**FORM 6**

**Notice of acceptance of the appointment to act as adjudicator**

|  |
| --- |
| **To:** (Claimant)  (*service address*) |
| **To:** (*Respondent*)  (*Service address*) |
| **From:** (Adjudicator)  (Service address) |
| (*Date*) |

|  |
| --- |
| (*Mode of Service[[1]](#footnote-1)*) |
| Contract Reference Number:  Date Contract Was Made:  Project / Work Description:  Project Site Location:  Contract Sum:  Date of Notice of Adjudication:  KLRCA Case Registration Number (if any): |

**NOTICE OF ACCEPTANCE OF THE APPOINTMENT TO ACT AS ADJUDICATOR**

1. I refer to the letter of [*request[[2]](#footnote-2)/ appointment[[3]](#footnote-3)*] dated [*Date*] for me to act as adjudicator in the dispute as identified in the above referenced Notice of Adjudication which was sent to me by [*the Claimant pursuant to section 21(a) of the Construction Industry Payment & Adjudication Act 2012 / the Director of the Kuala Lumpur Regional Centre For Arbitration pursuant to section 23(1) of the Construction Industry Payment & Adjudication Act 2012* ].
2. I, [Name of the adjudicator] hereby accept the appointment to act as adjudicator as per the Terms and Conditions of the Appointment agreed by the parties, a copy of which is attached [*or, the KLRCA’s standard terms of appointment and fees for the services of an adjudicator in force as of the date of this letter*]. My fees and expenses are as contained in the attached Terms and Conditions of the Appointment agreed by the parties [*or, the Schedule [Regulation 6] KLRCA’s Standard Fees For Services And Expenses Of Adjudicator, or the KLRCA’s Recommended Schedule of Fees pursuant KLRCA CIPAA Circular 02, as the case may be*].
3. I confirm that:
4. I have satisfied the competency standard and criteria of an adjudicator as required under theConstruction Industry Payment & Adjudication Act 2012[[4]](#footnote-4) or any Regulations or rules made thereunder; and
5. I am eligible to act as adjudicator in the dispute.
6. As required by section 24 of the Construction Industry Payment & Adjudication Act 2012, I hereby declare that:
7. there is no conflict of interest in respect of my appointment;
8. I shall act independently, impartially and in a timely manner and avoid incurring unnecessary expense;
9. I shall comply with the principles of natural justice; and
10. there are no circumstances likely to give rise to justifiable doubts as to my impartiality and independence.
11. Pursuant to section 9 of the Construction Industry Payment & Adjudication Act 2012, I hereby direct the Claimant to serve a written adjudication claim containing the nature and description of the dispute and the remedy sought together with any supporting document on the Respondent, and forward a copy of the same to me within 10 working days from the date of receipt of this notice of acceptance of my appointment as adjudicator.
12. I further direct the parties to contribute and deposit with the Director of the Kuala Lumpur Regional Centre For Arbitration a sum of [*an amount representing a reasonable proportion of the adjudicator’s fees and expenses, the KLRCA’s administrative fee and any taxes as may be imposed by the Government*] in equal share as security in advance within [ ] working days from the date of receipt of this notice.

(*signed*)

(*Name of adjudicator*)

|  |  |
| --- | --- |
| **Copy:** (*Director of the Kuala Lumpur Regional Centre For Arbitration)*  (*Service address*) | (*Mode of Service[[5]](#footnote-5)*) |

1. 26 As per any of the prescribed modes of service under section 38(a) – 38(d) of the CIPA Act 2012. [↑](#footnote-ref-1)
2. 27 Pursuant to section 21(a) of the CIPA Act 2012. [↑](#footnote-ref-2)
3. 28 Pursuant to section 23(1) of the CIPA Act 2012. [↑](#footnote-ref-3)
4. 29 Section 32(a) of the CIPA Act 2012. [↑](#footnote-ref-4)
5. 30 As per any of the prescribed modes of service under section 38(a) – 38(d) of the CIPA Act 2012. [↑](#footnote-ref-5)