

## EXPEDITED PROCEDURE

### Art. 50 of The TAB RULES OF PROCEDURE

[Access the full text of the Rules of Procedure].

1. The parties may agree that the arbitration proceedings shall be governed in accordance with the expedited procedure established in this article, which modifies the general rules only in the following respects:
  - a) The TAB may reduce the time periods for the appointment of arbitrators.
  - b) A sole arbitrator and a substitute arbitrator shall be appointed, unless the arbitration agreement has provided for the election of an arbitration panel. In the case of a sole arbitrator, and if the parties have not previously agreed on the appointment, the arbitrator shall be appointed by the TAB directly and randomly, under the terms provided for and from the list established in Article 11 Section 4 of these Rules
  - c) If the parties request any evidence other than documentary evidence, a single hearing shall be held for the examination of witnesses and experts, as well as for the oral closing submissions, except in those cases in which, exceptionally, in view of the evidence, the arbitrator considers it necessary to hold another hearing.
  - d) The arbitrators shall make their award within two months after the statement of defence to the claim or the statement of defence to the counterclaim had been filed. The arbitrators may only extend the time limit for making the award for a single additional period of one month.
  
2. In addition to the agreement of the parties, the expedited procedure shall apply, by decision of the TAB, to all cases in which the total amount of the proceedings -including, if applicable, the counterclaim- does not exceed fifty thousand euros or the equivalent amount which, as an update, may be fixed by the TAB, provided that there are no circumstances which, in the opinion of the TAB, make the use of the ordinary procedure advisable. The decision to process an arbitration case under the abbreviated procedure shall be final.

TAB Rules of procedure of 27 November 2018, in force as from 1 March 2019.

### COST OF THE EXPEDITED PROCEDURE COST AND ADMINISTRATION FEES

[Access the full text of the Annex of costs]

#### **A. Costs of opening and registration of the file**

The filing of the application entails the payment of registration fees that vary depending on the type of proceedings:

- a) Expedited proceedings which amount in dispute is less than or equal to 16,000.00€ are exempt from payment of the registration fee.
- b) Expedited proceedings which amount in dispute is over 16.000,00€ and up to 50.000,00€, the registration fee shall be 900,00€.
- c) Ordinary proceedings which amount in dispute is over 50.000,00€, the registration fee shall be 1.500,00€.

In accordance with the provisions of Article 46 of the Rules, the admission fee shall form part of the costs of the arbitration.

## **B. Arbitrators' fees and TAB administration rights**

The cost of arbitration is determined taking into account the economic interest of the claims made by the parties.

The administration of the arbitration generates the payment of a single fee, which includes the arbitrator's fees and the TAB administration fees. This fee shall be determined in accordance with the following table:

[Access to cost calculator]

[...]

Provision of funds for expenses arising from the processing of the case. This provision includes notifications, digital media, the costs of evaluating the award and other costs that may arise. The amount to be paid for this item may vary according to the type of proceedings:

- a) Expedited proceedings up to 16.000,00€: 300,00€,
- b) Expedited and/or ordinary proceedings for amounts over 16.000,00€: 900,00€.

[...]

The cost of the arbitration, unless otherwise agreed by the parties, shall be borne equally by the Claimant and the Respondent, in accordance with the provisions of Art. 9 Section 4 and 5 of the Rules.

In the event that a higher economic interest or an amount in dispute different from the claims of the parties stated in the request for arbitration becomes apparent, or if a counterclaim is filed, the provisions of Article 9 Sections 7 and 8 of the Rules shall apply.

This amendment to the annex to the TAB rules regarding the cost of arbitration was adopted by the Board of Directors on 27 April 2023 and is published on the TAB website ([www.tab.es](http://www.tab.es)).