



NEW YORK  
CONVENTION  
GUIDE

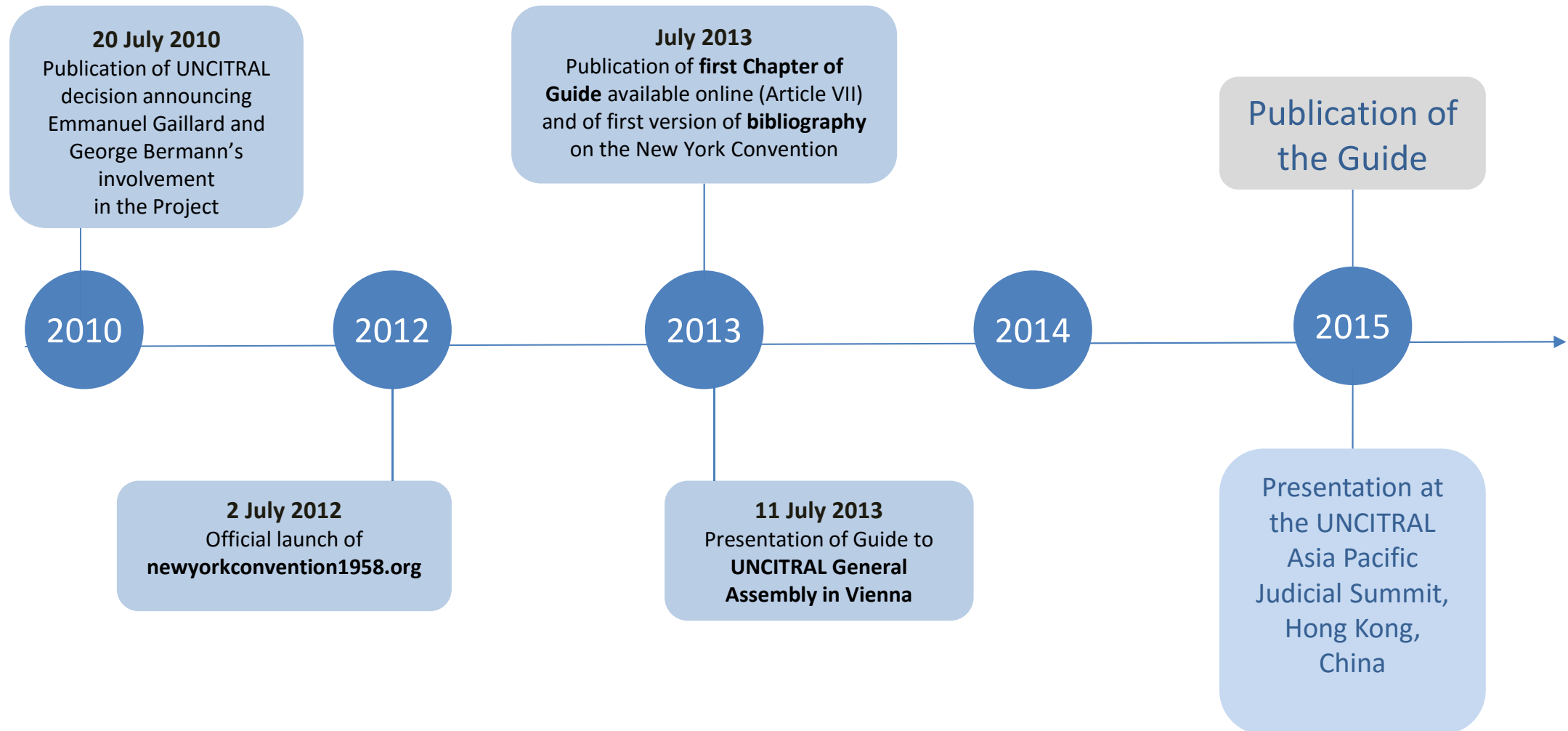
## The UNCITRAL Secretariat Guide On the New York Convention

“The New York Convention is one of the most important and successful United Nations treaties in the area of international trade law, and **the cornerstone of the international arbitration system.**”

“UNCITRAL strives to build on the success of the New York Convention by **promoting such uniform and effective application of the Convention.** By making available details on the judicial interpretation of the New York Convention by State Parties, as well as information on the ratification of the Convention where available, this website provides legislators, judges, practitioners, parties and academics with a wealth of jurisdictional information that is dynamic and ever-growing. It supplements the cases collected in the CLOUT (Case Law on UNCITRAL Texts) database. I am hopeful that with the knowledge of and access to case-law and best practices from around the world, convergence toward universal adherence to the New York Convention, together with its uniform interpretation and effective implementation, can be achieved.”

