

Chartered Institute of Arbitrators (Canada) Inc.

New Arbitrator Program

The Expedited Procedures Model Terms

Parties to a domestic or international commercial dispute where the amount at issue is between \$5,000 and \$250,000 who/which wish to have their dispute decided by a volunteer New Arbitrator pursuant to the CI Arb Canada New Arbitrator Program (Expedited Procedures Model) agree to the following terms.

1. The parties have submitted to arbitration under the New Arbitrator Program as set out in the Party Application to Participate In Program.
2. The amount at issue in the dispute (including all claims, counterclaims, and cross-claims and exclusive of all tax, interest, and costs) must be between \$5,000 and \$250,000.
3. The Expedited Procedures Model may be used only for disputes involving two parties, unless additional parties are agreed to by the parties and the New Arbitrator.
4. The parties have been accepted to have their dispute decided under the New Arbitrator Program.
5. Regardless of whether the parties' agreement provides otherwise, the arbitration shall be conducted pursuant to the Simplified Arbitration Procedure set out in Rule 6.2 of the ADR Institute of Canada ("ADRIC") Arbitration Rules EXCEPT that:
 - a. ADRIC shall not administer the arbitration;
 - b. A roster of New Arbitrators will be provided to interested parties upon request.
 - c. If the parties cannot agree upon the appointment of a sole New Arbitrator from that roster, the CI Arb Canada New Arbitrator Program Advisory Committee shall appoint the New Arbitrator in accordance with Rule 3 of the ADRIC Arbitration Rules;
 - d. The seat of arbitration will be determined as a preliminary matter by the New Arbitrator, once appointed, and following written submissions from the parties;
 - e. The hearing shall be conducted entirely by video conference or other electronic means in the discretion of the New Arbitrator;
 - f. The hearing shall be no more than one day, subject to the discretion of the New Arbitrator;

- g. Any written arguments of the parties shall be no more than 15 pages, double-spaced, using a font size no smaller than 11 points;
 - h. The New Arbitrator shall not charge any fees or disbursements;
 - i. The parties waive any right to have their dispute determined by the courts.
- 6. The New Arbitrator has discretion regarding costs and has the power to require one party to pay the other party's costs of the arbitration.
- 7. To the extent permitted by the law of the arbitration, the award of the New Arbitrator and any ruling, order, or decision shall be final and binding and not subject to appeal.
- 8. By agreeing to participate in the New Arbitrator Program (Expedited Procedures Model), the parties waive any rights to challenge the appointment of the New Arbitrator in the courts.
- 9. The New Arbitrator shall have the same protections and immunity as a Judge of the superior courts of Canada.
- 10. This Agreement may be signed electronically and in counterparts.

The Claimant, **[PARTY 1]**

or by their Agent

Per: _____

The Respondent, **[PARTY 2]**

or by their Agent

Per: _____