



CAMERA ARBITRALE
FORENSE

**ARTICLES OF ASSOCIATION UPDATED ON 23 APRIL 2026
OF THE MILAN BAR ASSOCIATION ARBITRATION CHAMBER**

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CAMERA ARBITRALE FORENSE

TITLE I – GENERAL PROVISIONS

Art. 1 – Establishment

1.1. By resolution dated today, 16 January 2025, of the Council of the Milan Bar Association, the “Milan Bar Association Arbitration Chamber” is hereby established pursuant to and in accordance with Article 29(1)(n) of the Legal Profession Act No. 247/2012 and the relevant implementing regulations referred to in Ministerial Decree No. 34/2017.

Art. 2 – Registered Office

2.1. The registered office of the Milan Bar Association Arbitration Chamber is in Milan, at the offices of the Milan Bar Association.

Art. 3 – Legal status, assets and organizational autonomy

3.1. The Milan Bar Association Arbitration Chamber has no legal personality, nor does it have assets that are separate and independent from those of the Milan Bar Association, of which it forms an internal division.

3.2. Funds for the operation of the Milan Bar Association Arbitration Chamber are provided by the Milan Bar Association, solely in the event that the income derived from arbitration proceedings conducted before it is insufficient.

3.3. The Milan Bar Association Arbitration Chamber enjoys organizational and financial autonomy; it is a non-profit organization and pursues its institutional aims through the proper and economical management of resources, impartiality and the proper conduct of its activities, in accordance with the fundamental principles relating to the satisfaction of the public interest and the legal system, applying criteria of efficiency, effectiveness and transparency.

3.4. The Milan Bar Association Arbitration Chamber, within the limits of its purpose and its tasks and functions, has the capacity to act in dealings with third parties, in the person of its President.

Art. 4 – Purpose

4.1. The Milan Bar Association Arbitration Chamber also targets companies, public authorities, professionals and consumers, offering them the opportunity to resolve disputes quickly, cost-effectively, reliably and confidentially.

4.2. The Milan Bar Association Arbitration Chamber:

- a) provides arbitration services and promotes the development and wider use of arbitration to help reduce the burden on the ordinary courts, including through the organization of conferences, the conduct of academic research and/or the delivery of training courses;
- b) ensures the speed and cost-effectiveness of arbitration proceedings, in accordance with the adversarial principle, providing for the essential technical defense of the Parties, and with costs predetermined on the basis of the value of the dispute, as specifically set out in the fees of the Rules of Procedure referred to in paragraph 10.1(b) below.

Art. 5 – Staff

5.1. In carrying out its activities, the Milan Bar Association Arbitration Chamber makes use of staff employed by the Bar Association or designated by the latter for this purpose and delegated to perform the duties of the Arbitration Secretariat, which may operate from the Bar Association's offices.

5.2. Employees delegated to the Arbitration Secretariat of the Milan Bar Association are bound by a duty of confidentiality regarding arbitration proceedings initiated before the Milan Bar Association Arbitration Chamber and the information acquired in the course of such proceedings.

TITLE II – INTERNAL REGULATIONS

Art. 6 – Executive Board

6.1. The Milan Bar Association Arbitration Chamber is administered by an Executive Board.

6.2. The Executive Board of the Milan Bar Association Arbitration Chamber (hereinafter also referred to as the “Executive Board”) consists of the President and four members.

6.3. The Executive Board must be composed of professionals who, by virtue of their professional qualifications, their position in the fields of commerce and labor, or other merits acquired in the social, economic and professional spheres, have gained sufficient experience in their respective

sectors to render them suitable for fulfilling the duties entrusted to them and, consequently, to oversee all activities and decisions necessary to ensure the best possible implementation of the principles of fair arbitration.

6.4. The members of the Executive Board shall carry out their duties on a voluntary basis, subject to the reimbursement of out-of-pocket expenses incurred.

6.5. The Executive Board shall remain in office for a period coinciding with the term of office of the Bar Council and, in any event, until the new Executive Board takes office. Members may be re-elected for a maximum of two terms (in accordance with the provisions of Professional Law No. 247 of 31 December 2012).

