

Kluwer Law Conference for In-house Counsel

DUBAI & MIDDLE EAST: 5TH ANNUAL INTERNATIONAL ARBITRATION SUMMIT

(This conference will be conducted in English)

Tuesday, 21 February 2017, 8:55am – 5:30pm

Shangri-La Hotel, Dubai



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for In-house/ General Counsel.
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SPEAKERS



Tom Montagu Smith Q.C.
XXIV Old Buildings, London
Chairman



Prof. Dr Tarek Fouad A. Riad
Chairman, DIAC Executive,
Committee and Managing
Partner of Kosheri,
Rashed and Riad Law Firm
Welcome Message



Michael Black Q.C.
XXIV Old Buildings, London
1st Keynote Speaker



Mark Beer, OBE
Chief Executive and Registrar,
DIFC Courts
2nd Keynote Speaker



Victor P. Leginsky
Independent International
Chartered Arbitrator B.Ed.,
J.D., FCI Arb
Moderator – 1st Grand Panel



Alec Emmerson
Chief Executive and Trustee,
DIFC Arbitration Institute
Moderator – 2nd Grand Panel



Jeremy Glover
Partner, Fenwick Elliott



Nassif BouMalhab
Partner, Clyde & Co



Melissa Quai Currie
Dispute Resolution Partner,
Hafed & Partners



Christopher Grout
Registrar,
Qatar International Court and
Dispute Resolution Centre



Anne K. Hoffmann
Legal Director, Clyde & Co



John Lewis
Senior Associate, Clyde & Co



Mohamed Elghatit
Director & Registrar, DIFC-LCIA



Sami Houerbi
Director, ICC Dispute Resolution
Services for Eastern, Mediterranean,
Middle-East & Africa and Partner,
Houerbi Law Firm



Ravi Shankar
Senior Partner,
Head of Arbitration,
Law Senate



Julian Cohen
Barrister and Arbitrator,
Gilt Chambers



Joseph A. Huse
CEO and Editor,
Newton Arbitration

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This conference will be conducted in English

Venue: Shangri-La Hotel, Dubai

Sheikh Zayed Road, Dubai
PO Box 75880, United Arab Emirates

Normal rate: US\$850

Early Bird rate: US\$680

(20% off on or before 5 February 2017)

Supporting Organisation rate: US\$680

Half Day rate: US\$450

All registration includes networking lunch.

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SCHEDULE

8:55 – 9:00	Opening Address by Chairman Tom Montagu Smith Q.C., XXIV Old Buildings, London	14:00 – 14:45	1st Grand Panel – Managing the Expert Witness from Both Sides - Advising Inhouse Counsels Moderator • Victor Leginsky, Independent International Arbitrator Panelists: • Nassif BouMalhab, Partner, Clyde & Co • Michael Black Q.C., XXIV Old Buildings, London
9:00 – 9:15	Welcome Message by Dubai International Arbitration Centre Prof. Dr Tarek Fouad A. Riad, Chairman, DIAC Executive	14:45 – 15:10	2nd Keynote Speaker – The Future of international Dispute Resolution Centres: The Garfield principle Mark Beer, OBE, Chief Executive and Registrar, DIFC Courts
9:15 – 9:45	1st Keynote Speaker – Recent Developments Affecting Arbitration in the MENA Region Michael Black Q.C., XXIV Old Buildings, London	15:10 – 15:35	Section 7 – International Trade Disputes Resolution – China, Africa and Middle East Melissa Quai Currie, Partner Dispute Resolution, Hadeef & Partners
9:45 – 10:15	Section 1 – Treaty arbitration – How to Protect Your Investment <i>Cross-border investments require a stable framework to succeed. At the same time, all investors should be aware of options to protect their investments and resolve disputes when necessary. Investment treaty arbitration is an increasingly popular way to achieve this objective.</i> Anne K. Hoffmann, Legal Director, Clyde & Co John Lewis, Senior Associate, Clyde & Co	15:35 – 16:00	Section 8 – Saving Costs and Time in An Arbitration Joseph A. Huse, CEO and Editor, Newton Arbitration
10:15 – 10:45	Section 2 – MENA Construction and Infrastructure Disputes Jeremy Glover, Partner, Fenwick Elliott	16:00 – 16:30	Short Break & Afternoon Refreshment
10:45 – 11:15	Networking & Morning Refreshment	16:30 – 17:20	2nd Grand Panel – Regional 2017 Update in Enforcement Rules – Different Rules Different Jurisdictions Moderator • Alec Emmerson, Chief Executive and Trustee, DIFC Arbitration Institute Panelists: • Christopher Grout, Registrar, QICDRC • DIAC • Mohamed A. ElGhatit, Director and Registrar, DIFC-LCIA • Sami Hourbi, Director, ICC Dispute Resolution Services for Eastern, Mediterranean, Middle-East & Africa and Partner, Hauerbi Law Firm • Ravi Shankar, Senior Partner, Head of Arbitration, Law Senate • Julian Cohen, Barrister, HKIAC
11:15 – 11:45	Section 3 – Solving Joint Venture Disputes Between a ME and International Companies	17:20 – 17:30	Closing Remarks & Lucky Draw
11:45 – 12:15	Section 4 – Advising on Shareholder Disputes in UAE	17:30 – 18:45	Networking Cocktail
12:15 – 12:45	Section 5 – Contracts Disputes in the Energy Sector		
12:45 – 14:00	Networking Lunch		

