the complexity of the subject matter and
any other relevant circumstances of the
case.

Article 37
1. The costs of arbitration shall be borne
by the unsuccessful party. However, the arbit-
ral tribunal may apportion each of such
costs between the parties if it determines
that apportionment is reasonable, taking
into account the circumstances of the case.
2. When the arbitral tribunal issues an
order for the termination of the arbitral pro-
ceedings or makes an award on agreed terms,
it shall fix the costs of arbitration referred
to in Article 35 in the text of that order or
award.
3. No additional fees may be charged by an
arbitral tribunal for interpretation or cor-
rection or completion of its award under Ar-
ticles 32 to 34.

Article 38
Deposit of Costs
1. The arbitral tribunal, on its establish-
ment, or the Arbitrator Nominating Com-
mittee of the IACAC within its purview, may
request each party to deposit an equal
amount as an advance for the costs referred
to in Article 35, paragraphs (a), (b), (c) and
(f).
2. During the course of the arbitral pro-
ceedings the arbitral tribunal may request
supplementary deposits from the parties.
3. When a party so requests, the arbitral
tribunal shall fix the amounts of any depos-
ts or supplementary deposits only after con-
sultation with the IACAC, which may make
any comments to the arbitral tribunal which
it deems appropriate concerning the
amounts of such deposits and supplementary
deposits.
4. If the required deposits are not paid in
full within thirty days after the receipt of
the request, the arbitral tribunal shall so in-
form the parties in order that one or another
of them may make the required payment.
Should one of the parties fail to pay its de-
posits in full, the other party may do so in
its stead. If payment in full is not made, the
arbitral tribunal may order the suspension
or termination of the arbitral proceedings.
5. After the award has been made, the arbi-
tral tribunal shall render an accounting to
the parties of the deposits received and re-
turn any unexpended balance to the parties.

Transitory Article
Article 39
Any disputes arising under contracts that
stipulate resolution of such disputes pursu-
ant to the IACAC Rules of Procedure and
that have not been submitted to an arbitral
tribunal as of the date on which these rules
enter into effect shall be subject to these
rules in their entirety.

PART 196—THOMAS R. PICKERING
FOREIGN AFFAIRS/GRADUATE
FOREIGN AFFAIRS FELLOWSHIP
PROGRAM

Sec.
196.1 What is the Fellowship Program?
196.2 How is the Fellowship Program admin-
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196.4 Administering office.


SOURCE: 67 FR 50803, Aug. 6, 2002, unless
otherwise noted.

§ 196.1 What is the Fellowship Pro-
gram?
The Thomas R. Pickering Foreign Af-
fairs/Graduate Foreign Affairs Fellow-
ship Program is designed to attract
outstanding men and women at the un-
dergraduate and graduate educational
levels for the purpose of increasing the
level of knowledge and awareness of
and employment with the Foreign
The Program develops a source of
trained men and women, from aca-
demic disciplines representing the skill
needs of the Department, who are dedi-
cated to representing the United
States’ interests abroad.

§ 196.2 How is the Fellowship Program
administered?
(a) Eligibility. Eligibility will be de-
termined annually by the Department
of State and publicized nationwide.
Fellows must be United States citizens.
(b) Provisions. The grant awarded to
each individual student shall not ex-
ceed $250,000 for the total amount of
time the student is in the program.
Fellows are prohibited from receiving
grants from one or more Federal pro-
grams, which in the aggregate would
exceed the cost of his or her edu-
cational expenses. Continued eligi-
bility for participation is contingent
upon the Fellow’s ability to meet the
educational requirements set forth in
paragraph (c) of this section.
(c) Program requirements. Eligibility
for participation in the program is con-
ditional upon successful completion of
pre-employment processing specified by the Department of State, including background investigation, medical examination, and drug testing. As a condition of eligibility for continued receipt of grant funds, fellows are required to complete prescribed coursework and maintain a satisfactory grade point average as determined by the Department of State. Fellows are also required to accept employment with the Department of State's Foreign Service upon successful completion of the program, and Foreign Service entry requirements. Fellows must continue employment for a period of one and one-half years for each year of education funded by the Department of State.

§ 196.4 Administering office.

The Department of State's Bureau of Human Resources, Office of Recruitment is responsible for administering the Thomas R. Pickering Foreign Affairs/Graduate Foreign Affairs Fellowship Program and grants to post-secondary institutions and may be contacted for more detailed information.