

# SCC POLICY

## REASONED DECISIONS ON ARBITRATOR CHALLENGES

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*Adopted by the SCC Board on 8 September 2017.*

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### 1. General rule

The SCC provides reasons for all SCC Board decisions regarding arbitrator challenges.

### 2. The decision-making process

Decisions on challenges to arbitrators are made by the full SCC Board, regardless of the nationalities of the parties or the language of the proceedings.

### 3. Scope of reasons provided

As a main rule, the reasons provided to the parties will be brief (one or two paragraphs). Reasons may be more extensive if warranted by the circumstances of a particular challenge.

### 4. Timing of reasons

As a main rule, reasons are provided at the time when the decision is communicated to the parties and the arbitrators. When circumstances so require, the SCC may inform the parties and arbitrators whether or not the challenge was sustained as soon as the Board has made the decision, even if reasons are not yet available.

### 5. The drafting process

When making a decision on an arbitrator challenge, the Board appoints a committee to work with the secretariat to formulate the reasons to be provided to the parties. The secretariat provides the committee with a first draft of the reasoned decision based on the Board's deliberations. The committee works with the secretariat to finalize the reasons. The final reasons are not circulated to the entire Board for comments or approval.

### 6. Language

As a main rule, reasons should be provided in the language of the proceedings. If a decision regards a case administered in Swedish, the committee appointed should consist of Swedish-speaking board members.

### 7. Cost

No additional fee is charged for reasoned decisions.