

# Dispute Resolution Hotline

July 21, 2021

## HALLIBURTON V. CHUBB: AN ENGLISH LAW TREATISE ON ARBITRAL BIAS AND THE INDIAN PERSPECTIVE

This article was originally published in



### SUMMARY

Impartiality and fairness of the arbitrator are cardinal principles of an arbitral proceeding. Issues often arise with respect to arbitrator conflicts and apparent bias, necessitating a critical guidance for arbitrators, practitioners and arbitral institutions. The UK Supreme Court in its recent judgement, *Halliburton Company v. Chubb Bermuda Insurance Ltd.*, has clarified and set precedent for issues relating to the apparent bias and extent of an arbitrator's duty to disclose material circumstances which may raise questions of bias in arbitrations. London is one of the principal global hubs for arbitration and frequently selected as a seat of arbitration in commercial contracts. Thus, the Supreme Court's decision setting out the importance of fair disclosures, independence and impartiality in English-seated arbitrations will act as a ready reference going forward for examining these issues across the globe. The case brief examines such critical issues and delves into the observations of the Supreme Court on issues relating to multiple arbitral appointments on overlapping subject matters, involving a common party giving rise to justifiable doubts and arbitrator's duty to disclose the same. In this context, it further provides an overview of the Indian law on impartiality and independence of arbitrators.

For complete article, please click [here](#).

– Shweta Sahu, Alipak Banerjee & Payel Chatterjee  
You can direct your queries or comments to the authors

### DISCLAIMER

The contents of this hotline should not be construed as legal opinion. View detailed disclaimer.

This Hotline provides general information existing at the time of preparation. The Hotline is intended as a news update and Nishith Desai Associates neither assumes nor accepts any responsibility for any loss arising to any person acting or refraining from acting as a result of any material contained in this Hotline. It is recommended that professional advice be taken based on the specific facts and circumstances. This Hotline does not substitute the need to refer to the original pronouncements.

This is not a Spam mail. You have received this mail because you have either requested for it or someone must have suggested your name. Since India has no anti-spamming law, we refer to the US directive, which states that a mail cannot be considered Spam if it contains the sender's contact information, which this mail does. In case this mail doesn't concern you, please unsubscribe from mailing list.

## Research Papers

### Mergers & Acquisitions

July 11, 2025

### New Age of Franchising

June 20, 2025

### Life Sciences 2025

June 11, 2025

## Research Articles

### 2025 Watchlist: Life Sciences Sector India

April 04, 2025

### Re-Evaluating Press Note 3 Of 2020: Should India's Land Borders Still Define Foreign Investment Boundaries?

February 04, 2025

### INDIA 2025: The Emerging Powerhouse for Private Equity and M&A Deals

January 15, 2025

## Audio

### CCI's Deal Value Test

February 22, 2025

### Securities Market Regulator's Continued Quest Against "Unfiltered" Financial Advice

December 18, 2024

### Digital Lending - Part 1 - What's New with NBFC P2Ps

November 19, 2024

## NDA Connect

Connect with us at events, conferences and seminars.

## NDA Hotline

Click here to view Hotline archives.

## Video

### Reimagining CSR: From Grant Giving to Blended Finance & Outcome Based Funding

June 16, 2025

### Courts vs Bankruptcy code: The

