

Kluwer Law Conference for In-house Counsel

HONG KONG : 6TH ANNUAL INTERNATIONAL ARBITRATION SUMMIT

(This conference will be conducted in English)

Thursday, 24th November 2016, 9:00am – 5:10pm

Hyatt Regency Tsim Sha Tsui

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points being
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SPEAKERS



Vincent Connor
Partner, Pinsent Masons
Chairman



V.V. Veeder QC
Essex Court Chambers
Keynote speaker



Doug Clark
Barrister, Gilt Chambers
**Moderator —
1st Grand Panel**



Kim Rooney
Barrister, Gilt Chambers
**Moderator —
2nd Grand Panel**



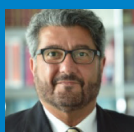
S. Ravi Shankar
Senior Partner,
Law Senate (India)



Wang Wenying
Secretary General
of CIETAC Hong Kong
Arbitration Center



Nicolas Wiegand
Managing Partner CMS,
Hong Kong



Haig Oghigian
Senior Counsel,
Squire Patton Boggs



Charles Allan
Partner, Orrick



Jose Maurellet S.C.
Des Voeux Chambers



Wilfred Ho
Associate, Skadden



Ivan Cheung
Executive Director,
Hill International
(Hong Kong) Ltd



Arvin W Lee
Partner,
Tan Rajah & Cheah



Joe Liu
Managing Counsel,
Hong Kong International
Arbitration Centre



Alice To
General Counsel,
Hsin Chong Construction
Company Limited



Olga Boltenko
Counsel, CMS



Mary Thomson
Chartered Arbitrator, Barrister,
Mediator and Adjudicator,
Pacific Chambers, Hong Kong,
St Philips Stone Chambers,
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SCHEDULE

8:55 – 9:00	Chairman's Welcome Vincent Connor, Partner, Pinsent Masons	12:50 – 14:00	Networking Lunch
9:00 – 9:15	Opening Address – Arbitration Update of 2016 by Hong Kong International Arbitration Center Sarah Grimmer, Secretary General of HKIAC	14:00 – 14:45	1st Grand Panel – Managing The Arbitration Process – Advising Counsels Moderator – Doug Clark, Barrister, Gilt Chambers Panellists: • Haig Oghigian, Senior Counsel, Squire Patton Boggs • Alice To, General Counsel, Hsin Chong Construction Company Limited • Olga Boltenko, Counsel, CMS
9:15 – 9:50	Keynote Session – Recent Developments Affecting Global International Arbitration V.V. Veeder QC, Essex Court Chambers	14:45 – 15:10	Section 6 – Enforcement of Awards in Hong Kong Kim Ronney, Arbitrator, Barrister, Gilt Chambers
9:50 – 10:20	Section 1 – Unchartered Waters and New Horizons: Exploring Construction Treaty Claims in Asia Olga Boltenko, Counsel, CMS	15:10 – 15:30	Section 7 – Update in Indian Arbitration Law 2016 Ravi Shankar, Senior Partner, Law Senate
10:20 – 10:50	Section 2 – Arbitrating Employment Disputes in Hong Kong: A new era? Charles Allan, Partner, Orrick	15:30 – 15:50	Short Break & Afternoon Refreshment
10:50 – 11:15	Networking & Morning Refreshment	15:50 – 16:10	How Chinese Parties Can Win In Expedited Procedure Arbitrations Arvin W Lee, Partner, Tan Rajah & Cheah
11:15 – 11:50	Section 3 – Shareholder Disputes – Advising Inhouse Counsels in HK Jose Maurellet S.C., Des Voeux Chambers Wilfred Ho, Associate, Skadden	16:10 – 17:10	2nd Grand Panel – Emergency Arbitration Regional Update HKIAC, CIETAC, India, SIAC, UK, Japan Moderator – Kim Rooney, Barrister, Gilt Chambers Panellists: • Wang Wenying, Secretary General of CIETAC Hong Kong Arbitration Center, HKIAC • S. Ravi Shankar, Senior Partner, Law Senate (India) • V.V. Veeder QC, Essex Court • Joe Liu, Managing Counsel, Hong Kong International Arbitration Centre • Haig Oghigian, Senior Counsel, Squire Patton Boggs
11:50 – 12:20	Section 4 – Advising Counsels on the Use of Expert Witness Ivan Cheung, Executive Director, Hill International (Hong Kong) Ltd	17:10 – 18:15	Networking Cocktail
12:20 – 12:50	Section 5 – Advising on Insurance Disputes – Tips for Counsels Mary Thomson, Chartered Arbitrator, Barrister, Mediator and Adjudicator, Pacific Chambers, Hong Kong, St Philips Stone Chambers, London & Singapore		

