



MEDARB RB

Mediation and Arbitration
for Recovery and Business

Table of Costs
Ordinary Regular Arbitration
Expedited Arbitration
Ultra Expedited Arbitration

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TABLE OF COSTS

FOR ORDINARY REGULAR ARBITRATION:	3
FOR EXPEDITED ARBITRATION:.....	4
FOR ULTRA EXPEDITED ARBITRATION:	5
FOR URGENT ARBITRATOR FEES:	6
FOR FEES OF THE MEMBERS OF THE BOARD FOR CONTESTATION OF ARBITRATORS OR ANALYSIS OF CONTESTATION OF ARBITRATORS BY MED ARB RB CHAIRMANSHIP:.....	6
INITIAL CONSIDERATIONS:	7
REGISTRATION FEE	8
ADMINISTRATION FEE	8
EXPERT ARBITRATOR FEES.....	8
GENERAL PROVISIONS.....	9
PAYMENT TO THE EXPERT	10
INTERPRETATION AND APPLICATION OF THE TABLE	10
METHODS OF PAYMENT	10

PROVISIONS ON EXPERT FEES, COSTS, AND EXPENSES OF MED ARB RB

In compliance with the provisions of Art. 7, p, of the Internal Regulation of Med Arb RB, the following PROVISION ON EXPERT FEES, COSTS, AND EXPENSES OF MED ARB RB ("Table of Costs") is hereby established, in force from November 16, 2021.

A) FOR ORDINARY REGULAR ARBITRATION:

- Arbitration with three (3) arbitrators or single arbitrator;
- Preferentially online, but it can be held in-person;
- Procedure under the regular or ordinary arbitration regulation.

CAUSE VALUE	REGISTRATION FEE*	MONTHLY ADMINISTRATION FEE*	MAXIMUM OF FEES FOR EXPERTS IN REGULAR ARBITRATION*
			VALUE PER MEMBER OF THE ARBITRATION COURT
0 up to BRL 100,000.00	BRL 1,000.00	BRL 1,000.00	BRL 10,000.00
From BRL 100,000.01 to 150,000.00	BRL 1,000.00	BRL 1,200.00	BRL 12,000.00
From BRL 150,000.01 to 200,000.00	BRL 1,000.00	BRL 1,500.00	BRL 15,000.00
From BRL 200,000.01 to 300,000.00	BRL 1,500.00	BRL 1,700.00	BRL 16,000.00
From BRL 300,000.01 to 500,000.00	BRL 2,000.00	BRL 2,000.00	BRL 18,000.00
From BRL 500,000.01 to 1,000,000.00	BRL 3,000.00	BL 2,500.00	BRL 20,000.00
From BRL 1,000,000.01 to 5,000,000.00	BRL 4,000.00	BRL 3,000.00	BRL 40,000.00
From BRL 5,000,000.01 to 10,000,000.00	BRL 4,000.00	BRL 4,000.00	BRL 80,000.00
From 10,000,000.01 to 20,000,000.00	BRL 5,000.00	BRL 4,000.00	BRL 100,000.00
Above BRL 20,000,000.01	BRL 5,000.00	BRL 6,000.00	Upon submission of the hours report. Value per hour: BRL 990.00

* a) values corrected in the table on a periodical basis, at the discretion of Med Arb RB chairmanship, by IPCA or another index that may replace it;

b) Only the values of the table shall be indexed by IPCA, and the values deposited before Med Arb RB as experts fees, in which it appears as fiduciary, shall not be indexed by IPCA and shall be deposited to the experts in due in the fixed value deposited by the parties;

c) The values in the table may be reviewed at the discretion of Med Arb RB chairmanship, specifically if the arbitrators submit to the Secretariat information that support the modification of fees, including, but not limited to, excessive duration of the procedure, increase in the complexity of the facts, request of increased number of evidences, such as investigations, need of hearings, as well as other factors that may result in a significant increase in the number of work hours. The decision regarding the authorization or not of the modification shall be taken by Med Arb RB chairmanship.

