10) days from the date of notification of the measure being appealed. The Secretary General shall refer the appeal to the Board of Trustees within five (5) days of submission, and the Board of Trustees shall decide on the appeal within sixty (60) days from the date of referral. The Board's decision on the appeal shall be final.