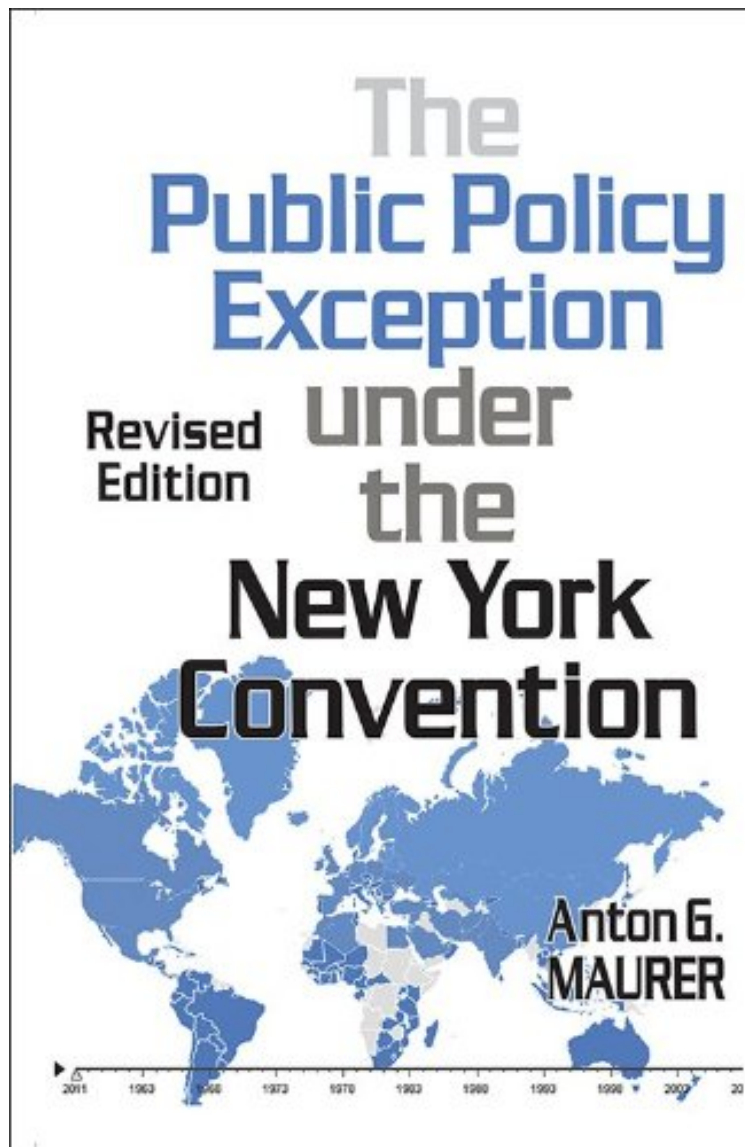


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Anton G. Maurer

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Revised Edition:

The Public Policy Exception under the New York Convention: History, Interpretation, and Application describes in detail the drafting history of the public policy exception of Art. V (2) (b) of the New York Convention in order to determine the purpose the signatory states wanted to achieve with this clause. The book also explains how this clause is applied by the courts in many economically relevant states, and especially in Brazil, Russia, India, and China. In September 2012, the Indian Supreme Court, in a case entitled *Bharat Aluminium Co. v. Kaiser Aluminium Technical Service, Inc.*, announced a long expected decision practically reversing the judgments of *Bhatia International and Venture Global* and holding that Indian Courts are not permitted to set aside foreign arbitral awards. In this Revised Edition, the author explains and explores the reasoning of the Indian Supreme Court in this landmark decision and discusses the practical implications and consequences. *Public Policy Exception under the New York Convention: History, Interpretation, and Application* is of importance for all internationally active companies as well as for lawyers and courts. The book aids lawyers and companies in drafting arbitration clauses and in enforcing foreign arbitral awards. Often, judgments will not be enforced abroad; this is especially true with respect to an enforcement of foreign judgments in the BRIC countries. Therefore, internationally active companies and their advisors need guidance if and where foreign arbitral awards in their favor will be enforced abroad.

Anton G. Maurer has made a serious and comprehensive study of the history, interpretation and application of various relevant jurisdictions, and it contains a detailed description of the developments in Brazil, Russia, India, and China. The result of his work will surely become a valuable tool for both academics and practicing lawyers. - Eduardo Zuleta, Co-Director of the Dispute Resolution and Investment Protection Department, Gmez-Pinz Zuleta, Bogota --- Eduardo Zuleta, Co-Director of the Dispute Resolution and Investment Protection Department, Gmez-Pinz Zuleta, Bogota
Dr. Maurer has written a tour de force that will be a valuable work of reference for all international arbitration practitioners with its width and depth of coverage, and its detailed analysis of critical court decisions from all the major arbitration centres. This is a true work of scholarship on one of the most controversial subjects in international arbitration, which also provides in its footnotes a valuable source of other primary materials on the subject. - Michael Hwang S.C., Michael Hwang Chambers --- Michael Hwang S.C., Michael Hwang Chambers
This book offers a very valuable resource in understanding one of the most controversial exceptions to enforcement under the New York Convention. It provides an in-depth analysis of the drafting history of the Convention and a very useful survey of how important arbitral jurisdictions have interpreted the public policy principle. - Barry Leon, Partner and Head of the International Arbitration Group, Perley-Robertson, Hill McDougall LLP/s.r.l., Toronto --- Barry Leon, Partner and Head of the International Arbitration Group, Perley-Robertson, Hill McDougall LLP/s.r.l., Toronto
About the Author
Dr. Anton G. Maurer, LL.M. has been actively involved in international arbitration for more than 20 years, concentrating on commercial, post MA, and corporate disputes, and the enforcement of foreign arbitral awards. He is also actively involved in international litigation and has been professionally involved in disputes in more than 55 countries and in over 80 jurisdictions. He graduated with a law degree as well as a PhD in public international law from the University of Tbingen, Germany, and a Master of Laws in U.S. and Global Business Law from Suffolk University, Boston, MA. Anton Maurer has been a Partner with CMS Hasche Sigle since 1987. He started his career with Sigle Loose Schmidt Diemitz Partners in Stuttgart, Germany and then worked as a foreign attorney with Johnson Swanson in Dallas, Texas. He currently serves on the board of directors of the International Association of Defense Counsel; as Chair of the Advisory Board of The Southwestern Institute for International and Comparative Law; and, as a member of the Advisory Board of the Institute for Transnational Arbitration, and the Board of Trustees, all with the Center for American and International Law, Plano, Texas.