

The RIPE Arbitration Process

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RIPE Arbiters' Panel
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Introduction

- 14 arbiters in Arbitration Panel (since Aug '11)
- New arbitration procedure (since Nov '10)
- Arbitration Cases : 7 (3 of which in the last 16 months)
- Arbiters' meetings : 5 (Stockholm, Prague, Amsterdam, Rome, Amsterdam)

Update past arbitration cases

Year	Subject	Arbiter
2010	Billing issues	Jaap Akkerhuis
2010	Billing issues	Keith Mitchell
2010	Billing issues for Direct Assignment	Keith Mitchell
2008	Billing issues	Kurt Kayser
2004	Billing issues	Keith Godber
2004	Billing issues	Keith Godber
2004	Registrant for legacy space IPv4 assignment	Keith Mitchell

Arbiters Panel



missing Ronald Duncan & David Kessens

More info on biographies and contact details on Arbitration pages at
<http://www.ripe.net/lir-services/ncc/legal/arbitration/>

Arbiters Panel

Arbiters

- Identified in Arbiters' List
- Appointment by EB, approval by GM

Arbiters List

- Arranged alphabetically/ on availability
- Once assigned to a case → moves to bottom of list

Dismissal

- Doubts on impartiality / performance
- By the GM (proposed by EB)

Compensation

- Cost recovery for expenses
- Not for time & effort

RIPE NCC Conflict Arbitration Procedure

Approved by GM (Nov'10)

Significant improvements to former procedure (1997):

- Clear scope of arbitration
- Clear initiation of the procedure - clear timeframes
- Role & responsibilities of arbiters are well defined
- Transparency of procedure to parties involved
- Publication of arbitration rulings (without references to name of parties involved)

Scope of Arbitration

Settlement of disputes

- Contributors-RIPE NCC
- Direct Assignment Users-RIPE NCC
- Contributor-Contributor
- Direct Assignment User-Direct Assignment User
- Contributor-Direct Assignment User

Evaluation of requests by RIPE NCC

- According to policy “Allocating/Assigning Resources to RIPE NCC”

Settlement of disputes - Initiation

Dispute

- Resolve among parties



If unsuccessful

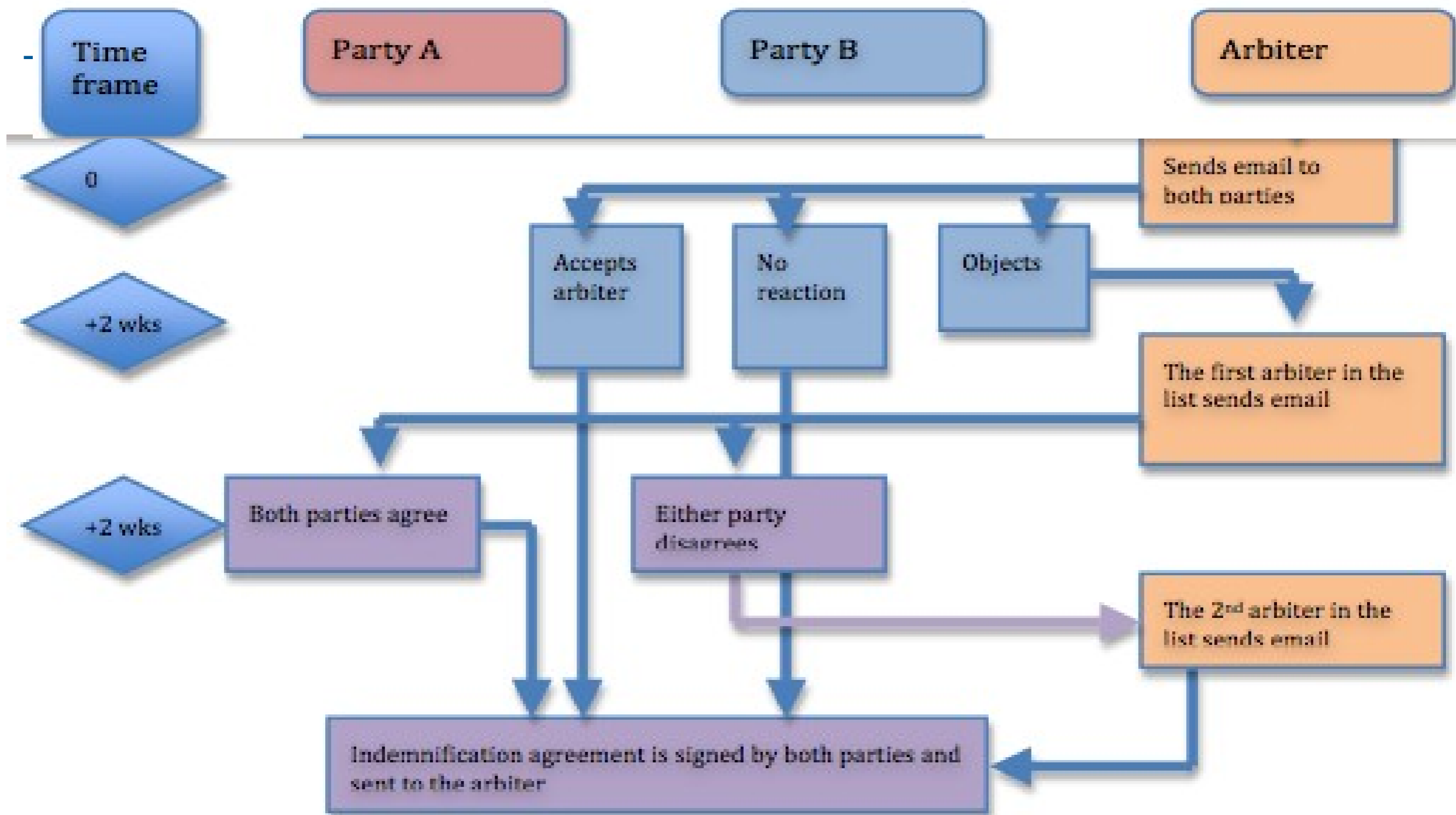
- Attempt for conflict resolution documented



