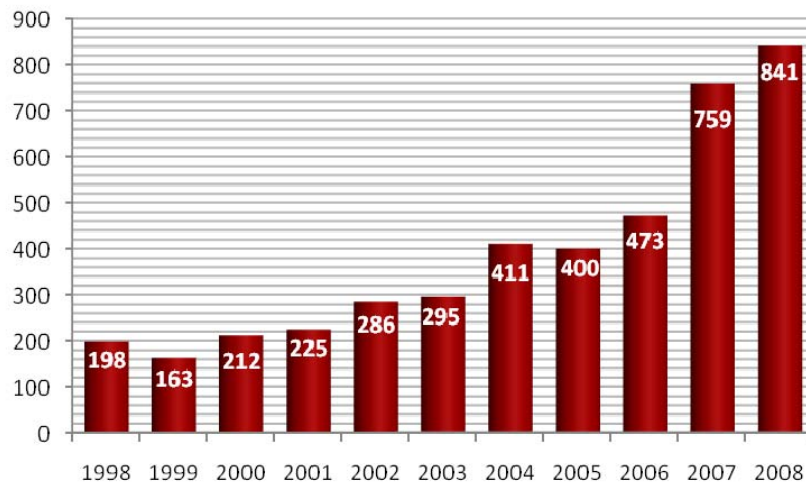




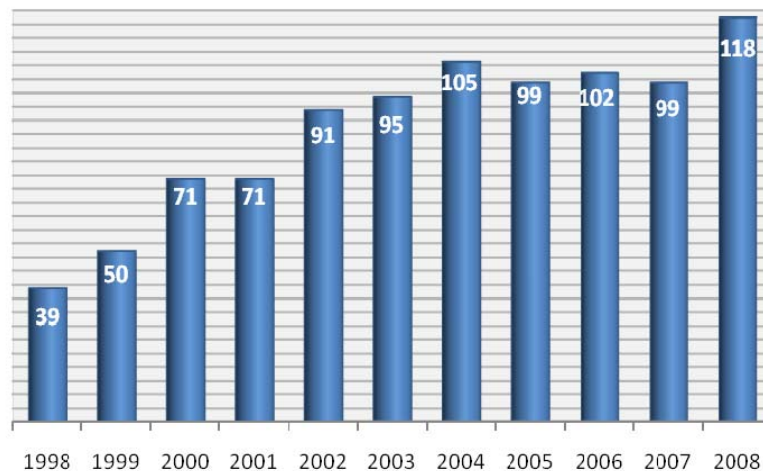
FACTS AND FIGURES 2008

All time high! In 2008 the number of cases handled by the Chamber was **841**, including requests for arbitration and mediation, appointments of arbitrators and on-line mediation disputes: the largest caseload ever.



ARBITRATION www.arbitrato.com

118 new requests for arbitration were filed in 2008, while 36 arbitration proceedings were concluded with a final award, 48 were settled, and only 2 were dismissed because the advance payments were not made.



