

RUSSIAN ARBITRATION CENTER

at the Russian Institute of Modern Arbitration



ANNUAL
REPORT



We are delighted to share with you our accomplishments for 2023.

In this report, we feature both the Russian Arbitration Center caseload as well as the projects and cooperation of the Russian Institute of Modern Arbitration. These areas are inseparably connected. We enhance our practices of administering arbitration to ensure the quality of dispute resolution – and we organise educational projects so that counsels, arbitrators, and our employees could further develop their arbitration skills.

In 2023, we received 269 requests for arbitration, issued 201 arbitral awards, held three educational

academies, opened a representative office in Dubai International Financial Centre, and welcomed students from Russia and all over the globe to five student competitions that we organised or supported.

And there is more: throughout 2023, we discussed ideas for the future development of the Russian Arbitration Center. Our primary objectives for 2024 are to strengthen international cooperation, engage with potential arbitration users around the world, expand our lists of qualified arbitrators, support students in their aspiration to become part of the arbitration community. And, of course, to continue improvement of our arbitration rules so that parties

and arbitrators can fully concentrate on the resolution of a dispute.

Just as in 2016, when our project was founded, and now in 2024, the Russian Arbitration Center continues to grow thanks to everyone who supports us along the way. And we are eternally grateful for this support.



2023 EVENTS

The year 2023 was truly filled with achievements and accomplished projects. We are excited to share a few highlights with you.

JANUARY

Winter Academy “Across the Arbitration Universe: Different Perspectives on Dispute Resolution in the Modern World”

An annual project for experienced arbitration practitioners, featuring world-renowned lecturers. In 2023, the Academy brought together participants from Russia, Kyrgyzstan, Colombia, Nigeria, UK, Rwanda, India, Germany, Bosnia and Herzegovina.

FEBRUARY

New Composition of the RAC Board

Nine new members joined the Board. Among the new members of the Subcommittee on international arbitration are Mohamed Abdel Wahab, Judge Shamlan Al Sawalehi, Olga Boltenko and Islambek Rustambekov.

In February, the RAC supported the National Rounds of the Philip C. Jessup International Law Moot Court Competition, one of the most famous and prestigious moot courts in the world.

MARCH

New Executive Administrator of the RAC

As of March 1, 2023, Sabina Ganieva became new Executive Administrator of the RAC. Yulia Mullina, who had held this position since 2019, remained Director of the RIMA and RAC and continued to be involved in the RIMA's projects.

XIII Moscow Vis Pre-Moot

In 2023, 30 teams, including teams from China, India, France, UK, Ethiopia, Russia, as well as around 90 arbitrators from around the world participated in the online rounds of the Moscow Pre-Moot.

JULY

Seminar “Arbitrating through the Thorns: How to Conduct International Arbitration Proceedings Nowadays”

In July, RAC jointly with Horizons & Co Law Firm (UAE) held the seminar involving speakers from the largest Russian companies, Russian and foreign lawyers which shared their vision and practical experience in overcoming the current difficulties of conducting international arbitration. The discussions covered various topics, including the issues of finding and engaging foreign lawyers, arbitrators, experts, as well as the role played by the choice of an arbitral institution and seat of arbitration in mitigating the impacts of sanctions.



Information about all our projects is published on the [RAC](#) and [RIMA](#) websites and our [Telegram channel](#).





JULY

First RAC overseas office in Dubai (DIFC)

In July, the RAC established an office in the Dubai International Financial Centre (DIFC), a free economic zone with its own legal and court system. The RIMA obtained the status of a Recognized Company.



AUGUST

Summer Academy “Arbitration Vacations: Introduction to Alternative Dispute Resolution”

Summer Academy is an introductory course in Russian on the basics of arbitration. In 2023, the RIMA held it for the forth time in a row.



SEPTEMBER

Discussion “Unraveling Applicable Law in MENA: Strategies, Considerations and RAC Rules Instruments”

The RAC DIFC Office Launch Evening brought together distinguished experts from the MENA region, including Professor Jan Paulsson, Judge Shamlan Al Sawalehi, Anne C. Hoffmann, Adrian Cole, Alec Emmerson.

