



2ND ICC ASIA CONFERENCE

ON INTERNATIONAL ARBITRATION

29 JUNE 2016

Hong Kong

Attend ICC's annual Asia conference on international arbitration and keep up to date with the latest regional developments. The conference will offer a line-up of renowned speakers, relevant news, topical discussions and an excellent opportunity to network.

EARN up to

17,5 CLE Credits

14,5 CPD Hours

14,5 MCLE Credits

14,5 CNB Hours*

14,5 HK CPD Points*

**approval for these credits has been requested*

ICC INSTITUTE ADVANCED TRAINING THE CONDUCT OF THE PROCEEDINGS AND CASE MANAGEMENT: THE ARBITRATOR'S PERSPECTIVE

28 JUNE 2016

This training will focus in depth on how the arbitrator should establish his authority over the parties throughout the proceedings, including hearings, and deal with his fellow-arbitrators.

WORKSHOP

DECISIONS AS TO COSTS IN INTERNATIONAL ARBITRATION

30 JUNE 2016

This workshop, organized by the ICC Commission on Arbitration and ADR, will discuss the Commission's new report on decisions on costs in international arbitration. Attendees will understand how arbitral tribunals allocate costs with a view to controlling time and costs effectively and to assist in creating fair, well-managed proceedings which meet their expectations.

ADVANCED LEVEL TRAINING

THE CONDUCT OF THE PROCEEDINGS AND CASE MANAGEMENT — THE ARBITRATOR'S PERSPECTIVE

TUESDAY 28 JUNE

09.30-09.45 > **WELCOMING ADDRESS AND INTRODUCTION**

09.45-10.00 > **ACTIVE CASE MANAGEMENT TECHNIQUES**

From the very outset of the arbitration, the tribunal has to actively assist the parties in organizing and streamlining the conduct of the proceedings. During this session, participants will learn and discuss both from a theoretical and a practical standpoint effective case management techniques. These will include issues related to drafting the terms of reference, preparing and conducting case management conferences, and adopting procedural timetables.

10.00-11.30 > **EFFECTIVE MANAGEMENT OF ARBITRATION: AN ICC PERSPECTIVE**

During this session participants will be provided with ICC insights and best practices on various active management techniques

Case scenarios on active case management techniques and debate

11.45-13.00 > **ARBITRATORS' AUTHORITY: SCOPE AND LIMITS**

The notion of 'authority of the arbitral tribunal' is a complex and multifaceted one which plays a key-role in the creation of a suitable framework for the arbitration. It involves both the relationship between the arbitrators as well the tribunal's relationship with counsel and raises challenging questions. Among others: how far a dissenting opinion can go and still be effective and appropriate; what is the scope of the tribunal's authority to sanction counsel's wrongful conduct; what types of sanctions are available.

Case scenarios on arbitrators' authority: scope and limits and debate

13.00-14.15 > **LUNCH**

14.15-15.30 > **CONDUCTING HEARINGS**

Conducting fair and orderly hearings is one of the most critical tasks faced by arbitrators. Indeed, the respect of the due process on one side and the need to efficiently conduct the arbitral hearing on the other may pose a significant challenge for arbitrators.

During this session participants will learn how arbitrators should deal with issues such as: questioning of witnesses or attorneys, deciding whether to request additional evidence not provided by the parties and evaluating the need to appoint an expert.

Case scenarios on Conducting hearings

16.00-17.15 > **MANAGING THE EXCHANGE OF INFORMATION**

Obtaining and presenting information is of paramount importance when preparing an international commercial arbitration case. The mission of the arbitral tribunal lies in managing such exchange of information, taking into consideration the different cultural legal approaches of the parties and their counsel. Participants will learn more on how arbitrators should deal with issues such as: the management of electronically stored information; the preservation of the confidentiality of information and related issues of applicable law; protection of trade, technological and commercial secrets; privacy of the arbitral proceedings; and ethical conduct of the arbitrators.

