

ITDR Arbitration and Mediation Clause

Any dispute, controversy or claim arising out of or in relation to this contract, including the validity, invalidity, breach or termination thereof, shall be resolved by arbitration in accordance with the Swiss Rules of International Arbitration of the Swiss Chambers' Arbitration Institution and the Association for IT Dispute Resolution (ITDR) Recommendations for Arbitration, both in force on the date on which the Notice of Arbitration is submitted in accordance with these Rules and Recommendations.

The number of arbitrators shall be [...]. (insert "one", "three", "one or three")

The seat of the arbitration shall be [...]. (insert name of city in Switzerland, unless the parties agree on a city in another country)

The arbitral proceedings shall be conducted in [...]. (insert desired language)

Notwithstanding the above, the parties may agree at any time to submit the dispute to mediation in accordance with the Swiss Rules of Mediation of the Swiss Chambers' Arbitration Institution and the Association for IT Dispute Resolution (ITDR) Recommendations for Mediation, both in force on the date on which the request for mediation is submitted in accordance with these Rules and Recommendations.

Notwithstanding the above, the parties may agree at any time prior to submitting the dispute to arbitration or mediation to submit the dispute to assessment by an expert opinion in accordance with the Association for IT Dispute Resolution (ITDR) Rules of Procedure for Expert Opinions in force on the date on which the request for assessment by an expert opinion is submitted in accordance with these Rules.