

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

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SENATE BILL 370

Short Title: Commercial Arbitration Amend.

(Public)

Sponsors: Senators Odom; and Rand.

Referred to: Judiciary.

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.
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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 is amended to read as follows:

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.

17 (b) A party has the right to be represented by an attorney at any proceeding or
18 hearing under this Article. This right cannot be waived."

19 Section 3. This act is effective when it becomes law and applies to
20 proceedings initiated on or after that date.