

# General information for parties covered by the EU Sanctions

This document describes practical, administrative steps that need to be undertaken by parties covered by the restrictive measures issued by the European Union in relation to the situation between Ukraine and Russia, in conjunction with the filing of a request for arbitration under the Rules of the SCC Arbitration Institute (SCC Rules).

This information is based on the restrictive measures “directed against certain persons, entities and bodies in view of the situation in Ukraine” and “in respect of actions undermining or threatening the territorial integrity, sovereignty and independence of Ukraine” adopted by the European Union (“the Regulations”).<sup>1</sup>

The information targets persons and entities as listed by the Regulations. The sanctions also apply to subsidiaries owned or controlled by the listed companies.

## **Prior to filing the request for arbitration**

Prior to filing for arbitration, a sanctioned party should contact the SCC for further information and instructions.

Please note that payments of the registration fee or advance on costs from Russian or Belarussian bank accounts require additional administration. The payer should contact the SCC for further instructions, before remitting such payment.

An authorisation to transfer funds to the SCC is required under the exemption provided in Article (4 1.b) of the Regulations No 269/2014 of 17 March 2014.

This provision allows for the relevant authority to grant an exemption from the sanctions for funds “intended exclusively for payment of reasonable professional fees or reimbursement of incurred expenses associated with the provision of legal services”.

The application should be made to the Swedish National Board of Trade (Sw. Kommerskollegium) in case of an entity and to the Swedish Social Insurance Agency (Sw. Försäkringskassan) in case of a natural person.

Upon a successful application, whereby the relevant authority grants the requested exemption, the payment of the registration fee and/or advance on costs should be made to the SCC, and the case will proceed in accordance with the applicable SCC Rules.

For additional information, contact Evelina Wahlström at [evelina.tw@sccarbitrationinstitute.com](mailto:evelina.tw@sccarbitrationinstitute.com)

## **The arbitral proceedings**

The Regulations do not affect the conduct of the arbitration. The integrity of the process, and the impartial and equal treatment of the parties is maintained.

The SCC has also issued a Q&A on the EU sanctions against Russia, available on the SCC website.

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<sup>1</sup> EC 208/2014 dated 5 March 2014 with amendments; EC 269/2014 dated 17 March 2014 with amendments. Updated list of the sanctioned entities and persons might be found here: <https://eur-lex.europa.eu/legal-content/EN/TXT/?uri=CELEX%3A02014D0145-20211213&qid=1646949458908>