



WORLD
& ARBITRATION
& MEDIATION
REVIEW

2012
VOLUME 6, No. 1

INSTITUTE FOR
TRANSNATIONAL ARBITRATION



THE CENTER FOR AMERICAN
AND INTERNATIONAL LAW

WORLD ARBITRATION & MEDIATION REVIEW

VOL. 6

2012

NO. 1

LIBER AMICORUM ABASCAL PART I

INTRODUCTION AND DEDICATION TO LIBER AMICORUM JOSÉ MARÍA ABASCAL	<i>Luis Enrique Graham</i> <i>Pilar Perales Viscasillas</i> <i>Aníbal Sabater</i>	1
---	---	---

UNCITRAL RULES AND MODEL LAW

GENERALIZING ABOUT THE VIRTUES OF SPECIFICITY: THE SURPRISING EVOLUTION OF THE LONGEST ARTICLE IN THE UNCITRAL MODEL LAW	<i>James Castello</i>	7
AD HOC INTERNATIONAL ARBITRATIONS – THE WAY OF THE FUTURE?	<i>C. Mark Baker</i> <i>Efrén C. Olivares</i>	35

INTERNATIONAL ARBITRATION IN MEXICO

FROM THE ABSTRACT TO REALITY: CHALLENGES IN RECOGNIZING AND ENFORCING COMMERCIAL ARBITRATION AWARDS IN MEXICO	<i>Luis Omar Guerrero Rodríguez</i> <i>Ximena Suárez Enríquez</i>	51
THE MEXICO CITY NATIONAL CHAMBER OF COMMERCE COMMERCIAL ARBITRATION AND MEDIATION COMMISSION	<i>Yanett Quiroz Valdovinos</i>	79
MEXICO'S AMENDMENT TO FACILITATE JUDICIAL COOPERATION IN ARBITRATION	<i>Rodrigo Zamora</i>	97

EQUITY AND CULTURE: ANALYZING PERSPECTIVES

EX AEQUO ET BONO ARBITRATION	<i>Gerardo Lozano Alarcón</i>	105
"CULTURAL CONFLICTS" IN INTERNATIONAL ARBITRATION: MYTHS, MISUNDERSTANDINGS, AND LESSONS FROM DEALING WITH THE UNUSUAL	<i>Aníbal Sabater</i>	125

INSOLVENCY PROCEEDINGS: INTERNATIONAL LAW'S ANSWER TO A WORLD CRISIS

UNCITRAL ON INSOLVENCY LAW: THIRD ACT – FIRST SCENE	<i>David Morán Bovio</i>	139
ARBITRATION AS A TOOL IN SUPPORT OF INSOLVENCY PROCEDURES (<i>CONCURSO MERCANTIL</i>)	<i>Thomas S. Heather</i>	161

**LIBER AMICORUM ABASCAL
PART II***

INVESTOR STATE ARBITRATION

- FRAMING THE WORK OF ICSID ANNULMENT COMMITTEES *David D. Caron*
- THE NEW ICC RULES IN CASES INVOLVING STATES
AND STATES-ENTITIES *Ignacio Torterola*

INTERNATIONAL RULES PROCEDURES

- GOOD FAITH IN INTERNATIONAL ARBITRATION *Bernardo Cremades*
- A COMMENT ON THE ARBITRATION REGIME IN THE
ROTTERDAM RULES: A BALANCED ONE *Rafael Illescas Ortiz*

PRACTICAL CONSIDERATIONS IN INTERNATIONAL ARBITRATION

- THE SELECTION OF THE RIGHT ARBITRATOR:
PRACTICAL CONSIDERATIONS *Luis Enrique Graham*
- UNCITRAL IN FAVOR OF USING ELECTRONIC
MEANS IN ARBITRATION *Augustín Madrid-Parra*
- THE ARBITRAL TRIBUNAL'S DECISION TO SUSPEND
THE ARBITRATION *Claus von Wobeser*

RIGHTS IN INTERNATIONAL ARBITRATION: INVESTOR AND ARBITRATOR

- INVESTMENT PROTECTION RIGHTS:
SUBSTANTIVE OR PROCEDURAL? *Francisco González de Cassío*
- WHAT ARE THE RESPONSIBILITIES OF AN ARBITRAL
TRIBUNAL FACED WITH A BREACH OF INTEGRITY
OF ONE OF ITS MEMBERS? *Eduardo Siqueiros T.
Ana de Santiago*

ARBITRATION IN SPAIN

- COMPANY ARBITRATION IN SPANISH LAW *Manuel Olivencia*
- ARBITRATION IN SPAIN: AN INTERNATIONAL
PERSPECTIVE ON THE MODIFICATIONS
INTRODUCED BY LAW 11/2011 *Pilar Perales Viscasillas*

* Part II will appear in *World Arb. & Med. Rev.*, 2012, Volume 6:2.