Case scenarios on managing the exchange of information and debate

17.15-17.30 > **CLOSING REMARKS**

18.00-20.00 > **COCKTAIL RECEPTION**

SPEAKERS

Eric A. Schwartz (Chair of the training), Vice-Chair, ICC Institute of World Business Law; Partner, King & Spalding, France & United States

Mingchao Fan, ICC Regional Director for North Asia, ICC International Court of Arbitration, Shanghai

Cheng-Yee Khong, Director and Counsel, Asia Office, international Court of Arbitration, Hong Kong

Christopher Lau, Senior Counsel, 3 Verulam Buildings, Singapore; Member, ICC International Court of Arbitration

Karyl Nairn QC, Partner & global co-head of International Litigation and Arbitration Group, Skadden, Arps, Meagher & Flom LLP, United Kingdom

Yoshimi Ohara, Partner, Nagashima Ohno & Tsunematsu, Tokyo, Japan; Vice-President, ICC International Court of Arbitration

CONFERENCE: PROGRAMME AND SPEAKERS TUESDAY 28 JUNE

18.00-20.00 ➤ COCKTAIL RECEPTION

WEDNESDAY 29 JUNE

07.30-08.30 ➤ **OPTIONAL BREAKFAST**

■ HOW CAN ICC EXPERT RULES HELP THE PARTIES REDUCE COSTS

09.00-09.25 ➤ **WELCOME ADDRESS**

Alexis Mourre, President, ICC International Court of Arbitration, Paris

09.25-09.50 ➤ **GUEST KEYNOTE SPEAKER**

Rimsky Yuen, Secretary for Justice, Hong Kong

09.50-11.10 ➤ **INTERNATIONAL ARBITRATION IN GREATER CHINA: RECENT DEVELOPMENTS**

Mingchao Fan (Chair), ICC Regional Director for North Asia, ICC International Court of Arbitration, Shanghai

Neil Kaplan, International Arbitrator, Hong Kong; Member, ICC International Court of Arbitration

Cheng-Yee Khong, Director and Counsel, Asia Office, International Court of Arbitration, Hong Kong

Nigel Nien-Tsu Li, Partner & CEO, Lee and Li, Taiwan, R.O.C.; Member, ICC International Court of Arbitration

Jingzhou Tao, Managing Partner in Asia, Dechert LLP, China; Member, ICC International Court of Arbitration
Discussion

11.30-12.50 ➤ **INVESTOR-STATE ARBITRATION UNDER THE ICC RULES**

Lucy Reed (Chair), Partner & Global co-head, International Arbitration and Public International Law groups, Freshfields Bruckhaus Deringer, Singapore; Vice-President, ICC International Court of Arbitration

Andrea Carlevaris, Secretary General, ICC International Court of Arbitration; Director, ICC Dispute Resolution Services, Paris

Kap-You (Kevin) Kim, Partner, Bae, Kim & Lee LLC, Seoul, Korea; Vice-President, ICC International Court of Arbitration

Romesh Weeramantry, Foreign Legal Consultant, Clifford Chance, Hong Kong

Discussion

12.50-14.20 ➤ LUNCH

14.20-15.40 ➤ **INTELLECTUAL PROPERTY DISPUTES**

Erik Schäfer (Chair), Partner, Cohausz & Florack, Germany

David Kreider, Chartered Arbitrator, New Zealand & Hong Kong; Alternate Member, ICC International Court of Arbitration

Byung-Chol (BC) Yoon, Partner, Kim & Chang, Korea; Member, ICC International Court of Arbitration

Wesley Wong, Solicitor General, Hong Kong

Discussion

16.00-17.20 ➤ **IN-HOUSE COUNSEL ROUNDTABLE**

Christopher Newmark (Chair), Partner, Spenser Underhill Newmark LLP, United Kingdom; Chairman, ICC Commission on Arbitration and ADR

Ipsita Aggarwal, Global General Counsel, Olam International, Singapore

Litong (Henry) Chen, Asia Pacific Compliance Director, Ford Motor Company, China

Alice To, General Counsel, Hsin Chong Construction Limited, Hong Kong

Masako Takahata, General Manager & General Counsel, Legal Department, Eurus Energy Holdings Corporation, Japan

Discussion

17.20-17.40 ➤ **CLOSING REMARKS**

Abhinav Bhushan, ICC Regional Director for South Asia, ICC International Court of Arbitration, Singapore

