

ANNEX TO THE RULES. ARBITRATION COSTS

This Annex to the Rules, approved by the Plenary of the Court on 18 December 2018, substitutes the previous regulation on costs and will be applicable to arbitrations initiated from 01 January 2019 onwards.

A. ARBITRATION COSTS IN CASE OF EARLY TERMINATION OF PROCEEDINGS

1. COURT'S ADMINISTRATION EXPENSES

Pre-arbitral stage	10-30%
Arbitrators' Appointment	30-50%
Procedural Order n° 1	50-60%
Administration of the arbitration since Procedural Order n° 1 to closing statements	60-75%
Scrutiny of the award	100%

2. ARBITRATORS' FEES

Administration of the arbitration to Procedural Order n° 1	5-20%
Administration of the arbitration since Procedural Order n° 1 to closing statements	20-70%
Deliberation and issuance of the Award	70-100%



B. ARBITRATION COSTS

A.- Admission Expenses: 350 € (VAT no included)

B y C.- Arbitrator fees and Administration expenses (VAT no included):

BRACKET (UP TO)	C.- ADMINISTRATION		The corresponding fixed amount shall be equal to 11% of the total fees received by the arbitrators.	B.- ARBITRATORS			
	FIXED AMOUNT			minimum		maximum	
	%	acumulated		%	acumulated	%	acumulated
25.000,00 €	3,200%	800,00 €		3,600%	900,00 €	10,800%	2.700,00 €
50.000,00 €	1,800%	1.250,00 €		1,350%	1.237,50 €	6,480%	4.320,00 €
100.000,00 €	1,500%	2.000,00 €		0,720%	1.597,50 €	4,500%	6.570,00 €
300.000,00 €	1,200%	4.400,00 €		0,540%	2.677,50 €	3,150%	12.870,00 €
500.000,00 €	0,400%	5.200,00 €		0,450%	3.577,50 €	2,250%	17.370,00 €
1.000.000,00 €	0,200%	6.200,00 €		0,270%	4.927,50 €	1,575%	25.245,00 €
3.000.000,00 €	0,150%	9.200,00 €		0,180%	8.527,50 €	0,765%	40.545,00 €
5.000.000,00 €	0,130%	11.800,00 €		0,090%	10.327,50 €	0,450%	49.545,00 €
10.000.000,00 €	0,120%	17.800,00 €		0,045%	12.577,50 €	0,225%	60.795,00 €
50.000.000,00 €	0,100%	57.800,00 €		0,018%	19.777,50 €	0,180%	132.795,00 €
100.000.000,00 €	0,060%	87.800,00 €		0,009%	24.277,50 €	0,135%	200.295,00 €
> 100.000.000,00 €		87.800,00 €		0,0045%		0,045%	

D.- Other applicable rules:

- The Scale will be applied taking in consideration the amounts claimed in each arbitration, or the economical value of the dispute, which will be determined by the Court.
- Administration expenses and Arbitrators fees will be calculated separately for claims and counterclaims.
- Arbitrations with an economical value initially undetermined will be calculated on the basis of 50.000 €, without prejudice of its subsequent determination.
- When the arbitration is international in view of the Court, and taking into consideration the applicable legislation, the maximum bracket of administrative expenses and arbitrator's fees may be increased by 20%, at the discretion of the Court.
- The application of the maximum or minimum of the Scale will be a discretionary power of the Court.
- In case of three arbitrators, the total arbitrators' fees will be the result of multiplying the Scale by three.
- In case of three arbitrators, the distribution of the total arbitrators' fees among them will be the following: 40 % President and 30 % each remaining arbitrator. In specific circumstances, if the Court deems it appropriate, it may determine that the President's percentage be increased up to a maximum of 50% of the total arbitrators' fees.
- When the arbitration's duration exceeds one year since the arbitrators' appointment, the Court may make advance payments to the arbitrators. The amount of the advance will not exceed the minimum amount of fees that the arbitrators would receive in that moment in case of early termination of the proceedings.
- The Court will be entitled to a 10% of the Arbitrators' fees, that will be invoiced after the arbitration is concluded
- The services rendered as appointing authority will entitle the Court to charge 2.000 € for each appointed arbitrator.
- Los sums indicated in the sections above will be increased by VAT and other taxes applicable thereto at each moment.
- The administrative expenses and Arbitrator's fees do not include the expenses in which the arbitrator's may incur, which will be paid by the parties once justified by the arbitrators and approved in whole or in part by the Court.
- **This Annex to the Rules, approved by the Plenary of the Court on 18 December 2018, substitutes the previous regulation on costs and will be applicable to arbitrations initiated from 01 January 2019 onwards. Nonetheless, since it is more advantageous for the parties and arbitrators than the previous regulation, it will also apply to cases which are ongoing on 01 January 2019, unless the parties or the arbitrators wish to apply that previous regulation.**