

Tiered Dispute Resolution in Leases

Get the unit back. Keep the customer. Keep the return.

31

matters recorded
2012 to 2026

US\$7.85bn

disclosed value
net of overlaps

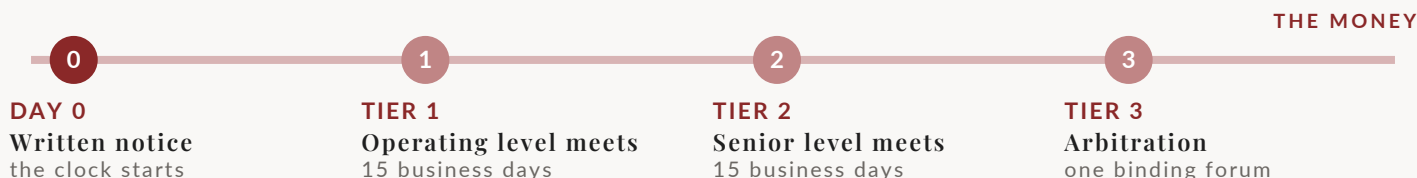
92%

of mediations settle
73% on the day

5 days

fastest recovery
three SpiceJet 737s

ONE NOTICE. TWO ROUTES. RUN THEM TOGETHER.



THE ASSET — never waits. Start on day one of the default.

- File the IDERA
- Pay, take the unit
- Test the lien
- Ask for urgent relief
- Beat the insolvency

TIME TO OUTCOME — THE ROUTES DIFFER BY ORDERS OF MAGNITUDE

SELF-HELP

5 to 11 days

Nine lessors de-registered Jet Airways aircraft in 11 days. No court, no tribunal.

NEGOTIATION

6 weeks

AerCap and Spirit: 37 leases, 36 orders and every claim between them.

ADJUDICATION

3 to 6 years

GMR won US\$270m and never got the airport back. FitzWalter won, and waited two years.

WHERE THE DISPUTES WERE DECIDED — AND WHERE THE AIRCRAFT WERE

London	8
Delhi	6
New York	4
Other forums	13

The aircraft were somewhere else.

Moscow. Hanoi. Malé. Jakarta.

That distance is the whole problem.

A settlement happens where the counterparty is.

FOUR WORDS DECIDE IF THE CLAUSE HOLDS

✗ “the parties may elect to arbitrate”

No agreement to arbitrate. Each side keeps a veto.
NSW Court of Appeal, June 2026

✓ “shall be referred to and finally resolved”

One forum, chosen outright. The tiers bind as steps.
Singapore Court of Appeal, 2013

SO, FOUR SETTINGS

WHO

Name the managers.
Not “the parties”.

HOW LONG

Fix the days.
The period ends by itself.

BINDING

Say the tiers are
conditions precedent.

CARVE-OUT

The asset route
is never delayed.