**1.3 Expert determination – non-binding**

The parties agree that the expert:

* + - * 1. acts as an expert and not as an arbitrator; and
        2. may decide on the rules of conduct and enquire into the dispute as the expert thinks fit, including hearing representations and taking advice from people the expert considers appropriate; and
        3. must give written reasons for its decision.
        4. OR

**1.3 Expert determination – binding within threshold**

* + - * 1. The parties agree that the expert’s decision will be final and binding on the parties except:

in the case of manifest error or law; or

where:

1. the monetary amount claimed by a party or determined by the expert is more than $[insert amount];