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STATE COURT CONTROL OF ARBITRAL AWARDS

DJORDJE NOVČIĆ

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SERBIAN ARBITRATION ACT

- Serbian Court internationally competent to rule on setting aside local arbitration awards, rendered within institutional and ad hoc arbitration in Serbia
- A separate Chapter of the Arbitration Act provides for a judicial review procedure of an arbitral award
- The scope of control is limited

THE REASONS FOR SEATING ASIDE

- Arbitration agreement is not valid
- The party was unable to present its case
- The Arbitral Tribunal decided on matters beyond the scope of that arbitration agreement
- Composition of the Arbitral Tribunal and arbitral proceedings
- The arbitral award is based or rendered upon a criminal act
- The subject matter of the dispute is not capable of settlement by arbitration
- Public policy

DEFICIENCIES OF THE SEATING ASIDE PROCEEDINGS

- Several instance proceedings
- First instance judges expertise

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THANK YOU FOR YOUR ATTENTION