PREFACE
Albert Jan van den Berg, General Editor

OPENING ADDRESS
Elisabeth Guigou, Minister of Justice of France

WELCOMING ADDRESSES
Fali S. Nariman
Bertrand Moreau

KEYNOTE ADDRESSES
Pieter Sanders
The History of the New York Convention
Gerold Herrmann
The 1958 New York Convention Its Objectives and Its Future
Albert Jan van den Berg
The Application of the New York Convention by the Courts

INTRODUCTION
Yves Derains
Introduction to the Three Working Groups

WORKING GROUP I

Arbitration Clauses: Achieving Effectiveness

Summary: V.V. Veeder
Summary of Discussion in The First Working Group

Report: Paul-A. Gélinas
Arbitration Clauses: Achieving Effectiveness

Report: Guillermo Aguilard Alvarez
Article II(2) of the New York Convention and the Courts

Comment: Andreas Reiner
The Form of the Agent's Power to Sign an Arbitration Agreement
and Article II(2) of the New York Convention

Comment: Kéba Mbaye
Arbitration Agreements: Conditions Governing Their Efficacy

Comment: Eric A. Schwartz
Choosing Between Broad Clauses and Detailed Blueprints

Report: Julian D.M. Lew
The Law Applicable to the Form and Substance of the Arbitration Clause

Report: Bernard Hanotiau
The Law Applicable to Arbitrability

Comment: Marc Blessing
The Law Applicable to the Arbitration Clause and Arbitrability

Comment: Marc Lalonde
The Evolving Definition of Arbitration and Arbitrability

Comment: Piero Bernardini
Arbitration Clauses: Achieving Effectiveness in the Law Applicable to the Arbitration Clause
Report: Abhishek M. Singhvi  
Article II(3) of the New York Convention and the Courts

Report: Antonias Dimolitsa  
Separability and Kompetenz-Kompetenz

Comment: Carlos Nehring Netto  
Brazil and the New York Convention – A Case of Adherence by Osmosis

Comment: Pierre Mayer  
The Limits of Severability of the Arbitration Clause

Comment: Robert M. Dossou  
The Effect of the Arbitration Clause: The African Perspective

WORKING GROUP II

Arbitration Procedure: Achieving Efficiency without Sacrificing Due Process

Summary: Howard M. Holtzmann  
Summary of Discussion in the Second Working Group

Report: Horacio A. Grigera Naón  
Factors to Consider in Choosing an Efficient Arbitrator

Report: Stephen M. Schwebel  
The Authority of a Truncated Tribunal

Comment: Hans Jonkman  
Regulation of Truncated Tribunals by the Permanent Court of Arbitration

Comment: Arthur L. Marriott  
Some Brief Observations on the Constitution of the Arbitral Tribunal

Comment: Serge Lazareff  
The Constitution of the Arbitral Tribunal

Comment: Tadeusz Szurski  
The Constitution of the Arbitral Tribunal

Report: Gabrielle Kaufmann-Kohler  
Identifying and Applying the Law Governing the Arbitration Procedure – The Role of the Law of the Place of Arbitration

Report: Sigvard Jarvin  
To What Extent Are Procedural Decisions of Arbitrators Subject to Court Review?

Comment: Allan Philip  
The Seat of Arbitration as Place of Arbitration, and Limits to Court Intervention in Procedural Decisions

Comment: Mohamed El Mernissi  
Identifying and Applying the Law Governing the Arbitration Procedure

Comment: Jonathan D. Schiller  
Applying the Law Governing the Arbitration Procedure: Sensibly and Without Excessive Formality

Report: L. Yves Fortier  

Report: Jean-Pierre Ancel  
Measures Against Dilatory Tactics: The Cooperation Between Arbitrators and the Courts

Comment: Ottoarndt Glossner  
The Cooperation Between Arbitrators and the Courts: Examples Drawn from the New German Law
Comment: Patrick M.M. Lane
Dilatory Tactics: Arbitral Discretion

Comment: Bohuslav Klein
The Role of the Arbitrator in Preventing Dilatory Tactics

WORKING GROUP III

Arbitration Awards: Solving Problems of Enforcement

Summary: Karl-Heinz Böckstiegel
Summary of Discussion in The Third Working Group

Report: Andrea Giardina
The Practical Application of Multilateral Conventions

Report: Franz Matscher
Experience with Bilateral Treaties

Report: Wang Sheng Chang
Enforcement of Foreign Arbitral Awards in the People’s Republic of China

Report: Emmanuel Gaillard
Enforcement of Awards Set Aside in the Country of Origin: The French Experience

Report: David W. Rivkin
The Enforcement of Awards Nullified in the Country of Origin: The American Experience

Comment: Ahmed S. El-Kosheri
The Enforcement of Awards Nullified in the Country of Origin

Comment: Andrew Rogers
The Enforcement of Awards Nullified in the Country of Origin

Comment: Klaus Sachs
The Enforcement of Awards Nullified in the Country of Origin: The German Perspective

Report: Lucy F. Reed
Experience of Practical Problems of Enforcement

Report: Jan Paulsson
Towards Minimum Standards of Enforcement: Feasibility of a Model Law

Report: Alexander S. Komarov
Enforcement Experience in the Russian Federation

Report: Yasuhei Taniguchi
Enforcement in Action: Theoretical and Practical Problems

Report: Matthieu de Boisséson
Enforcement in Action: Harmonization Versus Unification

PLENARY SESSION
Philippe Fouchard
Suggestions to Improve the International Efficacy of Arbitral Awards

SUPPLEMENTARY COMMENT
Convention on the Recognition and Enforcement of Foreign Arbitral Awards, New York, 10 June 1958

English/French