

Preface

This monograph is a revised version of the dissertation I submitted for Ph.D. in August 2012 at the Department of Law at Aarhus University in Denmark.

International arbitration is a field where different legal traditions and practices meet and are reconciled. The following study largely reflects this feature of international arbitration. The “meeting and reconciliation” feature not only found its expression in the process of selecting the research method and legal orders for comparison for the study but also formed an inherent part of the broader research environment underlying the present project. I myself come from a legal order strongly influenced by the Germanic legal tradition; yet I carried out my research under the auspices of Aarhus University in Denmark and during my visiting research period at the Centre for Commercial Law Studies (CCLS) at the University of London. My stay at the CCLS, in particular, contributed greatly to my understanding of the common law legal tradition and influenced the final shape of my thesis.

But it was the Vis International Commercial Arbitration Moot which in 2008 sparked my interest in international arbitration. Although the way from the initial idea to the final product was long and full of challenges, I remember with nostalgia that it was in the Vis Moot where I first encountered the problem which served as an inspiration for this project. My thanks therefore go to the organisers of the Moot, my former team members and coaches. Furthermore, I would like to thank the students of Aarhus University, whom I had the pleasure to meet later on in my capacity as a coach of the Moot, and who have been a great source of inspiration to me in the last couple of years.

Furthermore, I would like to express my gratitude to the Ph.D. assessment committee consisting of: Prof. Peter Arnt Nielsen, Dr. Patricia Shaugnessy and Prof. Kim Sommer Jensen for their thoughtful comments. Last but not least, my thanks for support and inspiration go to Esben Fisker, to my family and to my dear friends and colleagues at the Department of Law.

Courts' Inquiry into Arbitral Jurisdiction at the Pre-Award
Stage

A Comparative Analysis of the English, German and
Swiss Legal Order

Synkova, S.

2013, XVII, 309 p., Hardcover

ISBN: 978-3-319-00133-3