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The Grand Masters 2017

A CORPORATE COUNSEL LEGAL BEST PRACTICES SUMMIT SERIES

10TH FEBRUARY 2017, LE MERIDIEN, NEW DELHI

Are You Just an In House Counsel or a Grand Master? Choose.
Are You Just a Legal Advisor or a Legal Strategist to Your Clients? Differentiate.
Is Your In House Counsel a Business Enabler as well? Observe.
Billing Hours or Client Lauds? Prefer.

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Need some more time to think over these? Meanwhile, here's where all these mazes get solved and a dozens of questions get answered when it comes to the India legal arena.

Lex Witness – India's 1st Magazine on Legal & Corporate Affairs has been organising a plethora of knowledge driven summits ever since its inception in 2009. These summits have been focusing on industry sectors right from Real Estate to Pharmaceuticals. However, every financial year at Lex Witness closes with a trio of the country's most elite gathering of in house counsel from across various industry sectors in India Inc. Yes, **The Grand Masters 2017 – An In House Counsel Legal Best Practices Summit Series**. The series starts with its 2017 debut edition at New Delhi on the 10th February 2017 followed by the Mumbai edition on 17th February 2017 and the concluding edition on 3rd March 2017 in Bengaluru.

After completing 3 successful annual editions in the past, we bring to you The Grand Masters 2017 Summit Series that brings together select in house counsel together to discuss all the major legal and regulatory undercurrents that their respective business sectors would have gone through. The discussions not only includes the industry's best veterans as speakers but an audience which is as mighty as ever. It is The Grand Masters through which we at Lex Witness salute the spirits of the in house counsel community for their contribution towards creating a very sound business environment in the country in terms of the law of the land.

And yes, this immensely powerful mix of discussion stands incomplete without the external counsel, advisory firms and the likes who leave no stone unturned in executing the best of the legal strategies right from the board room to the court room.

So, welcome to **The Grand Masters 2017 – An In House Counsel Legal Best Practices Summit Series**. The 2017 summit series will host a marathon of power packed discussions and deliberations to several legal and regulatory complexities in various dimensions. To name a few of the discussion pegs;

- The Evolutionary Role of a General Counsel
- The NextGen General Counsel - Are You Still in the Race?
- Demystifying the Governance, Risk & Compliance Maze. Are You Compliant Enough?
- Where is India on the Global Arbitration Map?
- Is Your IP Strategy well in sync with the Business Interests?
- The Regulatory Rage - Is India Inc. Still Struggling Through? And many more...

So Are You Just An In House Counsel or a Grand Master? Join us at **The Grand Masters 2017 Summit Series** with your team members.



Dear Friends,

The year 2017 is trend setting in many ways for the legal professionals, domestic and international. Amidst several undercurrents and trend setting developments is one of the game changing knowledge sharing platforms **The Grand Masters 2017 – A Corporate Counsel Legal Best Practices Summit Series**

If you notice the legal trends that are emerging globally, in the last two decades, there is increased shareholder activism, which coincides with periodic emergence of government regulations. The regulators have become far more active than before. The public interest litigation and watchdogs to every action a corporate takes have become challenging issues. The debates at an Annual

General Meeting of the companies are no more a smooth sail, but defensive on many a front. Collectively, these issues raise the bar for the General Counsels, as CEOs and directors look to their ability in establishing the “best practices” across all levels. They expert General Counsels with specialized skills, to identify the areas of risk, assess compliance policies, and help accomplish strategic and financial goals.

Raising the Bar - With the aforesaid expectations from the Boards and CEO's, General Counsels can make a real contribution to the risk-aware board. Those who worked for public sector companies have helped negotiate mergers and acquisitions, overseen compliance and governance programs and identified activities that could present a material risk to a company are seen in better light. Due to changing demands and expectations, GC's have also become more business-savvy and it is very common that some of the GC's have a star repute within the circles and in the eyes of the companies. General Counsels typically have top-notch analytical skills and are trained to examine issues from a number of perspectives, which raised the bar of the profession.

