

AGREEMENT TO ARBITRATE

FORM OA1

[Model agreement for having the dispute resolved through arbitration under IIAM Rules]

This agreement to arbitrate is made on this the [date] by the parties hereunder.

Name of Party No. 1:	
Address:	
Email:	
Phone:	

Name of Party No. 2:	
Address:	
Email:	
Phone:	

1. The parties herein have entered into an agreement dated [date] and now certain disputes have arisen under the said agreement. Since the parties were unable to resolve the same amicably, the parties would like to resolve the dispute by arbitration.
2. Now therefore the parties agree that all disputes, differences or controversies arising out of or in connection with the agreement dated [date], including any question regarding its existence, operation, termination, validity or breach thereof shall be finally resolved by arbitration as per the Arbitration & Conciliation Act, 1996 and in accordance with the IIAM Arbitration Rules.
3. The parties hereby agree and confirm that:
 - (i) The following disputes shall be referred to arbitration and those disputes are arbitrable under the laws of India.

(List the disputes that are referred for arbitration)

- (ii) The dispute will be resolved by:

Regular Arbitration
 Fast-track Arbitration
 AMA Procedure
- (iii) The substantive law applicable for the procedure will be the laws of India and the seat of arbitration shall be [place of jurisdiction] and the venue of arbitration shall be [place of sitting]. They shall follow the IIAM Arbitration Rules and procedures for arbitration.
- (iv) (In case of Sole Arbitrator)
There shall be a Sole Arbitrator and the arbitrator shall be selected as per the IIAM Arbitration Rules.

(In case of multiple arbitrators)



There shall be three arbitrators and each party shall nominate one arbitrator each and the third arbitrator shall be appointed by the nominated arbitrators, and if not possible appointment will be made as per the IIAM Arbitration Rules.

- (v) They shall pay the Arbitrator(s) fee and the IIAM Administrative charges as intimated by the IIAM Administrator and as per the current IIAM Rules and Fee schedule,
- (vi) The language of arbitration shall be English.
- (vii) The award of the arbitrator shall be final and binding upon them.
- (viii) In executing this agreement, the parties expressly agree that they have entered into this agreement voluntarily and in good faith.

Signature of Party No.1:	Signature of Party No. 2:
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