

Wednesday 21 September 2011

08.45 Registration 17.30 Networking reception

ICC UK Arbitration Conference

*Is international arbitration meeting
the demands of its users?*

K&L Gates LLP, One New Change, London EC4M 9AF

This one-day conference will look at aspects of international arbitration from a user's perspective.

Drawing on the experience of leading practitioners and users of international arbitration, the conference will review a range of recent developments in international commercial arbitration and assess the issues that arise from a user's perspective.

The main themes to be covered by the event will include:

- Are the institutions meeting the challenge? — Recent rules changes
- Arbitration seats: sharpening up their acts or resting on their laurels?
- The end game — enforcement: are the problem regions changing?
- The rise of insurance and third-party funding in international arbitration
- Arbitration in 2020 — Thinking the unthinkable?

PROGRAMME

08.45 Registration
09.00 Seminar
17.30 Networking reception

KEYNOTE SPEECHES BY:

Dr Anke Sessler
Siemens AG, Germany

Dr Julian Lew QC
20 Essex Street

SPEAKERS:

Chris Newmark
Spenser Underhill Newmark

Ian Meredith
K&L Gates

David Brynmor Thomas
39 Essex Street

Judith Gill QC
Allen & Overy

Richard Harding QC
Keating Chambers

Daniel Gal
Dechert

Louis Degos
K&L Gates, Paris

Joanna Talbot
BAE Systems

David Arias
PEREZ LLORCA, Madrid

Helen Dodds
Standard Chartered

James Blick
TheJudge

Maninder Gill
Simons Muirhead & Burton

Neil Purslow
Therium

Jean-Claude Najar
GE France

Alastair Henderson
Herbert Smith, Singapore

Ivan Marisin
Dechert, Moscow

Dr Habib Al Mulla
Habib Al Mulla & Co, Dubai

Hiroo Advani
Advani & Company, Mumbai

Peter Morton
K&L Gates

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Is international arbitration meeting the demands of its users?

Wednesday 21 September 2011

Morning session

Welcome

- 09.15 **Welcome K&L Gates**
- 09.20 **Welcome ICC UK**
- 09.25 **Opening Address – the user perspective**
Dr Anke Sessler, Chief Counsel Litigation, Siemens AG

I. Session: Are the institutions meeting the challenge?—Recent Rules changes

Chair: *Chris Newmark, Partner, Spenser Underhill Newmark*

- 09.45 **Introduction**
- 09.50 **ICC Rules of Arbitration**
Chris Newmark, Spenser Underhill Newmark
- 10.05 **Recent developments in Europe & US**
David Brynmor Thomas, Barrister, 39 Essex Street
- 10.20 **Recent developments in the Middle East**
Richard Harding QC, Barrister, Keating Chambers

Q&A

10.45 **Morning coffee**

II. Session: Arbitration seats—sharpening up their act or resting on their laurels?

Chair: *Judith Gill QC, Partner, Allen & Overy*

11.05 **Panel discussion on the characteristics of the right seat for arbitration:**

- **Seats in Europe**
Louis Degos, Partner, K&L Gates
- **Seats in (Austral-)Asia**
Daniel Gal, Dechert
- **Seats in the Middle East**
Richard Harding QC, Keating Chambers
- **Seats in South America**
David Arias, Partner, PEREZ-LLORCA

Q&A

III. Session: The User's perspective—Panel discussion

Chair: *Ian Meredith, Partner, K&L Gates*

12:05 **Introduction**

12.10 **Panel discussion, with:**

Joanna Talbot, Head of Dispute Resolution, BAE Systems

Helen Dodds, Head of Legal, Dispute Resolution, Standard Chartered

Maninder Gill, Partner, Simons Muirhead & Burton

12.50 **Lunch**

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Afternoon session

IV. Session: The rise of insurance and third party funding in international arbitration

Chair: Peter Morton, Partner, K&L Gates

- 13.40 **Introduction**
- 13.45 **Insurance and international arbitration**
James Blick, Senior Commercial Broker, TheJudge
- 14.05 **Funding solutions in international arbitration**
Neil Purslow, Director and Chief Investment Officer, Therium
- Q&A**

V. Session: The end game—enforcement: Are the “problem” regions changing?

Chair: Jean-Claude Najar, General Counsel, GE France

- 14.35 **Introduction**
- 14.45 **Enforcement in Russia**
Ivan Marisin, Partner, Dechert
- 15.05 **India — recent developments**
Hiroo Advani, Senior Partner, Advani & Company
- Q&A**

15.30 **Afternoon Tea**

V. Session continued

Chair: Jean-Claude Najar, GE France

- 15.50 **South East Asia: catching up rapidly?**
Alastair Henderson, Partner, Herbert Smith
- 16.10 **The Middle East: Dubai and beyond**
Dr Habib Al Mulla, Executive Chairman, Habib Al Mulla & Company
- 16.30 **South America: differences within the region**
David Arias, PEREZ-LLORCA
- Q&A**