Art. 7 – Appointment of members of the Executive Board

7.1. The President of the Milan Bar Association appoints the five members of the Executive Board.

7.2. In the event of the resignation of a member of the Executive Board, the President of the Milan Bar Association shall appoint a replacement, who shall remain in office until the end of the Executive Board's term of office.

Art. 8 – Chair of the Executive Board

8.1. The President of the Milan Bar Association Arbitration Chamber is elected by a majority vote among the members of the Executive Board. Where members receive the same number of votes, the member with the longest standing as a registered member of the Bar shall be elected President.

Art. 9 – Requirements for members of the Executive Board

9.1. Members of the Executive Board shall be selected from among individuals who meet the following integrity requirements:

- a) not having received final convictions for intentional offences or for offences carrying a non-suspended custodial judgement;
- b) not have been subject to permanent or temporary disqualification from public office;
- c) not have been subject to preventive or security measures;
- d) not have received final disciplinary sanctions.

9.2. The following may be appointed as members of the Executive Board:

- a) members of the Milan Bar Association, with at least ten years' membership, including in other

Bar Associations;

b) university lecturers in legal subjects (preferably private, civil, commercial and sports law, civil procedural law and arbitration).

Art. 10 – Functions and duties of the Executive Board

10.1. The Milan Bar Association Arbitration Chamber, through the Executive Board:

- a) appoints the Coordinator from among its members;
- b) appoints the Administrative Secretary;
- c) appoints the members of the Scientific Committee;
- d) approves the financial statement prepared by the Coordinator;
- e) undertakes, in agreement with the President of the Milan Bar Association and using the Council's communications resources, initiatives aimed at publicizing, promoting and developing the arbitration function;
- f) maintains and develops, where possible, relations with other national and international bodies, institutions or organizations whose objectives include the promotion, in various ways, of the arbitration function;
- g) performs all the functions specifically set out in the Rules;
- h) assumes any other powers not expressly assigned to other bodies relating to the functioning of the Milan Bar Association Arbitration Chamber and the conduct of arbitrations;
- i) decides on all matters, general or specific, not specifically provided for in the Rules that may arise in their application and which do not fall within the competence of the Arbitrators in relation to specific arbitration proceedings.

Art. 11 – Coordinator

11.1. The Coordinator is appointed from among the members of the Executive Board and may be removed by the same Board for serious reasons.

11.2. The Coordinator shall remain in office for a term coinciding with that of the Executive Board and, in any event, until the new Coordinator takes office.

11.3. The Coordinator shall perform his or her duties on a voluntary basis, subject to reimbursement of any out-of-pocket expenses incurred.

Art. 12 – Functions and duties of the Coordinator

12.1. The Coordinator shall ensure the implementation of all resolutions of the Executive Board of which he or she is a member.

12.2. He supervises the register of income and expenditure of the Milan Bar Association Arbitration Chamber, and the financial statement prepared by the Administrative Secretary, which must be approved first by the Executive Board and then by the Council of the Milan Bar Association on the basis of a report by its Treasurer.

12.3. The Coordinator is responsible for the procedures relating to the maintenance, updating and revision of the List of Arbitrators and Trainees, as well as (in consultation with the Arbitration Secretariat) for the procedures relating to the identification, appointment, removal, suspension and striking off of arbitrators from the List.

12.4. The Coordinator administers the proceedings of the Milan Bar Association Arbitration Chamber with the support of the Administrative Secretary.

Art. 13 – Administrative Secretary

13.1. The Administrative Secretary is appointed by the Executive Board from among the staff delegated by the Milan Bar Council to the Secretariat of the Milan Bar Association Arbitration Chamber.

13.2. The Administrative Secretary shall remain in office for a term coinciding in any event with the term of office of the Executive Board and, in any case, until the new Executive Board takes office.

Art. 14 – Functions and duties of the Administrative Secretary

14.1. The Administrative Secretary heads the Arbitration Secretariat.

14.2. He assists the President and the Coordinator, with whom he administers the arbitration proceedings of the Milan Bar Association Arbitration Chamber, performing the duties assigned to the Arbitration Secretariat by the Rules.

14.3. He keeps the register, including in electronic form, of the income and expenditure of the Milan Bar Association Arbitration Chamber and prepares the financial statement, which is approved first by the Executive Board and then by the Council of the Milan Bar Association on the basis of a report by its Treasurer.

