

SCHEDULE 1
SCOTTISH ARBITRATION RULES

PART 5

POWERS OF COURT IN RELATION TO ARBITRAL PROCEEDINGS

Rule 45 Court's power to order attendance of witnesses and disclosure of evidence M

- 45 (1) The court may, on an application by the tribunal or any party, order any person—
- (a) to attend a hearing for the purposes of giving evidence to the tribunal, or
 - (b) to disclose documents or other material evidence to the tribunal.
- (2) But the court may not order a person to give any evidence, or to disclose anything, which the person would be entitled to refuse to give or disclose in civil proceedings.
- (3) The tribunal may continue with the arbitration pending determination of an application.
- (4) The court's decision on whether to make an order is final.