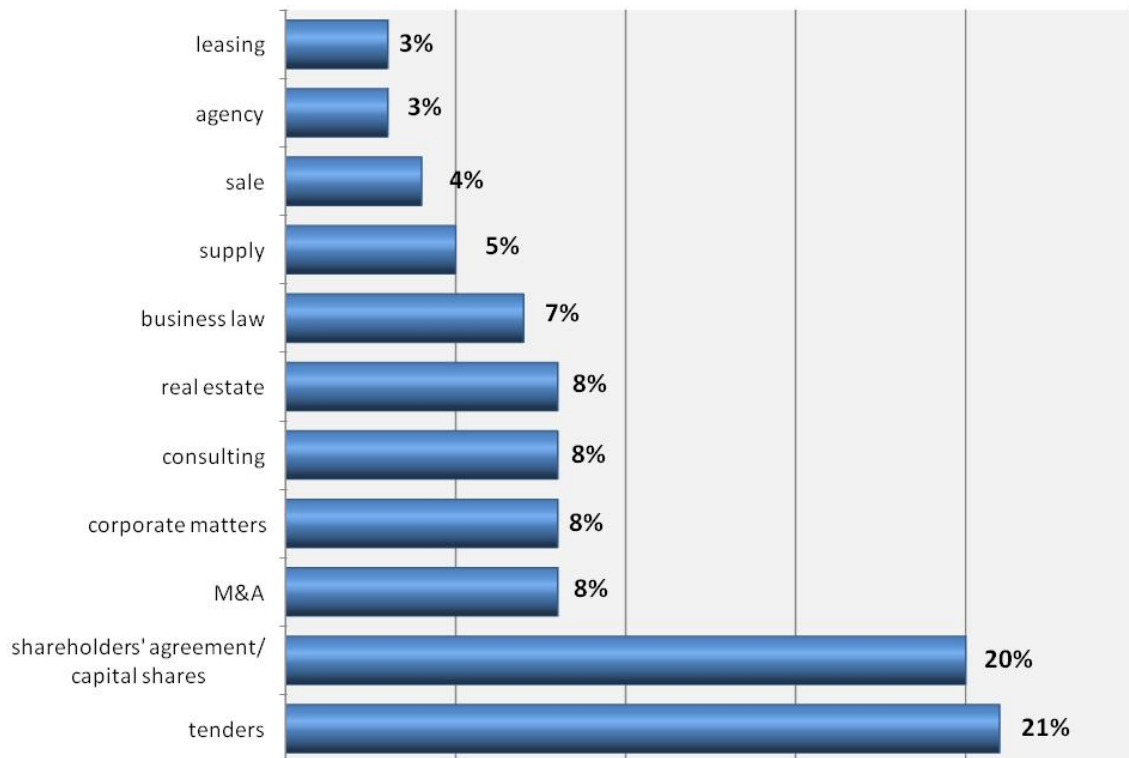
Once again the parties played a key-role, as pointed out by the fact that they directly appointed the arbitrators in 55% of the cases (that is to say, 135 **arbitrators** out of **246**). Meanwhile, the Arbitral Council of the Chamber appointed 85 arbitrators (35%), and 11 were appointed by the co-arbitrators (4%). Only in few cases (15), did the Chairman of the

Chamber of Commerce, of the Chamber of Arbitration and the President of the Court of First Instance (Tribunale) act as appointing authorities.

Sole arbitrators were outnumbered by panels consisting of **three members** (74% vs. 26%). Nevertheless, cost effective considerations increasingly lead the parties to opt for a sole arbitrator.

Milan was the **seat** of the arbitration in most of cases (91%), while other places throughout Italy were selected in the rest of the cases. However, **27%** of the proceedings were qualified as **international**, involving at least a foreign party.

Arbitrations mainly concerned tenders (21%) and shareholders' agreement/capital shares (20%).



In 2008 the **average value** of the disputes was € 2.932.000. However, most cases averaged between € 100.000 and € 250.000.

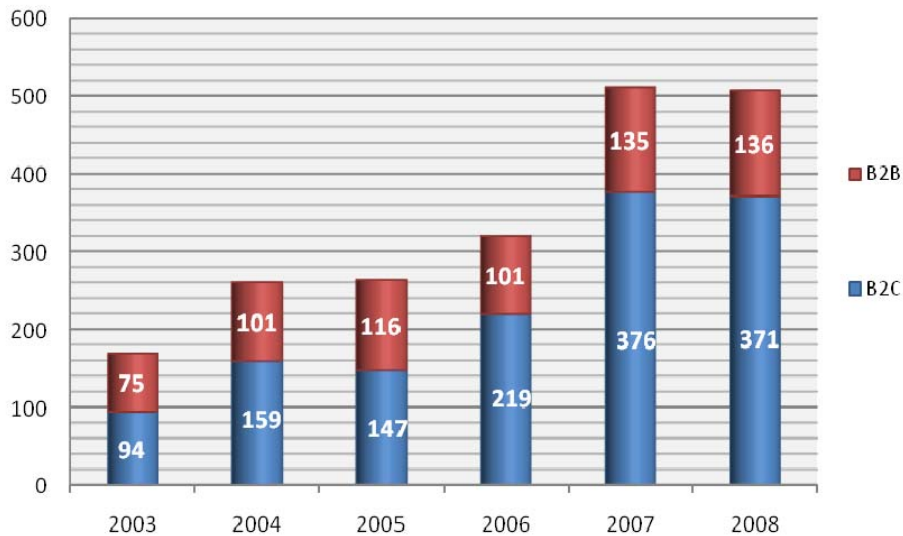
A very positive figure comes from the **average duration** of the proceedings: **13,1 months**.