Tom Montagu Smith Q.C., XXIV Old Buildings, London

Tom practices in construction, arbitration and general commercial disputes. His work includes civil fraud and insurance and reinsurance. Tom has been involved in the DIFC Courts since their creation. He assisted in drafting the Rules of the DIFC Courts and drafted the Memorandum of Guidance signed by the DIFC and English Commercial Courts for the mutual enforcement of judgments. He has acted in many of the most important cases in the DIFC Courts. He recently appeared for DNB Bank in DNB v Gulf Eyadah, the leading case on the enforcement of foreign judgments in the DIFC and the use of the DIFC Courts as a “conduit” jurisdiction. He has appeared in many of the claims for enforcement of foreign arbitration awards.

Prof. Dr Tarek Fouad A. Riad, Chairman, DIAC Executive Committee and Managing Partner of Kosheri, Rashed and Riad Law Firm

Prof. Tarek F. Riad is the Managing Partner of Kosheri, Rashed and Riad Law Firm (Cairo) and Professor and Head of the Department of Commercial and Business Law at the German University in Cairo (GUC). Prof. Riad has more than 32 years’ experience in International Arbitration, Litigation and Corporate Law. He has acted as counsel, co-arbitrator, Chairman or sole arbitrator in numerous arbitrations, whether ad hoc or through institutions including the Abu Dhabi Arbitration Center, the Cairo Regional Centre for International Commercial Arbitration (CRCICA), the Dubai International Arbitration Centre (DIAC) and the International Chamber of Commerce (ICC).

Prof. Riad has acted as counsel for numerous domestic and multinational corporations such as Four Seasons, Caterpillar, Colgate, Samsung and Lockheed Martin. Prof. Riad is an Alternate Member of the ICC International Court of Arbitration and Member of the Scientific Council of the ICC World Business Law Institute, in addition to being Member of the ICC Commission on Arbitration and a Member of the International Council for Commercial Arbitration (ICCA). Prof. Riad is a graduate of the Cairo Law School (LLB 1980) and Harvard Law School (LLM 1982 and SJD 1985). A member of the Egyptian Bar since 1980, and the New York Bar since 1985, he worked at Paul Weiss, Riffkind, Wharton and Garrison in New York (1983-1984). Prof. Riad has written numerous publications including two books entitled The Applicable Law in Transnational Arbitration and the Egyptian Companies Law, in addition to many articles about arbitration and litigation in Egypt in addition to the legal aspects of doing business in Egypt.

Michael Black Q.C., XXIV Old Buildings, London

Michael Black QC has been an international disputes lawyer with experience in the MENA Region stretching back over 35 years. Chambers and Partners 2016 calls him a “go-to person on DIFC matters” and “singled out for his extensive knowledge of UAE law”.