Way beyond Advisory - Apart from the legal advice they tender, GC's contribute substantively when reviewing shareholder communications, whistle-blower policies, intellectual property matters, lobbying decisions, certain labor/employment issues. Many companies are concerned about cyber security and patent and trademark issues, which General Counsels are particularly well equipped to advise on. If the company is contemplating a merger or IPO, a General Counsel with this experience can be extremely helpful to the board. Most General Counsels are expected to have a global outlook and insights into entering new markets and dealing with various jurisdictions. Further, internal investigations, regulatory enforcement, securities litigation, executive compensation, CEO succession, business strategy and operations, and antitrust concerns are the domains the General Counsels are expected to be aware of.

Integrate with Company's Culture - The General Counsel should be an integral functionary to the corporate culture, and for the most part, to be a team player. Being a team player showcases the attitude in carrying the responsibility in the company on an end to end basis. The best a GC can practice is by knowing the individual clients, internal and external whereby the expectations from the clients and the company becomes easier. The companies expect the GC's to have a firm grip their work prioritization. This would greatly help in reinforcing the trust of the management on the role and brings in a great respect. Further, the role of GC demands a robust understanding and performance on budgets, the bottom-line of every company.

FROM THE SUMMIT CHAIR'S DESK

Share the Risk - General Counsels who serve on boards can help their fellow board members focus on achieving the business' objectives, while keeping an eye for and minimizing potential legal risks. They can also help the board balance those risks against potential gains. And since directors bear increasing liability for their decisions, it can be reassuring for other board members to look across the table and see that a lawyer has carefully analyzed and yet is still comfortable taking those risks.

Measuring the GC Growth - While key performance indicators, such as loss prevention, control of litigation cost, net revenue, output, and productivity, are the assessable parameters, the value of the general counsel, particularly pertaining to the advisory nature of the job, extends far beyond financial metrics to include the totality of intellectual contributions made to the leadership of the company.

Way Forward - Even after decades of transformation, it appears the role of general counsel hasn't yet reached the pinnacle of its evolutionary ascent within the organization. In-house counsel's functions have evolved from reactive to proactive, and boards are reaping the fruits of this transition with more robust strategic discussions. The role of the GC involves not just dealing with past problems, but charting future courses; not just playing defense, but playing offense; not just providing legal advice, broadly defined, but being part of the business team and offering business advice.

In an increasingly litigious corporate environment, it is no longer acceptable to have GCs wait on the sidelines in the event an incident occurs; rather, it is now critical to utilize their full business and legal acumen to propel the organization forward, make risk-aware decisions, and help management build strategies for success.

Let us, as a community build the companies, and build the nation. Wish you all the great times in the coming year and may all of you have a happy and prosperous new year 2017.

See you at **The Grand Masters 2017!**

Badrinath Durvasula

Senior Vice President, Adani Group

Summit Chair - The Grand Masters 2017, New Delhi Edition @ 10th February 2017

THE AGENDA

09:00 AM – MORNING REFRESHMENTS & REGISTRATION

09:30 AM – WELCOME NOTE BY LEX WITNESS

09:35 AM – SPECIAL ADDRESS BY DR. LALIT BHASIN, PRESIDENT, SILF

09:45 AM – OPENING REMARKS BY THE SUMMIT CHAIR

10:00 AM - THE EVOLVING ROLE OF A GENERAL COUNSEL - ARE YOU STILL IN THE RACE?

Badrinath Durvasula, Senior Vice President, Adani Group - MODERATOR

Anupam Sharan, Director – Legal, Regulatory & Compliance, American Express

Ashish Chandra, Senior VP & Group General Counsel - Legal & Tax, Snapdeal.com

Manish Lamba, General Counsel, Bharti Realty

Neera Sharma, Chief Legal Officer, Sistema Shyam TeleServices

Saikrishna Rajagopal, Managing Partner, Saikrishna & Associates

Ugen Bhutia, Executive Vice President - Legal Head, SBI Card

- A General Counsel's Journey to the Boardroom - Success Stories
- Demystifying the Stakeholder Talks - Expectations, Imperatives, Controlling the Pulse
- Paradigm shift from being a Cost Center to a Collaborator
- Developing a strong outreach and access to Government Machineries
- Creating an ideal in house Legal Mission
- Integrating Legal Function with other Function Desks of the Organization
- Creating a Balance between In House - External Counsel Approaches
- Choosing an Ideal External Counsel
- Success Secrets to Managing External Counsel - Advisory, Efficiency, Billing
- The General Counsel Swags - Leadership & Soft Skills, Technical Expertise etc.