*Renaud Sorieul, The Secretary of UNCITRAL*

## Key dates



- Research teams **initially analyzed case law from 15 common law and civil law jurisdictions:**

- ✓ Australia, Canada, India, Hong Kong, the United Kingdom of Great Britain and Northern Ireland, the United States of America

- ✓ Brazil, China, Colombia, Egypt, France, Germany, Russian Federation, Switzerland, OHADA

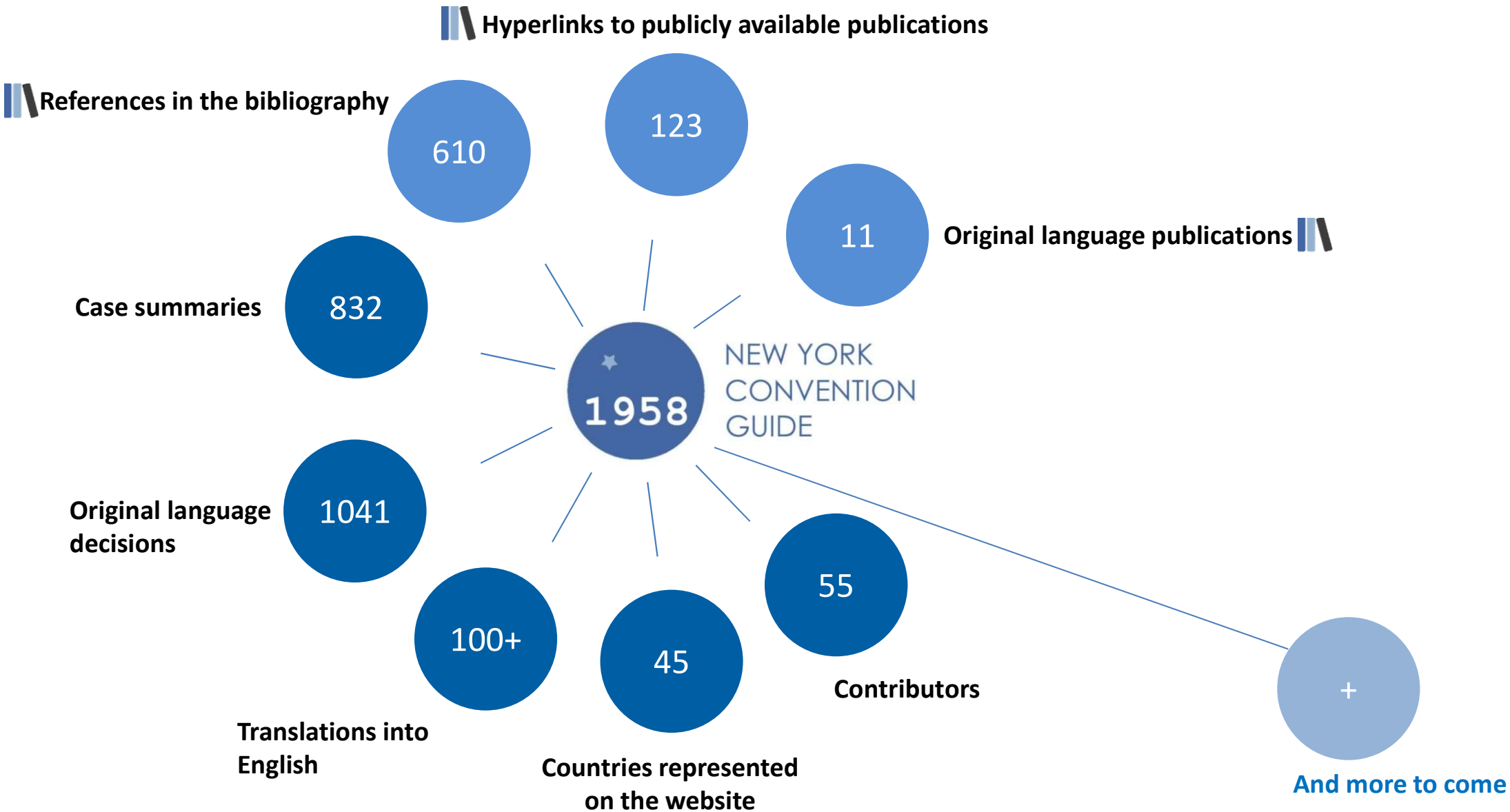
- Contributors to the Project gathered further case law from **45 countries**

