



# Arbitration (Scotland) Act 2010

## 2010 asp 1

### *Introductory*

#### **3 Seat of arbitration**

- (1) An arbitration is “seated in Scotland” if—
  - (a) Scotland is designated as the juridical seat of the arbitration—
    - (i) by the parties,
    - (ii) by any third party to whom the parties give power to so designate, or
    - (iii) where the parties fail to designate or so authorise a third party, by the tribunal, or
  - (b) in the absence of any such designation, the court determines that Scotland is to be the juridical seat of the arbitration.
- (2) The fact that an arbitration is seated in Scotland does not affect the substantive law to be used to decide the dispute.