B) FOR EXPEDITED ARBITRATION:

- Arbitration with single arbitrator;
- Preferably online, but it can be held in-person;
- Procedure that lasts up to twelve (12) months;
- Procedure with regulatory restrictions of statement and evidence under the expedited arbitration regulation;

CAUSE VALUE	REGISTRATION FEE*	MONTHLY ADMINISTRATION FEE*	MAXIMUM OF FEES OF EXPERTS IN EXPEDITED ARBITRATION* PAID FOR EACH ONE OF THE ARBITRATORS
0 up to BRL 100,000.00	BRL 1,000.00	BRL 1,000.00	BRL 6,000.00
From BRL 100,000.01 to 150,000.00	BRL 1,000.00	BRL 1,200.00	BRL 12,000.00
From BRL 150,000.01 to 200,000.00	BRL 1,000.00	BRL 1,500.00	BRL 13,000.00
From BRL 200,000.01 to 300,000.00	BRL 1,500.00	BRL 1,700.00	BRL 14,000.00
From BRL 300,000.01 to 500,000.00	BRL 2,000.00	BRL 2,000.00	BRL 16,000.00
From BRL 500,000.01 to 1,000,000.00	BRL 3,000.00	BL 2,500.00	BRL 20,000.00
From BRL 1,000,000.01 to 5,000,000.00	BRL 4,000.00	BRL 3,000.00	BRL 40,000.00
Above BRL 5,000,000.01 Application of the table of costs of ordinary regular arbitration.			

* a) values corrected in the table on a periodical basis, at the discretion of Med Arb RB chairmanship, by IPCA or another index that may replace it.

b) Only the values of the table shall be indexed by IPCA, and the values deposited before Med Arb RB as expert fees, in which it appears as fiduciary, shall not be indexed by IPCA and shall be deposited to the experts in due time when the services are concluded, in the fixed valued deposited by the parties.

c) The values in the table may be reviewed at the discretion of Med Arb RB chairmanship, specifically if the arbitrators submit to the Secretariat information that support the modification of fees, including, but not limited to, excessive duration of the procedure, increase in the complexity of the facts, request of increased number of evidences, such as investigations, need of hearings, as well as other factors that may result in a significant increase in the number of work hours. The decision regarding the authorization or not of the modification shall be taken by Med Arb RB chairmanship.

C) FOR ULTRA EXPEDITED ARBITRATION:

- Arbitration with single arbitrator;
- Procedure that lasts up to four (4) months;
- Always online;
- Procedure only with document evidences and with regulatory restrictions of statements under the ultra expedited arbitration regulation;

CAUSE VALUE	REGISTRATION FEE*	MONTHLY ADMINISTRATION FEE* maximum of up to four (4) months of duration	MAXIMUM OF FEES FOR EXPERTS IN ULTRA EXPEDITED ARBITRATION*
Up to BRL 5,000.00	BRL 250.00	BRL 250.00	BRL 500.00
From BRL 5,000.01 to 20,000.00	BRL 250.00	BRL 300.00	BRL 1,400.00
From BRL 20,000.01 to 40,000.00	BRL 250.00	BRL 400.00	BRL 3,000.00
From BRL 40,000.01 to 60,000.00	BRL 250.00	BRL 600.00	BRL 3,600.00
From BRL 60,000.01 to 80,000.00	BRL 300.00	BRL 800.00	BRL 4,500.00
From BRL 80,000.01 to 100,000.00	BRL 300.00	BRL 1,000.00	BRL 4,800.00
From BRL 100,000.01 to 150,000.00	BRL 300.00	BRL 1,200.00	BRL 9,000.00
From BRL 150,000.01 to 200,000.00	BRL 300.00	BRL 1,500.00	BRL 10,000.00
From BRL 200,000.01 to 300,000.00	BRL 300.00	BRL 1,700.00	BRL 11,500.00
From BRL 300,00.01 to 500,000.00	BRL 500.00	BRL 2,000.00	BRL 12,500.00
Above BRL 500,000.01 Application of the table of costs of the Expedited Arbitration			

