

**SCHEDULE TO THE ARBITRATION RULES OF THE OFFICIAL CHAMBER  
OF COMMERCE, INDUSTRY AND  
NAVIGATION OF HUELVA**

**RATES**

Schedule of charges to calculate the expenses of conciliation and arbitration and rules for distribution among the parties and their deposit by the parties.

**1.- CONCILIATION EXPENSES**

- 1.1. Registration Fees.** Any conciliation request must be accompanied by the sum of SIXTY EUROS (60.00.- Euros) by way of Registration Fees. Such payment received is final and non-refundable, but shall be credited to the amount that the claimant may be requested to pay as deposit for administrative expenses.
- 1.2. Administrative expenses.** Administrative expenses for the conciliation proceedings correspond to 25% of the amount resulting from applying the rate for the calculation of administrative expenses of the arbitration proceedings.
- 1.3. Conciliator's fees.** To set the Conciliator's fees, the complexity of the matter and any other circumstance worthy of consideration must be considered, accruing at least, by way of fees, 25% of the amount resulting from applying the rate for the calculation of Arbitrators' fees.

**2.- ARBITRATION EXPENSES**

- 2.1. Registration Fees.** Any request for arbitration must be accompanied by the sum of SIXTY EUROS (60.00.- Euros) by way of Registration Fees. Such payment received is final and is non-refundable, but shall be credited to the amount that the claimant may be requested to pay as deposit for administrative expenses.
- 2.2. Administrative expenses.** Administrative expenses shall be fixed according to the rates listed here below.

Where the arbitration proceedings has been preceded by an attempted conciliation, 50% of the administrative expenses paid for the conciliation is credited to the amount demanded as administrative expenses for the arbitration proceedings.

Administrative expenses:

SUM OF THE DISPUTE	MINIMUM%	MÁXIMUM %
Up to 18,000.00- Euros	100.-Euros	2
Excess up to 60,100.00 E.	0.50	1
Excess up to 150,250.00 E.	0.25	0.5
Excess up to 300,500.00 E.	0.10	0.20
Excess up to 450,700.00 E.	0.05	0.10
Excess over 450,700.00 E.	0.02	0.04

The sum of administrative expenses shall be calculated by applying to each successive section of the amount in dispute the percentages that are listed and adding the figures thus obtained.

This rate does not cover the expenses accrued for notarization, and, if appropriate, clarifying the award, those arising from notifications, proofs, expert appraisals, actions arising from judicial assistance or any other that are necessary and justified.

**2.3. Arbitrators' fees.** Arbitrators' fees shall adjust, depending on the amount involved of the proceedings, to the following scale:

Arbitrators' fees

AMOUNT INVOLVED	MINIMUM%	MÁXIMUM %
Up to 9,000.00- Euros	200.-Euros	10
Excess up to 18,000.00 E.	1.75	8
Excess up to 60,100.00 E.	1.50	6
Excess up to 150,250.00 E.	0.80	3
Excess up to 300,500.00 E.	0.50	2
Excess up to 450,700.00 E.	0.30	1.50
Excess up to 601,000.00 E.	0.20	0.60
Excess up to 1,202,000.00 E.	0.10	0.30
Excess up to 3,005,000.00 E.	0.05	0.15
Excess over 3,005,000.00 E.	0.02	0.10

The amount of Arbitrators' fees shall be calculated applying to each successive section of the amount involved the above percentages and adding the sums thus obtained.

The sums thus obtained by applying the rates shall be applicable in those cases having a sole arbitrator, and may be increased up to double if there are three

arbitrators, the sum being equally shared between them, unless they have agreed to a different arrangement.

**2.4.** The Court of Arbitration is competent to fix the amount between the minimum and maximum, both regarding administrative expenses as well as arbitrators' fees according to the nature of the dispute, its complexity and any other circumstances considered relevant. If the amount cannot be determined, the Court shall fix the fees, also according to the arbitration's complexity, nature, importance and interest of the dispute.

The Court of Arbitration shall fix both amounts at the same time it decides whether the arbitration is admitted and notified, the amount regarding fees, to the arbitrator at the same time his acceptance of arbitration is obtained.

### **3. PROOFS AND EXPERT APPRAISALS**

No evidence or expert appraisals shall be carried out when their expected cost is not previously covered or guaranteed by the parties who propose it.

If they are proposed by both parties or at the initiative of the arbitrators, the deposit shall be shared between both parties, 50% each. The above notwithstanding, anyone of the parties may pay or guarantee the deposit not paid by the party to whom it corresponds. Its right to be reimbursed is recognised and shall be fixed, if appropriate, in the award.

### **4. DISTRIBUTION BETWEEN THE PARTIES OF THE DEPOSIT AND ITS PAYMENT.**

- a) **Distribution.** The amount fixed by the court as "deposit" to meet expected expenses and fees of the conciliation or arbitration that takes place in the framework of the Court of Arbitration, shall be paid by the parties in equal shares.

In conciliation, failure to pay the deposit by one of the parties in the time limit provided in the Rules shall prevent substantiation of the "conciliatory mission".

In arbitration, when both parties have been required to effect or guarantee, within the established period of time, the deposit established under the provisions of these official fees, if one of the parties does not cover the requirement, this circumstance shall be notified to the other party, and it shall be required to, in the term so established, pay or guarantee that 50% of the deposit that has been required of and not paid by the other party.

The Court's Acceptance of the arbitration mandate shall be conditional to receiving the effective total deposit from the parties or from one of the parties .

- b) **Deposit.** The sum fixed as "Registration Fees" must be paid to the Court's Secretariat in cash or by bank cheque to the bearer or authorised by the bank.

The sum fixed as "deposit" must be paid –or guaranteed by a bank guarantee - to the Court's Secretariat in cash or by bank cheque to the bearer or authorised by the bank.

## **5. FINAL SETTLEMENT OF THE PROCEEDINGS**

At the proceedings' termination, the Secretariat shall proceed to its final settlement, notifying both parties and requesting them, as the case may be, to pay the balance that may result in favour of the Court.

## **6. REVISION OF RATES**

The sum fixed as "Registration Fees" as well as the rates to determine "Administrative expenses" and "fees" of conciliators and arbitrators may be periodically revised by the Supreme Arbitration Council.