Webinar Series “Enigma of Damages in International Commercial and Investment Arbitration”

Webinar series in English that aimed to highlight the intricacies of damages, their varieties, applicable principles, as well as issues associated with the valuation of damages in both investment and commercial disputes.



NOVEMBER

Academy for Arbitrators

In the autumn of 2023, we held the first Academy for Arbitrators, an intensive practice-oriented course for professionals wishing to be appointed as arbitrators in the future, as well as for experienced arbitrators who want to improve their knowledge and skills in arbitration.

RAC Event at the Dubai Arbitration Week

During the discussion “Exploring Arbitration in the CIS Region”, the speakers focused on the arbitration regimes and enforcement of arbitral awards and arbitration agreements in Russia, Belarus, and Uzbekistan. The conference gathered more than 70 participants.



OCTOBER

Conference “Arbitration in the Spotlight”

Our in-person international arbitration conference, first in several years, took place in October. More than 100 participants and 25 speakers gathered to discuss the most pressing dispute resolution issues: the right to access to justice, sanctions, ethics, choosing a dispute resolution forum and adapting to current realities.

VI FDI Online Pre-Moot

The Foreign Direct Investment International Arbitration Moot (FDI Moot) was preceded by our preliminary online rounds. 24 teams from various countries participated in the rounds, including Argentina, China, Colombia, Egypt, Greece, India, Indonesia, Iran, Kenya, Malaysia, Russia, Singapore, South Africa, Vietnam, and Greece.



DECEMBER

VII Mozolin Moot Court

The competition is considered to be one of the largest Russian student moot courts and the only Russian competition on arbitration of corporate disputes. In 2023, more than 300 students from various regions of Russia and Belarus, as well as more than 160 arbitrators took part in the competition.

In December, the “Dispute Resolution in the EAEU” competition was held with the support of the RAC. 18 teams from 7 states (the Eurasian Five, as well as Uzbekistan and Sierra Leone) took part in the competition.

RAC BOARD AND EXECUTIVE ADMINISTRATOR

The RAC Board is the primary body of the arbitration institute; it is the members of the Board who decide on the appointment, challenges and termination of powers of arbitrators. Therefore, it is of utmost importance for us that the Board is credible to arbitration users and consists of recognised and independent Russian and international experts.

In 2023, significant changes occurred within the RAC Board. Firstly, during rotation, nine new members joined the RAC appointing body. And secondly, a new President of the Board and the President of the Subcommittee on Arbitration of Domestic Disputes were elected.

Additionally, modifications took place in the RAC Administrative Office. In March, the new RAC Executive Administrator was appointed. The Executive Administrator organises the work of the Administrative Office and makes sure that all cases are administered in strict compliance with the provisions of the Arbitration Rules and the best practices.



Sabina Ganieva
RAC Executive Administrator



Evgeny Rashevsky
President of the Subcommittee
on Arbitration of Domestic
Disputes