33 final **awards**, 3 partial awards and 4 interim awards were rendered.

The Secretariat examined **39 draft** awards before the Arbitral Tribunal's signature, in order to indicate to the arbitrators any non-compliance with the applicable formal requirements.

MEDIATION
www.conciliazione.com

In 2008 **507** new requests were filed, confirming the considerable interest in mediation, widely used by **consumers** (371 cases) and **companies** (136 cases).



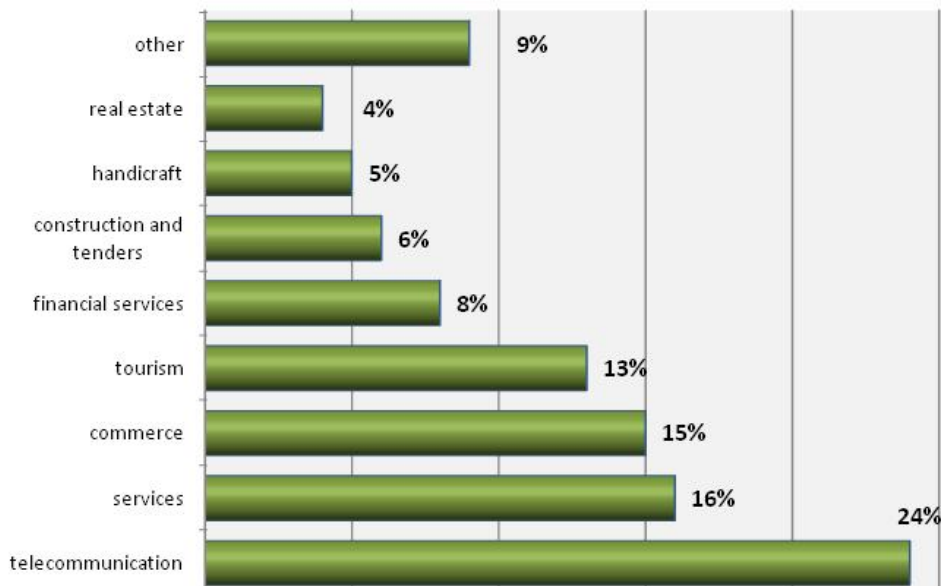
Rapidity remains a key factor when describing mediation, as well as one of the main reasons why parties choose it. In 2008 the average duration of mediation cases was **40 days**, from the request to the meeting.

The **average value** of the disputes was € 36.600. When consumers were parties to mediation, the average value of the disputes was € 5.145, while in cases involving companies it increased up to € 122.500.

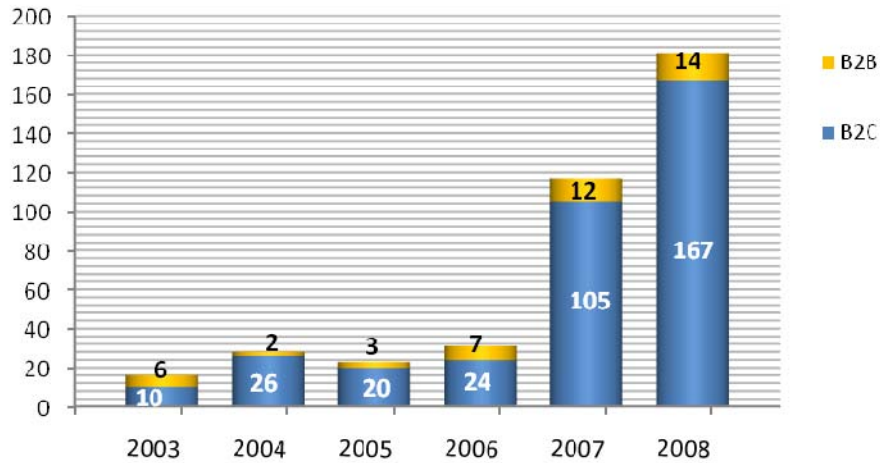
As for the outcome of the cases, 19% were concluded by a mediation meeting, in 15% of the cases the parties directly found an agreement before any meeting, 63% of the requests were refused, while 3% of the requests were withdrawn.

It is also relevant to point out that parties found an **agreement** in 89% of the total meetings in 2008 (72), whereas only in 11% of the meetings parties were not able to reach an agreement.