* a) values corrected in the table on a periodical basis, at the discretion of Med Arb RB chairmanship, by IPCA or another index that may replace it;

b) Only the values of the table shall be indexed by IPCA, and the values deposited before Med Arb RB as experts fees, in which it appears as fiduciary, shall not be indexed by IPCA and shall be deposited to the experts in due time, in the fixed valued deposited by the parties.

c) The values in the table may be reviewed at the discretion of Med Arb RB chairmanship, specifically if the arbitrator submit to the Secretariat information that support the modification of fees, including, but not limited to, excessive duration of procedure, increase in the complexity of the facts, request of increased number of evidences, such as investigations, need of hearings, as well as other factors that may result in a significant increase in the number of work hours. The decision regarding the authorization of the modification shall be taken by Med Arb RB chairmanship.

D) FOR URGENT ARBITRATOR FEES:

CAUSE VALUE	MAXIMUM OF EXPERT FEES OF THE URGENT ARBITRATOR*
From 0 to BRL 100,000.00	BRL 3,000.00
From BRL 100,000.01 to 200,000.00	BRL 4,000.00
From BRL 200,000.01 to 300,000.00	BRL 5,000.00
From BRL 300,000.01 to BRL 500,000.00	BRL 7,000.00
From BRL 500,000.01 to 1,000,000.00	BRL 12,000.00
From BRL 1,000,000.01 to 5,000,000.00	BRL 15,000.00
From BRL 5,000,000.01 to 10,000,000.00	BRL 20,000.00
From BRL 10,000,000.01 to 20,000,000.00	BRL 30,000.00
Above BRL 20,000,000.01	BRL 40,000.00

* a) values corrected in the table on a periodical basis, at the discretion of Med Arb RB chairmanship, by IPCA or another index that may replace it;

b) Only the values of the table shall be indexed by IPCA, and the values deposited before Med Arb RB as experts fees, in which it appears as fiduciary, shall not be indexed by IPCA and shall be deposited to the experts in due time, in the fixed valued deposited by the parties.

c) The values in the table may be reviewed at the discretion of Med Arb RB chairmanship, specifically if the arbitrators submit to the Secretariat information that support the modification of fees, including, but not limited to, excessive duration of procedure, increase in the complexity of the facts, request of increased number of evidences, such as investigations, need of hearings, as well as other factors that may result in a significant increase in the number of work hours. The decision regarding the authorization or not of the modification shall be taken by Med Arb RB chairmanship.

E) FOR FEES OF THE MEMBERS OF THE BOARD FOR CONTESTATION OF ARBITRATORS OR ANALYSIS OF CONTESTATION OF ARBITRATORS BY MED ARB RB CHAIRMANSHIP:

CAUSE VALUE	MAXIMUM OF FEES OF EXPERT MEMBERS OF THE BOARD FOR CONTESTATION OF ARBITRATORS OR FOR THE ANALYSIS OF THE CONTESTATION REQUEST* VALUE PER MEMBER AND PER EXPERT CONTESTED
From 0 to BRL 100,000.00	BRL 1,000.00
From BRL 100,000.01 to 500,000.00	BRL 2,000.00
From BRL 500,000.01 to 1,000,000.00	BRL 3,000.00
From BRL 1,000,000.01 to 5,000,000.00	BRL 3,500.00
From BRL 5,000,000.01 to 10,000,000.00	BRL 4,000.00
From BRL 10,000,000.01 to 20,000,000.00	BRL 6,000.00
From BRL 20,000,000.01 to 30,000,000.00	BRL 8,000.00
Above 30,000,000.01	Value of BRL 990, for a minimum of 10 hours and maximum of 30 hours per member of the committee.

* a) values corrected in the table on a periodical basis, at the discretion of Med Arb RB chairmanship, by IPCA or another index that may replace it;

b) Only the values of the table shall be indexed by IPCA, and the values deposited before Med Arb RB as expert fees, in which it appears as fiduciary, shall not be indexed by IPCA and shall be deposited to the experts in due time in the fixed valued deposited by the parties.

c) The values in the table may be reviewed at the discretion of Med Arb RB chairmanship, specifically if the arbitrators submit to the Secretariat information that support the modification of fees, including, but not limited to, excessive duration of procedure, increase in the complexity of the facts, request of increased number of evidences, such as investigations, need of hearings, as well as other factors that may result in a significant increase in the number of work hours. The decision regarding the authorization or not of the modification shall be taken by Med Arb RB chairmanship.

