

## Legal Thoughts

I would like to write to you at the beginning of my writings some of the thoughts that were the product of work, research and endeavor in the corridors of the courts and the books and references through the rulings of the Court of Cassation and what the Supreme Constitutional Court frequented and perhaps what they started with is to explain the concept of arbitration as it is important to shed light on this system, which was born from the womb of urbanization and civility and spared the country and the people clash and fight and we put aside the resort to individual or collective revenge, even if it dealt with arbitration as a branch of The branches of law do not accommodate a single article, as the commentators of the law and its jurists wrote a lot and a lot in it, and the door for research and ijthihad is still open, but all that concerns me in this outcome is to clarify a brief summary of it so that the reader can understand what it is without complexity or stress

Perhaps the most prominent cases in which arbitration emerged as a means of settling a dispute or clash even between countries is arbitration, under which Egypt was able to recover Taba after it was under the control of the Israeli occupation, in which the Egyptian defense team made a clear apparent effort, and this epic was led by Dr. Mufid Shehab at the time.

Believing in the importance of arbitration, the legislator has allocated a law regulating it, Law 27 of 1994, in the interest of the Egyptian legislator to keep pace with other international and Arab legislation.

The Egyptian legislator has balanced between the authority of the state represented in its national judiciary and the elevation of the arbitration affair has prevented the legislator in Article 13 of the law passed his statement Egyptian courts from engaging in any dispute enveloped by the arbitration agreement provided that the defendant adheres to it has stipulated in Article 13 that the court if it finds the existence of an arbitration agreement, it must rule that it lacks jurisdiction to consider the dispute if the defendant pleaded by This balance, which the legislator has adhered to, finds its origin in upholding the desire of the parties to the dispute, if they wish to arbitrate by wire and if the national judiciary wants to resort.

In line with the law, many centers have been established that undertake arbitration internationally or regionally, perhaps the most prominent and famous of which is the Cairo Regional Center for International Commercial Arbitration, which has regulatory rules that regulate the arbitration process, the selection of arbitrators and the organization of hearings leading to the issuance of the arbitration award, similar to the ICC Center or the International Chamber of Commerce in France, which is one of the centers of fame and reputation.

As for the importance of international commercial arbitration, we can mention it in many points, for example:

1- Speed and efficiency: Arbitration is faster than ordinary traditional judicial procedures, as the dispute resolution process takes place in a shorter time.

2- Privacy: Arbitration is characterized by the confidentiality of sessions and the non-publicity of procedures, which maintains the confidentiality of the parties' commercial transactions.

3. Specialization: Arbitrators are selected based on their expertise in the relevant commercial field, ensuring more accurate and understandable decisions of disputes.

4. Enforcement of judgments: Thanks to the 1958 New York Convention, arbitral awards can be enforced in more than 160 signatory states, facilitating cross-border enforcement.

In order not to get out of the framework of the thought, I have chosen to complete in another article the stages of arbitration and its defects in a simplified and easy to understand manner, in addition to some of the unique judicial rulings in which the importance of arbitration appeared

We will meet as long as there is time left

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