14.4. He or she draws up the minutes of the Executive Board meetings and ensures they are kept in

the register of minutes of Executive Board meetings at the Secretariat of the Milan Bar Association.

14.5. The Administrative Secretary is responsible for relations with the staff of the Bar Association, who is assigned to the Arbitration Secretariat.

Art. 15 – Arbitration Secretariat

15.1. A Secretariat (hereinafter: “the Arbitration Secretariat”) is established within the Milan Bar Association Arbitration Chamber, whose primary function is to carry out all administrative tasks and duties connected with the activities of the Milan Bar Association Arbitration Chamber and those provided for in the Rules in relation to the conduct of individual arbitration proceedings.

15.2. The Arbitration Secretariat shall consist of one or more employees or persons appointed by the Milan Bar Association specifically charged with all the duties provided for in the Articles of Association and the Rules.

15.3. The Arbitration Secretariat ensures the coordination of all parties involved in the arbitration proceedings and performs the functions precisely set out in the Rules.

15.4. The Arbitration Secretariat assists the Scientific Committee in carrying out the training functions of the Milan Bar Association Arbitration Chamber.

Art. 16 – The Secretary of the arbitration proceedings

16.1. The Arbitrator is entitled to appoint a Secretary to perform purely auxiliary functions, as provided for in the Rules.

16.2. The Secretary is proposed by the Arbitration Secretariat, preferably from the list of Trainees, and is appointed by the Arbitrator.

16.3. The Secretary of the arbitration proceedings performs their duties in accordance with the Schedule of Fees set out in the Rules, with reimbursement of out-of-pocket expenses incurred.

Art. 17 – Meetings of the Milan Bar Association Arbitration Chamber

17.1. The Executive Board shall be convened, by certified email, by the Arbitration Secretariat, on the instructions of the President of the Milan Bar Association Arbitration Chamber, who shall determine the agenda. In urgent cases, the meeting may be convened with a minimum of 48 hours’ notice.

17.2. Members of the Executive Board of the Milan Bar Association Arbitration Chamber may also

meet via videoconference.

17.3. The President chairs and coordinates the meetings of the Executive Board of the Milan Bar Association Arbitration Chamber.

Art. 18 – Resolutions of the Milan Bar Association Arbitration Chamber

18.1. The Executive Board shall be deemed validly constituted when at least half of its members are present. In the event of absence, the President shall be replaced by the most senior member of the Executive Board.

18.2. Resolutions of the Executive Board are adopted by a majority of the valid votes; abstentions are not counted as either votes in favor or against. In the event of a tied vote, the President's vote shall be decisive.

Art. 19 – Appeals against decisions of the Executive Board

19.1. The decisions of the Executive Board are final and may not be challenged, except in the case of measures taken following disciplinary proceedings against an Arbitrator for breach of the principles of impartiality and independence, in accordance with the procedures set out in the Rules.

Art. 20 – Scientific Committee

20.1. The Milan Bar Association Arbitration Chamber shall have a Scientific Committee composed of a variable number of members, which shall in any case always be an odd number, not fewer than five, who are external to the Council of the Milan Bar Association and the Executive Board of the Milan Bar Association Arbitration Chamber, appointed by the Executive Board and chosen from among legal experts with particular expertise in the field of arbitration proceedings.

20.2. The Scientific Committee shall remain in office until the expiry of the term of the Executive Board; its members may be reappointed.

20.3. The members of the Scientific Committee perform their duties free of charge, subject to reimbursement of any expenses necessary for the performance of those duties.

20.4. Should a member of the Scientific Committee cease to hold office for any reason, the Executive Board shall appoint a replacement as soon as possible. The replacement member thus appointed shall remain in office until the natural expiry of their predecessor's term of office.

20.5. The Scientific Committee shall appoint a Coordinator from among its members. The

Coordinator shall convene and chair the meetings of the Scientific Committee.

20.6. The Chair and members of the Executive Board, the Coordinator and the Administrative Secretary may also attend meetings of the Scientific Committee.

20.7. The Scientific Committee shall issue any necessary opinions, at the request of the Executive Board, on the functioning of the Arbitration Chamber.

