

## **THE ARBITRATION AGREEMENT**

**JOHN LIVERMORE ENTERPRISES**

**ABN 32 591 320 219**

**THIS AGREEMENT** is made the \_\_\_\_\_ of \_\_\_\_\_ 20 \_\_\_\_ **AND:**

**WHEREAS:**

- A. A dispute has arisen between the parties under the Conditions of Contract signed by both parties.
- B. The parties have agreed to refer the dispute to arbitration. The Arbitrator and any person who may be appointed in his place will hereafter be called the Arbitrator.

**IT IS AGREED** between the parties as follows:-

1. In accordance with the terms of the Agreement signed between the two parties, the dispute has been referred by to the Arbitrator, John Livermore, who has accepted the office of Arbitrator by their acknowledgement below.
2. Subject to this Agreement the arbitration shall be conducted in accordance with the provisions of the Commercial Arbitration Act 1986 Tasmania and the rules of Resolution Institute.
3. Each party shall lodge \$1000 as security, to be held in trust, for interstate travel and expenses of the arbitration, and such further sums as for the costs Arbitrator may direct.
4. The Arbitrator may have recourse to this security from time to time upon notice to the parties in order to meet his costs and expenses for the costs of the arbitration which is based on the hourly rate of \$165 (including the writing of the award).
5. Travel is to be paid at \$2 per kilometer, printing and stationery at \$1 per page, accommodation at \$150 per nights, airfares (interstate) at cost (business class), taxi fares at cost.

**THE ARBITRATION AGREEMENT (Continued)**

**JOHN LIVERMORE ENTERPRISES      ABN 32 591 320 219**

**IN WITNESS** that both parties have signed/sealed on the date first written at the head of this Agreement.

**SIGNED** by the said .....

**ADDRESS:** .....

In the presence of:

..... Dated.....  
(Signature of Witness)

Address of Witness.....

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**SIGNED** by the said .....

**ADDRESS:** .....

..... Dated.....  
(Signature of Witness)

Address of Witness.....

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**ACKNOWLEDGEMENT OF ARBITRATOR**

I, John Livermore of 28 Petty Street, West Hobart, Hobart, Tasmania, Australia acknowledge that I have accepted the office of Arbitrator/Expert Determinator in this dispute

Signed:..... Dated:.....