

Arbitration List

The Supreme Court of Victoria is vested with jurisdiction in relation to both domestic and international commercial arbitration under the Commonwealth *International Arbitration Act 1974*, as amended in 2010, and the Victorian *Commercial Arbitration Act 1984*, respectively.

On 1 January 2010, the new Arbitration List (List G) of the Commercial Court in the Victorian Supreme Court began operation. It was launched by the Chief Justice, The Hon Marilyn Warren AC, in a speech titled "[The Victorian Supreme Court's Perspective on Arbitration](#)", at the Australian Centre for International Commercial Arbitration Annual Conference, which was held in Melbourne in December 2009. The Hon Justice Clyde Croft is the judge in charge of the Arbitration List.

The Supreme Court of Victoria is well equipped to facilitate and provide support to commercial arbitrations and is supportive of the wishes of disputants to resolve all or part of their dispute by arbitration and will assist parties in a variety of ways, including –

- assistance and support for the arbitration process (e.g. subpoenas to witnesses or for production of documents, interim measures of protection (injunctive relief or otherwise) and orders with respect to the constitution of the arbitral tribunal);
- determination of discrete questions of law which arbitrators or parties are able to refer to the Court (depending on the statutory or other basis of the arbitration process);
- expeditious hearing and determination of appeals from the arbitration process (to the extent permitted under the statutory or other basis of the arbitration process);
- enforcement of arbitration awards and orders of arbitral tribunals (to the extent permitted under the statutory or other basis of the arbitration process); and
- referring a proceeding or a question to arbitration under Chapter I Rule 50.08.

Court assistance is provided for all arbitration proceedings, international or domestic, and whether conducted under the *International Arbitration Act* or the *Commercial Arbitration Act*. Enforcement or other proceedings with respect to arbitration conducted under these statutory provisions or under legislation in other jurisdictions (international or other Australian jurisdictions) are also available in the Court, subject to the provisions of the *International Arbitration Act* or the *Commercial Arbitration Act*, to the extent applicable.

Reference should be made to [Practice Note 2 of 2010 – Arbitration Business](#), which provides details of the nature of Court assistance available for international and domestic commercial arbitration and associated procedural matters.

All arbitration matters which are brought in the Supreme Court of Victoria must be issued in the Commercial Court Registry – in List G. No additional fee is payable for utilization of the Commercial Court expedited services in List G matters. Arbitration matters must not, for example, be brought in the Practice Court.

The Arbitration List is available for urgent matters 24 hours each day, seven days each week. All arbitration proceedings, any applications in arbitration proceedings, and any urgent applications with respect to arbitration matters, should be directed to the Associate to the Hon Justice Croft (telephone: (03) 9603 7731).