- Extensive case law analysis uncovered the key trends in how the Convention is applied in practice

- Applying this methodology, **the Guide presents the Convention article by article.** Each Chapter gives a synopsis of the relevant case law, and presents common views and divergent approaches on the basis of national decisions relating to the Convention from a multiplicity of jurisdictions
- This process **lead to the creation of** [www.newyorkconvention1958.org](http://www.newyorkconvention1958.org) website that makes available all of the material underlying the Guide

“[t]he UNCITRAL Guide on the New York Convention does not constitute an independent authority indicating the interpretation to be given to individual provisions but rather serves as a reference tool collating a wide range of decisions from a number of jurisdictions. The purpose of the Guide is to assist in the dissemination of information on the New York Convention and further promote its adoption as well as its uniform interpretation and effective implementation. In addition, the Guide is meant to help judges, arbitrators, practitioners, academics and Government officials use more efficiently the case law relating to the Convention.”

United Nations Commission on International Trade Law, *UNCITRAL Guide on the Convention on the Recognition and Enforcement of Foreign Arbitral Awards (New York, 1958): Note by the Secretariat*, 25 March 2014 (Forty-seventh session, Vienna, 7-25 July 2014)



## Jurisdictions whose case law is referenced in the Guide

---

1958

NEW YORK  
CONVENTION  
GUIDE



Over 50 contributors



Branko Cevriz  
Dsp Publishing  
Professor Liza Chen  
Ezequiel H. Vetulli  
Supreme Court Of Tasmania  
Justinas Jarusevicius  
Emanuel Bondalici  
Christoph Liebscher  
Anna-Maria Tamminen  
Matthieu Grégoire  
Domenico Di Pietro  
Stefan Botezatu  
Foreign Trade School Of Law  
Cedric (Yehuda) Sabbah  
Republica E Cantone Ticino  
Grant Herholdt  
High Court Of Australia  
Michael Bode  
Nevena Jevremovi  
DIS  
Arie Reich  
Maja Stankovi  
Incorporated Council Of Law Reporting  
Niki K. Kerameus  
Anze Arko  
Branko Cevriz  
Dsp Publishing  
Professor Liza Chen  
Ezequiel H. Vetulli  
Supreme Court Of Tasmania  
Justinas Jarusevicius  
Emanuel Bondalici  
Christoph Liebscher  
Anna-Maria Tamminen  
Matthieu Grégoire  
Domenico Di Pietro  
Stefan Botezatu  
Foreign Trade School Of Law  
Cedric (Yehuda) Sabbah  
Republica E Cantone Ticino  
Grant Herholdt  
High Court Of Australia  
Michael Bode  
Nevena Jevremovi  
DIS  
Arie Reich  
Maja Stankovi  
Incorporated Council Of Law Reporting  
Niki K. Kerameus  
Anze Arko  
Rodica Stamate  
Pavel Srb and Kateřina Kulhánková  
Dr. Minas Khatchadourian  
Tribunal De Justiça Do Estado De São Paulo  
NEW YORK CONVENTION GUIDE  
ABEArb  
Duarte Gorjão Henriques  
Professor Jie (Jeanne) Huang  
Jaber Esfandi Sarafriz  
Sorina Olaru and Daniela Ghervas  
Deyan Draguiev  
Sophie Tkemaladze  
Una Cho  
ARBITRATION INSTITUTE  
OF THE STOCKHOLM CHAMBER OF COMMERCE  
Herman Verbist





Message from the Secretary of UNCITRAL

"The New York Convention is one of the most important and successful United Nations treaties in the area of international trade law, and the cornerstone of the international arbitration system."