Timur Aitkulov
President of the Board



Francis Xavier, SC
President of the Subcommittee
on International
Arbitration



Prof. Mohamed Abdel Wahab



**H.E. Justice Shamlan
Al Sawalehi**



Sergey Arakelov



Anna Arkhipova



Prof. Anton Asoskov



Yuri Babichev



Olga Boltenko



Victoria Bortkevicha



Mikhail Ivanov



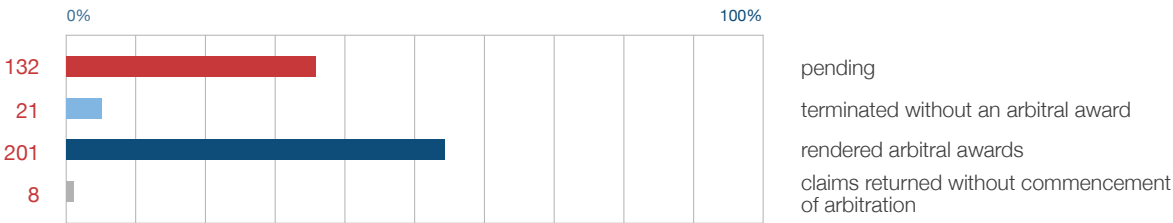
Andrey Panov



Prof. Islambek Rustambekov

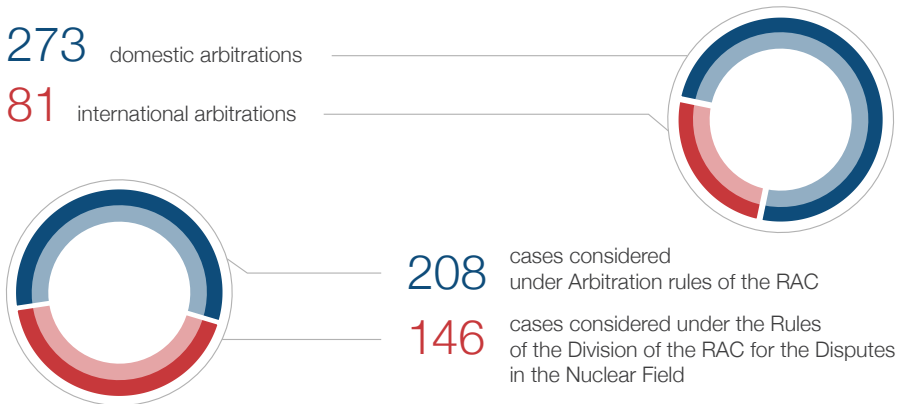
RAC IN FIGURES

362[🔔] cases administered in 2023

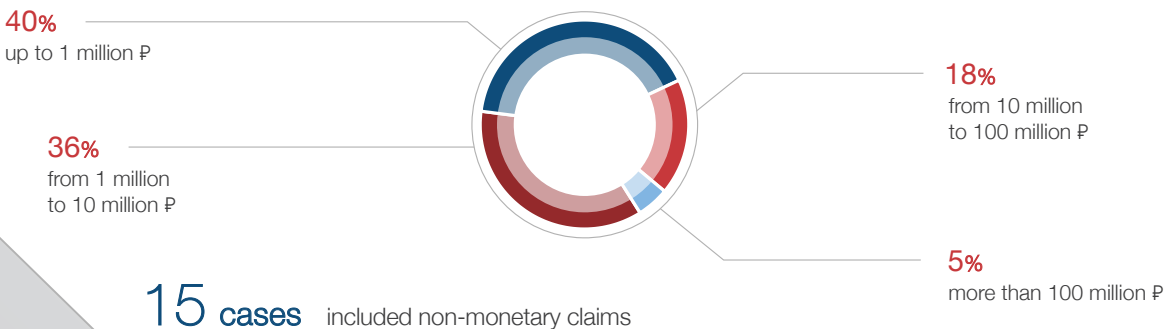


Types of disputes^{🔔↩} 273 domestic arbitrations
81 international arbitrations

Applicable rules^{🔔↩}



18,58 BILLION ₪ aggregated value of the claims submitted to the RAC



269 claims submitted to the RAC in 2023

Types of disputes[↩]

212 domestic arbitrations
49 international arbitrations

Applicable rules[↩]

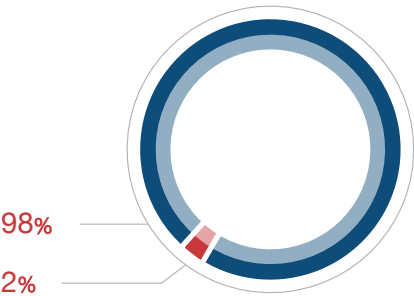


10 requests for consolidation of multiple claims and 4 requests for consolidation of arbitrations