Vincent Connor, Partner, Pinsent Masons

Vincent Connor is a legal adviser to the Infrastructure and Energy sectors and specialises in construction and engineering law. Vincent is a solicitor advocate, having been granted higher rights of audience in respect of civil proceedings in Hong Kong and is therefore able to appear in the High Court, Court of Appeal and Court of Final Appeal. He is known and rated highly for his advocacy skills in arbitration, litigation, adjudication and ADR.

He is described by the Asia-Pacific Legal 500 as having “a top reputation” in Construction Law; is included in the top tier of Leading Individuals in Hong Kong for Construction Law in Chambers’ Client’s Guide in which he is said to impress clients by “thinking of solutions rather than just giving advice”; and is both described as a “superb strategist when it comes to advising clients throughout construction projects” and noted as Hong Kong’s “Most Highly Regarded Individual” in Construction Law in the Who’s Who Legal, the independent legal research guide.

Vincent advises many businesses headquartered in South Korea, Hong Kong, China, Malaysia, Australia and the Philippines on legal issues arising both mid-project and in formal dispute resolution processes, in projects across Asia and the Middle East.

Doug Clark, Barrister, Gilt Chambers

Doug Clark has been practicing as a barrister in Hong Kong for 5 years. Prior to that he practiced in Shanghai for 11 years and was managing partner of international law firm Hogan Lovells’ Shanghai office and head of its IP practice in China as well as head of the firm’s worldwide patents group. He has handled cases involving the licensing of Standard Essential Patents for over 15 years and has acted for both licensors and licensees. He has acted in a number of major SEP licensing disputes and recently acted for a client in relation to both an NDRC investigation and Anti-Monopoly Law lawsuit relating to licensing practices. Doug is the author of Patent Litigation in China and speaks Mandarin and Japanese.

Kim Rooney, Barrister, Gilt Chambers

Kim Rooney is an international arbitrator and a Hong Kong barrister. Before moving to become a Hong Kong barrister in September 2009, she was a partner of White & Case LLP and head of its international dispute resolution practice based in Hong Kong. Kim Rooney is regularly appointed as an arbitrator and also acts as counsel in international arbitrations. She is on the CEDR Asia Pacific Panel of Mediators. She has dealt with a wide range of international commercial, construction, infrastructure, investment, shareholders and trade disputes and with the enforcement of arbitration awards since the 1990’s. Her clients have included Governments, government ministries, multilateral agencies and Hong Kong and international corporations and she has represented clients under various Arbitration Rules including of CIETAC, ICC, ICSID, HKIAC, SIAC and UNCITRAL. She is the Chair of the Hong Kong Law Reform Commission’s subcommittee on Third Party Funding for Arbitration, a member of the Hong Kong Government’s Advisory Committee on Promotion of Arbitration in Hong Kong and of its Committee on the Provision of Space in the Legal Hub, She is also a member of the Council of Hong Kong Bar Association, Chair of its Special Committee of International Relations Committee and Immediate Past Chair of the ICC Hong Kong Committee on Arbitration and ADR among other roles.

