

## SCHEDULE OF FEES 2015

(All amounts are in Hong Kong Dollars, hereinafter "HKD")

Effective 1 February 2015

The following fees apply to all arbitrations governed by the Hong Kong International Arbitration Centre Administered Arbitration Rules in force on 1 November 2013 (the "Rules").

### **Registration Fee**

When submitting a Notice of Arbitration pursuant to Article 4.4 and Schedule 1 of the Rules, the Claimant shall pay a non-refundable registration fee of HKD 8,000. Where there is more than one Claimant, the registration fee shall be shared equally between the Claimants, unless the Claimants agree otherwise.

### **HKIAC Administrative Fees**

Pursuant to paragraph 2 of Schedule 1 of the Rules, HKIAC's Administrative Fee shall be determined in accordance with the following table:

SUM IN DISPUTE (in HKD)	ADMINISTRATIVE FEES (in HKD)
Up to 400,000	19,800
From 400,001 to 800,000	19,800 + 1.300% of amt. over 400,000
From 800,001 to 4,000,000	25,000 + 1.000% of amt. over 800,000
From 4,000,001 to 8,000,000	57,000 + 0.545% of amt. over 4,000,000
From 8,000,001 to 16,000,000	78,800 + 0.265% of amt. over 8,000,000
From 16,000,001 to 40,000,000	100,000 + 0.200% of amt. over 16,000,000
From 40,000,001 to 80,000,000	148,000 + 0.110% of amt. over 40,000,000
From 80,000,001 to 240,000,000	192,000 + 0.071% of amt. over 80,000,000
From 240,000,001 to 400,000,000	305,600 + 0.059% of amt. over 240,000,000
Over 400,000,000	400,000

Pursuant to Articles 18.2, 27.14 or 28.8 of the Rules or in other exceptional circumstances, HKIAC's Administrative Fees may exceed the amounts set out above.

Where the amount in dispute is not quantified, pursuant to paragraph 2.5 of Schedule 1 of the Rules HKIAC's Administrative Fees shall be fixed by HKIAC, taking into account the circumstances of the case.

## **Arbitral Tribunal's Fees**

Where, pursuant to Article 10 of the Rules, the fees of the arbitral tribunal are to be determined in accordance with paragraph 9 of Schedule 2:

- (a) subject to paragraph 9.5 of that Schedule, the maximum agreed hourly rate of an arbitrator will be HKD 6,500 per hour; and
- (b) where the arbitral tribunal appoints a secretary pursuant to Article 13.4 of the Rules, the maximum hourly rate of the secretary to the arbitral tribunal will be HKD 2,500 per hour.

The fees of an Emergency Arbitrator shall be determined by HKIAC by reference to his or her hourly rate subject to the terms set out in paragraph (a) above.

Where the fees of the arbitral tribunal are determined in accordance with Schedule 3 of the Rules, subject to Article 10.3(c), the fees shall be fixed by HKIAC in accordance with the following table:

<b>SUM IN DISPUTE (in HKD)</b>	<b>ARBITRATOR'S FEES (in HKD)</b>
Up to 400,000	11.000% of amount in dispute
From 400,001 to 800,000	44,000 + 10.000% of amt. over 400,000
From 800,001 to 4,000,000	84,000 + 5.300% of amt. over 800,000
From 4,000,001 to 8,000,000	253,600 + 3.780% of amt. over 4,000,000
From 8,000,001 to 16,000,000	404,800 + 1.730% of amt. over 8,000,000
From 16,000,001 to 40,000,000	543,200 + 1.060% of amt. over 16,000,000
From 40,000,001 to 80,000,000	797,600 + 0.440% of amt. over 40,000,000
From 80,000,001 to 240,000,000	973,600 + 0.250% of amt. over 80,000,000
From 240,000,001 to 400,000,000	1,373,600 + 0.228% of amt. over 240,000,000
From 400,000,001 to 600,000,000	1,738,400 + 0.101% of amt. over 400,000,000
From 600,000,001 to 800,000,000	1,940,400 + 0.067% of amt. over 600,000,000
From 800,000,001 to 4,000,000,000	2,074,400 + 0.044% of amt. over 800,000,000
Over 4,000,000,000	3,482,400 + 0.025% of amt. over 4,000,000,000 Maximum of 12,574,000

The fees shown in the table above are intended to represent the maximum amount payable to one arbitrator.

Pursuant to Articles 10.3(c), 18.2, 27.14 or 28.8 of the Rules or in other exceptional circumstances, the arbitral tribunal's fees may exceed the amounts set out above.

Where the amount in dispute is not quantified, pursuant to paragraph 6.6 of Schedule 3 of the Rules, the arbitral tribunal's fees shall be fixed by HKIAC, taking into account the circumstances of the case.

### **Registration Fee for filing a Challenge to an Arbitrator**

A party submitting a Notice of Challenge pursuant to Article 11.7 of the Rules shall pay a non-refundable deposit of HKD 50,000. Where the Notice is submitted by more than one party, those parties shall pay the deposit in equal shares, unless the parties agree otherwise.

### **Fees Applicable to Emergency Arbitrator Procedures**

A party applying for the appointment of an Emergency Arbitrator pursuant to Article 23.1 and Schedule 4 of the Rules shall pay an Application Deposit of HKD 250,000 on the date of application. Where the application is submitted by more than one party, those parties shall pay the Application Deposit in equal shares, unless the parties agree otherwise.

The Application Deposit is intended to cover:

- (a) HKIAC's Administrative Expenses in the amount of HKD 45,000; and
- (b) the Emergency Arbitrator's fees and expenses in the amount of HKD 205,000.

Pursuant to paragraph 6 of Schedule 4 of the Rules, HKIAC may increase the Emergency Arbitrator's fees or HKIAC's administrative expenses taking into account the circumstances set out therein.

### **Method of Payment**

Payment of all fees, save for the arbitral tribunal's fees, may be made by Hong Kong Dollar cheque payable to "Hong Kong International Arbitration Centre" or by bank transfer to the following account:

Account No: 567-190897-001  
Account Name: Hong Kong International Arbitration Centre  
Bank: Hongkong & Shanghai Banking Corporation, 1 Queen's Road Central, Hong Kong  
Swift Code: HSBC HK HHH KH

Payment of the arbitral tribunal's fees may be made by Hong Kong Dollar cheque payable to "Hong Kong International Arbitration Centre" or by bank transfer to the following account:

Account No: 567-190897-002  
Account Name: Hong Kong International Arbitration Centre  
Bank: Hongkong & Shanghai Banking Corporation, 1 Queen's Road Central, Hong Kong  
Swift Code: HSBC HK HHH KH