20.8. The Scientific Committee, at the request of the Executive Board:

- a) puts forward proposals and opinions on the Arbitration Chamber's development plans and the methods for their implementation;
- b) puts forward proposals, opinions and models regarding arbitration agreements;
- c) proposes amendments to the Rules to the Executive Board;
- d) makes proposals and gives opinions on amendments to the Rules and on all the institutional activities of the Arbitration Chamber;
- e) makes proposals and gives opinions on the administrative fees of the Arbitration Chamber and on the fee schedule;
- f) makes proposals on the criteria for the composition of the lists of Arbitrators, as well as for their admission or exclusion
- g) expresses opinions on the independence and impartiality of the Arbitrator;
- h) proposes the organization and promotion of conferences, publications, study committees, research, training courses and joint initiatives with other economic, business and professional institutions and organizations, and with other public and private bodies, which are in any case interested in promoting the activities and procedures of the Arbitration Chamber.

TITLE III – ACCOUNTING OF THE ENTITY

Art. 21 – Resources available to the Milan Bar Association Arbitration Chamber

21.1. In carrying out its functions, the Milan Bar Association Arbitration Chamber utilizes the resources, facilities and staff of the Milan Bar Association, in addition to the administrative fees paid by the Parties for arbitration proceedings.

21.2. The Milan Bar Association Arbitration Chamber is required to maintain a register, which may be in electronic form, in which to record income and expenditure; this register shall be managed by the Administrative Secretary and supervised by the Coordinator together with the Treasurer of the

Council of the Milan Bar Association.

Art. 22 – Income and Expenditure

22.1. The income of the Milan Bar Association Arbitration Chamber consists of the proceeds from arbitration proceedings.

22.2. The expenses of the Milan Bar Association Arbitration Chamber shall consist of all payments made from the Milan Bar Association Arbitration Chamber's current account.

22.3. The income and expenditure of the Milan Bar Association Arbitration Chamber shall be included in specific sections of the budget of the Milan Bar Council, subject to the review and approval of the financial statement by the Executive Board and the Milan Bar Council, based on a report from their Treasurer.

22.4. The income of the Milan Bar Association Arbitration Chamber is primarily allocated to cover the expenditure of the Milan Bar Council for the activities of the Milan Bar Association Arbitration Chamber;

22.5. The expenditure of the Milan Bar Association Arbitration Chamber relates to the performance of its institutional activities, in particular the following items:

- a) reimbursement of expenses actually incurred and documented in the performance of their duties by members of the Executive Board and support staff;
- b) expenses incurred for travel necessary to attend institutional events;
- c) "extraordinary staff costs": bonuses, overtime pay and special allowances for members of the Bar Association assigned to the Secretariat of the Milan Bar Association Arbitration Chamber;
- d) stationery costs for the activities of the Milan Bar Association Arbitration Chamber;
- e) postal, telephone and IT costs associated with the activities of the Milan Bar Association Arbitration Chamber;
- f) all other costs arising from the activities of the Milan Bar Association Arbitration Chamber;
- g) entertainment, promotional and communication expenses.

Art. 23 – Control of the accounting management

23.1. Control of the accounting management of the Milan Bar Association Arbitration Chamber is entrusted to the Council of the Milan Bar Association, which carries this out through its Treasurer.

23.2. The Executive Board, through the Coordinator, is required to submit the financial statement

of its management to the Milan Bar Council by 20 February of the year following the reference year.

23.3. The Milan Bar Council shall, within 15 days of receiving the statement, approves it on the basis of a report by the Treasurer.

TITLE IV – FINAL AND IMPLEMENTING PROVISIONS

Art. 24 – Amendments to the Articles of Association

24.1. These Articles of Association may be amended by the Council of the Milan Bar Association upon a proposal from, or after consulting the Executive Board.

Art. 25 – Transitory Provisions

25.1. These Articles of Association shall come into force on the day of their approval by the Council of the Milan Bar Association, and the term of office of the members of the Executive Board appointed at the same time shall commence on that date.

Art. 26 – Insurance Policy

26.1. In accordance with the criteria established by the National Bar Council by Resolution No. 491 of 9 November 2021, the Bar Council shall ensure that an insurance policy is taken out and kept in force at all times to cover the risks arising from its civil liability towards third parties, including any proven damage caused by Arbitrators appointed to carry out activities for which the Bar Arbitration Chamber is responsible.