



Editorial

Welcome to the 3rd volume, 1st edition of DIAC journal Arbitration in the Middle East.

Dr. Mahmud Sameer Asharkawi who is one of the prominent jurists in the Arab World in the area of international trade and disputes resolution honors us by writing the editorial of this issue. We are quite proud of this precious contribution by Dr. Asharkawi whose name will be added to the list of the prominent jurists and figures who wrote editorials for our journal.

This issue is distinguished for collecting a number of highly-specialized articles which enrich the reader with much information regarding different fields of specializations.

The first article in this issue is Patrick MM Lane's, "The Apportionment of Risk in Construction Contracts" which is considered one of the most specialized articles tackling the issue of distributing risks liabilities in structural contracts. The writer of this article is one of the international experts and arbitrators specialized in this area. Accordingly, this article is considered one of the best resources; which gives the journal a considerable scientific value. The reader will find, in this article, precise information about projects management and all the different contractual terms that apply to it. The article is also full of many specialized technical terms in this field; as it provides all vocacionals with these terms in the simplest possible manner. It also includes some tips on how to deal with the force majeure and the unexpected circumstances that may appear upon the initiation of the project implementation; in addition to the contractor's liability regarding expecting such circumstances. It also tackles how to pay the contractor during the phases of project implementation, the scope of the contractor's liability, as a manager for the project and risks, in case any defect or deficiency appears in the material, and how to distribute the risks arising from disruption or delay in implementing the project among the contractual parties (contractor, employer, engineer, supplier, and sub-contractor). The article reviews important references in this field; especially regarding the different patterns and conditions. It also shows the different standards adopted by the arbitration centers to settle different types of disputes; a long side with many useful practical issues.

The second article is Margaret Drews. It tackles in details the different patterns of mediation, the characteristics of mediation and its importance as the easiest way to settle disputes. It also illustrates the purposes and types of mediators, their role and the scope of applying the different types of mediation; which gives the reader a profound idea from a new perspective about mediation.