He regularly acts both as Counsel and Arbitrator in DIAC, DIFC-LCIA/LCIA, ICC, UNCITRAL and Ad-Hoc arbitrations seated in the Gulf or relating to MENA-connected disputes.

Michael was the principal draughtsman of the civil procedure rules for the DIFC Courts and was involved in the drafting of the DIFC Arbitration Law. He is a member of the Court of the Casablanca International Mediation and Arbitration Centre and one of the authors of Arbitration Rules. He is a member of the ICC UK Arbitration and ADR Committee and the ICC Task Force on Emergency Arbitrators.

For 15 years he served a Deputy Judge of the Technology & Construction Court London and latterly as a Deputy High Court Judge. He Visiting Professor of Construction & Engineering Law at the University of Manchester and Visiting Scholar, National Chengchi University, Taiwan.

He is a member of the Bars of England & Wales, the Dubai International Financial Centre, the Eastern Caribbean Supreme Court and the Singapore International Commercial Court (Foreign Lawyer).

Mark Beer, OBE, Chief Executive and Registrar, DIFC Courts

Mark joined the DIFC Courts in 2008 as Registrar and became Chief Executive in 2009. He is a Judge of the Courts’ Small Claims Tribunal, Chairman of the DIFC Legal Group, a Member of the DIFC Courts’ Rules Subcommittee, Registrar of the Special Tribunal Related to Dubai World and Chief Executive of the Dispute Resolution Authority. He is President Elect of the International Association for Court Administration. Under his management, the Courts have secured a reputation as one of the most efficient commercial courts in the world. He has played a key role in the development of the Courts many formalised relationships with partner judicial systems including New York, London, Singapore, Australia, Kenya, Korea and China. As Registrar, he undertakes judicial functions and other duties prescribed in Article 17 of the DIFC Courts Law and is responsible for administering the DIFC Courts’ office and staff. Mark previously worked for MasterCard Worldwide, where he was Regional Legal Counsel for South Asia, Middle East and Africa and later, Vice President, heading regional Government Relations and Corporate Services.

Victor P. Leginsky, Independent International Chartered Arbitrator B.Ed., J.D., FCIArb

Victor P. Leginsky, Canadian citizen, is an experienced international arbitrator and Barrister & Solicitor, resident in Dubai, UAE since April 2007. Victor has prior high-level mediation experience having been appointed by the Attorney General of British Columbia, Canada, to be the Chair of the Manufactured Home Park Dispute Resolution Committee. He brings over 25 years of arbitration experience in Canada. Victor has earned the internationally-recognized designations of Chartered Arbitrator and Fellow from the Chartered Institute of Arbitrators. He is a committee member of the International Court of Arbitration (ICC) – UAE and member of ICC-Canada. He is alternate regional chapter co-ordinator of the Association of International Petroleum Negotiators (AIPN) and launched its seminar on oil & gas dispute resolution in the Middle East. He co-instructs, with Prof. Dr. Klaus Peter Berger a practical course in International Commercial Arbitration in Dubai. He is registered as a Barrister with the Dubai International Financial Centre (DIFC) Courts and is a member in good standing of the Law Society of British Columbia, Canada.

Alec Emmerson, Chief Executive and Trustee, DIFC Arbitration Institute

Alec moved initially into the shipping and insurance legal sector on joining Clyde & Co in 1977, having previously spent five years handling corporate insolvencies. Both these specialties were put to good use when he managed the Hong Kong office from 1984 onwards, handling headline cases such as the Carrian fraud and many “phantom” ship frauds. Alec also handled numerous arbitrations, investment dispute, disaster and commercial contract litigation, and was well-known in most areas of insurance dispute resolution.

He returned to London in 1996, and then moved to the Dubai office in 1999 as head of the dispute resolution group. He retired early as a partner in mid-2008 to work as an independent arbitrator and as a consultant for the firm acting for clients in complex cases including under ADCCAC, DIAC, DIFC-LCIA, ICC, LCIA, LMAA, SCMA, SIAC and SZAC Rules. He sits as an arbitrator in a wide range of disputes under most of these institutions’ rules as well as in UNCITRAL and other ad hoc arbitrations in the agency/distributorships, construction/infrastructure, energy, financial sectors, hospitality, insurance and reinsurance, I.T., JVs, real estate, shipping/shipbuilding and telecoms.

