



International Coffee Organization
Organización Internacional del Café
Organização Internacional do Café
Organisation Internationale du Café

PSCB 110/08

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English only

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Private Sector Consultative Board
24 September 2008
London, England

Arbitration Rules

Background

The attached Notice has been received from the British Coffee Association in respect of Arbitration Rules and is being circulated to Members, bearing in mind that London is a major venue for arbitrations held under the terms and conditions of the various European Coffee Federation standard contracts.

Action

The PSCB is requested to note this document.



**The British
coffee
Association**

28th August 2008

Notice

Arbitration Rules

Currently, the arbitral body in London is the Coffee Trade Federation Ltd. At the beginning of the year the British Coffee Association (BCA) and the Coffee Trade Federation Ltd (CTF) joined forces. Agreements were reached between the two organisations that:

the new body would operate under the name of the British Coffee Association,

the CTF would wind up, the timing being dependent upon outstanding arbitrations, and

the BCA would take over as the arbitral body in London as from the 1st September 2008.

This means that for arbitrations initiated on or after the 1st September 2008 under contracts which stipulate the arbitral body as the CTF, the arbitral functions of the CTF will be carried out by the BCA.

Arbitrations initiated under contracts which stipulate "London" as the place of arbitration will also be undertaken by the BCA.

The CTF has agreed a 2008 Edition of its Arbitration Rules which facilitate the switch from the CTF to the BCA. Likewise, the BCA has approved its own 2008 Edition Arbitration Rules.

The two sets of rules are identical except for matters which relate specifically to the BCA and not the CTF and vice versa.

There are outstanding arbitrations being held under the current CTF Arbitration Rules and it is impossible to foresee when they will be finally completed and the CTF will be in a position to wind up. However, it is important to note: when the CTF does in fact wind up, its arbitration rules will cease, meaning that if at the time of the winding up parties have any open contracts which stipulate CTF arbitration, the arbitration clause will have no effect.

Copies of the CTF and the BCA 2008 Arbitration Rules are available from the undersigned. Alternatively, for convenience, it is possible to download both editions from the CTF website

www.coffeetradefederation.org.uk/documents/index.php

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