

Republic of Tunisia
Local and International Arbitration Center
“AL-INSAF”
SITE WEB : WWW.AL-INSAF.COM.TN



Decree N°.03-2006 dated on April 1st 2006 fixing the attributes of the Local and International Arbitration Center ‘AL-INSAF’ relative to litigations’ categories of international character.

Considering the by-laws of the Local and International Arbitration Center “AL-INSAF” established on may 24, 1995.

Considering the provision of the code of the Tunisian Arbitration promulgated under the terms of the law No.93-42 dated April 26th 1993 bearing organization of the local and International arbitration, and in particular articles 2, 7, 13, 19, 33, 48, and 58.

Considering the clauses of Uruguay **O.M.C** Convention relating to the International trade such as it was ratified by the Tunisian State under the terms of the law No 95-6 dated January 23, 1995.

Considering the provisions of the code of internal conciliation and arbitration regulations “AL-INSAF”, registered at Tunis international digitalization service under No ISBN: 9973-9765-0-9, having been the subject of deposit at the Tunisian competent authorities dated April 21, 2004 in accordance with the law and in particular 16 of dated 09/11/1998 as well as the other rules provided for by the chapters two, six (section 2), sixteen, seventeen, eighteen, nineteen and twenty five.

Considering the law No 94-56 dated May16, 1994 relating to the exemption of the arbitration acts from registration and the fiscal stamp.

Article 1: Considering the provisions of chapter twenty five of the code of international conciliation arbitration procedures, the center rules, in addition to its fundamental functions, on the categories of arbitration litigations allotted to the first President of the Court of appeal of Tunis as regards arbitration **Ad-hoc**, and this in accordance with the following elements, except distinct contrary provisions of the law:

- 1-** To rule in summary procedure on the requests of the members of the free international arbitration commission relating to their fees or to the remainders accruing to them.
- 2-** To rule in summary procedure on the requests of the parties concerning designation of the arbitrators.

- 3- To rule in summary procedure on the requests relating to the appointment of the Chairman of the board of arbitrators commission.
- 4- To rule in summary procedure on the requests of ineligibility of the designated arbitrators.
- 5- To rule in summary procedure on the requests relating of revocation of the designated arbitrators.
- 6- To rule in summary procedure on the lawsuits relating to the designation of the qualified legal authority as regards arbitration, whenever failing agreement therein.
- 7- To rule in summary procedure on the requests for correction, interpretation or completion of the sentences and the arbitration decisions in case the free arbitration international commission, having passed these judgments and decisions, could not meet again.
- 8- To rule on the litigations object of abatement and suspension after the expiry of the assigned period in case the **Ad-hoc** international arbitration commission could not meet again.
- 9- To rule on the matters relating to the introduction of the provisional and preliminary means in case the **Ad-hoc** international arbitration commission would not have started its work.

Article 2: The whole of the basic procedures stated within the code of conciliation procedures and failing within the competence of the local and international arbitration Center “AL-INSAF”, will be applied to the international litigations from the point of view of competences and attributions notwithstanding the places of residence and nationalities of the parties, and without ever contravening the provisions of chapter Three of the Code of Tunisian Arbitration nor the clauses of Uruguay **O.M.C** Convention for international trade, which was ratified by the Tunisian State under the terms of law No.95-6 dated January 23,1995.

Article 3: All private deeds relating to the arbitration and the sentences and arbitration decisions are exempted from registration and revenue stamp.

Article 4: The appointment of a lawyer in the arbitration actions failing within the authoritative and jurisdictional competence of the local and international Arbitration Center “AL-INSAF” constitutes an optional condition.

Tunis April 01, 2006
Secretary General
Ameur Yahiaoui