

Joint Protocol of the two video conferences regarding the working group project on

# Practical Guidelines on the Use of the UNIDROIT Principles of International Commercial Contracts

- UNIDROIT Principles from the Arbitrator's Perspective -

Held on September 15, 2023 at 10:00-10:45 a.m. and 5:30-5:50 p.m. CET with subsequent calls

#### Participants\* in the morning meeting:

— From Jurisdictions with a national ICC Committee

ICC China: Qi Chen

**ICC Germany:** Prof. Dr. Eckart Brödermann (coordinator of the *ad hoc* UNIDROIT Principles Working Group of Cooperating ICC National Committees' Arbitration

Commissions or Delegations)

ICC Spain: Alfonso Gómez-Acebo (follow-up call)

— Excused

ICC Germany: Oliver Wieck (Secretary General), Dr. Sven Schilf

ICC Ukraine: Serhii Uvarov

**ICC Headquarter (Paris):** Elina Zlatanska (Research Centre)

Kazakhstan (upon invitation of the ICC Ukraine): Valikhan Shaikenov Switzerland (upon invitation of the coordinator): Prof. Jean-Paul Vulliety

#### Participants\* in the afternoon meeting:

— From Jurisdictions with a national ICC Committee

ICC Guatemala: Prof. Dr. Pablo Mendoza Montano, Paula Ibargüen

ICC Germany: Prof. Dr. Eckart Brödermann

\*Unless otherwise indicated, the participants are members of the of the arbitration delegation of their national ICC committees of their jurisdictions.

### I. Summary

Due to technical difficulties on the part of the organizing chair with the Video Teams Meeting, the session in the afternoon could not be held properly. However, it was possible to speak at least with the team from Guatemala via WhatsApp.



From a meeting with Prof. Vulliety (Switzerland) in the context of an UIA Seminar in Luxemburg on 12-13 October, I have noticed that inter-active emailing between the different sub-drafting groups appears to have started.

In essence, the work on the drafts appears to progress well and next steps could be discussed as summarized below.

## II. Next Step

- 1. Continue (or start) drafting of the parts as agreed in our last meeting on July 7, 2023.
- 2. Connect with co-authors of the respective parts.
- 3. Goal: To finalize a first draft, by all co-authors, by January 15, 2024.

## III. Next Meeting

It was decided to meet again in November. Please note the date 10:00 a.m. CET and 5:30 p.m. CET on November 17, 2023. That meeting shall provide an interim impression on progress.

Hamburg, on September 19, 2023 / October 16, 2023

#### Prof. Dr. Eckart Brödermann

- Coordinator of the *ad hoc* "UNIDROIT Principles Working Group" of Cooperating ICC National Committees' Arbitration Commissions or Delegations –