

Egyptian Decrees On the deposition of the arbitral awards

Ministry of Justice

Decree of the Minister of Justice No.6570/2009 Amending the Procedures of Deposit of Arbitral Awards

Minister of Justice

After reviewing the constitution and the Arbitration Law in civil and commercial affairs rendered by the Law No.27 of 1994, and the decree of the Minister of Justice No.8310/2008 regarding the Procedures of Deposit of Arbitral Awards according to article 47 of the Arbitration Law No.27/1994.

Decides

Article 1

Amending tridents (b) and (f) of article 4 of the decision of the Minister of Justice No.8310/2008 to the following:

First – The award to be deposited:

(b) not related to any right *in rem* on an immovable, its possession, delivery, instatement of ownership, or division and that it is not related to a right *in rem* on an immovable of any sort.

(f) not related to an arbitration on matters that cannot be settled amicably.

Article 2

The decree is published in the al-Waqa'e al-Mesreya - and enters into force from the date of publication.

7/7/2009

Minister of Justice

Advisor / Mamdouh Merhi

Ministry of Justice

Decree of the Minister of Justice No.8310/2008

Regulating the Procedures of Deposit of Arbitral Awards

According to article 47 of the Arbitration

Law in civil and commercial affairs

Rendered by the Law No.27/1994

Minister of Justice

After reviewing the constitution and the Arbitration Law in civil and commercial affairs rendered by the Law No.27 of 1994;

Decides**Article 1**

A Register is hereby established in the Courts' Registries to record requests of deposit of arbitral awards in sequel numbers, including the date of the request and details regarding the claimant, capacity, place of residence and certificate of identity. The record shall also include the details and merits of the arbitral award subject of the request as revealed in article 5 of this decree.

Article 2

The request of deposit of the arbitral award is submitted to the Registry of the competent Court by the party whom the award was rendered in his favor or his representative according to a special official power of attorney, and will be sent to the arbitration office in the Ministry of Justice to issue an opinion in this regard.

Article 3

The Court's Registry shall not accept the request of deposit of the arbitral award until the expiration of a period of 90 days required to file a request for the annulment of the arbitral award, starting from the date of notification of the award to the indicted party

according to article 54 of the arbitration law in civil and commercial affairs rendered by the law No.27/1994.

Article 4 (Old Text)

The Arbitration office in the Ministry of Justice renders its decision in writing on approving or rejecting the request of deposit after examining the following:

First – The award to be deposited:

- (a) does not include a violation of public policy or morals
- (b) not related to any right *in rem* on an immovable, its possession, delivery, instatement of ownership, or division and that it is not related to an immovable in any sort.
- (c) not related to an affair of personal status (Muslims - non Muslims - Egyptians - foreigners)
- (d) not related to a criminal case
- (e) not including a ruling on settlement in the aforementioned provisions
- (f) not related to an arbitration on matters that cannot be settled amicably.

Second – The Court is competent to deposit the award according to articles (9, 47) of the arbitration law in civil and commercial affairs rendered by the Law No.27/1994

Article 5

Following the approval of the deposit of the arbitral award, the competent registrar drafts a procès-verbal of deposit of the arbitral award including its date of issue, names of the arbitrators that rendered the award, their addresses and capacities, names of the parties in dispute and their addresses, merits of the award and the name of the claimant of the request of deposit, his address and capacity.

Article 6

Each party to that arbitration receives a copy of the procès-verbal of the deposit of the arbitral award. No official copy of the deposited arbitral award shall be delivered.

Article 7

This decree is published in the al-Waqa'e al-Mesreya - and enters into force from the date of publication.

21/9/2008

Minister of Justice

Advisor / Mamdouh Merhi