QUESTIONS RELATED TO ADR FEES

Q:
Are bank charges included in the ADR fees? How should the payment of the ADR Fees be identified?

A:
No, the ADR fees do not include bank charges or any other fees or related costs; they must be borne separately by the respective party to the ADR Proceeding. Each payment of the ADR fees must be identified by the Case number, in accordance with Annex A of the ADR Supplemental Rules. You will get the Case number when you start preparing the Complaint using the on-line platform of the Czech Arbitration Court.

Q:
Bank Account Information for the Czech Arbitration Court

A
IBAN CZ87 0400 0000 0035 9413 0024
S.W.I.F.T. code: ZIBA CZPP
Bank: Zivnostenska banka, a.s., Na Prikope 20, 113 80 Praha 1, Czech republic
Name of account: Rozhodci soud pri hospodarske komore a agrarni komore CR
Beneficiary Address: Rozhodci soud pri hospodarske komore a agrarni komore CR, Dlouha 13, 110 00 Praha 1, Czech Republic.

Q:
Invoices for ADR fees

A:
We apologize for any inconvenience it might pose, but the Czech Arbitration Court does not issue invoices for ADR fees. ADR fees are published on the website of the Czech Arbitration Court.

Q:
Multiple domain names Complaint

A:
According to par. B1(c) of the ADR Rules, the Complaint may relate to more than one domain name, provided that the Parties and the language of the ADR Proceedings are the same. Annex A of the ADR Supplemental Rules specifies the ADR Fees, including discounted fees for multiple domain name Complaints. Annex A speaks about a Complaint and not multiple Complaints. Therefore, in order for the discount on multiple domain names to apply, a multiple domain name ADR Proceeding must be the subject of a single Complaint. For example, it is not possible to file two Complaints, each for three disputed domain names, and receive a discounted rate which would be given for one Complaint with six disputed domain names.
Q:
In respect of the potential ADR complaint, we have written to EURid to see whether the disputed issue can be resolved through their 'Internal Review' process. However, if we do not receive a positive response from EURid shortly, we will have to issue ADR proceedings to ensure we do not miss the deadline.

My question is this: if EURid agrees to resolve the issue in our favor after we have issued Sunrise ADR proceedings against them, is it possible (and up to what stage) for us to withdraw our complaint? Also, if we can withdraw the complaint after commencing proceedings, will we have any of the ADR fees returned to us?

A:
Please see Article A4 of the ADR Rules, which regulates the issue of settlements or other grounds for termination. In addition, according to Article B7, the Panel has broad powers as to how an ADR Proceeding will be conducted. Subject to Paragraph B1(f) of the ADR Rules, fees are not reimbursable.

Q:
1. I have a question concerning the fees for the .EU ADR-proceedings. I have been looking through the .EU ADR-Rules Paragraph A6, the Supplemental Rules Paragraph A3 and the Annex A to the Supplemental ADR-Rules but there still remains one question: If the Claimant asks for one panelist and the Respondent applies for a panel consisting of three panelists how much does:
   A) the respondent pay?
   B) the claimant pay?
2. In addition, when sending a Complaint, does one need to have already made his payment? If this is the case, it does not seem to be possible: in order to make the transfer, one needs to have the case number that is sent to the Complainant after they have filed the Complaint.

A:
1. Paragraph A, 6, (c) of the ADR Rules states that an additional fee specified in the Supplemental ADR Rules has to be paid. Annex A of the ADR Supplemental Rules does not state this amount explicitly, but the amount is the difference between total fees for a Single Panelist and the total fees for Three Panelists for the respective number of disputed domain names. This difference must be paid by the Respondent.
2. You should pay the ADR Fees when you file your Complaint. Your Case Number will be automatically assigned and given to you when you start preparing your Complaint on the on-line platform. However, if you file your Complaint and do not make the appropriate payment, the Czech Arbitration Court will notify you of the matter, and you will have 10 days to pay the ADR Fees.