Andrea Carlevaris, Secretary General, ICC International Court of Arbitration; Director, ICC Dispute Resolution Services, Paris

Mingchao Fan, ICC Regional Director for North Asia, ICC International Court of Arbitration, Shanghai

Conference programme continues on page 4 ➤

18.00-19.30 ➤ **OPTIONAL ICC/ARBITRALWOMEN SESSION**

Hosted by Freshfields Bruckhaus Deringer, 11th Floor, Two Exchange Square, Hong Kong

■ **UNCONSCIOUS BIAS IN INTERNATIONAL ARBITRATION**

Louise Barrington, Independent arbitrator, Hong Kong

John Choong, Partner, Freshfields Bruckhaus Deringer, Hong Kong

Mary Bee Lay Thomson, Arbitrator, Mediator, Barrister Pacific Chambers, Hong Kong; Associate Member, Stone Chambers London & Singapore

Robert S. Pé, Partner, Gibson, Dunn & Crutcher LLP, Hong Kong

Vanina Sucharitskul, Registered Foreign Lawyer (California), Herbert Smith Freehills Ltd, Hong Kong ; Member, ICC International Court of Arbitration

20.00 ➤ **DINNER**

WORKSHOP

DECISIONS AS TO COSTS IN INTERNATIONAL ARBITRATION
THURSDAY 30 JUNE

The objective of this Workshop is to consider

- a possible discussion at the initial Art. 24 Case Management Conference (CMC) phase regarding the approach to costs/costs allocation; and
- costs allocation at the final phase when drafting the reasons of the award, applying some of the considerations highlighted in the Report to the study of a mock case.

09.00-09.15 ➤ **WELCOMING WORDS**09.15-09.45 ➤ **AN INTRODUCTION TO THE REPORT AND BACKGROUND RESEARCH WORK**09.45-09.55 ➤ **INTRODUCTION AND EXPLANATION OF CASE FACTS AND TASKS**09.55-11:00 ➤ **PHASE 1:
ADDRESSING COSTS AT EARLY STAGE OF PROCEDURE – THE CASE
MANAGEMENT CONFERENCE COMPONENT**10.50-11.10 ➤ **DISCUSSION**11.10-11.30 ➤ **COFFEE BREAK**11.20-12.10 ➤ **PHASE 2:
REASONING ON COSTS – THE AWARDS COMPONENT**12.10-12.30 ➤ **CONCLUDING REMARKS**12.30 ➤ **LUNCH**

SPEAKERS

Christopher Newmark (Chair of the workshop), Partner, Spenser Underhill Newmark LLP, United Kingdom; Chairman, ICC Commission on Arbitration and ADR

Abhinav Bhushan, Regional Director for South Asia, ICC International Court of Arbitration, Singapore

Andrea Carlevaris, Secretary General, ICC International Court of Arbitration; Director, ICC Dispute Resolution Services, Paris

Mingchao Fan, Regional Director for North Asia, ICC International Court of Arbitration, Shanghai

Sapna Jhangiani, Counsel, Clyde & Co Clasis, Singapore

Wendy Miles QC, Partner, Boies, Schiller & Flexner, United Kingdom

Alexis Mourre, President, ICC International Court of Arbitration, Paris

Kim M. Rooney, Arbitrator and Barrister, Gilt Chambers, Hong Kong

LOGISTICAL NOTE

› VENUE

The Excelsior Hotel, 281 Gloucester Road, Causeway Bay, Hong Kong

› REGISTRATION FEES

	Early-bird until 29 April 2016	ICC members	Non-members
ADVANCED TRAINING: ¹ THE CONDUCT OF THE PROCEEDINGS AND CASE MANAGEMENT — THE ARBITRATOR'S PERSPECTIVE	US\$ 590	US\$ 680	US\$ 850
2ND ICC ASIA CONFERENCE ²	US\$ 499	US\$ 599	US\$ 750
WORKSHOP: ³ DECISIONS AS TO COSTS IN INTERNATIONAL ARBITRATION	US\$ 150	US\$ 175	US\$ 210
PACKAGE: TRAINING, CONFERENCE AND WORKSHOP (20% DISCOUNT)	US\$ 991	US\$1163	US\$ 1448
PACKAGE: TRAINING AND CONFERENCE (20% DISCOUNT)	US\$ 871	US\$1023	US\$ 1280
Accompanying person for social events ⁴	US\$ 210		

