

## SCHEDULE II

### RULES OF GOOD CONDUCT FOR PROCEEDINGS ORGANISED BY CEPANI

1. In accepting his appointment by CEPANI, the arbitrator shall agree to apply strictly the CEPANI Rules and to collaborate loyally with the Secretariat. He shall regularly inform the Secretariat of the current state of the proceedings.
2. The prospective arbitrator shall accept his appointment by CEPANI only if he is independent of the parties and of their counsel. If any event should subsequently occur that is likely to justifiably call into question this independence in his own mind or in the minds of the parties, he shall immediately inform the Secretariat which will then inform the parties. After having considered the parties' comments, the Challenge Committee shall decide on his possible replacement. The Challenge Committee shall decide without any possibility for recourse.
3. An arbitrator nominated by a party shall neither represent nor act as that party's agent.
4. The arbitrator appointed upon the proposal of a party undertakes, as from his appointment, to have no contacts with that party, nor with its counsel, regarding the dispute which is the object of the arbitration, with the exception of contacts in respect of the nomination of the chair of the Arbitral Tribunal.
5. In the course of the arbitration proceedings, the arbitrator shall, in all circumstances, show the utmost impartiality, and shall refrain from any deeds or words that might be perceived by a party as prejudice, especially when asking questions at the hearing.
6. If the circumstances so permit, the arbitrator may, with due regard to paragraph 5 hereabove, ask the parties to seek an amicable settlement and, with the explicit permission of the parties and of the Secretariat, to suspend the proceedings for whatever period of time is necessary.
7. By accepting his appointment by CEPANI, the arbitrator undertakes to ensure that the Award is rendered as diligently as possible. This means, namely, that he shall request an extension of the time limit provided by the CEPANI Rules only if necessary or with the explicit agreement of the parties.
8. The arbitrator shall obey the rules of strict confidentiality in each case referred to him by CEPANI.
9. Awards may only be published anonymously and with the explicit approval of the parties. The Secretariat shall be informed thereof beforehand. This rule applies to the arbitrators as well as to the parties and their counsel.
10. The signature of the Award by a member of an Arbitral Tribunal of arbitrators does not necessarily imply that that arbitrator agrees with the content of the Award.