INITIAL CONSIDERATIONS:

- a) For the purposes of this table, in the procedures where there are multiple Applicants or Respondents, the values due shall be apportioned between the components of the same side (Applicant side or Respondent side), except for the administration fee, which shall be charged by side;
- b) Any and all mention to “Applicant” or “Respondent” in this Table of Costs shall be considered as applied to the Applicant side or Respondent side, respectively, in cases with multiple parties. Likewise, “Applicant” or “Respondent” may also be entitled “Plaintiff” or “Defendant”, “Party” or collectively as “Parties”. All reference to “Expert” shall be applied to the arbitrator or mediator, according with the type of procedure;
- c) The administration fees and the Expert fees shall be calculated based in the value of the cause defined in the administrative phase and shall be fully collected before the execution of the Term of Arbitration, but can be paid in installments, in advance by stages of services provision by the Experts, if a duly justified request is made and provided that authorized by Med Arb RB Chairman, at his/her discretion, under art. 7, m, of Med Arb RB Internal Regulation.
- d) Values in dispute for purposes of calculation of the administration fees and arbitrator fees mean the sum of the Party(ies) request(s), and such values shall not be added in cases of:
 - (i) Simple statement of rejection of the other Party request; or
 - (ii) Mirrored request, understood as what is contained or reflected in the request of the other Party. In such case, the highest estimated value of the request shall be adopted;
 - (iii) In case of competing order, any of the Parties may request the division of the value in dispute for purposes of payment of the administration fee and the arbitrators fees. Therefore, the Plaintiff and the Defendant shall be fully responsible for payment of the values related to its corresponding requests.
 - (iv) Requests for division in which the administration fees and arbitrators fees due by the Party that requested the division are higher than those that would be charged according with the general rule shall not be processed (sum of the values of the Parties requests)
- e) In case of procedures submitted by the Judiciary branch, under art. 7, m of Med Arb RB Internal Regulation, provided that authorized by the Med Arb RB Chairman, the registration fee may be offset so the payment is made, or this table of costs may be disregarded, and the values fixed by Court or internal regulation of the corresponding Court of Law are applied.

The costs of a procedure include the registration fee, the administration fee, the expert fees and expenses, regulated under the following provisions:

1. REGISTRATION FEE

1.1. The registration fee is the value to be paid so the procedure can be initiated, and it shall be defined according with the estimated value of the dispute, which may be eventually reviewed by the Expert or Med Arb RB Chairman, according with the table of costs and the arbitration regulation;

1.2. The party that intends to initiate the procedure shall make the petition with the proof of payment of the registration fee, to be paid by means of deposit in the current account:

Banco Itaú

Account: 99702-9

Branch: 0061

On behalf of: CÂMARA DE ARBITRAGEM MEDARBRB EMPRESARIAL LTDA,
CNPJ/MF no. 44.089.905/0001-55

1.3. In no event the registration fee is reimbursable.

2. ADMINISTRATION FEE

2.1. The administration fee shall be charged from each side. The fee shall be settled at the initiation of the arbitration procedure by the applicant and the respondent from their admission of the arbitration, but the fees shall be due since the moment of admission of the petition for arbitration initiation.

2.2. Such administration fee is charged every month.

3. EXPERT ARBITRATOR FEES

3.1. The fees are the values that shall be directly transferred to the expert professional who, appointed by the parties or by Med Arb RB, shall act in the arbitration procedure;

3.2. The expert arbitrators fees shall be paid in separate.

3.2.1. The parties shall deposit the value to Med Arb RB, which shall transfer such values.

3.2.2. The parties shall deposit the arbitrators fees before Med Arb RB in the following cases:

20% of the total value 5 days after the arbitrators appointment;

80% of the value soon after the execution of the term of arbitration;

3.2.3. The fees shall be deposited according with the provisions of the table of costs, after the issuance of the award or decision of the request for clarifications. The arbitrators shall submit reports for accountability.