ARBITRATION PROCEDURE

256 CLAIMS standard procedure

5 CLAIMS expedited arbitration



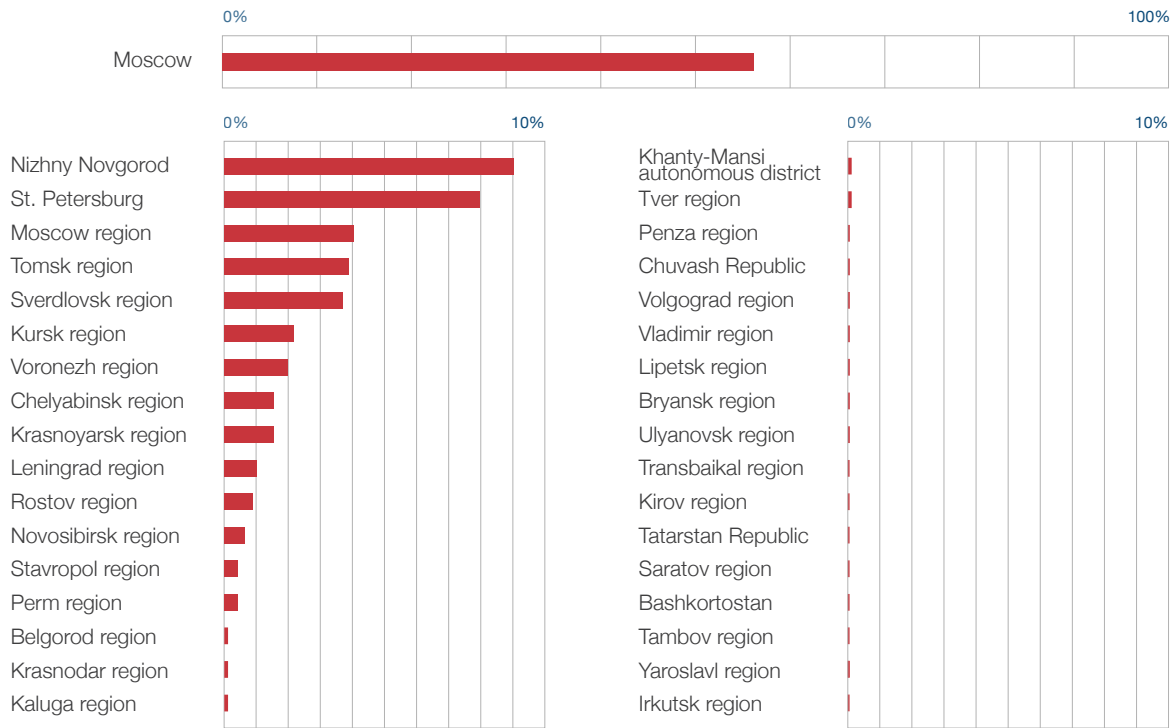
AVERAGE DURATION OF ARBITRATION since its commencement[↩]

