

# CIAC TABLE OF ARBITRATION FEES

(Revised under CIAC Resolution No. 07-2013; effective 11 December 2013)

## A. For Monetary Claims

I. SCHEDULE OF FILING AND ADMINISTRATIVE FEES		
SUM IN DISPUTE <sup>1</sup> (M=Million)	FILING FEE <sup>2</sup>	ADMINISTRATIVE FEE <sup>3</sup>
Less than P100,000.00	<b>P4,320.00</b>	<b>P10,200.00</b>
P100,000.00 to P1.0M	<b>P4,320.00</b> + 0.36% of excess over P100,000	<b>P10,200.00</b> + 0.24% of excess over P100,000
P1.0M to P10.0M	<b>P8,208.00</b> + 0.12% of excess over P1.0M	<b>P13,800.00</b> + 0.12% of excess over P1.0M
P10.0M to P50.0M	<b>P21,168.00</b> + 0.06% of excess of P10.0M	<b>P32,200.00</b> + 0.06% of excess over P10.0M
More than P50.0M	<b>P49,968.00</b> + 0.03% of excess of P50.0M	<b>P73,000.00</b> + 0.03% of excess over P50.0M

<sup>1</sup> See Rules for computing the Sum in Dispute attached as Annex "A" and made an integral part of CIAC Resolution No. 07-2013

<sup>2</sup> 20% increase in the base amounts approved in the CIAC Special Meeting held on 13 February 2001

<sup>3</sup> 70% increase in the base amounts approved in the CIAC Special Meeting held on 13 February 2001

**Note:** Pursuant to CIAC Res. No. 02-1996 (dtd. May 28, 1996), a special assessment fee for the establishment of the Arbitration Development Fund (ADF), equivalent to 1/10 of 1.5% of the Sum in Dispute (SID), as amended by CIAC Resolution No. 07-2013, shall be imposed on cases with SID over P1.0 Million.

## II. ARBITRATOR'S FEES

(The Honoraria of the arbitrators shall consist of a Base Amount plus Adjustments to reflect complexity of the case, number of disputants and number of arbitrators)

1. SUM IN DISPUTE (SID)	BASE AMOUNT (for arbitrator's fees)*
≤ P 1 Million	3% of SID but not < <b>P17,000</b> or as may be prescribed by CIAC**
Over 1M – 5.0M	<b>P 34,000.00</b> + 1.00% in excess of P1.0M
Over P5M - P10.0M	<b>P 102,000.00</b> + 0.75% in excess of 5.0M
Over P10M - P20.0M	<b>P 165,750.00</b> + 0.50% in excess of P10.0M
Over P20M - P50.0M	<b>P 250,750.00</b> + 0.20% in excess of P20.0M
Over P50M - P100.0M	<b>P 352,750.00</b> + 0.10% in excess of P50.0M
<b>Over P100M - P500.0M</b>	<b>P 437,750.00</b> + 0.05% in excess of P100.0M***
<b>Over P500M – P1 Billion</b>	<b>P 777,750.00</b> + 0.035% in excess of P500.0M***
<b>Above 1 Billion</b>	<b>P1,075,280.00</b> + 0.025% in excess of P1 Billion***

\*70% increase in the base amounts approved in the 8<sup>th</sup> CIAC Regular Meeting held on 25 August 1989

\*\*70% increase in minimum amount for Arbitrator's Fee of P10,000 for small claims per Rule 20.1.1, CIAC Rules (revised December 2005)

\*\*\*70% increase in base amounts prescribed under CIAC Resolution No. 05-2009 (Approving Additional Ranges & Base Amounts for Arbitrator's Fees)

**2. Adjustment Factors:** The Base amount computed in Item No. 1 shall be adjusted to take into account the following:

Complexity (AF1)		No. of Disputants (AF2)		No. of Arbitrators (AF3)	
Nature	Adjustment Factor	No. of Parties	Adjustment Factor	No. of Arbitrators	Adjustment Factor
Simple/Common	1.0	2	1.0	1	1.0
		3	1.1		
Complex	1.5	4	1.2	3	2.0
		5 and over	1.3		