VAT exemption – French Tax Code, Article 259A5^a

- 1 include documentation, lunch, coffee breaks, cocktail reception and an optional ICC/Arbitralwomen breakfast.
- 2 include documentation, lunch and coffee breaks, Tuesday cocktail reception, dinner on Wednesday, and an optional ICC/Arbitralwomen breakfast.
- 3 include documentation, lunch, a coffee break and an optional ICC/Arbitralwomen breakfast.
- 4 include Tuesday cocktail reception, dinner on Wednesday and an optional ICC/Arbitralwomen breakfast. (sessions and networking lunches are restricted to participants only).

› REGISTER ONLINE

(secured payment by credit card) at www.iccevents.org

Registration will be confirmed upon receipt of the registration fees. To benefit from early bird rates, please note that ICC Services must receive the payment before the deadline.

› SPECIAL DISCOUNTS

ICC Members may benefit from an extra 5% discount. Please contact your local NC to obtain your discount code.

Group rates: Register five persons from the same company and pay for four.

In-house Counsel, full time Academics, Government representatives may benefit from a 30% discount. Please contact events@iccwbo.org for more details.

› TRAVEL AND ACCOMMODATION

Travel and hotel expenses are not included in the registration fees.

Participants are responsible for making their own arrangements and reservations. A unique group code for online reservations at **The Excelsior Hotel**, with which ICC has negotiated **preferential rates at HK\$1,650** (+10% service charge), will be sent upon registration. Upgrades available:

- > Superior Side Harbor View Room, supplement of **HK\$200** per room night
- > Deluxe Harbour View Room, supplement of **HK\$ 400** per room night

Please note that the number of rooms reserved with the ICC rate is limited. As they will be distributed on a «first-come, first-served» basis, we recommend that you make your reservation ASAP. All room reservations must be guaranteed by a credit card. The pre-reservation cut-off date is **Friday 27 May 2016**. Hotel reservations received after 27 May will be accepted on a space and/or rate available basis only.

› VISA

We are able to dispatch **visa invitation letters** to support your visa application only after receipt of your registration form and full payment of your registration fees.

› WORKING LANGUAGE

English.

› DRESS CODE

Business for the conference and business casual for both the cocktail reception and Wednesday dinner.

› CREDITS AND HOURS

CPD Points have been requested for by the **Law Society of Hong Kong**. ICC Training and Conferences is eligible for CLE credit under **New York's** approved jurisdiction procedures, is a State Bar of **California** approved MCLE provider and is accredited by the Bar Standards Board to provide CPD for barristers at the Bar of **England** and **Wales**. French Bars: This training has been sent for CNB approval. Lawyers practising in **France** may apply for the reimbursement of this course before the FIFPL (Fonds Interprofessionnel de Formation des Professionnels Libéraux), subject to terms and conditions.

› PARTNERSHIP OPPORTUNITIES

This conference offers you an unrivalled opportunity to maximize your visibility to practising lawyers, corporate counsel, business professionals, and academics coming from or doing business in Asia.

For **sponsorship** information please contact Luz Rodriguez at: luz.rodriguez@iccwbo.org

For **supporter/media partner** information, please contact Katherine Anchorena at katherine.anchorena@iccwbo.org

› CANCELLATION POLICY

50% of the registration fee will be refunded if notice of cancellation is received in writing before **Friday 27 May 2016**. Cancellations after this date are not refundable. Subject to agreement from ICC Training and Conferences prior to the event, the registration may be transferred to another person from the same company or organization at no extra charge. Updated registration information will be required.

Please note that ICC Services reserves the right to cancel this event or to make minor alterations to the content and timing of the programme or to the identity of the speakers. In the unlikely event of cancellation, delegates will be offered a full refund. ICC Services will not, however, be held responsible for any related expense incurred by the participant.

› DISCLAIMER

The photos and audiovisual recordings taken at this meeting/event may be used and published by ICC, its subsidiaries or affiliates, for informational or promotional purposes in printed materials or online, including on ICC websites and in social media. Participation in the meeting/event implies agreement to such use of photos or audiovisual recordings in which the participant may appear unless ICC Services receives written notification to the contrary.

