

CONFERENCE ON **Faster Resolution of Commercial Disputes**

Saturday, 12th May, 2018 – Hotel Royal Plaza, New Delhi



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THE ASSOCIATED CHAMBERS OF COMMERCE AND INDUSTRY OF INDIA

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Speedy dispute resolution regarding commercial disputes is one of the important drivers for economic development in any country. India being one of the economies having high potential and ambitious country, it is important to ensure effective and speedy judicial delivery system. The Union Cabinet on 7th March, 2018 has approved the Arbitration & Conciliation (Amendment) Bill, 2018 and Commercial Courts, Commercial Division and Commercial Division of High Courts (Amendment) Bill, 2018, for introduction in the Parliament. The Amendments in the Act of 1996 will facilitate achieving the goal of improving institutional arbitration in India. Similarly the Amendments in the Commercial Courts Act, 2015 seeks to bring down the specified value of a commercial dispute to Rs.3 lakhs from the present One Crore.

To discuss the effects & implications of these amendments, **AICADR in association with Singapore International Arbitration Centre, (SIAC), Singapore, is organizing a one day Conference on 'Faster Resolution of Commercial Disputes' on 12th May, 2018 at Hotel Royal Plaza, New Delhi** to provide a platform to discuss the challenges faced by arbitral institutions in the faster resolution of commercial disputes and how to overcome them.

Hon'ble Minister of State for Law & Justice, GOI, Shri P. P. Chowdhary, has been requested to inaugurate the Conference besides Hon'ble Judges of Supreme Court/High Courts, eminent jurists and senior arbitration practitioners to address the Conference. The attendees will include legal and business executives of PSUs and other organizations, lawyers, chartered accountants, chartered engineers and others having keen interest in ADR mechanism.

Keeping in view of the importance and magnitude of the event, you are requested to attend/nominate senior officials to participate in the conference. In order to confirm participation, kindly return the registration form duly completed. We would also request your organization to avail sponsorship Opportunities in this very important conference to enhance your brand visibility, as per details attached.



Lighting of Lamp during AICADR Conference/ Training Course in New Delhi & Hyderabad



Release of AICADR Manual and Knowledge Paper during AICADR Conference/Training Course in New Delhi & Hyderabad

OBJECTIVES

- ⊙ Effects & implications of Arbitration & Conciliation (Amendment) Bill, 2018.
- ⊙ Effects & implications of Commercial Courts, Commercial Division of High Courts (Amendment) Bill, 2018
- ⊙ Institutional Arbitration in India – Recent developments
- ⊙ Recent fast track provisions for resolution of disputes viz., Interim Relief, Emergency Arbitration, Arb-Med-Arb, Expedited procedure, early dismissal of claims & counter claims etc.
- ⊙ Emerging trends in ADR procedure

MAIN TOPICS

- ⊙ Will the recent amendments in the Arbitration & Conciliation (Amendment) Bill, 2018 improve arbitration scenario in India?
- ⊙ Interim measures & emergency relief
- ⊙ Challenging & Enforcement of arbitration awards
- ⊙ Arb-Med-Arb: a successful model
- ⊙ Judicial support to Mediation & Arbitration process
- ⊙ Expedited Procedure for resolution of disputes
- ⊙ Role of Institutional Arbitration

DIGNITARIES INVITED

- ⊙ **Shri P. P. Choudhary**, Union Minister of State for Law & Justice, Government of India
- ⊙ **Hon'ble Justice Shri A. K. Sikri**, Judge, Supreme Court of India
- ⊙ **Hon'ble Justice Ms. Geeta Mittal**, Acting Chief Justice, High Court of Delhi
- ⊙ **Hon'ble Justice Shri G. S. Sistani**, Judge, High Court of Delhi
- ⊙ **Shri Suresh Chandra**, Law Secretary, Ministry of Law & Justice
- ⊙ **Ms. Indu Malhotra**, Sr. Advocate
- ⊙ **Shri Gourab Banerji**, Sr. Advocate
- ⊙ **Shri Lalit Bhasin**, President, BAI & SILF and Chairman, CIA (UK)
- ⊙ **Shri Suman Jyoti Khaitan**, Chairman, ASSOCHAM National Council on Legal Affairs & Regulatory Reforms
- ⊙ **Shri S. Ravi Shankar**, Sr. Partner, Lawsenate Law Firm
- ⊙ **Shri Pranav Mago**, Head (South Asia), Singapore Int. Arbitration Centre (SIAC)
- ⊙ **Shri Tejas Karia**, Partner, Shardul Amarchand Mangaldas
- ⊙ **Shri Ajay Thomas**, Arbitrator & Advocate, Vice-Chair, ICC India Arbitration Group
- ⊙ **Shri J.L.N. Murthy**, Advocate, Hyderabad
- ⊙ **Sitting/ Retd. Judges of Supreme Court/ Delhi High Court**

WHO SHOULD ATTEND?