11:15 AM - NETWORKING BREAK

11:45 AM - THE IPR SAGAS - CREATION TO ENFORCEMENT

Lakshika Joshi, General Counsel & Head-IP & Licensing, Nucleus Software - MODERATOR

Akshat Sulalit, Director- Head Legal & Compliance, IBIBO Group

Sheetal Chopra, India Lead - IPR Advocacy, Ericsson India

Shruti Kaushik, Director, Patentwire

Sidharth Chopra, Partner, Saikrishna & Associates

Vaibhav Khanna, Head - Intellectual Property, Sterlite Technologies

- National IPR Policy: A Step Towards An Innovative India?
- IP Assets - Creation, Protection, Valuation & Monetization
- IP Enforcement in India - Any Change in the MakeOver?
- IP Litigation - Secrets to a Seamless & Successful Litigation Strategy
- Interim Injunctions - Managing & Evaluating Subsequent Steps
- Damages - Creating a Robust Legal Funnel
- Commercial Courts & IP Litigation - Impact Assessment
- Patent Litigation - Focus on Pharma & Technology Sectors
- Demystifying the current Trade Mark Litigation Scenario In India
- DIPP's Statutory Licensing Scheme for Online Broadcasting
- Interplay Of Section 63 And Section 64 Of Indian Patent Act, 1970
- Interplay Of Section 51 And 52 Of The Copyright Act, 1962

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THE AGENDA

- Taxability on Income from Transfer of a foreign owned IP
- Taxation on Royalty & Fee For Technical Services On Foreign Companies In India
- Copyright Act on the Online Media - Impact Assessment
- SEPs And Their Availability Under FRAND Terms
- Medicines Patent Pool's Voluntary Licensing
- Focusing on Single Embodiment Limit vis a vis Patent Specification
- Intellectual Property Insurance: A Futuristic Perspective
- Intellectual Property Due Diligence
- Non-Obviousness: Comparison Between India, Europe And The US
- Indian Trademark Law: India Vs. Global Benchmarks
- Reverse Payment Deals In Patent Disputes And Its Impact On Competition

12:45 PM - NETWORKING BREAK

01:45 PM - THE COURT ROOM TALKS - LITIGATE - MEDIATE - ARBITRATE

Jasmeet Wadehra, Head - Legal, Power, Vedanta Group - MODERATOR

Dr. Sunil Mittal, General Counsel, Kalpataru Power

K.P.S. Kohli, Partner, Dhir and Dhir

Prarabdh R. Jaipuria, General Counsel - B.A. India, SUEZ India

S. Ravi Sankar, Senior Partner, Law Senate

- Is Fraud Open To Arbitration?
- The Arbitration & Conciliation (Amendment) Act, 2015 & The Judgments related - clear enough?
- The Commercial Courts, Commercial Division & Commercial Appellate Division Of High Courts Act, 2015
- Applicability under The Arbitration & Conciliation (Amendment) Act, 2015
- Mediation & Conciliation Under The New Companies Act
- Arbitration Clause - Indian & International Scenarios
- The Art of Contracting - Can there be litigation proof contract?
- E-Contracts - Legal Validity And Jurisdiction
- Dispute Resolution In The Construction Industry
- MSME Disputes - Relevance for Arbitration Clause
- Unresolved Uncertainty on Choice of a Foreign Seat
- Need of Subject Matter Technical Experts
- The Direct Tax Dispute Resolution Scheme, 2016

02:45 PM - THE REGULATORY RAGE - IS INDIA INC. STILL STRUGGLING THROUGH?

