

CONTENTS

List of Contributors page xi

Foreword xvii

LORD THOMAS OF CWMGIEDD, FORMER LORD CHIEF JUSTICE OF
 ENGLAND AND WALES, PRESIDENT, QATAR INTERNATIONAL
 COURT AND DISPUTE RESOLUTION CENTRE

Preface xxi

International Commercial Courts: The Future of
 Transnational Adjudication – An Introduction 1

GEORGIOS DIMITROPOULOS AND STAVROS BREKOULAKIS

PART I **A Contextual Perspective to International Commercial Courts** 27

1 The Role of International Commercial Courts in
 Commercial Dispute Resolution 29

CHRISTOPHER GROUT AND SIR WILLIAM BLAIR

2 International Commercial Courts: Possible Problematic
 Social Externalities of a Dispute Resolution Product with
 Good Market Potential 52

THOMAS SCHULTZ AND CLÉMENT BACHMANN

3 Transnational Adjudication and the Court of Justice of the
 European Union 73

CHRISTOPHER VAJDA

4 International Commercial Courts: Lessons from
 International Criminal Tribunals 89

ILIAS BANTEKAS

**PART II Jurisdiction, Applicable Law and
 Enforcement of Judgments 113**

- 5 A Comparative Perspective on International Commercial
 Courts: Jurisdiction, Applicable Law and Enforcement of
 Judgments 115

JANET WALKER

- 6 Jurisdiction and Choice of Court Clauses in Favour of
 International Commercial Courts 158

EVA LEIN

- 7 The Battle for Jurisdiction through Jurisdictional
 Requirements: Comparing the Commercial Court of
 England and Wales, the Singapore International
 Commercial Court and the Chinese International
 Commercial Court 176

MAN YIP

- 8 Harmonization of Commercial Law Based on Common
 Law: The Role of International Commercial
 Courts 201

MATEJA DUROVIC AND FRANCISZEK LECH

- 9 Applicable Laws in the International Commercial Courts of
 the Gulf 228

FARIS ELIAS NASRALLAH

**PART III Procedure, Function,
 Organization 249**

- 10 The Design of International Commercial Courts: From
 Organizational Hybridity to Functional
 Interoperability 251

GEORGIOS DIMITROPOULOS

- 11 Internationalizing Domestic Courts in Europe:
 A Comparative Analysis on Procedure, Function,
 Organization 278

MARIEKE WITKAMP

- 12 The Legitimacy and Ethics of International Commercial
 Court Judges 299

CATHERINE A. ROGERS

CONTENTS

ix

- 13 Counsel Ethics in Transnational Lawyering: The Case of International Commercial Courts 315
 ZACHARY R. CALO
- 14 The Use of Technology at International Commercial Courts 335
 PIETRO ORTOLANI
- PART IV The Interplay between International Commercial Courts and Other Dispute Resolution Fora 361**
- 15 The Interplay between International Commercial Courts and Ordinary Courts 363
 JULIAN BAILEY
- 16 Private Autonomy in International Commercial Dispute Resolution: International Commercial Arbitration and International Commercial Courts 388
 MICHAEL PATCHETT-JOYCE
- 17 Procedure before International Commercial Courts and Ordinary Courts: A Comparative Perspective 421
 GEORGIA ANTONOPOULOU
- PART V International Commercial Courts and Global Governance 445**
- 18 Hybridity in International Adjudication: How International Are International Commercial Courts? 447
 SALVATORE CASERTA AND MIKAEL RASK MADSEN
- 19 China International Commercial Court: Architecture, Pitfalls and Promises 468
 JULIEN CHAISSE AND XU QIAN
- 20 The Emergence of International Commercial Courts and Dispute Resolution Centres in Frontier Markets: A Perspective from Kazakhstan 489
 THE RT. HON. THE LORD WOOLF CH AND CHRISTOPHER CAMPBELL-HOLT
- 21 Brexit and the Competition of Dispute Resolution Fora in Europe: Whither the Rush to English Courts Post Withdrawal? 501
 GEERT VAN CALSTER

22	International Commercial Courts, Dispute Resolution and the Rule of Law	515
	SUSAN L. KARAMANIAN	
	Index	536