Request arbitration

- Request for arbitration form





Settlement of disputes - Communication

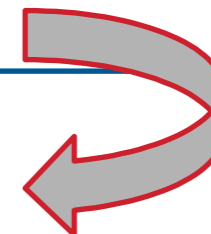
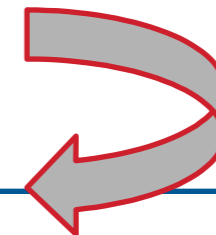
Arbiter sends email

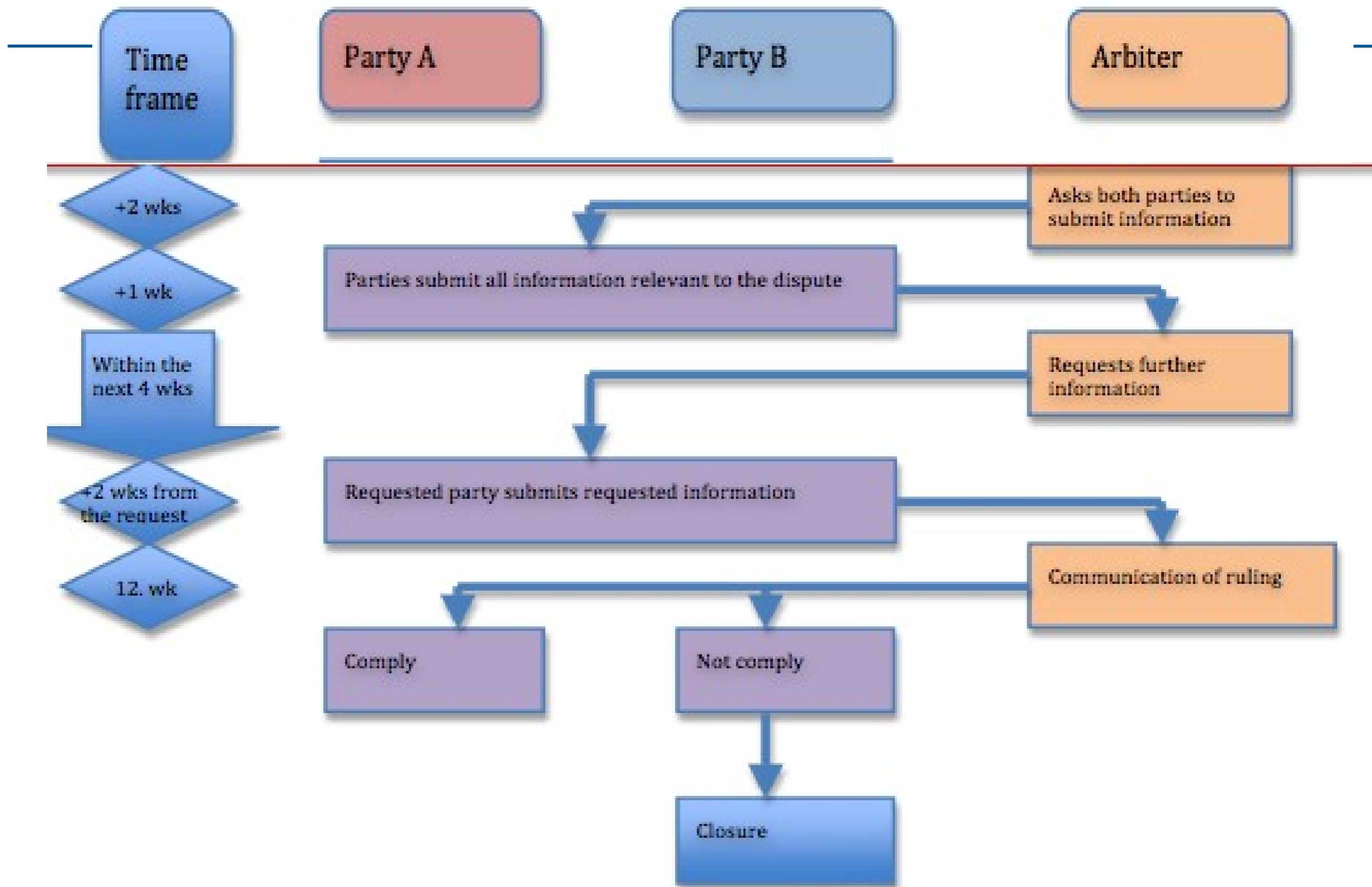
- Information about arbiter's bio
- Indication of any possible conflict of interest
- Request for parties to sign the indemnification agreement

Parties

- Return signed indemnification agreement
- If dispute related to outstanding fees, payment must be made as deposit

Arbitration commences





Settlement of disputes – Ruling

Ruling

- Within 12 weeks
- Based on
 - RIPE Policies and NCC Procedure
 - Information provided by parties
- Ruling is binding

Ongoing Improvements

- Implementing procedure
 - Publication of rulings of older cases (without references of parties involved)
 - Improvement of working methodology
 - request form for arbitration
 - track timelines for arbitration
 - template rulings for consistency
- Synergy among arbiters & share of knowledge
 - Informal gatherings at RIPE Meetings
 - Arbiters Meeting in February 2011
 - Discuss cases
 - Arbiters only webpages (restricted access for arbiters only)

