

# Enforcement of Ethics: Overeager regulators?

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# Enforcement of Ethics: Overeager regulators?

## Introduction

- No lack of soft law in international arbitration
- Increasing diversity

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Who should be regulated ?

- Parties ?
- Arbitrators ?
- Counsel ?

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Who sets rules and who enforces rules applicable to:

- Parties ?
- Arbitrators ?
- Counsel ?

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Counsel appear to have « benefitted » most from regulatory attention:

- IBA Rules on Party Representatives
- 2014 LCIA Rules
- Global Arbitration Ethics Counsel

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Conclusion:

- « Ethical no-mans land » vs « ethical minefield »
- If there is no solid evidence that it is broken, don't fix it

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Questions ?....