3.3. Before the execution of the term of arbitration, each party shall deposit before the Secretariat of Med Arb RB the provisioning of the value corresponding to the expert(s)/arbitrator fees.

4. GENERAL PROVISIONS

4.1. If the appointed arbitrator is not included in the list of experts of Med Arb RB, an amount corresponding to twenty per cent (20%) shall be accrued in the value of the fees fixed in the table in the administration fee for the participant who made the appointment, or in case of the Chief of Court, an accrual for all participants, since his/her curriculum shall be submitted for analysis of the chairmanship and shall demand a greater support of the secretariat.

4.2. The values of international procedures, in case of at least one party with headquarters or domiciled abroad, 20% shall be accrued on the table in force, in the administration fee;

4.3. If during the procedure the economic value of the dispute informed by the parties is identified as lower than the actual economic value assessed based in the elements produced during the procedure, the Med Arb RB Chairman shall make the due correction, and the parties, as the case may be, shall complement the value initially deposited as the registration and administration fee and expert fees, within three (3) business days from receipt of the notice submitted to them, under penalty of interruption of the procedure under the Arbitration Regulation.

4.4. In procedures which value of the cause is undetermined or invaluable, the Med Arb RB Chairman shall define the value of the Registration and Administration Fees and the expert fees, taking into consideration the complexity of the subject and other circumstances deemed as relevant.

4.4.1. The value of the dispute shall be fixed by the Participants taking into consideration the economic interest discussed. If the value of the dispute is not known or in case of conflict, the Med Arb RB Chairman shall define the value of the dispute for purposes of calculation of the administration fee and the expert fees.

4.5. The invoices for payment of the expert fees, based in the minimum estimated hours, shall be submitted by Med Arb RB, and the payment shall be made within three (3) business days, and may be extended for up to three (3) days upon request of the Participant. The payment shall be made before the Meeting for execution of the term of arbitration.

4.6. Omitted cases or specific situations shall be analyzed by the Med Arb RB Chairman.

4.7. The values indicated in the table above are related to minimum fees, per expert, and may be reviewed by mutual agreement between the Participants and the Expert.

4.8. Concurrently to the execution of the term of arbitration and whenever required, the experts shall estimate the number of hours to be incurred, informing such estimation so the secretariat of Med Arb RB can arrange the provisioning, upon the collection of a value in accrual.

6. PAYMENT TO THE EXPERT

6.1. The expert shall inform Med Arb RB, upon his/her acceptance, the method by which he/she will receive his/her fees and expenses reimbursement.

6.2. In case of receipt by an individual, the Participants shall bear with the corresponding social security burden, or any other tax levied, which shall be collected by Med Arb RB (paying source), the tax authority in charge (Art. 22, I of Law 9.876/99). Likewise, the Participants shall bear with the corresponding taxes and bank charges in case of transfer of values abroad.

6.3. Any and all payment made to the expert shall only be made by Med Arb RB after the due provisioning by the Participants and by the fixed value deposited by them, after the service provision.

9. INTERPRETATION AND APPLICATION OF THE TABLE

9.1. The Med Arb RB Chairman is responsible for settling any questions regarding the interpretation and application of this table.

10. METHODS OF PAYMENT

10.1. The invoicing and payment shall be informed by the financial department, which shall be in charge for the issuance of invoices or business invoices for payment of the Procedure Expenses.

10.2. Deposits shall be made according with the specific authorization provided by the Secretariat of Med Arb RB, which shall indicate the corresponding account for the deposit. Authorized deposits shall be recognized by Med Arb RB only after the electronical submission of the proofs and its due identification on Med Arb RB platform or email.

10.3. According with the requirements of the bank institutions, the CNPJ (National Register of Legal Entities) or CPF (Individual Taxpayer Registration) numbers are mandatory for the bank slip issuance.

10.3.1. For Parties resident abroad and with no CNPJ or CPF number, the invoicing shall be issued considering the international transfer as a method of payment for Med Arb RB.

10.4. In cases of cause value statement in foreign currency, the conversion for Brazilian Real currency shall be made on the petition date of the procedure in Med Arb RB.



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