

Arbitration News

JUNE 2025

What Spanish courts are saying

SPAIN

- The High Court of Justice of Castilla-La Mancha, in its [Judgment of 22 May](#), dismisses an action to set aside an award on the grounds of alleged defencelessness. The Court considers that: (i) the arbitrator had duly reasoned the dismissal of certain evidence on the basis that it lacked a direct connection to the subject matter of the arbitration; (ii) the absence of recording or transcript of the hearing does not constitute grounds for annulment, as it was neither legally required nor agreed upon by the parties; and (iii) the joint holding of the hearing and conclusions did not result in any defencelessness.
- The Provincial Court of Barcelona, in its [Order of 4 April](#), dismisses an appeal lodged against the dismissal of the opposition to the enforcement of an award. The Court recalls that the annulment of the award must be pursued through the action to set aside provided for in the Arbitration Act and cannot be raised at the enforcement stage.
- The High Court of Justice of Madrid, in its [Judgment of 1 April](#), dismisses an action to set aside an award based on the alleged excess of authority by the arbitrator. The Court finds that, by failing to request the correction of the alleged excess, the claimant committed an irremediable omission that undermines the validity of its action to set aside. The Court applies by analogy the Supreme Court's case law on the requirement to exhaust prior procedural remedies.

What is happening outside Spain

INTERNATIONAL

- The Paris Court of Appeal, in its [Judgment of 15 May](#), holds that the appeal against the decision granting exequatur to an international award does not stay the enforcement of the award.
- An ICSID committee, in its [Decision of 2 June](#), sets aside an award ordering Italy to compensate a UK investor for an unlawful expropriation. The annulment is based on the fact that one of the arbitrators failed to disclose that he had been convicted, more than 25 years ago, by the Milan courts in a judgment that was later overturned. According to the committee, the arbitrator's negative experience with the Italian judicial system could have affected his impartiality.

Some interesting publications and events

ACADEMIC WORLD

- The ICC published, on 24 June, its [“2024 ICC Dispute Resolution Statistics”](#), which analyses the Court's main statistics over recent years. In 2024 alone, the ICC registered 841 new arbitrations.
- CIAM-CIAR and ICSID have signed an [institutional agreement](#) aimed at promoting the use of arbitration, conciliation and mediation in the field of international investment.

What we have been up to at Pérez-Llorca

PLL

- Pérez-Llorca has published a new edition of its [Arbitration Code](#), prepared by the Firm's Litigation and Arbitration team. The publication was led by Félix J. Montero and Fernando Bedoya (Litigation and Arbitration partners at Pérez-Llorca) and involved a drafting committee composed of José Luis Ruiz de Castañeda, Rolando Seijas, Alberto Trueba, Celia Cañete, Javier García Urbano and María de Arcos (Litigation and Arbitration lawyers at Pérez-Llorca).
- Javier Tarjuelo (Litigation and Arbitration lawyer at Pérez-Llorca) gave the welcoming speech at the [XVIII International Meeting of CEIA-40](#), on 1 June, during the event titled [“NextGen Arbitration: innovation and challenges for the future”](#).
- Fernando Bedoya (Litigation and Arbitration partner at Pérez-Llorca) participated as a speaker, on 3 June, in the panel [“Things that happen now and did not happen before in arbitration”](#), held as part of the event [“An afternoon with CEIA women”](#) within the [XIX International Congress of the CEIA](#).