SPONSORSHIP OPPORTUNITIES

AN OPPORTUNITY FOR EVERY MARKETING GOAL

Sponsors receive maximum visibility during the promotional phase, onsite and also following the Conference. As a truly global organization, we have a global audience. This Conference will be promoted through ICC's targeted opt-in database of over 10,000 professionals.

ICC offers your company many ways to sponsor this conference

SPONSOR BENEFITS	GOLD €13,000	SILVER €10,000	BRONZE €7,000
Exclusive reception or dinner sponsor (as available)	✓		
Opportunity to give a welcome address during the reception or dinner (as available)	✓		
Additional dinner and reception invitations	✓		
Premium visibility in exclusive event web/mobile application			
Host a lunch (as available)	✓	✓	
Option to send an announcement to participants	✓	✓	
Opportunity to provide bags or lanyards or notebooks or binders (as available)	✓	✓	
Host a coffee break (as available)	✓	✓	✓
Exhibition space + exhibitor pass (Table may be shared depending on availability)	✓	✓	✓
Complimentary entries (each valued at €890)	6	4	2
Special reduced entries (20% reduction)	Unlimited	4	2
Logo + description in participant folders (number of words)	300	200	100
Signage at venue	✓	✓	✓
Opportunity to include gift in participant bag			
Logo on promotional and on-site materials + website + social media			

Tailor-made packages are available to suit your company's needs.

Ask us about other events in the arbitration field available for sponsorship in 2015 as well as our NEW year-package programmes.

Contact

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“ THE FIRST DAY OF THE INAUGURAL ICC ASIAN CONFERENCE PROVIDED A GREAT FORUM TO DISCUSS THE NUANCES OF ARBITRATION AWARDS. THE DIVERSITY OF THE COUNTRIES PRESENT PROVIDED GREAT FEEDBACK ON THE COMMERCIAL REALITIES OF ARBITRATION IN ASIA.

ALL IN ALL, A GREAT DAY AND I LOOK FORWARD TO THE NEXT TWO DAYS ”

— Frank Janik, Partner,
Grant Thornton Special Advisory Services, Thailand

ICC International Court of Arbitration

Established in 1923 as ICC's arbitration body, the International Court of Arbitration pioneered international commercial arbitration as it is known today, initiating and leading the movement that culminated in the adoption of the New York Convention, the most important multilateral treaty on international arbitration.

The Court is one of the world's most experienced and renowned international arbitration institutions. Working closely with its Secretariat, the Court's primary role is to administer ICC Arbitrations.

The Court performs the functions entrusted to it under the ICC Rules of Arbitration available upon request from the Court.

The Court provides parties with a flexible and neutral setting for dispute resolution. It offers confidentiality and extraordinary freedom for parties to choose the framework for how and where they want to resolve their dispute. While the dispute itself is resolved by independent arbitrators, the Court supervises the process from beginning to end, increasing the quality of the process and enforceability of the awards.

Members of the ICC Court are appointed by the ICC World Council on the proposal of national committees and groups. To date, the Court has 190 appointed members. The Court members' diverse professional, legal and cultural background brings richness to the Court's daily work and decision making process.

The Court's Secretariat, headed by a Secretary General, comprises a permanent staff of more than 80 lawyers and support personnel of 30 different nationalities, mastering around 30 languages.

The Secretariat is divided into nine case-management teams, seven based in Paris, one in New York and another in Hong Kong.

Since its inception, the Court has administered over 21,000 cases involving parties and arbitrators from some 180 countries.

For more information visit: <http://www.iccarbitration.org>

The ICC Institute of World Business Law

The ICC Institute of World Business Law acts as a think-tank working closely with the ICC International Court of Arbitration. It is composed of 34 Council members of 21 nationalities, all experienced professionals or academics in international business law or international commercial arbitration, as well as more than 200 members from around the world.

Created 35 years ago, the Institute provides research, training and information to the legal profession concerned with the development of international business law. In line with its philosophy of excellence, it proposes publications, trainings and conferences on different topics related to international business law.