V.V. Veeder QC, Essex Court Chambers

Practising at the English Bar from 1972 to date, specializing in commercial law and international trade, including foreign investment, banking, financial services, commodity transactions, competition law, entertainment law, insurance, reinsurance, international commercial arbitration, international trade and transport, labour law, oil & gas, maritime law, sports law - as advocate before the English courts in London and overseas in Hong Kong, Bermuda and Luxembourg; as advocate or arbitrator in arbitration proceedings principally in London, The Hague, Paris, Brussels, Switzerland, Stockholm, Singapore, Hong Kong and the USA (ICC, LCIA, SCC, ICSID, NAFTA, UNCITRAL, BIT, Ad Hoc etc).

S. Ravi Shankar, Senior Partner, Law Senate (India)

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.

Dr.Wang Wenying, Secretary General of CIETAC Hong Kong Arbitration Center

Wang Wenying, the Secretary General of China International Economic and Trade Arbitration Commission (CIETAC) Hong Kong Arbitration Center. Dr. Wang began to serve in the Department of Law of the China Council for the Promotion of International Trade (CCPIT) and China Chamber of International Commerce (CCOIC) upon graduation from Beijing University in 1989. She held the position of deputy Representative and Representative of CCPIT & CCOIC Hong Kong Representative Office from 1997 to 2000. She has been a research fellow in Arbitration Research Institute of CCOIC since 2004 after she got her doctoral degree of legal science (SJD) from Hong Kong University.

She was appointed the director of the Arbitration Research Institute of CCOIC in 2005. She was in charge of the drafting work of CIETAC Arbitration Rules (2005 and 2012) and CIETAC’s Articles of Association. Dr. Wang is on the Panel of Arbitrators of CIETAC. She has also served as Chair, sole arbitrator, or as a member of international and domestic arbitration panels. She has also been appointed as an expert dealing with domain name dispute cases by CIETAC Domain Name Dispute Resolution Center. Dr. Wang was the chief editor of Arbitration and Law, a famous Chinese journal on arbitration with history of more than 20 years. She is the chair of the Case Edition Committee of CIETAC, which is in charge of compiling and editing the CIETAC’s arbitral awards and publishing yearbooks.

Nicolas Wiegand, Managing Partner CMS, Hong Kong

Nicolas Wiegand has more than 10 years of experience in acting as counsel and arbitrator in more than 80 international commercial arbitrations under all major arbitration rules (among others, ICC, HKIAC, UNCITRAL, SIAC, DIAC, DIS, ASA, VIAC, SCC). Nicolas (born and raised in Switzerland, German nationality) has previously worked in Australia, the United States and Switzerland, and is now based in Hong Kong and Munich. The regional focus of his work is in Asia, where he has advised on numerous high profile arbitration cases for companies from Asia, Europe, the U.S. and beyond. In addition to his counsel practice, he regularly sits as arbitrator in the region. Inter alia, he is on the panel of arbitrators of the Hong Kong International Arbitration Centre (HKIAC), the Shenzhen Court of International Arbitration (SCIA) and the Dubai International Arbitration Centre (DIAC). He lectures on arbitration related matters at international conferences and teaches training courses, inter alia, for the HKIAC. His most recent practice has focused on disputes relating to, among others, IP and IT related disputes, major projects/construction, joint venture agreements, M&A transactions, gas/energy supply agreements as well as sales and distribution agreements.

Haig Oghigian, Senior Counsel, Squire Patton Boggs

Haig Oghigian’s practice is primarily focused on international dispute resolution. He also advises on a wide range of issues in the pharmaceutical and life sciences sectors, with an emphasis on government relations and regulatory matters.

Haig has acted as counsel, arbitrator and/or mediator in more than 100 cases, including high profile ICC, JCAA and SIAC cases in Asia, Europe and the US. He has also represented an industry association in a non-tariff trade barrier dispute against the Japanese government at the World Trade Organization. He is consistently highly ranked by the leading rating institutions including Chambers, GAR and Asia Law 500. He is widely published in various journals and is the author and editor of The Law of Commerce in Japan (Prentice Hall).

