

FamilyArbitrator – IFLA financial arbitration checklist

- All parties and proposed arbitrator content with wording in [ARB1FS](#)? Has it been signed by/on behalf of all parties?
- All parties and proposed arbitrator signed [arbitration agreement](#)?
- Any safeguarding concerns? If so, how will they be managed?
- Any reasonable adjustments required?
- Do any existing court proceedings need to be stayed?
- If parties married, is there a decree nisi or if civil partners is there a conditional order?
- Will a case management appointment be required prior to the substantive arbitration?
- Do any disclosures made by the arbitrator (if relevant) impinge on impartiality? Are they waived or not?
- What procedure is to be adopted? Art 10 or Art 12 of [IFLA financial rules](#) (or some adaptation)?
- Do the default [IFLA financial rules](#) apply or require any bespoke refinement for hearing (e.g. costs)?
- How should disclosure and receipt of evidence be managed?
- What venue or remote platform?
- If remote platform, who will set up and manage the session?
- Length of hearing estimate and number of witnesses?
- Bundle format [PD27A](#) (augmented by [Remote Access Family Court Guide \(v5\)](#) para 20) or [Chancery Guide](#) chapter 21, applied in full or some bespoke arrangement?
- Which party to arrange recording of the hearing?
- How is the oath or affirmation to be administered? ([Remote Access Family Court Guide \(v5\)](#) para 5.11 useful for remote hearings)
- Do parties wish to expressly exclude the right of appeal on a point of law? (s.69(1) [Arbitration Act 1996](#))