Dr. Akhil Prasad, Country Counsel India, Boeing - MODERATOR

Manoj Kumar, Managing Partner, Hammurabi & Solomon

Nilesh Sharma, Senior Partner, Dhir and Dhir

Prateush Sharma, General Counsel, Mankind Pharma

Yogesh Mathur, Group President & Group CFO, Moser Baer

Yogesh Wadhwa, Vice President & Lead Counsel, General Motors India

...Contd.

THE AGENDA

- Combination Regulations, Individuals & Leniency Program in India
- Competition Law & The Cement Cartel Classics
- Coincides of Competition Law in Joint Ventures, Mergers and Acquisitions
- The Conundrum Of Composite Combinations
- The Insolvency And Bankruptcy Code, 2016: Impact On Bondholders, Investors And Companies
- Managing Transitional Challenges - AIFR/BIFR/High Courts etc to NCLT & DRT
- The New Financing Scenarios - Bond Financing - Challenges, Masala Bonds
- SEBI Guidelines & Impact on REITs and Infrastructure Investment Trusts (InvITs) - Key Focus Areas & Challenges
- Debt Restructuring: SDR & S4A - Legal & Regulatory Challenges
- The Financial Resolution And Deposit Insurance Bill, 2016
- The New Debt Recovery Bill
- Cross-Border Insolvency - Impact Assessment
- FDI In Indian Non-Banking Finance Companies (NBFCs)
- The Financial Resolution And Deposit Insurance Bill, 2016 - The Insurance Laws (Amendment) Bill, 2014
- M&A In Insurance – One Step Forward - Half a Step Back?
- IRDAI (Registration of Indian Insurance Companies) Regulations Amendments
- The Real Estate (Regulation And Development) Act, 2016, Legal Due Diligence In Real Estate Transactions
- The National Green Tribunal & Its Whips on Indian Real Estate Scenarios
- The FDI Fiesta - Key Developments in 2016-17
- The GST Gist - Way Forward, Adaptation & Impact Assessment
- Taxation Aspects In Cross Border Mergers
- Acquisition Transactions and Labour Law Limitations, The Payment of Bonus (Amendment) Act, 2015
- Enforceability of Employment Bonds, Employment Contracts in India, Employee Data Protection

03:45 PM - NETWORKING BREAK

04:15 PM - DEMYSTIFYING GOVERNANCE, RISK, COMPLIANCE MAZE. COMPLIANT ENOUGH?

Pathik Arora, Assistant General Counsel & Company Secretary, InterGlobe Hotels - MODERATOR

Aditi Chopra, Senior Vice President- Legal, Network18 Group

Rajeev Merkhedkar, General Counsel, Global CIOO Legal, Regulatory & Legal Ops, Nokia

Rajneesh Jaswal, General Counsel, Michelin

Sanjay Gulati, Group V.P Corporate Tax & Litigation, M&A, GMR Group

- UK Bribery Act & USFCPA
- GRC Quotient - Risk Identification, Assessment and Reporting, Business imperative of the GRC function
- Role of legislation and regulation in GRC
- The BIG GAP - Risk Identification, Controls Measurement and Residual Risk Management
- Role of Technology and Processes in Implementing Effective GRC Mechanisms
- Challenges in Risk Assessment - how to Identify and remediate Compliance Gaps
- International standards, models, frameworks, how structure & standardization builds business value
- Cybersecurity Risks, how GRC programs are handling them today, Risk - models and mechanisms
- A Walk in the Cloud - Legal, Risk & Compliance Aspects, Cybersecurity Risks, BYOD & Mobility Strategy
- Developing a board-level risk and compliance program
- Success Secrets to managing regulatory complexity and control costs of compliance

05:15 PM - GALA LUCKY DRAW FOLLOWED BY CLOSING REMARKS BY LEX WITNESS

After completing The Grand Masters Inaugural Edition in New Delhi on 10th February 2017, and the second edition in Mumbai on 17th February 2017, the summit series will conclude in Bengaluru on 3rd March 2017.

Please feel free to contact Team Witness for any further information on the subsequent editions.

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