ANNEX B

Case Finances

Arbitrators’ fees

In accordance with ICSID Administrative and Financial Regulation 14, arbitrators receive a daily fee for their participation in Tribunal meetings and performance of other case-related work, as well as reimbursement and/or allowances for travel expenses. The current Schedule of Fees and Memorandum on the Fees and Expenses of ICSID Arbitrators are available on ICSID’s website at the following links: ICSID Schedule of Fees and ICSID Memorandum on the Fees and Expenses.

Quarterly submission of claims

At a minimum, arbitrators should submit their claim for fees and expenses, with supporting receipts and any other relevant documents, to the Secretary of the Tribunal on a quarterly basis by the following dates: September 30, December 31, March 31, and June 30. Additionally, arbitrators are encouraged to file large claims immediately (e.g., after a hearing, deliberations or drafting). If no work has been performed during a quarter, a “zero” claim must be submitted.

Transparency

Requests for additional advance payments from the parties will be accompanied by an interim financial statement of the case escrow account. These financial statements will disclose the direct costs of the proceeding, including the total fees and expenses of all arbitrators based on the quarterly claims submitted. At the end of the case, the financial statement will include a breakdown of each arbitrator’s fees and expenses.

Sufficiency of funds

ICSID encourages Tribunals to establish a budget at the beginning of a case to ensure fund availability and optimal use of advances. Arbitrators are required to enquire from the Secretary of the Tribunal, in particular before incurring substantial fees or major expenses, whether sufficient funds are available to meet such costs. ICSID is not liable for arbitrators’ unpaid fees and expenses if there are insufficient funds.