

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

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SENATE BILL 370

Judiciary Committee Substitute Adopted 4/1/97

House Committee Substitute Favorable 5/19/97

Short Title: Commercial Arbitration Amend.

(Public)

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Sponsors:

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Referred to:

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March 11, 1997

A BILL TO BE ENTITLED

1 AN ACT TO AMEND THE NORTH CAROLINA INTERNATIONAL COMMERCIAL  
2 ARBITRATION ACT TO PROVIDE FOR THE ENFORCEMENT OF  
3 ARBITRATION AWARDS PURSUANT TO THE ACT ENTERED OUTSIDE  
4 NORTH CAROLINA AND TO GIVE A PARTY THE RIGHT TO BE  
5 REPRESENTED BY AN ATTORNEY AT A PROCEEDING PURSUANT TO THE  
6 ACT.  
7

8 The General Assembly of North Carolina enacts:

9 Section 1. G.S. 1-567.31(b) reads as rewritten:

10 "(b) The provisions of this ~~Article~~ Article, except ~~G.S. 1-567.38 and G.S. 1-567.39,~~  
11 G.S. 1-567.38, 1-567.39, and 1-567.65, apply only if the place of arbitration is in this  
12 State."

13 Section 2. G.S. 1-567.48 reads as rewritten:

14 "**§ 1-567.48. Equal treatment of ~~parties~~ parties; representation by attorney.**

15 (a) The parties shall be treated with equality and each party shall be given a full  
16 opportunity to present its case.

1       (b) A party has the right to be represented by an attorney at any proceeding or  
2 hearing under this Article. A waiver of this right prior to the proceeding or hearing is  
3 ineffective."

4               Section 3. This act becomes effective October 1, 1997, and applies to  
5 proceedings initiated on or after that date.