

To the Secretariat of the TAB
secretaria@tab.es

ANSWER TO THE REQUEST FOR MASC [ADR]

By means of the following questionnaire, the undersigned party requests the intervention of the Barcelona Arbitration Court to carry out the negotiation activity chosen by the parties, through its MASC Section, in accordance with the provisions of art. 5 of Organic Law 1/2025 of 20 January, in order to obtain an out-of-court settlement of the dispute or to prove the requirement of admissibility in accordance with the aforementioned article.

Once the negotiation has been completed, the corresponding certificate of accreditation will be issued in accordance with the terms of Law 1/2025.

1.- NAME AND SURNAME OR COMPANY NAME OF THE REQUESTED PARTY (person and/or company involved in the conflict):

Requested party information:

Street:	Telephone (landline):
City:	Mobile:
Post code:	E-mail:
Province:	
Country:	
ID /Tax ID:	

2.- E-MAIL FOR NOTIFICATIONS:

3.- IF YOU INTEND TO BE REPRESENTED BY A LAWYER¹:

Name:	
Law firm:	Telephone (landline):
Street:	Mobile:
City:	E-mail:
Post code:	
Province:	
Country:	
ID / Tax ID:	
Bar Association and registration number:	

¹ According to art. 6.1 *LO 1/2025 the parties may resort to any of the means of dispute resolution assisted by a lawyer. In accordance with art. 6.3 this circumstance will have to be communicated to the other party.

4.- BRIEF DESCRIPTION OF THE ISSUE IN DISPUTE:

Explain succinctly and define adequately the subject of the negotiation, art. 7.1 LO1/2025. Remember that in accordance with the provisions of art. 5.1 of the aforementioned regulation, in order to understand the requirement of admissibility to be fulfilled, there must be identity between the object of the negotiation and the object of a subsequent litigation, although the claims that may be exercised, if applicable, in court on this object could vary.

6.- MASC SERVICE PROPOSED through the MASC Section of the TAB²:

6.a.-

- ☐ I ACCEPT Negotiation between the parties by telematic means (ZOOM Meeting/Teams).
- ☐ I ACCEPT Negotiation between lawyers by telematic means (ZOOM Meeting/Teams).
- ☐ I ACCEPT Confidential Binding Offer Service through the TAB.
- ☐ I ACCEPT Independent Expert Service through the TAB: ☐ Binding ☐ Not binding
- ☐ I ACCEPT submission to TAB arbitration.

6.b.-

- ☐ I DO NOT ACCEPT the MASC Service proposed by the requesting party. *(Please indicate whether you accept or decline the MASC service proposed by the party requesting the service).*

Statements:

I understand that the cost of any MASC service detailed in section 6 will be €150.00 plus VAT plus administrative processing costs, except for the Independent Expert Service, the cost of which will be a registration fee of €450.00 plus VAT plus the cost of the service. The TAB rates will be applied to the cost of the Independent Expert Service with a reduction depending on the circumstances of the case, as established in the MASC Services Protocol.

Date and signature

² The TAB will certify that the negotiation activity has taken place and will issue the corresponding certificate in order to accredit it, respecting at all times the due confidentiality and professional secrecy, without it transgressing these. Therefore, at the request and by agreement of the parties, the TAB will record the sessions for the sole purpose of proving that the negotiations have taken place and that their content corresponds to the subject of the dispute indicated in section 5 of this request. Once the negotiating activity has been certified, the TAB will proceed to destroy the recording, unless both parties mutually agree otherwise.

Information on the processing of personal data

Basic information on Data Protection concerning the processing of personal data processing of data of persons involved in a MASC	
Responsible	ASSOCIACIÓ CATALANA PER A L'ARBITRATGE
Purpose	To manage the applications of MASC Related to the activities and actions of the association.
Legitimation	Consent of the interested party.
Recipients	The data may be communicated to third parties, including outside the European Economic Area (EEA), provided that such communication is necessary to carry out any of the Tribunal's activities and proceedings.
Rights	Access, rectify and delete data, as well as other rights, as explained in the additional information.
Additional information	You can consult the additional and detailed information on Data Protection below.

We also request your authorisation to send you information by post, e-mail or other equivalent electronic means about events, conferences, courses and other activities of the Associació Catalana per a l'Arbitratge-Tribunal Arbitral de Barcelona:

☐ YES

☐ NO

Detailed information On Data Protection concerning the Processing of data of persons involved in an arbitration

Who is in charge of the processing of your data?

Identity: ASSOCIACIÓ CATALANA PER A L'ARBITRATGE-TRIBUNAL ARBITRAL DE BARCELONA
 Tax ID: G58941964
 Postal address: C/ Roger de Llúria, 113, ground floor, 08037 Barcelona
 Telephone: (+34) 93 319 81 17
 E-mail: secretaria@tab.es

For what purpose do we process your personal data?

The purpose of the processing is the correct management of applications of MASC Service related to the activities and actions of the association.

How long will we keep your data?

The data provided will be kept for as long as you do not exercise your right of deletion. In any case, the data will be kept for the years necessary to comply with legal obligations.

What is the legal basis for processing your data?

The legal basis for the processing of your data is the consent of the data subject.
 The prospective offer of products and services is based on the consent you are asked for, without the withdrawal of this consent in any case conditioning the provision of the requested service.

To whom will your data be disclosed?

The data may be disclosed to third parties, including outside the European Economic Area (EEA), provided that such disclosure is necessary for the performance of any of the Court's activities and activities.

What are your rights when you provide us with your data?

Any person has the right to obtain confirmation as to whether or not L'ASSOCIACIÓ CATALANA PER A L'ARBITRATGE-TRIBUNAL ARBITRAL DE BARCELONA is processing personal data concerning them.

Interested parties have the right to access their personal data, as well as to request the rectification of inaccurate data or, where appropriate, to request its deletion when, among other reasons, the data is no longer necessary for the purposes for which it was collected.

In certain circumstances, data subjects may request the limitation of the processing of their data, in which case we will only keep them for the exercise or defence of claims.

In certain circumstances and for reasons related to their particular situation, data subjects may object to the processing of their data. L'ASSOCIACIÓ CATALANA PER A L'ARBITRATGE-TRIBUNAL ARBITRAL DE BARCELONA will cease to process the data, except for compelling legitimate reasons, or for the exercise or defence of possible claims.

By virtue of the right to portability, data subjects have the right to obtain the personal data concerning them in a structured, commonly used and machine-readable format and to transmit it to another data controller.

How can the rights be exercised?

By writing to L'ASSOCIACIÓ CATALANA PER A L'ARBITRATGE-TRIBUNAL ARBITRAL DE BARCELONA, C/ Roger de Llúria, 113, ground floor, 08037 Barcelona, with a photocopy of your ID card or equivalent identification document.

What complaint procedures are available?

If you consider that your rights have not been duly addressed, you have the right to file a complaint with the Spanish Data Protection Agency (Agencia Española de Protección de Datos).