Alec is a member of the LCIA Court, a trustee of DIFC Arbitration Institute (which runs DIFC-LCIA Arbitration Centre with LCIA) and its Chief Executive. He is also a member of the Emirates Racing Authority Approval Board. He has been recognised in GAR’s Who’s Who as a leading arbitrator for many years as well as in many other directories.

Jeremy Glover, Partner, Fenwick Elliott

Jeremy has specialised in construction energy and engineering law and related matters for most of his career. He advises on all aspects of projects both at home and abroad, from initial procurement and strategic project advice to dispute avoidance and resolution. He acts across a wide range of construction sectors in the UK and internationally, including general construction, transport, communications, process plant, oil, gas, nuclear and renewables.

Recommended in the area of International Arbitration in Chambers UK and The Legal 500 UK, Jeremy is described as “extremely committed and hard-working”, he “has great attention to detail and can always see the bigger picture, and he keeps really calm under pressure”. Jeremy is listed as a leader in his field in The Who’s Who Legal: Construction 2016.

Jeremy has particular expertise in advising clients in international arbitrations under ICC, UNCITRAL and ad hoc rules. He is also an accredited adjudicator and regularly advises on both the conduct of adjudication and the enforcement of adjudicator’ decisions.

Jeremy is the co-author of Understanding The FIDIC Red Book: A Clause by Clause Commentary, the second edition of which was published in 2012, and lead editor of Building Contract Disputes: Practice and Precedents. Jeremy organises and regularly addresses Fenwick Elliott hosted construction law update seminars. He also edits Fenwick Elliott’s monthly legal bulletin, Dispatch.

Nassif BouMalhab, Partner, Clyde & Co

Nassif is a barrister and solicitor, and a Partner in Clyde & Co’s Middle East Dispute Resolution Group based in the Dubai office. He practises corporate and commercial litigation and arbitration with an emphasis on shareholder, joint venture, agency, distribution, banking, finance and real estate disputes, and financial crimes. Nassif represents a wide range of businesses, including financial institutions and leading multinational companies in the leisure and hospitality, energy, transport and logistics sectors.

Global Arbitration Review, Who’s Who Legal: Arbitration - Future Leaders 2017 acknowledges Nassif as being among the world’s leading arbitration specialists aged 45 and under. The Legal 500 recognises Nassif as one of only seven Leading Individuals for dispute resolution in the United Arab Emirates.

Nassif is listed amongst Asian-MENA Counsel’s External Counsel of the Year 2013 for the United Arab Emirates as voted by the In-House Community, with particular praise as an arbitration practitioner.

While Nassif’s practice chiefly consists of acting as party counsel, he is regularly appointed as arbitrator by the Dubai International Arbitration Centre and the DIFC-LCIA to resolve corporate and commercial disputes. Nassif is fluent in French and English, and is Arabic speaking.

Melissa Quai Currie, Dispute Resolution Partner, Hadeef & Partners

Melissa is a Partner in our Dispute Resolution team advising on commercial disputes. She specialises in complex, often cross-border, arbitration and litigation. She has worked in London, Moscow, Perth and Dubai on many multi-jurisdictional disputes and is experienced in resolving disputes in emerging markets. Melissa has acted for major international corporations and banks in commercial, corporate, real estate, investment, finance, energy & resources and commodity pricing disputes. Her international arbitration experience includes representing clients in ad hoc and institutional arbitrations. She has represented clients in arbitrations under the LCIA, ICC, DIAC, SCC and UNCITRAL Rules. Melissa acts for clients in disputes in the DIFC Courts (an English language common law court in the Dubai International Financial Centre) and in multi-jurisdictional emerging markets litigation. Melissa is also experienced in representing clients in freezing order and injunction actions (whether in local courts, offshore jurisdictions or in support of arbitrations) as well as enforcing judgments and arbitration awards worldwide. Prior to joining Hadeef & Partners, Melissa was a Senior Associate at Clifford Chance working in Litigation and Dispute Resolution in Moscow and Perth. She is admitted to practice in England & Wales and Australia (the High Court and Federal Court of Australia and the Supreme Court of Western Australia).