**3. Overall Adjustment Factor (OAF) = (AF1 + AF2 + AF3) – 3.0**      **4. Total Honoraria = Base Amount x (OAF + 1.0)**

### III. Schedule of Payments \*

A. Upon Filing of the Request for Arbitration (RFA)	B. Upon signing of the Terms of Reference (TOR)	C. Before the Final Hearing
<ul style="list-style-type: none"> <li>• Filing Fee ----- 100%</li> <li>• Initial Deposit for Arbitrator's Fees                             <ul style="list-style-type: none"> <li>- 25% of arbitrator's fees</li> </ul> </li> <li>• 100% of administrative fees</li> <li>• Special assessment fee (ADF) under CIAC Res. No. 02-1996, if applicable - 100%</li> </ul> <p><b>Note:</b> Respondent to deposit similar amount of fees based on his counterclaim, if any</p>	<ul style="list-style-type: none"> <li>• 50% of the Arbitrator's Fee</li> </ul>	<ul style="list-style-type: none"> <li>• 25% of the Arbitrator's Fee</li> </ul>

\* As amended by CIAC Resolution No. 09-2012 (effective 05 July 2012)

**B. For Non-Monetary Claims**

<b>ARBITRATION FEES FOR NON-MONETARY CLAIMS</b>	
<p><b>B.1 PURELY NON-MONETARY AWARD INVOLVED</b></p> <p><b>1. Filing Fee</b>  <b>P4,320.00</b> plus 9.0% of arbitrators' fees  <b>(20% increase in the base amount approved on 13 February 2001)</b></p>	<p style="text-align: center;"><b>SCHEDULE OF PAYMENTS*</b></p> <ul style="list-style-type: none"> <li>- 100% upon filing of the Request for Arbitration based on estimated total arbitrators' fees for 3 sessions of 3 hours per session</li> <li>- Before the final hearing, balance of the filing fee based on actual total arbitrators' fees</li> </ul>
<p><b>2. Administrative Fees</b>  <b>P10,200</b> plus 6.0% of total Arbitrators' Fees  <b>(70% increase in the base amount approved on 13 February 2001)</b></p>	<ul style="list-style-type: none"> <li>- 100% upon filing of the Request for Arbitration based on estimated total arbitrators' fees for 3 sessions of 3 hours per session</li> <li>- Before the final hearing, balance of administrative fees based on actual total arbitrators' fees</li> </ul>
<p><b>3. Arbitrator's Fees</b>  <b>(70% increase in the amounts approved on 25 August 1989)</b></p> <p>3.1 Acceptance Fee            3.2 Fees per session</p> <p>For a Tribunal:</p> <p><b>Chairman:</b></p> <ul style="list-style-type: none"> <li>• Minimum of <b>P7,650.00</b> per session of 3 hours or less plus <b>P2,550.00</b> in excess of 3 hours</li> </ul> <p><b>Members</b></p> <ul style="list-style-type: none"> <li>• Minimum of <b>P5,100.00</b> per session of 3 hours or less plus <b>P1,700.00</b> per hour in excess of 3 hours</li> </ul> <p><b>For Sole Arbitrator:</b></p> <ul style="list-style-type: none"> <li>• Minimum of <b>P12,750.00</b> per session of 3 hours or less plus <b>P4,250.00</b> per hour in excess of 3 hours</li> </ul> <p>3.3 Award Drafting  <b>P17,000.00</b></p>	<ul style="list-style-type: none"> <li>- <b>P17,000.00</b> upon filing of the Request for Arbitration</li> <li>- Upon signing of the TOR, 50% of the estimated arbitrators' fees</li> <li>- Before the final hearing, balance of arbitrator's fees based on actual number of sessions</li> <li>- Before the final hearing</li> </ul> <p>*Amended by CIAC Resolution No. 09-2012 (Effective 5 July 2012)</p>
<p><b>B.2. FOR NON-MONETARY CLAIMS BUT WITH MONETARY AWARD INVOLVED</b></p> <ul style="list-style-type: none"> <li>• Fees will be based on the schedule of monetary claims</li> </ul>	

## **RULES FOR COMPUTING THE SUM IN DISPUTE (SID)**

1. Where there are only two parties to arbitration or mediation:
  - 1.1 total claims made by Claimant added to all the counterclaims made by Respondent that is not directly related to the claims (permissive counterclaims) shall constitute the sum in dispute (SID);
  - 1.2 Compulsory counterclaims, or those directly related to the claims shall be treated only as defenses and not be added to the claims to compute the SID;
2. Where two Respondents are sued by Claimant and a cross-claim is made by Respondent 1 against Respondent 2:
  - 2.1 amount of a cross-claim that seeks only to pass on the liability of Respondent 1 to Respondent 2, shall not be added to the computation of the SID;
  - 2.2 amount sought by Respondent 1 against Respondent 2 that is based on a different cause of action, shall be added to compute the SID;
  - 2.3 amount sought by Respondent 2 against Respondent 1 that is not merely intended to defeat the cross-claim but seeks the award of amounts based on a different cause of action, shall be added to compute the SID.