

## **COMMENTARY ON THE LMAA INTERMEDIATE CLAIMS PROCEDURE 2021**

1. *Paragraph 5:* In this revision, the procedure set out in the LMAA Arbitration Clause for the appointment of a sole arbitrator has been adopted. It is simpler and speedier than the procedure set out in the Arbitration Act 1996.
2. *Paragraph 12:* Clarification has been provided as to the timing of the respondent's submissions under this Procedure.
3. *Paragraph 13:* The wording has been clarified to indicate that, in a situation where the tribunal is proceeding following a default by one of the parties, the tribunal has a discretion to permit or require the party not in default to provide further material to the tribunal.
4. *Paragraph 16:* The wording now makes clear that the cap applicable to the parties' recoverable costs is to be calculated without including claims for interest and costs.