

Comment: Fast track arbitration

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What the
peasant does
not know,
he will not eat.

The Nordic arbitral institutions have for years
offered fast track arbitration.

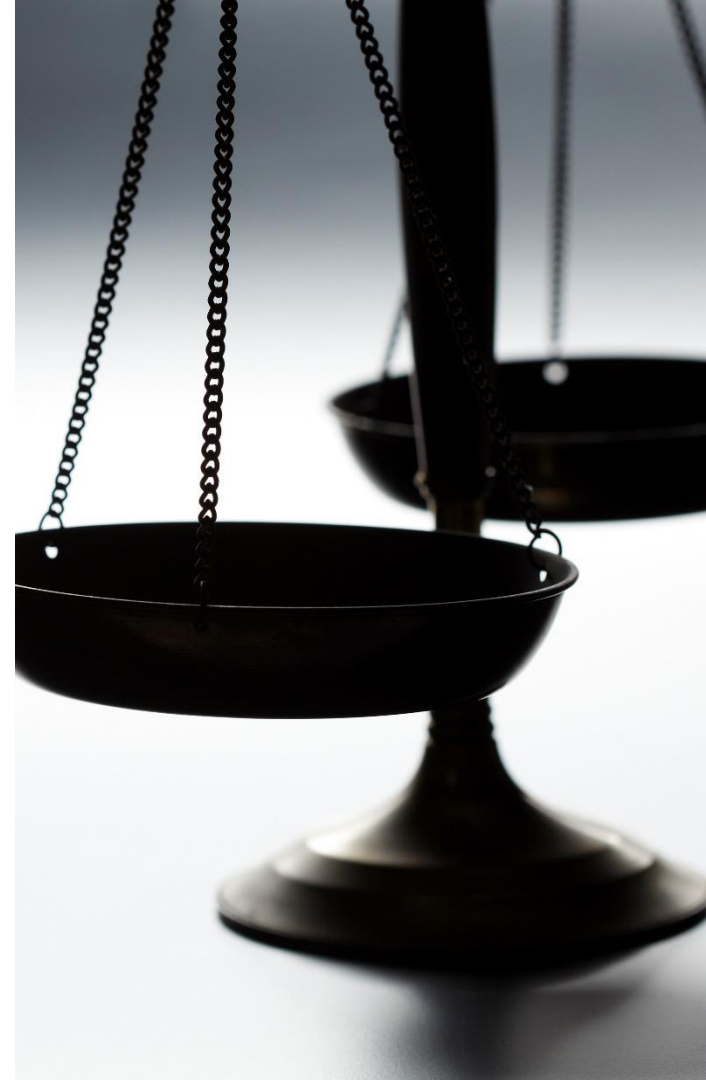
Still limited usage.

If fast track arbitration is used in the right cases,
it's a very good thing.

Then why don't we see more of it in Norway?

Why aren't we seeing more fast track arbitration in Norway?

- › A giant leap from 2-3 levels of court
- › A giant leap from the traditional *ad hoc* approach
- › Are the right arbitrators being used?
- › Are lawyers holding back because it could mean less work?
- › Or is it just a lack of knowledge?
 - › Similar to the shift we appear to be seeing in Norway from *ad hoc* to institutional arbitration?



How can we increase usage?

- › Institutions need to provide robust fast track systems
- › Educate the users (lawyers and clients) on what fast track arbitration is and is not
- › Clauses need to be included in contracts
- › Educate and select good fast track arbitrators

"The rules for fast-track arbitration shall apply where the amount in dispute does not exceed [NOK 5,000,000]. The amount in dispute includes the claims made in the request for arbitration and any counterclaims made in the response to the request for arbitration."





Foto: Wikborg Rein, Erik Burås/STUDIO B13, Ilja Hendel, Helge Hansen/Montag, istockphoto.com

Ansvarsforhold: Denne presentasjonen inneholder en overordnet beskrivelse av enkelte regler i norsk rett. Den utgjør ikke juridisk rådgivning, og ingen forretningsmessige beslutninger bør baseres på den.