- ⊙ Corporate Counsels, Professionals
- ⊙ Business Development/ Commercial /Contract Managers/Engineers
- ⊙ Managers of Corporate Houses
- ⊙ Law Officers/Managers of Banks, FI', PSU's & Corporate
- ⊙ Trainee Solicitors/Law Students
- ⊙ Chartered Accountants/Chartered Engineers
- ⊙ Builders, Insurance Advisors, Govt. officers



Shri Sadananda Gowda
Former Union Minister of
Law & Justice



Shri Bangaru Dattatreya
Former Union Minister
of State for
Labour & Employment



Shri Suresh Chandra
Law Secretary



Shri P. K. Malhotra
Former Law Secretary



**Hon'ble Justice
Ms. Geeta Mittal**
Acting Chief Justice
High Court of Delhi



**Hon'ble Justice
Shri G. S. Sistani**
Judge, High Court of Delhi



Shri Lalit Bhasin
President, SILF & BAI



Shri Gourab Banerji
Senior Advocate



Ms. Indu Malhotra
Senior Advocate

Online Dispute Resolution through Mediation, Arbitration & Conciliation

Mediation in India is not popular in commercial cases. It is only popular in court annexed mediation centers. Lot more need to be done to make it more popular in India.

Presently there are more than 3 crore cases pending in various courts in the country and 46% of these involve Government Department or Government bodies. Hence, the Department of Justice, Ministry of Law & Justice, GOI, has taken initiative to explore options for Government Departments and Organizations for settlement of their disputes through alternate methods like mediation, arbitration, conciliation, online or otherwise.

For the purpose, the Department of Justice has gathered names of Agencies/Institutions/Organizations working in the field of such alternate methods of dispute resolution, especially providing online mediation services in various matters. A list of such institutions which includes the name of ASSOCHAM International Council of Alternate Dispute Resolution (AICADR) with brief profile is available on the website of the Department.

Similarly, some public sector institutions are now maintaining list of arbitration institutions for using their ADR services in their tender documents. The services of such arbitration institutions which includes the name of ASSOCHAM International Council of Alternate Dispute Resolution (AICADR) also, are being used on rotation basis.

The details of disputes to be referred under AICADR provisions are given below:

AICADR can resolve disputes under its Rules for Arbitration/Conciliation/Mediation, viz.,

A) For reference of the existing dispute in a contract:

The parties acknowledge and agree that a controversy has arisen among them, which they desire to resolve by Mediation /Conciliation /Arbitration (tick mark) rather than litigation. Accordingly the parties agree:

"Any dispute regarding the scope or terms of this agreement, shall be resolved by mediation/conciliation/arbitration (tick mark) under ASSOCHAM International Council of Alternate Dispute Resolution Rules for Mediation/ Conciliation/ Arbitration (tick mark) based on UNCITRAL MODEL subject to Arbitration & Conciliation (Amendment) Act, 2015. AICADR Panel of Arbitrators/ Mediators can be appointed on party's request.

B) For reference of the future dispute, incorporate following clause in all your domestic & global commercial contracts:

"All disputes or differences whatsoever arising between the parties out of or relating to construction, meaning and operation or effect of this contract or breach thereof shall be settled by Mediation/Conciliation/Arbitration (tick mark) in accordance with the Rules of 'AICADR' based on UNCITRAL Model and the decision/award made in pursuance thereof by Panelists of 'AICADR' shall be binding on the parties.

C) For any other ADR Rules, AICADR has the State of the art infrastructure:

- Panel of renowned arbitrators/conciliators/mediators
- Professional Team of Secretariat
- ADR meeting rooms equipped with state-of-the-art facilities including Digital projector, audio and visual facilities and a dedicated system
- Multi-point video conference facilities
- Centrally located offices at different locations in India & Abroad

You can also join as AICADR Member

- INDIVIDUAL / CORPORATE / LIFE MEMBER
- MEDIATOR/CONCILIATOR/ADR PANEL MEMBER (ONLY FOR LIFE MEMBERS)

For further details please log on: www.assochem.org

SPONSORSHIP & LOGO SUPPORT

Category (Sponsorship)	Speaker Slot in Inaugural Session	Speaker Slot in Business Session	Literature in the Head Table	Literature to Delegate	Logo in the Backdrop	Acknowledgment Thank you Panel	Complementary Delegate Passes
Gold Partner Rs. 1.5 Lacs	✓	✓	✓	✓	✓	✓	8
Silver Partner Rs. 1 Lacs		✓	✓	✓	✓	✓	6
Legal Partner Rs. 75000/-				✓	✓	✓	3
Associate Partner Rs. 50,000/-				✓	✓	✓	3
Logo Support Rs. 30,000/-				✓	✓	✓	2

REGISTRATION FEE

GENERAL: Rs. 5,000/- plus GST @18% i.e. Rs.5,900/- per delegate

AICADR MEMBERS: Rs. 4,000/- plus GST @ 18% i.e. 4,720/- per delegate

Payment by Cheque/DD to be drawn in favour of "ASSOCHAM-ICADR" payable at New Delhi (10% discount for two or more participants from the same organization)

AICADR takes this opportunity to invite you to participate in this conference 'Faster Resolution of Commercial Disputes'. Request for registration will be on first-cum-first-served-basis since the seats are limited

For Registration and Sponsorship details please contact

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