171 days in standard procedure
98 days in expedited arbitration

🔔 including arbitrations commenced in 2022 ↩ not considering returned claims

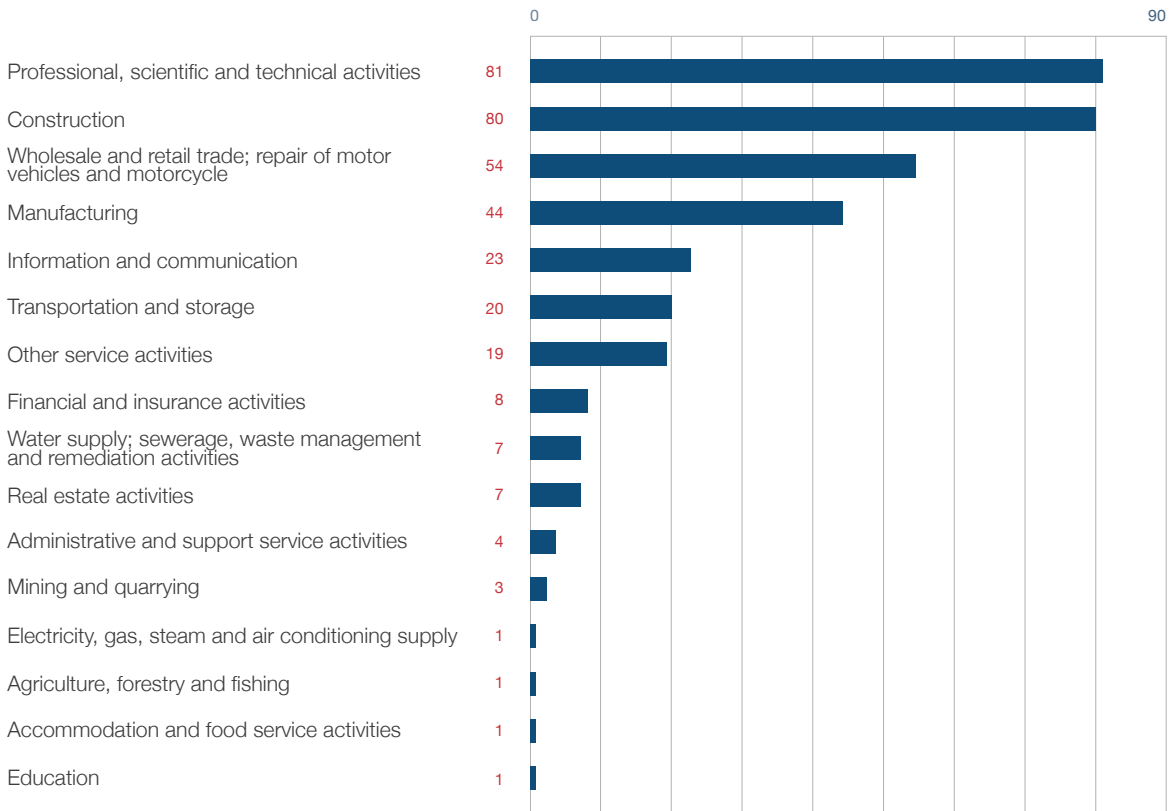
GEOGRAPHY OF THE PARTIES

15 countries 35 Russian regions



including arbitrations commenced in 2022 not considering returned claims

ECONOMIC SECTORS OF THE DISPUTES



¹ In accordance with the UN International Standard Industrial Classification of All Economic Activities (Revision 4).

MOVING TOWARDS TRANSPARENCY



Publication of RAC anonymised awards (available in Russian)



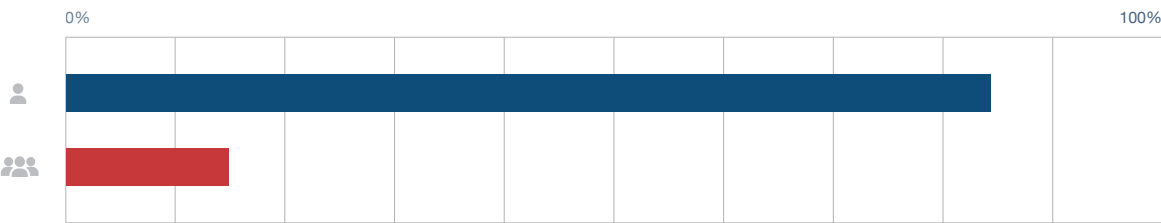
RAC awards at Jus Mundi, Wolters Kluwer, Consultant Plus



Updated Section on Enforceability of RAC Awards (available in Russian)

