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20 October 2020

Ms Anita SIT
Clerk to the Finance Committee
Legislative Council

Dear Ms SIT,

Finance Committee
Follow up items on the Meeting held on 2 July 2020

Finance Committee Paper FCR(2019-20)26

We acknowledge receipt of the email from the Secretariat of the Finance Committee of 3 July 2020 and follow up on the Finance Committee Paper FCR(2019-20)26 tabled at the captioned meeting which requested the Department of Justice (“DoJ”) to provide the list of arbitrators appointed by the Hong Kong office of the International Court of Arbitration of the International Chamber of Commerce (“ICCICA”) in recent years, and indicate the number of listed arbitrators who are permanent residents of the Hong Kong Special Administrative Region (HKSAR) and/or of Chinese nationality, and whether such number has increased over the years. The DoJ’s reply is as follows.

Having consulted the Asia Office of the ICCICA, the DoJ learnt that the ICCICA does not have a designated list of arbitrators. All appointments of arbitrators are made by the ICCICA either upon the proposal of a National Committee or Group (pursuant to Article 13(3) of the ICC Rules of Arbitration) or through direct appointment by the ICCICA (pursuant to Article 13(3) or (4) of the ICC Rules of Arbitration). The Asia Office of the ICCICA does not decide on the appointment of arbitrators.

According to the Asia Office of the ICCICA, as arbitrators are not required to declare whether he or she possesses HKSAR permanent resident status, there is no statistics on this aspect. As regards the number of appointed arbitrators with Chinese nationality, such statistics remain confidential and are not available for public disclosure.

Yours sincerely,



(Gracie Foo)

Director of Administration and Development
Department of Justice