Record Nr. UNINA9910465151303321 Autore Hosang Alain **Titolo** Obstructionist behavior in international commercial arbitration: legal analysis and measures available to the arbitral tribunal / / Alain Hosang Pubbl/distr/stampa Hague, Netherlands: .: Eleven International Publishing. . 2014 ©2014 **ISBN** 94-6094-895-2 Descrizione fisica 1 online resource (319 p.) Collana International commerce and arbitration; ; Volume 16 Disciplina 347.09 Arbitration and award Soggetti Arbitration (Administrative law) Electronic books. Lingua di pubblicazione Inglese **Formato** Materiale a stampa Livello bibliografico Monografia Note generali Includes index. Nota di contenuto COVER: TABLE OF CONTENTS: ACKNOWLEDGEMENTS: INDEX OF ABBREVIATIONS: INDEX OF CITED AUTHORITIES: INDEX OF CASES AND ARBITRAL AWARDS; INDEX OF STATUTES AND LEGAL MATERIALS; CHAPTER 1: INTRODUCTION; 1.1 SUBJECT MATTER; 1.2 TERMINOLOGY: WHY 'OBSTRUCTIONIST' BEHAVIOR?: 1.3 JURISDICTIONS AND ARBITRATION RULES COVERED: 1.4 STRUCTURE OF THE WORK: CHAPTER 2: OBSTRUCTIONIST BEHAVIOR; 2.1 OBSTRUCTIONIST BEHAVIOR AS A RESULT OF DISPARITY OF INTEREST BETWEEN THE

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## Sommario/riassunto

Arbitration is a time- and cost-efficient way to resolve a dispute. However, these advantages seem to vanish when one party is willfully obstructive and refuses to abide by the arbitral outcome. This book analyzes the means of the arbitral tribunal to neutralize obstructive behavior of a party that goes beyond admissible tactical behavior. The book first deals with the circumstances in which tolerable tactical behavior turns into behavior that deserves to be sanctioned, and it introduces 'obstructionist behavior' as a new generic term. Subsequently, it deals with the options available to the a