RAC ARBITRATORS

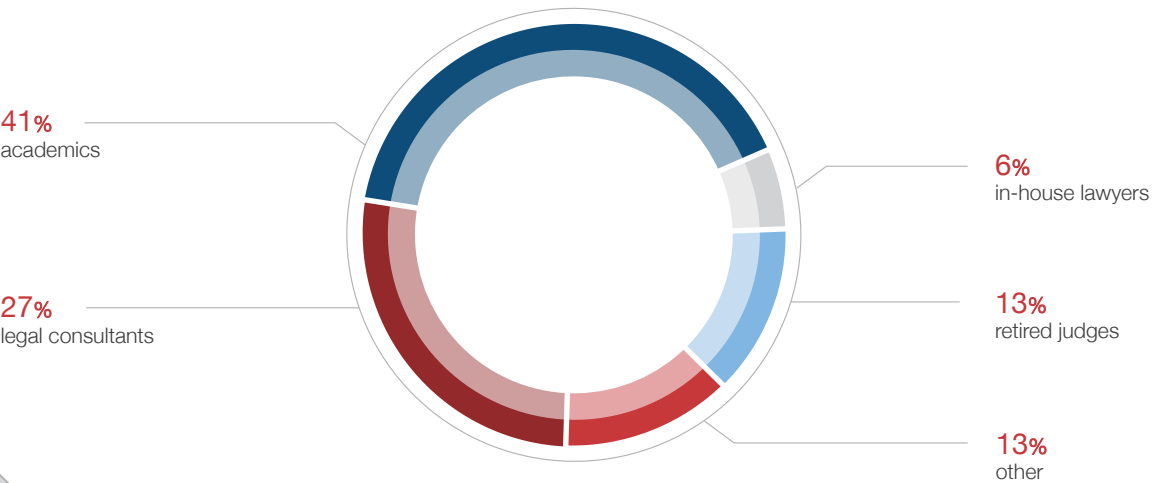
242 cases referred to arbitral tribunals



85% cases considered by a sole arbitrator 15% cases considered by panel of arbitrators

In the arbitrations administered by the RAC, the arbitrators were, among others, citizens of Russia, Hong Kong, Singapore, the UK, the USA, Uzbekistan, Belarus, Kazakhstan, Bulgaria.

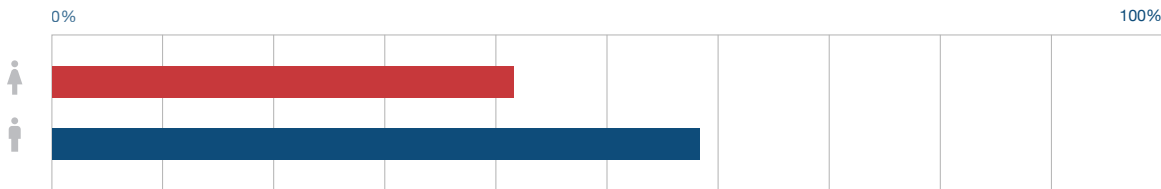
PROFESSIONAL ACTIVITIES OF ARBITRATORS



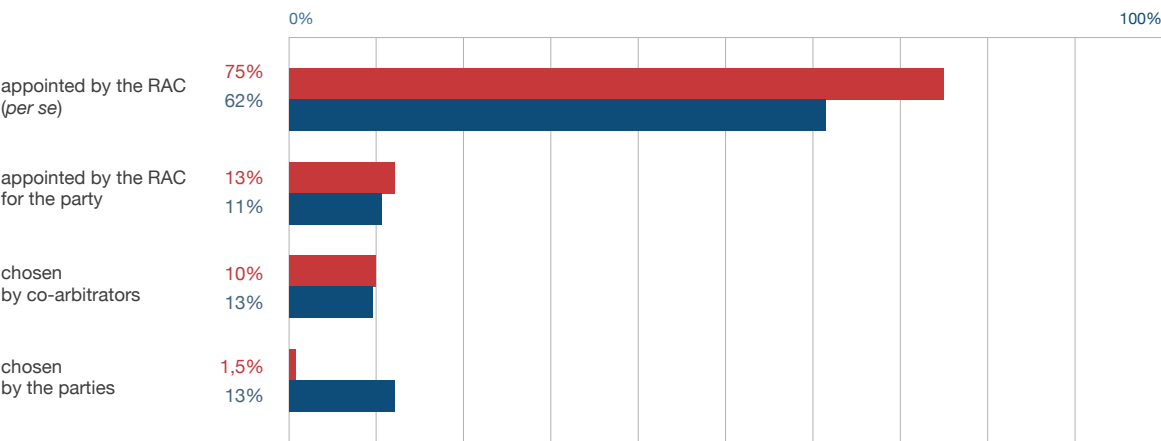
2 emergency arbitrators were appointed in 2023