Christopher Grout, Registrar, Qatar International Court and Dispute Resolution Centre

Christopher has been based at the QICDRC in Doha for just over three years. As Registrar, he is head of the Registry that services both the Qatar International Court and the Qatar Financial Centre Regulatory Tribunal. He also manages the Dispute Resolution Centre which, over the past year, has played host to a number of arbitrations and mediations where, in the case of arbitrations, the seat has been the State of Qatar. In addition, the Qatar International Court exercises judicial oversight where the seat of the arbitration is the Qatar Financial Centre and so this too falls within Christopher's remit. More specifically, Christopher is responsible for the management aspects of the Centre and in particular the case management of cases that come before the Court and Tribunal. Where required, Christopher will provide procedural directions in relation to cases and, along with his team, will be available to assist parties with any queries they may have in relation to the workings of the Centre. Amongst other things, he chairs a number of QICDRC-user committees, actively engages with the development of legal and judicial education and training in the State of Qatar and provides ad-hoc lectures at a number of universities both in Qatar and the United Kingdom. Furthermore, Christopher is a practicing barrister in England and Wales at 15 New Bridge Street, the Chambers of David Aaronberg QC and James Mulholland QC, having been called to the Bar (Inner Temple) in 2007. Christopher's main specialism is in the field of crime where he regularly defends across a broad spectrum of criminal offences.

Anne K. Hoffmann, Legal Director, Clyde & Co

Anne is a Legal Director at Clyde & Co in Dubai. Prior to moving to Dubai in 2013, she practiced in London and Geneva for more than a decade. A lawyer qualified to practice both in Germany as well as in England & Wales, Anne's practice focuses on international commercial and investment arbitration where she regularly acts as counsel in disputes arising under all major rules (in particular ICC, LCIA, ICSID, Swiss Rules, DIAC, UNCITRAL) as well as in ad hoc proceedings involving disputes from a great variety of sectors, governed by various procedural and substantive laws. Anne also regularly serves as arbitrator, in both commercial and investment arbitrations.

Anne is also a visiting lecturer at Humboldt University Berlin and regularly speaks and publishes on arbitration issues. She is recognized by Who is Who Legal as one of the legal arbitration practitioners in the UAE. She speaks English, German, French and Russian.

John Lewis, Senior Associate, Clyde & Co

John has practised commercial dispute resolution in the Middle East since 2006 at which time John was based in Sana'a, Yemen, representing the Government of Yemen in what is recognised as one of the major arbitration successes of recent years. Following the successful outcome of that arbitration, John relocated to Clyde & Co's Dubai office in 2008 and has practised out of Dubai ever since.

John's practice focusses on commercial litigation and international arbitration with an emphasis on corporate, commercial, real estate and transport and logistics disputes. He has acted as counsel in arbitration proceedings administered by a range of international institutions including DIAC, ICC, LCIA and the DIFC-LCIA and currently sits as arbitrator on a number of DIAC arbitrations.

Mohamed ElGhatit, Director, DIFC-LCIA

Mohamed is the Director of the DIFC-LCIA. He has more than 10 years' experience working in the Middle East. Previously he worked in Hogan Lovells's dispute resolution group where he regularly acted as counsel and arbitrator in a broad range of complex and transnational disputes in various sectors including real estate, construction, oil and gas, IT, hotels and tourism and banking. Mohamed spent a significant portion of his time advising on engineer and general construction disputes. He has handled cases under most of the major arbitration rules, including ICC, LCIA, DIAC, CRCICA, QIAC and UNCITRAL. Arab Civil law qualified, Mohamed is also able to advise clients in regional Court litigation. He has also been involved in Court litigations in numerous jurisdictions including, Egypt, Syria, Qatar, Saudi Arabia, UAE (including DIFC) and England.

Mohamed has been recognised in a number of industry publications including Legal 500 and Chambers where he is seen as a "tremendous asset" and "a bilingual lawyer with a solid knowledge of litigation." Previously, Mohamed worked for the Ministry of Justice in Egypt.

