



## RESOLUTION NO. 02-2006

### Defining the Coverage of the Revised Rules of Procedures Governing Construction Arbitration

**WHEREAS**, the Construction Industry Arbitration Commission (CIAC) promulgated Resolution No. 10-2005 on 19 November 2005 approving the Revised Rules of Procedures Governing Construction Arbitration (Revised Rules) which shall govern all arbitration proceedings conducted under the auspices of CIAC upon its affectivity.

**WHEREAS**, the Revised Rules was published in Manila Standard on November 30, 2005 and thus, has become effective on 15 December 2005;

**WHEREAS**, some confusion has arisen as to whether or not the Revised Rules shall apply to pending cases

**WHEREAS**, the Revised Rules, being procedural in nature, may be applied retroactively to all pending cases, unlike substantial rules which can only be applied prospectively;

**NOW THEREFORE**, we the undersigned Commissioners by virtue of the powers vested in us by law do hereby resolve as it is hereby resolved to ordain that the Revised Rules shall be applicable to all pending cases upon its effectivity on 15 December 2005 and all cases which are to be filed thereafter.

**UNANIMOUSLY APPROVED.**

Done in the City of Makati, Philippines this 19th day of January 2006.

#### THE COMMISSION

  
**SEDFREY A. ORDONEZ**  
Chairman

  
**ISAAC S. DAVID**  
Member

  
**SAMSON C. LAZO**  
Member