VI. Session: Arbitration in 2020—Thinking the unthinkable?

Chair: Ian Meredith, K&L Gates

- 16.55 **Introduction**
- 17.00 **Keynote speech**
Dr Julian Lew QC, Barrister, 20 Essex Street
- 17.20 **Q&A**
- 17.30 **Closing remarks and Reception**

Complete the registration form in this booklet or
Register online at international-chamber.co.uk/events

The Speakers

Dr Anke Sessler heads the litigation department at Siemens as Chief Counsel Litigation, and is responsible for all major litigation and arbitration matters worldwide as well as all governance issues at Siemens relating to dispute resolution. She also engaged in legal clerkships in Hanau, Frankfurt and London. Dr. Sessler has authored numerous publications and conducted lectures on arbitration as well as alternative dispute resolution. She is, inter alia, a member of the ICC Commission on Arbitration; an accredited CEDR mediator; and since 2007, a member of the ICSID panel of conciliators for Germany.

Christopher Newmark specialises in commercial dispute resolution. Prior to forming Spenser Underhill Newmark LLP in February 2007, he was a partner in the Dispute Resolution Department of Baker & McKenzie, London, where he was the Chair of the firm's European Dispute Resolution Group. As legal adviser, Chris regularly represents clients in large international commercial disputes, usually arising out of cross-border contracts.

David Brynmor Thomas specialises in the conduct and resolution of complex commercial disputes, in particular International Commercial Arbitrations and English High Court proceedings. Before moving to the Bar, David was a partner in the Litigation and Arbitration practice at Herbert Smith for eleven years. David's work is almost always in disputes with some contractual basis, including those arising under joint venture and shareholders' agreements; contractor and sub-contractor chains; EPC and other contracts for the execution of complex construction and engineering works.

Richard Harding QC specialises in construction and engineering disputes arising out of major projects in the UK and Middle East. He appears in the English Courts and in international arbitrations, where he represents governments, private employers, contractors and professionals. He is also regularly appointed as an arbitrator in international matters. He regularly acts in cases, as either counsel or arbitrator, under the laws of the Middle East, and has particular experience of the laws of the UAE, Egypt, Qatar, Kuwait and Jordan.

Louis Degos, partner at K&L Gates in Paris, is a barrister at the Paris Bar, specialized in commercial litigation, arbitration and alternative dispute resolution. He pleads regularly before French state courts and arbitral (ad hoc and institutional) tribunals in domestic and international disputes and he frequently represents parties in alternative dispute resolution proceedings. He is often appointed mediator, both in domestic and international disputes.

Daniel Gal focuses on multi-jurisdictional disputes and has represented some of the world's leading companies. A former Law Clerk to the Chief Justice of Australia (Gleeson C.J.), Mr. Gal has extensive experience representing clients before all of the major international arbitral institutions. He is presently one of Australia's representatives to the ICC Commission on Arbitration.

David Arias is a partner at PEREZ-LLORCA in Madrid, and well known in the field of international and national arbitration in both institutional and ad hoc procedures. In addition, David has broad experience in commercial litigation. His clients are mainly large national and international companies which belong to many different sectors such as engineering, industry, telecommunications, construction, energy, insurance and banking.

Peter Morton is a partner in the Dispute Resolution & Litigation practice group at K&L Gates in London. He focuses on arbitration and commercial litigation and is a member of the firm's Arbitration group and cross-departmental Sports group. Peter is involved in all aspects of arbitration and commercial litigation for clients ranging from multi-national corporations and sports governing bodies to commercial entrepreneurs.

James Blick spent a number of years with a leading legal expenses insurer after completing his studies, initially as a costs negotiator, before moving to the technical claims team where he focused on complex and large loss legal expenses insurance claims. James joined TheJudge in 2008, where he specialises in arranging bespoke insurance and funding solutions for complex commercial disputes, as well as portfolio arrangements for law firms.

Neil Purslow is a founding director and Chief Investment Officer of Therium, one of the UK's leading third-party litigation funders. Therium launched at the beginning of 2009 and funds commercial litigation and arbitration, investing actively in the UK, continental Europe and North America. By background, Neil is a solicitor and solicitor advocate and has experience across a broad range of commercial litigation and arbitration gained in private practice.

Alastair Henderson is a senior member of the dispute resolution practice in Southeast Asia at Herbert Smith, and supervising partner for the firm's practice in Bangkok. His practice covers a wide range of commercial disputes across the region with particular expertise in Thailand, Indochina (Vietnam, Laos, Cambodia), and Singapore. Sector expertise includes construction, infrastructure and energy, regulatory and more general commercial and trade-related cases.

