

Lorenz & Partners

Legal, Tax and Business Consultants

Office-Information No.: 51 (EN)

International Arbitration and Commercial Mediation
in Germany, Hong Kong, Singapore,
Thailand, and Vietnam

November 2022

Table of Content

1. Introduction	4
2. Alternative Dispute Resolution	5
2.1. Mediation	5
2.2. Conciliation	5
2.3. Arbitration	5
2.4. Adjudication	6
3. International Arbitration.....	7
3.1. Introduction	7
3.2. Definition of Arbitration	7
3.3. The Arbitration Agreement.....	7
3.4. Advantages of Arbitration	8
3.5. Institutional Arbitration and ad hoc Arbitration	9
3.6. Source of Law in International Arbitration	12
3.7. Arbitral Proceedings	14
3.8. International Recognition and Enforcement of Arbitral Awards	19
4. Mediation	23
4.1. General	23
4.2. Definition of Mediation	23
4.3. Principles of Mediation.....	24
4.4. How Mediation Works.....	25
4.5. Enforceability of Mediation Agreements	26
4.6. Advantages of Mediation	26
4.7. The Mediator.....	27
4.8. Legal Framework	27
5. Thailand	29
5.1. Mediation in Thailand	29
5.2. Arbitration in Thailand	30

6.	Hong Kong	42
6.1.	Mediation in Hong Kong.....	42
6.2.	Arbitration in Hong Kong.....	43
7.	Vietnam	50
7.1.	Mediation in Vietnam	50
7.2.	Arbitration in Vietnam	50
8.	Germany	54
8.1.	Mediation in Germany	54
8.2.	Arbitration in Germany.....	56
9.	Singapore	60
9.1.	Mediation in Singapore.....	60
9.2.	Arbitration in Singapore.....	60
10.	Annex: Recommended Arbitration Clauses	70

Dear Reader,

Keeping brochures up to date involves a lot of effort and considerable cost.

The complete version of this brochure is therefore complimentary for our clients, associations and public organisations only. To all other users we charge a cost contribution of 50 EUR. Thank you for your understanding.

If this brochure is interesting to you, please contact us by sending an e-mail to: info@lorenz-partners.com naming the brochure(s) you would like to obtain.

Thank you.

Best regards,
Lorenz & Partners

www.lorenz-partners.com