

INDEX

- Arbitral tribunal
 - jurisdiction of
 - corruption (arbitrability of issues of), and, 8.62–8.64
 - right and obligation to inquire into corruption *sua sponte*, 8.14–8.22
- Arbitrator
 - duty to report corruption, 8.69–8.73
- Awards
 - judicial scrutiny of corruption-tainted awards, 8.73–8.116
 - competing considerations: finality of award vs forum's fundamental public policy concerns, 8.74–8.75
 - competing judicial attitudes: minimal review, 8.76–8.85; maximal review, 8.85–8.93; contextual review, 8.93–8.98
 - public policy considerations, 8.98–8.105
 - standard of review, 8.105–8.116
- China
 - Arrangement Concerning Mutual Enforcement of Arbitral Awards between the Mainland China and the Hong Kong SAR 1999
 - conflicts in enforcement, 8.127–8.129
 - legislative background, 8.121–8.127
 - awards
 - mutual enforcement of awards between Mainland China and Hong Kong SAR, 8.120–8.130
- Corruption
 - arbitrability of issues of, 8.62–8.64
 - arbitrator's duty to report, 8.69–8.73
 - burden of proof, 8.22–8.37
 - elements of corrupt conduct, 8.9
 - examination of, in international arbitration, 8.1–8.119
 - finding of, and consequences (legal), 8.61–8.68
- Corruption (*continued*)
 - finding of, and consequences (legal) (*continued*)
 - admissibility and merits of claim, 8.64–8.68
 - jurisdiction of arbitral tribunal and arbitrability of issues of corruption, 8.62–8.64
 - judicial scrutiny of, standard of proof, 8.22–8.37
- Definitions
 - bribery*, 8.4–8.5
 - corruption*, 8.4–8.11
- Hong Kong Special Administrative Region (HKSAR)
 - awards
 - mutual enforcement of awards between Mainland China and Hong Kong Special Administrative Region, 8.120–8.130
- Intermediary agreement
 - applicable law, 8.37–8.61
 - choice of law analysis, 8.57–8.60
 - conflicts of laws analysis, 8.37–8.57
 - transnational public policy, and, 8.60–8.61
 - corruption, and, 8.25–8.28
 - elements of, 8.25–8.28
- Place of arbitration. *See* Seat of arbitration
- Place of performance
 - seat of arbitration, and, in conflicts of laws analysis, 8.46–8.60
- Seat of arbitration
 - applicable law governing intermediary agreement, and, 8.37–8.61
 - place of performance, and, in conflicts of laws analysis, 8.46–8.60