Haig is listed as an arbitrator and mediator with the Japan Commercial Arbitration Association (JCAA), International Chamber of Commerce (ICC), International Centre for Dispute Resolution of American Arbitration Association (AAA), Singapore International Arbitration Association (SIAC), British Columbia International Commercial Arbitration Association (BCICAC), World Intellectual Property Organization (WIPO), Beijing Arbitration Association (BAA), London Court of International Arbitration (LCIA) and Kuala Lumpur Arbitration Centre (KLAC).

Charles Allan, Partner, Orrick

Charles Allen has over 20 years’ experience conducting high-value complex commercial litigation and arbitration in the Asia Pacific Region. Advising and assisting on a variety of business disputes, as well as regulatory and other investigations, employment law issues and transactions, Charles acts for a range of clients, including individuals, private and listed companies, multinationals, conglomerates and financial institutions.

Charles conducts litigation in the High Court of the Hong Kong SAR, and is regularly involved in cases taking place in courts in other jurisdictions around the Region, including Mainland China, Singapore and India.

On behalf of clients, Charles has handled numerous ad hoc and institutional arbitrations in Hong Kong, London, Lausanne, Paris and elsewhere under various rules including ICC, LCIA, UNCITRAL and LMAA, and has handled some of the highest profile arbitration-related litigation adjudicated on by the Hong Kong courts in recent years. He also sits as an arbitrator.

Charles has been consistently recognized by various prestigious legal publications such as Chambers Asia, Asia-Pacific Legal 500 and Who’s Who Legal. He gains high praise from his clients and peers for his “bags of experience” and “very sensible” approach to arbitration. He is “a very sharp and tactical lawyer - one of the best people to instruct in Hong Kong,” and he is “very thorough and willing to give clients what they want at a moment’s notice.”

Prior to joining Orrick, Charles was since 2007 a partner and a member of the Office of General Counsel of Sidley Austin in Hong Kong.

Jose Maurellet S.C., Des Voeux Chambers

Jose-Antonio Maurellet S.C. is a Hong Kong born Eurasian. He is an English, Cantonese and French native speaker. He also can speak some Mandarin. Jose read law at St Edmund Hall, Oxford University. He was called to the Hong Kong Bar in 2000 and to the Inner Bar in 2016.

His practice is largely commercial with an emphasis on company and insolvency law. He has advised and acted in numerous shareholder disputes, winding up petitions, and applications arising out of liquidations of companies (for example applications for provisional liquidators, S.221 examinations, unfair preference proceedings). He has also appeared in schemes involving privatizations (Re eContext and Re Wheelock Properties) as well as creditors schemes (Re Kaisa Group Holdings).

He also regularly acts in disputes arising from banking/financial services, in particular alleged mis-selling of financial products. He has previously acted for the Securities and Futures Commission as well as the Listing Division of the Stock Exchange of Hong Kong. He has appeared before the Listing Appeals Committee as well as the Takeovers and Mergers Panel.

Mr. Maurellet is also an accredited mediator and is listed on the HKIAC List of Arbitrators. He has sat on occasions as part of three person panel HKIAC Arbitration. He is a committee member of HK45 (HKIAC).

He is a Contributing Editor of the Hong Kong Civil Procedure ("the White Book") since 2003, a Consultant Editor of the Hong Kong Law Reports and Digest and a Contributing Editor of "Company Law in Hong Kong".

Wilfred Ho, Associate, Skadden

Wilfred Ho is an associate at Skadden, Arps, Slate, Meagher & Flom whose practice focuses on international arbitration and commercial litigation. He has been based in the firm's Hong Kong office since 2010. Mr. Ho's international arbitration experience includes representing PRC clients in shareholder disputes in arbitral proceedings under various rules and institutions.