GENDER DIVERSITY

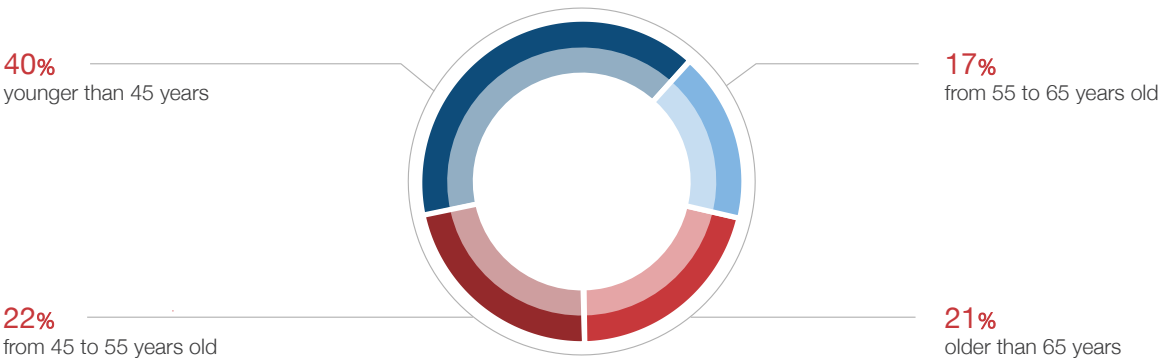


Among arbitrators in 2023 42% women 58% men



AGE RANGE OF ARBITRATORS

at the date of the constitution of the arbitral tribunal



ORAL HEARINGS AND DOCUMENTS-BASED ARBITRATION

29 cases considered based on documents 190 cases considered with oral hearings



195[🔔] cases were considered with videoconferencing

Since its foundation the Russian Arbitration Center supports eco-friendly approach to dispute resolution and seeks to minimise negative environmental impact of its activities. The RAC is an institutional supporter of the Campaign for Greener Arbitrations, which aims to significantly reduce the carbon footprint of the arbitration community.

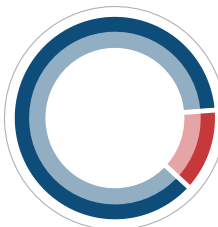


6 multi-party arbitrations



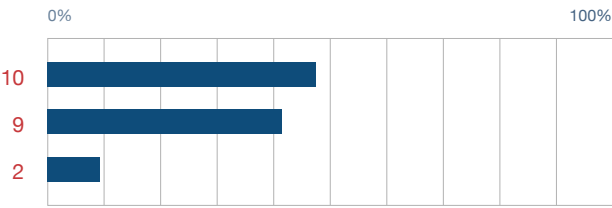
15 counterclaims

TYPES OF ARBITRAL AWARDS



87% arbitral awards
13% arbitral awards on agreed terms

ARBITRATIONS TERMINATED



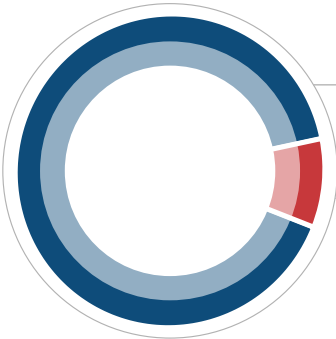
withdrawal of claim before the constitution of the arbitral tribunal
withdrawal of claim after the constitution of the arbitral tribunal
arbitration has become unnecessary or impossible

