


NEW LAW OF VOLUNTARY ARBITRATION

Litigation Practice Area
Arbitration and Mediation Group

On November 2nd, the Law Proposal presented to the Government was approved in detail, which put into effect the measure 7.6 of the Memorandum of Understanding (MoU) celebrated with the European Commission, the European Central Bank and the International Monetary Fund, which provides for the presentation of a new Arbitration Law before the end of September of 2011. We now await the respective publication in the Official Gazette.

Alongside carrying out the measures of the MoU, over twenty-five years after the approval of Law 31/86, of August 29th – drafted under the terms of Decree-Law 38/2003, of March 8th – which approved the Law on Voluntary Arbitration, the new Law aims at following more closely the regime of the Model Law on International Commercial Arbitration of the CNUDCI/UNCITRAL (United Nations Commission in International Trade Law), thus joining the jurisdictions which have already adapted their respective arbitration regimes to the Model Law.

The amendments brought to the new Arbitration Law seek to create more favorable conditions for the development of voluntary arbitration, as a factor of significant importance for economic growth, to the extent that it streamlines and renders for efficient the resolution of disputes which constantly arise from economic activities, both at a domestic and an international level. 

This *Highlight* is not intended to be a comprehensive review of all developments in the law and practice, or to cover all aspects of those referred to. Readers should take legal advice before applying the information contained in this publication to specific issues or transactions. For more information please contact us at apc.gam@abreuadvogados.com

© ABREU ADVOGADOS 2011



LISBON • HEAD OFFICE *
Av. das Forças Armadas, 125 - 12º
1600-079 Lisboa, Portugal
Tel.: (+351) 21 723 1800
Fax.: (+351) 21 7231899
E-mail: lisboa@abreuadvogados.com

OPORTO *
Rua S. João de Brito, 605 E - 4º
4100-455 Porto
Tel.: (+351) 22 605 64 00
Fax.: (+351) 22 600 18 16
E-mail: porto@abreuadvogados.com

MADEIRA *
Rua Dr. Brito da Câmara, 20
9000-039 Funchal
Tel.: (+351) 291 209 900
Fax.: (+351) 291 209 920
E-mail: madeira@abreuadvogados.com

LISBON
OPORTO
MADEIRA
ANGOLA (IN ASSOCIATION)
MOZAMBIQUE (IN ASSOCIATION)

WWW.ABREUADVOGADOS.COM