

defining certain terms; specifying the purpose of this Act; establishing the governing law under certain circumstances; authorizing the circuit courts to enforce agreements and orders under this Act; establishing certain requirements for venue; permitting a party to request preaward security under certain circumstances; providing for intervention by the courts of this State under certain circumstances; establishing procedures for appeals; and generally relating to international commercial arbitration.

BY adding to

Article - Courts and Judicial Proceedings

Section 3-2B-01 through 3-2B-09 to be under the new subtitle "Subtitle 2B. International Commercial Arbitration"

Annotated Code of Maryland
(1989 Replacement Volume)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article - Courts and Judicial Proceedings

SUBTITLE 2B. INTERNATIONAL COMMERCIAL ARBITRATION

3-2B-01.

(A) IN THIS SUBTITLE, THE FOLLOWING TERMS HAVE THE MEANINGS INDICATED.

(B) (1) "INTERNATIONAL COMMERCIAL ARBITRATION" MEANS AN ARBITRATION IN WHICH:

(I) ~~AT LEAST 1 OF THE PARTIES TO THE ARBITRATION AGREEMENT HAS A PLACE OF BUSINESS~~ THE RELEVANT PLACE OF BUSINESS OF AT LEAST 1 OF THE PARTIES TO THE AGREEMENT IS IN A COUNTRY OTHER THAN THE UNITED STATES; OR

(II) IF NONE OF THE PARTIES HAS A RELEVANT PLACE OF BUSINESS IN A COUNTRY OTHER THAN THE UNITED STATES, THE RELATIONSHIP BETWEEN ANY OF THE PARTIES TO AN ARBITRATION AGREEMENT INVOLVES PROPERTY LOCATED ABROAD, ENVISAGES PERFORMANCE OR ENFORCEMENT ABROAD, OR HAS SOME OTHER REASONABLE RELATION WITH 1 OR MORE FOREIGN COUNTRIES.

(2) (I) IF A PARTY HAS MORE THAN 1 PLACE OF BUSINESS, THE RELEVANT PLACE OF BUSINESS SHALL BE ~~THAT WHICH~~ THE PLACE OF BUSINESS:

1. THAT HAS THE CLOSEST RELATIONSHIP TO THE ARBITRATION AGREEMENT; OR

2. DESIGNATED BY THE AGREEMENT OF THE PARTIES.