United Nations  
UNCITRAL

Read more >>



Guide

Jurisdictions

Provisions

Advanced Search

About

Contact

Argentina Australia Austria Belgium Bosnia Brazil Bulgaria Canada China Colombia Czech Rep. Ecuador Egypt Estonia  
Finland France Georgia Germany Greece Hong Kong Hungary India Iran Israel Italy Korea Latvia Lithuania  
OHADA Portugal Qatar Romania Russia Serbia Slovenia South Africa Sweden Switzerland U. K. Ukraine U. S. A. Non-members

## Updated Bibliography on the New York Convention

### External Resources

#### New York Convention Text

Arabic  
Chinese  
English  
French  
Russian  
Spanish

#### Official Websites

UNCITRAL - Homepage  
UNCITRAL - New York Convention  
New York Convention - Status  
United Nations Treaty Collection

#### Travaux Préparatoires

Travaux Préparatoires

#### UNCITRAL Materials

Bibliography  
Online Resources & Webcasts  
Publications  
UNCITRAL Annual Sessions  
CLOUT

### Last Updates



Selection: 0 decision



#### Most Recent Decisions

- + United States / 11 July 2014 / United States, U.S. Court of Appeals, D.C. Circuit / Commissions Import Export S.A. v. Republic of the Congo and Caisse Congolaise d'Amortissement / 1:12-cv-00743
- + England and Wales / 22 May 2014 / High Court / Diag Human SE v. The Czech Republic / 2011 Folio 864
- + South Africa / 06 May 2014 / South Gauteng High Court, Johannesburg / Pierre Fattouche v. Mzilikazi Khumalo / 508/2012
- + United States / 09 April 2014 / United States, U.S. District Court, Southern District of New York / CBF Industria De Gusa S/A v. Amci Holdings, Inc. / 13 Civ. 2581 (RWS)
- + United States / 05 March 2014 / United States, U.S. Supreme Court / BG Grp., PLC v. Republic of Argentina / 12-138
- + Argentina / 28 February 2014 / Cámara Nacional de Apelaciones en lo Civil y Comercial Federal, Sala II / Armada Holland BV Schiedam Denmark v. Inter Fruit S.A. / 7229/2001
- + Portugal / 25 February 2014 / Supremo Tribunal de Justiça / 29/13.9YRPRT
- + Portugal / 18 February 2014 / Supremo Tribunal de Justiça / 1630/06.2YRCBR.C2.S1
- + United States / 06 February 2014 / United States, U.S. District Court, Southern District of New York / Thai-Lao Lignite (Thailand) Co. v. Laos / 10-Cv-5256 (Kmw) (Dcf)
- + Portugal / 16 January 2014 / Tribunal da Relação de Lisboa / 1036/12.4YRLSB-8
- + Serbia / 15 January 2014 / Serbia, Privredni apelacioni sud / 5 Pvž 955/13
- + Sweden / 26 November 2013 / Svea Court of Appeal / Andritz Feed and Biofuel A/S v. Sadkora Energy AB / Ö 4821-13
- + United States / 25 November 2013 / United States, U.S. District Court, Southern District of New York / 2013-11-25 Citigroup, Inc. v. Abu Dhabi Inv. Auth. / 13 Civ. 6073 (PKC)
- + Sweden / 22 November 2013 / Svea Court of Appeal / Subway International B.V. v. Mr. E / Ö 3912-13
- + England and Wales / 07 November 2013 / High Court / Guidance Investments Ltd v. Guidance Hotel Investment Company BSC / 2013-208

Browse next...

#### Recent Database Updates

- + Argentina / 28 February 2014 / Cámara Nacional de Apelaciones en lo Civil y Comercial Federal, Sala II / Armada Holland BV Schiedam Denmark v. Inter Fruit S.A. / 7229/2001
- + Serbia / 15 January 2014 / Serbia, Privredni apelacioni sud / 5 Pvž 955/13
- + Austria / 16 April 2013 / Austrian Supreme Court / D\*\*\*\* SE (Lichtenstein) v. Czech Republic, Ministry of Health (Czech Republic) / 3 Ob 39/13a
- + Ukraine / 11 February 2013 / The High Specialised Court of Ukraine for Civil and Criminal Cases / Rangedale Limited v. South Airlines Limited Liability Company / 1522/16182/12



SHEARMAN & STERLING LLP



#### Welcome to newyorkconvention1958.org

This website was created to host information on the implementation of the Convention on the Recognition and Enforcement of Foreign Arbitral Awards, signed in New York on 10 June 1958, with a view of promoting its uniform and effective application throughout the world.

The website provides access to the case-law from a number of jurisdictions on the application of the Convention by domestic courts as well as information on the ratification of the Convention by selected States.

This website was developed by Shearman & Sterling and Columbia Law School, in cooperation with UNCITRAL.



NEW YORK  
CONVENTION  
GUIDE

[newyorkconvention1958.org](http://newyorkconvention1958.org)