محكمة قطر الدولية
ومركز تسوية المنازعات
QATAR INTERNATIONAL COURT
AND DISPUTE RESOLUTION CENTRE

In the name of His Highness Sheikh Tamim bin Hamad al Thani,

Emir of the State of Qatar

Neutral Citation: [2021] QIC (F) 8

IN THE CIVIL AND COMMERCIAL COURT

OF THE QATAR FINANCIAL CENTRE

FIRST INSTANCE CIRCUIT

17 March 2021

Case No: CTFIC0004/2021

C

Applicant

and

D

Respondent

Note on Ruling

Members of the Court:
Justice Frances Kirkham
Justice William Blair
Justice Fritz Brand

Note on Ruling

1. This Note is issued by the Court following a ruling on an application to the Court for an injunction in connection with an arbitration. This Note deals solely with the issue of jurisdiction. Since the matter relates to an arbitration, the Court has anonymised the names of the parties.

2. The facts so far as relevant are that C, a company not established within the Qatar Financial Centre (QFC), entered into a contract with D, also a company not established in the QFC. The contract provided for LCIA arbitration and provided that, "The seat of the arbitration be the Qatar International Court and Dispute Resolution Centre (QICDRC) in the Qatar Financial Centre, Qatar (QFC) and the venue of the arbitration shall be Qatar".

3. C applied to the Court for interim relief/precautionary measures in relation to the contract by way of an injunction maintaining the status quo pending determination of the dispute.

4. C stated that it was in the process of filing an Arbitration Request in relation to the dispute.

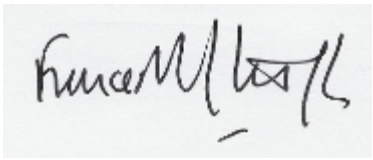
5. The application to the Court was filed on 16 February 2021 and decided by the Court on 21 February 2021.

6. As the court of the seat of the arbitration, and the Competent Court under Law No. 2 of 2017 issuing the Law of Arbitration in Civil and Commercial Matters, the Court was satisfied that it had jurisdiction to deal with the application, in circumstances in which an arbitral tribunal could not yet act, or act effectively.

7. The Court however declined to grant relief on the facts before it at the time of the application.

8. Because it is the Court's policy to protect the confidentiality of arbitrations, and as no point arises of general interest apart from the issue of jurisdiction, the Court directed that only this Note of the ruling be made available.

By the Court,



Justice Frances Kirkham

DIGITALLY SIGNED AND VERIFIED
موقّع رقمياً ومعتمد