

FEDERAL LAW NO . 26

Issued on 1/11/1999

Corresponding to 23 Rajab 1420 H .

ON THE ESTABLISHMENT OF CONCILIATION AND RECONCILIATION COMMITTEES AT THE FEDERAL COURTS

Modified by

Federal Law no . 25/2005 dated 10/8 / 2000

We , Zayed Bin Sultan Al Nahyan , President of the United Arab Emirates State ,

Pursuant to the perusal of the Constitution , and

Federal Law no . 1 of 1972 regarding the Jurisdiction of the Ministries and the Powers of the Ministers and the amending Laws thereof ; and

Federal Law no . 11 of 1972 regarding the Regulation of Judicial Relations between the Emirates members of the Union ; and

Federal Law no . 6 of 1978 regarding the Establishment of Federal Courts and Transferal of Jurisdiction of Local Judicial Authorities of Some Emirates to them and the amending Laws thereof ; and

The Civil Procedures Code issued by Federal Law no . 5 of 1985 ; and

The Code of Evidence in Civil and Commercial Transactions issued by Federal Law no . 10 of 1992 ; and

The Commercial Transactions Code issued by Federal Law no . 18 of 1993 ; and

Acting upon the proposal of the Minister of Justice , Islamic Affairs and Endowments and the approval of the Council of Ministers and the ratification of the Federal Supreme Council ;

Have promulgated the following Law :

Article 1 -

One or several Committees shall be set up at the seat of every Civil or Shari'a Federal Court of First Instance , under the name of (Conciliation and Reconciliation Committee) and shall be composed of one judge as President and the membership of two members of the judicial authority or qualified experts known for their impartiality and integrity .

The Minister of Justice , Islamic Affairs and Endowments shall decide to set up these committees and determine their territorial jurisdiction .

The Council of Ministers shall determine the remuneration of the non - members of the judicial authority .

Article 2 -

Modified by Federal Law no . 25 dated 10/8 / 2005 :

Conciliation and Reconciliation Committee shall be competent to :

1 - Settle civil , commercial and labor disputes of whatever value in addition to disputes of undetermined value through conciliation .

2 - The committee for carrying out its task shall be entitled to review papers , documents , records and other evidences and adopt the appropriate decisions without restricting to the Civil Procedures Code and Law of Attorneys and the official working hours .

Article 3 -

Every Civil or Shari'a Court of First Instance must not register any lawsuit regarding civil or commercial disputes unless after its submission to Conciliation and Reconciliation Committee .

Article 4 -

The Committee must notify the parties through telephone or any other way within seven days from the date of receiving the application to attend on the time specified in the notification .

Article 5 -

If any of the parties fails to attend on the time specified in the notification or if he attends but opposes the examination of his dispute before the Committee or if the dispute has not been settled by conciliation , the parties shall be granted an attestation of the incident .

Article 6 -

The Committee seeks to settle the dispute via conciliation within thirty days at most from the date of presence of parties ; it may be extended to a similar period upon the agreement of both parties or by a decision from the Committee President .

Article 7 -

If the parties reached to agreement before the committee , this matter shall be proven in a report signed by them , the Committee President and the members . This report shall be accredited by the Head of the competent Court and shall have the force of the writ of execution and may not be subject to any means of recourse .

Article 8 -

Applications submitted to the Committee shall not be subject to any judicial fees .

Article 8/1 -

Added and modified by Federal Law no . 25 dated 10/8 / 2005 :

Shall not be included within the jurisdiction of the Conciliation and Reconciliation Committee :

1 - Orders , summary and ad interim lawsuits , and lawsuits to which the Government is a party , rental lawsuits examined before Rental Disputes Committees and any other lawsuits decided to be examined before other conciliation committees of whatsoever .

2 - If the plaintiff lays arrestation on the funds and assets of his opposing party or adopt any of the summary procedures .

3 - Cases registered at the Federal Courts since the applicability of Federal Law no . 26 of 1999 until the date of enforcement of its amendment issued by Federal Law no . 4 of 2001 .

Article 9 -

The Minister of Justice , Islamic Affairs and Endowments shall issue the regulations regulating the work of this Committee .

Article 10 -

This Law shall be published in the Official Gazette and shall come into force three months subsequent to its publication .

Promulgated by Us at the Presidential
Palace in Abu Dhabi

On 23 Rajab 1420 H .

Corresponding to 1/11/1999

Zayed Bin Sultan Al Nahyan

President of the United Arab Emirates

State

This Federal Law has been published in the Official Gazette , issue no . 341 , p . 19 .