His particular arbitration experience includes: acting for a Shenzhen stock exchange listed company with respect to their rights as shareholders in a PRC online gaming company in a New York law-governed HKIAC arbitration (valued in the region of US\$1.9 billion), representing a PRC energy conglomerate in a New York law-governed HKIAC international arbitration with one of its investors under UNCITRAL rules concerning the exercise of convertible notes worth around US\$200 million, and acting for a Hong Kong headquartered private investment firm in two Hong Kong law-governed HKIAC arbitrations with its joint venture partner for control of the joint venture company.

Mr. Ho has also acted in the defence of various unfair prejudice actions and shareholder derivative actions in the Hong Kong High Court.

Although he is now based in Skadden's Hong Kong office, Mr. Ho has also worked in Skadden's London office. Prior to joining Skadden, Arps, Mr. Ho worked as a research associate for the Honourable Justice Raymond Finkelstein and the Honourable Justice Michelle Gordon (now of the High Court of Australia) in the Federal Court of Australia. He speaks Mandarin and Cantonese.

Ivan Cheung, Executive Director, Hill International (Hong Kong) Ltd

Ivan is a chartered quantity surveyor with nearly 25 years of experience and has been specialising in handling construction and engineering disputes and providing contract advisory services since 1999. He also practices as arbitrator, adjudicator, dispute resolution advisor, expert witness and mediator. He has been appointed as expert witness on about 30 disputes and has given evidence at hearings in arbitration and court proceedings on some of them. He has been frequently appointed as mediator in over 30 commercial and construction disputes. He has acted as arbitrator on 4 construction disputes and have published written awards. Ivan is an experienced trainer in construction contracts and dispute resolution and is a specialist for the NEC forms of contract. He is a champion and recognised leader with the introduction and training programmes tailored to the adoption and use of NEC by the HK government. He is appointed by the NEC as the Secretary of the NEC Asia Pacific Users' Group.

Arvin W Lee, Partner, Tan Rajah & Cheah

Arvin Lee is an Arbitrator of the Beijing Arbitration Commission and the Korean Commercial Arbitration Board, and currently Partner at Tan Rajah & Cheah, a 50-year old Singapore law firm, where he specialises in international arbitration. Out of 3 international arbitrations he was lead counsel on in the last 2 years, he won 2, and settled 1 to the satisfaction of his clients.

His experience as lead counsel in China-related arbitrations across several institutional rules, and winning under time pressures of expedited arbitration, has given him considerable insights into the strengths and weaknesses of Chinese parties in international arbitration. A client testimonial given in late 2015 about a team of lawyers led by Arvin in an expedited arbitration against certain Chinese entities is in these terms: "...showed great strategic foresight in anticipating the moves of the counterparties. Throughout it all they had an excellent and sound game plan, which they communicated to us clearly right from the start, and refined intelligently in response to changing circumstances. The arbitration ran on a very challenging timetable, but the team structured the work in a manner that covered all bases in a clean and neat manner, but yet did not take up too much of our time from our usual business...."

Apart from dispute resolution work, Arvin also advises on China-related transactions. For example, he has advised Shanghai Decent Co. Ltd in relation to a US\$50 million private equity injection by the China ASEAN Fund into PT Sulawesi Mining Investama, an Indonesian company that holds Indonesia's largest ironnickel project and which is part-owned by the Shanghai Decent group. He also has some renewable power development transactional experience. He is a Fellow of the Chartered Institute of Arbitrators, and holds law degrees from Harvard (LL.M.) and the London School of Economics (LL.B. with First Class Honours). He was previously the Singapore International Arbitration Centre's Deputy Head for China. In 2015 he was named by the Singapore Business Review as a Top 40 Influential Singapore Lawyer Under 40 Years.

Joe Liu, Managing Counsel, Hong Kong International Arbitration Centre

Joe Liu is the Managing Counsel at the Hong Kong International Arbitration Centre (the "HKIAC"). As a senior member of the HKIAC Secretariat, Joe leads the arbitration team to develop the dispute resolution services provided by the HKIAC and to administer a large volume of arbitration cases under the HKIAC Administered Arbitration Rules or the UNCITRAL Rules. He has also acted as tribunal secretary in a number of high-value cases.

