

The American Review of International Arbitration is devoted to the study of laws relating to international arbitration and litigation throughout the world. To that end, it promotes and sponsors the publication of books, commentaries, articles, periodicals and conferences on these subjects. The publisher of the *Review* also publishes the eight volume *Smit Guides to International Arbitration* and Smit & Pechota, *World Arbitration Reporter*.

The Editor-in-Chief of the *Review* is Hans Smit, Stanley H. Fuld Professor of Law, Columbia University. He can be reached at:

Hans Smit
Stanley H. Fuld Professor of Law
Columbia Law School
435 West 116th Street
New York, New York 10027
Tel: (212) 854-2693; Fax (212) 222-4256
E-mail: hsmit@law.columbia.edu

MANUSCRIPTS

The American Review of International Arbitration invites the submission of unsolicited manuscripts. They should be double-spaced with footnotes that conform to the latest edition of A Uniform System of Citation. Manuscripts may be submitted as an e-mail attachment in IBM-compatible Word, or on diskette. The Review regrets that manuscripts cannot be returned unless they are accompanied by a self-addressed, stamped envelope. Send all correspondence to:

Elizabeth H. Cooper, Managing Editor
The American Review of International Arbitration
Columbia Law School
435 West 116th Street
New York, New York 10027
Tel: (212) 854-3971; Fax (212) 222-4256
E-mail: ecooper@law.columbia.edu

SUBSCRIPTION

The Review is published quarterly.

The subscription rate is U.S. and Canada \$302. All other foreign Subscriptions \$370 and are renewed automatically unless notice of termination is given.

Address changes should be sent at least 45 days before the date of the issue with which they are to take effect. Subscription queries and address changes should be directed to:

Juris Publishing, Inc.
71 New Street
Huntington, NY 11743
Tel (631) 673-3330; (631) 350-0200; Fax (631) 673-9117
For calls outside the U.S. and Canada: (631) 673-3330

ISSN 1050-4109

Copyright © 2009 by Hans Smit and Juris Publishing, Inc.

THE AMERICAN REVIEW OF INTERNATIONAL ARBITRATION

Vol. 18

2007

No. 4

ARTICLES

- ARBITRATION CLAUSES IN PUBLIC COMPANY
CHARTERS: AN EXPANSION OF THE
ADR ELYSIAN FIELDS OR A DESCENT
INTO HADES? *Christos Ravanides* 371
- THE ARBITRATION FAIRNESS ACT:
UNINTENDED CONSEQUENCES
THREATEN U.S. BUSINESS *Edna Sussman* 455

CURRENT DEVELOPMENTS

- ARBITRATION LAW DEVELOPMENTS
AFFECTING OIL AND GAS
CONTRACTS IN PANAMA *David M. Mizrachi* 495

ARBITRAL & JUDICIAL DECISIONS

- JUDICIAL REVIEW OF ARBITRATORS' FEES:
CASE NO. Ö 4227-06 OF THE SWEDISH
SUPREME COURT *Hans Smit* 507
- CUMULATIVE TABLE OF CONTENTS FOR VOLUME XVIII 513

**THE AMERICAN REVIEW
OF
INTERNATIONAL ARBITRATION**

EDITOR-IN-CHIEF

HANS SMIT

MANAGING EDITOR

ELIZABETH H. COOPER

SENIOR STUDENT EDITORS

DAVID BORNSTEIN, ANDREW COLLINS, MICHAEL FLYNN-O'BRIEN, ERIN HYUN,
AMY KARAYANNIS, ANDREW KUTSCHER, DAVID LISNER

STUDENT EDITORS

BENJAMIN CUNNINGHAM, STEVEN GU, LEANDRO LEBENSOHN, JOÃO PINTO MONTEIRO,
SALLY MORRIS, EDWARD NEWTON, BISHA NURSE, ARTHUR PARENTE,
PARVAN PARVANOV, SYLVIE RAMPAL, THIBAUT REICHELT, PAUL SIMON,
MARCIO DIAS SOARES, JONATHAN TALAMINI

BOARD OF ADVISORS

GIORGIO BERNINI	<i>Honorary President, International Council for Commercial Arbitration</i>
HORACIO A. GRIGERA NAÓN	<i>International Arbitrator and Legal Consultant</i>
BERNARD HANOTIAU	<i>Partner, Hanotiau & van den Berg, Brussels</i>
J. MARTIN H. HUNTER	<i>Barrister, London and Professor, Nottingham Law School</i>
NEIL KAPLAN	<i>Past Chair, Hong Kong International Arbitration Centre</i>
SERGEI N. LEBEDEV	<i>President, Maritime Arbitration Commission, Moscow</i>
PIERRE MAYER	<i>Professor, Université de Paris I — Sorbonne, Paris</i>
WERNER MELIS	<i>Chair, Arbitral Centre of the Federal Economic Chamber, Vienna</i>
MICHAEL C. PRYLES	<i>President, Australian Centre for International Commercial Arbitration</i>
CLAUDE REYMOND	<i>Professor, University of Geneva</i>
OTTO SANDROCK	<i>Professor, University of Muenster</i>
TOSHIO SAWADA	<i>Vice-Chair, ICC International Court of Arbitration</i>
VINCENZO VIGORITI	<i>Professor, University of Florence</i>