Sami Houerbi, Director, ICC Arbitration and ADR for the Mediterranean, Middle-East and Africa and Partner, Houerbi law Firm

Sami Houerbi is the Director of the ICC Eastern Mediterranean, Middle-East and Africa ICC Dispute Resolution Services, where he is in charge of raising awareness about Alternative Dispute Resolution mechanisms throughout the region and promoting ICC Arbitration and ADR Rules. Prior to that, he was member of the Secretariat of the International Court of Arbitration in Paris, where he was directly involved in the administration and managing ICC arbitration proceedings. Mr Houerbi is a registered lawyer of the Tunis Bar Association and the Managing Partner of Houerbi Law firm, which areas of practice include mainly: Corporate Law, Arbitration and Litigation. Sami Houerbi acts regularly as arbitrator under ad hoc and various international arbitration institutions. He holds a post-graduate degree in international law from the University of Paris II and an LL.M in German Law from the Ludwig-Maximilian University in Munich. His working languages are Arabic, English, French and German.

Ravi Shankar, Senior Partner, Head of Arbitration, Law Senate

S. Ravi Shankar is an International arbitration lawyer practising in the field of arbitration and corporate dispute resolution. He is a Senior Partner in the New Delhi based Lawsenate law firm. He is a qualified Advocate on Record in the Supreme Court of India. He is also the President of "Arbitration Association of India" which is a national body of practitioners, arbitrators and users. He is holding a Post graduate degree in Business Administration and a degree in the field of law. He is having about 20 years of experience in the field of dispute resolution and has travelled across the globe on various assignments. He has published various publications in the field of law particularly in the field of Arbitration. He also has addressed various international and domestic conferences in the field of Dispute resolution. He has handled various high value arbitrations and litigations in India and outside India. He is an active member of various international professional organisations including IBA, ICCA, IAA, IAI, AAI etc.

Julian Cohen, Barrister and Arbitrator, Gilt Chambers

Julian has nearly 25 years of specialist experience of heavyweight international commercial arbitration in Asia Pacific, the Middle East and Europe. In addition to acting as counsel, he also acts sits regularly as an arbitrator. His areas of practice include a wide range of company and commercial disputes as well as construction and engineering arbitrations. He was called to the Bar in England in 1990, became a solicitor in 1993, and moved to Hong Kong in 1998. He was a Partner in the Construction and Engineering Disputes practice of Pinsent Masons before moving to the Hong Kong Bar in 2010. Julian has been recognised as one of the world's leading construction disputes lawyers (Expert Guides 2013 and 2015) and lectures and writes regularly on arbitration related topics.

Joseph A. Huse, CEO and Editor, Newton Arbitration

Joseph Huse is the CEO and Editor of Newton Arbitration. (Newton Arbitration is an international arbitration think tank with a web-based international arbitration resource platform.)

Prior to 2012, he was the MENA Regional Managing Partner of Freshfields Bruckhaus Deringer LLP and a member of its Projects and International Arbitration Groups for over twenty years.

Joseph is a leading expert in disputes arising out of construction, infrastructure and energy projects. Joseph frequently sits as an arbitrator. He is a past member of the LCIA Court as the special delegate for the DIFC-LCIA Arbitration Centre. He was the first Registrar of the Centre from 2009 to 2010. He also acted as Chairman of the Appeals Committee of the Dubai Mercantile Exchange.

Joseph is the author of the Third Edition of "Understanding and Negotiating EPC and Turnkey Contracts". Joseph received a JD/MBA from Boston College and a Master's in Business and Tax Law from the University of Paris I (Pantheon- Sorbonne).

Dubai & Middle East: 5th Annual International Arbitration Summit

For enquiries and registration, please contact **Alma Lam**

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The Organiser

Wolters Kluwer offers opportunities for our delegates to receive business critical information and timely insight and analysis from our expert presenters. Our events also provide a platform for discussion to allow delegates to explore the intricacies of the information presented while interacting and exchanging news and experiences with peers. Our programmes are conducted by industry experts, practitioners and academics who are able to provide participants a well-balanced blend of theoretical fundamentals and practical applications.