Joe was a member of the HKIAC Rules Revision Committee and was instrumental in drafting the 2013 HKIAC Administered Arbitration Rules. Before joining the HKIAC, Joe was a Registered Foreign Lawyer at a leading international law firm's Hong Kong office, where he was a member of the firm's global arbitration group. Focusing his practice on arbitration, Joe has experience in international arbitrations conducted under the HKIAC, UNCITRAL, ICC, LCIA and ICSID Rules. He has acted in high-value disputes in a wide range of sectors. Before his moved into private practice, Joe worked as Assistant Counsel at the Singapore International Arbitration Centre in Singapore and did a short stint at the Permanent Court of Arbitration in The Hague and the High Court of Hong Kong.

Joe is a frequent speaker at arbitration conferences and has published widely on international dispute resolution.

Qualified to practise in New York, Joe is fluent in English, Mandarin and Cantonese. He holds LLMs from New York University and London School of Economics and Political Science, and an LLB from Wuhan University.

Alice To, General Counsel, Hsin Chong Construction Company Limited

Alice is the General Counsel of Hsin Chong Construction Company Limited. Alice was admitted as a solicitor in HK in 1996. Since admission, Alice has been specialising in construction & engineering law and focusing on international arbitration. Prior to turning in-house early this year, Alice has always been in private practice and has worked with major construction law firms in HK.

Alice speaks regularly in legal conferences and seminars and plays a proactive role in task forces organised by organisations, such as, the Hong Kong Construction Industry Council on current topics relevant to the local construction industry. She also sits on various tribunals and panels of the Government as tribunal and panel member.

Olga Boltenko, Counsel, CMS

Ms. Boltenko is a counsel with the International Arbitration practice of CMS. She specialises in investment arbitration. Prior to joining CMS, she was a senior associate with Clifford Chance in Singapore. She acted as legal counsel in investor-state disputes under the auspices of the Permanent Court of Arbitration, and as tribunal secretary in dozens of commercial disputes, both ad hoc and institutional (including SIAC, ICC, HKIAC, SCC), in a wide array of industries including oil and gas, infrastructure, construction, telecommunications and pharmaceuticals. She is listed as arbitrator on the HKIAC list of arbitrators and on the KLRCA panel of arbitrators.

Mary Thomson, Chartered Arbitrator, Barrister, Mediator and Adjudicator, Pacific Chambers, Hong Kong, St Philips Stone Chambers, London & Singapore

Mary qualified as a barrister before moving to industry (shipping and insurance including as an insurance underwriter) and then requalified as a solicitor in London. She moved to Hong Kong in 1992 where she practised as a solicitor, including as partner at Hong Kong and international law firms, the last being SNR Dentons. In 2013, she joined the Hong Kong Bar and rejoined the English Bar to focus on her Arbitrator and Mediator practice.

Mary specialises in commercial dispute resolution in the financial, insurance, transport, energy, commodities and manufacturing sectors. Mary's arbitration practice is predominantly international. She has been appointed arbitrator since 1996 including pursuant to "commercial man" clauses. She sits as arbitrator on arbitrations seated in Hong Kong, Singapore, London and elsewhere, and is on the panel of a number of arbitration centres and institutions including SIAC, HKIAC, LCIA, CIETAC, KCAB, CIARB, CAA, APRAG and an aspiring full member of LMAA. She is also on a number of mediator panels and has mediated large international commercial disputes in London, Singapore and Hong Kong.

Mary is currently Vice Chair of the CIARB East Asia Branch with regional responsibilities, Member of ICC Commission on Arbitration and Board member of ArbitralWomen. She is also spearheading the formation of ARIAS Hong Kong for the arbitration of insurance and reinsurance disputes.

Hong Kong: 6th Annual International Arbitration Summit

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

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The Organiser

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