🔔 including arbitrations commenced in 2022

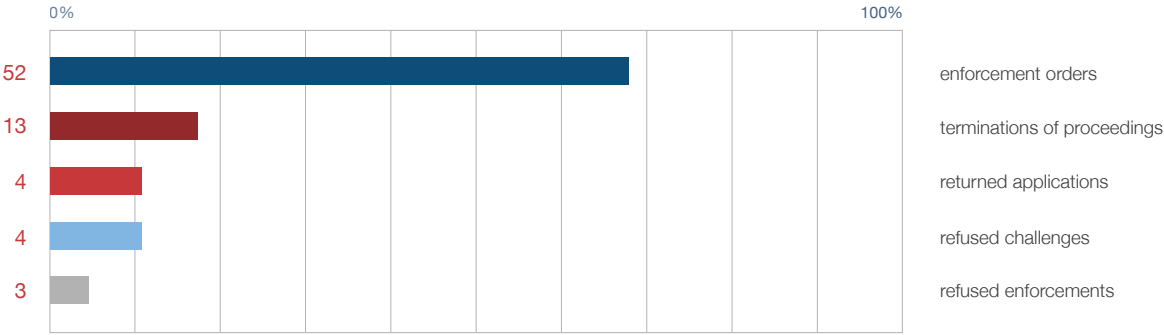
ENFORCEMENT OF RAC AWARDS IN 2023 IN RUSSIAN COMMERCIAL COURTS

100% enforceability of RAC arbitral awards

76 cases in state courts



69 applications for enforcement of RAC arbitral awards
7 applications for challenge of RAC arbitral awards



Terminations of the proceedings were due to withdrawal of the applications, direct agreement of the parties on the finality of the arbitral award, the settlement agreement.



Refusals to enforce RAC awards were related to voluntary compliance with arbitral awards, set-off or double recovery.

RAC OFFICE IN DUBAI

Since July 2023, the Russian Arbitration Center is the first Russian institution with the overseas office in the Dubai International Financial Centre (DIFC). The Russian Institute of Modern Arbitration has the status of a Recognized Company.

The opening of the office in the MENA region aligns with our vision to make arbitration accessible for the parties: now arbitration users can choose the RAC office in the DIFC in their arbitration clause. The RAC Arbitration Rules 2021 will govern the proceedings, and the arbitration fees provided therein will apply.

RECOMMENDED ARBITRATION CLAUSE



DIFC is a free economic zone with its own legal system which is based on English common law. DIFC also has a separate system of courts which operate in English, follow an arbitration-friendly approach, and can assist and supervise if the DIFC is chosen as the seat of arbitration. DIFC principal currency is the USD.

INTERNATIONAL COOPERATION

The key to development lies in the constant pursuit of the most convenient practices for the parties and arbitrators. That is why international cooperation with other arbitration centers, facilitating the exchange of experiences, has always been an essential element in our ethos.

In 2023, we entered into the following cooperation agreements:



Israeli Institute of Commercial Arbitration (IICA) (Israel)



Shenzhen Court of International Arbitration (SCIA) (China)



Asian International Arbitration Centre (AIAC) (Malaysia)



International Arbitration and Mediation Center (IAMC) (India)





YOUNG INSTITUTE
OF MODERN ARBITRATION

YOUNG INSTITUTE OF MODERN ARBITRATION (YOUNG IMA)

Discover the Young IMA, a professional platform uniting young specialists in arbitration and ADR in Russia and abroad.

Young IMA organises educational, research, enlightening and other projects within the framework of the committees

on arbitration of corporate disputes

on arbitration and state courts interaction

on investment arbitration

on moot courts

on the development of arbitration in Russian regions

on sports arbitration

Among 2023 projects



Conference on the outcomes
of the research competition
“New Perspective on Dispute Resolution”



Lecture at XXIII Moscow Vis Pre-Moot



YIMA x Nikolskaya Consulting Vis Pre-Moot
in Moscow attended by teams from Russia
and Belarus



VI Foreign District Investments (FDI)
Online Pre-Moot attended by teams
from 14 countries

Join Young IMA to connect with like-minded peers, participate in ongoing projects, and contribute to arbitration and ADR development.

Anyone can become a member of the Young IMA if they have a legal education (either completed or pending) and they are under 40.

Find out more and join

yima.modernarbitration.ru