



Litigation: Commercial Arbitration



Doing Business in Canada

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Canada, as is the case with other advanced jurisdictions, is experiencing significant growth in the use of arbitrations to resolve commercial disputes.

There are several reasons for this choice. Canada has an excellent reputation for high-quality legal services and fair adjudications. Canadian commercial counsel in Toronto, Montreal, Vancouver and elsewhere are very capable. Canadian courts and the legal system in Canada generally are known for the fairness of their rulings. Expenses incurred are often much less than those for comparable proceedings in other international centres such as London, New York, Hong Kong and Singapore. There is also a well-developed body of rules mirroring international arbitration frameworks, including the ADR Institute of Canada (ADRIC) Arbitration Rules.

In particular, Toronto has become a significant centre not only for domestic arbitrations, of which there are many, but also for international arbitrations due to its access to expert arbitrators (both in the ranks of retired judges and seasoned legal counsel), as well as excellent arbitration facilities.

Arbitrations can offer a number of advantages: speedy determination of disputes, finality without costly appeals, and the opportunity for the successful party to obtain full indemnification for costs.

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