

Characteristics of Alternative Dispute Resolution Methods in the Regulations of the International Chamber of Commerce

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1. Round 1

1.1. Reviewer 1

Reviewer:

The opening sentence effectively establishes the significance of the ICC in international arbitration. However, it would benefit from a more recent citation to reflect developments post-2009, enhancing the article's contemporary relevance.

The mention of specialized committees is pertinent. Expanding on specific committees relevant to ADR methods and their contributions could offer a more comprehensive understanding of the ICC's internal mechanisms.

The various definitions of ADR methods are well-presented. To enhance clarity, a comparative table summarizing these definitions alongside their sources could facilitate easier comprehension for readers.

The paragraph effectively highlights the flexibility of negotiation. Including case studies or examples where this informality led to successful dispute resolutions would provide practical illustrations of the concept.

The discussion on jurisdictional issues in arbitration versus judicial proceedings is insightful. To strengthen this argument, referencing specific ICC arbitration cases where jurisdictional clarity benefited the parties could be advantageous.

The importance of specialization is clear. Enhancing this section by discussing the criteria for selecting specialized arbitrators within the ICC framework would offer practical insights into maintaining expertise.

The principles are thoroughly covered. To further substantiate, including mechanisms the ICC employs to ensure arbitrator impartiality and independence (e.g., conflict of interest disclosures) would be beneficial.

Authors revised the manuscript and uploaded the document.

1.2. Reviewer 2

Reviewer:

The enumeration of ADR methods (Arbitration, Expert determination, Negotiation, Mediation, Conciliation) is clear. To strengthen this section, consider providing brief definitions or examples of each method to aid readers unfamiliar with the terminology.

The dual aspects outlining the importance and necessity of the research are well-articulated. However, integrating statistical data or recent trends on the usage of ADR methods within the ICC could provide empirical support to these claims.

The historical background provided is informative. To deepen the analysis, consider discussing how the ICC's role has evolved in response to global economic changes since its establishment in 1919.

The emphasis on non-adversarial dispute resolution is commendable. To add depth, analyze how cultural differences among international parties might impact the perception and effectiveness of a friendly resolution atmosphere.

The confidentiality aspect is well-articulated. Introducing potential exceptions to confidentiality and how the ICC manages such scenarios would provide a more comprehensive analysis.

The advantages of ADR in terms of speed and cost are convincingly presented. Incorporating comparative cost analyses or timeframes between ADR methods and traditional court proceedings could quantify these benefits more concretely.

The conclusion succinctly summarizes the key features of ADR methods. To enhance its impact, consider highlighting the implications of these findings for future international commercial dispute resolution practices and potential areas for further research.

Authors revised the manuscript and uploaded the document.

2. Revised

Editor's decision: Accepted.

Editor in Chief's decision: Accepted.