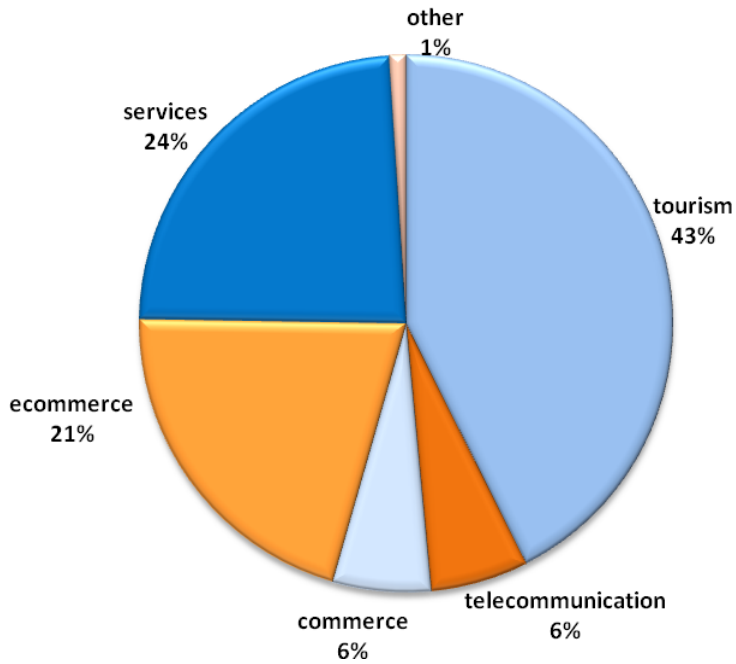
The **matters** in dispute most frequently concerned telecommunication, services and commerce.



In 2008 **181 new requests** were filed to the on-line mediation service of the Chamber of Arbitration of Milan, with disputes which mainly involved consumers (167), and were qualified as international (103). This is a positive result when compared to 2007 (117 requests).



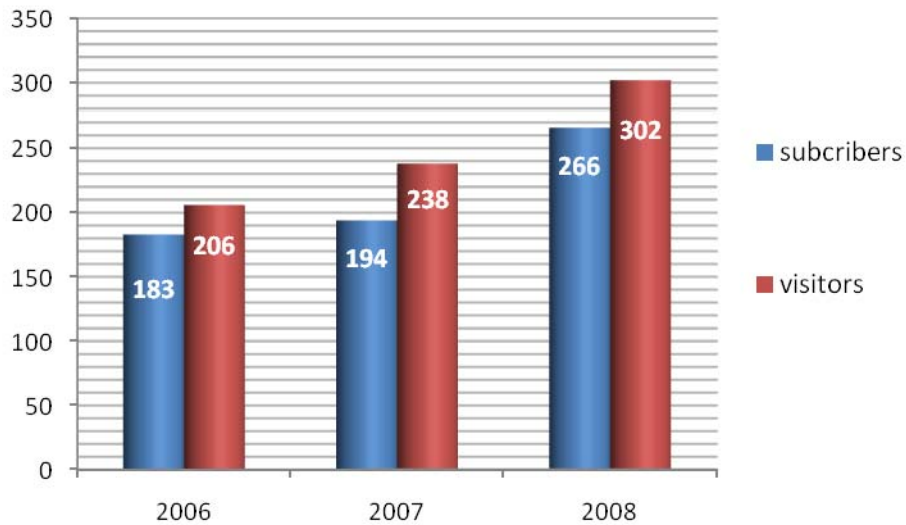
9 meetings took place in 2008, but the activity of the Chamber helped the parties to reach an agreement in other **25 cases**, without scheduling any on-line meeting. Disputes most frequently concerned tourism, services and e-commerce **matters**.



DOCUMENTATION AND STUDIES CENTRE FOR ADR
www.centrostudiadr.com

The Centre, which provides a high level information concerning arbitration, mediation, ADR and ODR, manages to this purpose a large and qualified library – about **1960 specialized texts, 69 legal magazines, and 368 working papers** - which is open to the public through membership.

In 2008, **266** enrolled as member, especially professionals and law firms (96%), while the **library was visited 302 times**, with an increase of 27%, if compared to the previous year.



During 2008, the Centre provided its members with a bimonthly bulletin, **Aggiornamenti ADR**, containing **1525 pieces of information** on ADR, concerning scholars as well as case law, coming from Italy and abroad.

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