The Speakers

Dr Habib Al Mulla is one of the UAE's most highly respected legal authorities. He has over 27 years' experience in UAE law and has drafted many of the modern legislative structures in place in Dubai today. Dr Habib is a strong advocate for the improvement and modernisation of UAE Laws. He is a frequent commentator on the legislation and economy of the UAE and is often consulted to draft and advise on Federal and Emirate level laws.

Ian Meredith is a partner at K&L Gates London, and his practice focuses on International Commercial Disputes across a range of sectors. He is a CEDR Accredited Mediator and a Fellow of the Chartered Institute of Arbitrators. His practice encompasses alternative dispute resolution, international arbitration and both domestic and multi-jurisdictional litigation.

Dr Julian Lew QC has been involved with international arbitration for almost 40 years as counsel and as an arbitrator. He has advised parties with respect to arbitration proceedings and acted as counsel, arbitrator and chairman tribunal in very many arbitrations in different countries and under all the major arbitration systems. Julian is the current UK member of the ICC International Court of Arbitration and Professor and Head of the School of International Arbitration, Centre for Commercial Law Studies, Queen Mary, University of London.

Judith Gill QC leads Allen & Overy's international arbitration group. Having extensive experience in both institutional and ad hoc arbitration including proceedings under various Rules she regularly sits as an arbitrator, both sole and as a member of a panel of three. Judith is a Director of the LCIA, a former member of the LCIA Court, a member of the ICC UK Arbitration Group, a Director of the Singapore International Arbitration Centre, a Director of American Arbitration Association and a Fellow of the Chartered Institute of Arbitrators.

Helen Dodds is Head of Legal, Dispute Resolution, for Standard Chartered Bank. She joined the bank in 2001 and subsequently set up and built the Dispute Resolution Team, which has, among other things, global responsibility for management of the bank's material disputes. She also has oversight of the HR Legal team. Prior to her in-house career Helen practised commercial litigation at a leading City firm.

Joanna Talbot is Head of Dispute Resolution at BAE Systems plc, the global defence and security company. She has responsibility for the management of all material disputes affecting the company and for the identification and mitigation of key risks giving rise to such disputes. Joanna trained and qualified with Herbert Smith in London and has experience of both litigation and arbitration in numerous jurisdictions around the world.

Maninder Gill is a Partner at Simons Muirhead & Burton. Previously Maninder was the Legal Director of the international luxury retailer Harvey Nichols. Prior to Harvey Nichols, Maninder was Group Secretary and Legal Director at Northern and Shell plc/Express Newspapers, the publishing and broadcasting group and is experienced in developing strategies to deal with the media.

Jean-Claude Najar is a senior lawyer with GE, and the General Counsel for France having corporate legal and compliance responsibilities for the EMEA region. He previously held various positions within GE as Senior Counsel and Chief Compliance Officer for GE Capital EMEA, as worldwide group General Counsel of GE Oil & Gas in Florence, Italy; and as Vice President and General Counsel of GE Medical Systems EMEA in Paris. Jean-Claude started his career at Coudert Brothers in Paris specializing in international arbitration.

Ivan Marisin has represented domestic and international clients in more than 100 major litigations and arbitrations worldwide over the last 20 years. He has advised on numerous commercial cases involving the recognition and enforcement in Russia of foreign judgments and awards and also has extensive experience of investigatory and compliance work. Before joining Dechert, Mr Marisin was head of the litigation and arbitration practice of Clifford Chance's Moscow office.

Hiroo Advani started practising as Counsel in the Bombay High Court having qualified as a Barrister-at-Law in the UK. In 1986, he founded the law firm, Advani & Co, which has come to be known as one of the leading firms in commercial law in India. He has participated as the lead Counsel in more than 20 arbitrations in the ICC and LCIA and Stockholm Chamber of Commerce, and in more than 100 domestic arbitrations.

ICC UK Arbitration Conference WEDNESDAY 21 SEPTEMBER 2011

The registration fee includes all seminar materials and presentations as made available by the speakers, lunch and reception. Please note that **places are limited** and delegates are advised to book early to avoid disappointment.

Please complete this form and return it, along with your payment details to:

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DELEGATE FEES

ICC UK members: £420.00 (inc VAT) Non-members: £600.00 (inc VAT)

Special rate for in-house counsel: £240 (inc VAT).

- Delegates will receive email confirmation of their registration within seven days of receipt of payment.
- Please note that full payment must be received in order to process registrations and to generate a confirmation email.
- Confirmed registrations cancelled prior to 7 September 2011 will incur a 20% administrative charge. Cancellations received after this date unfortunately cannot be reimbursed. However, substitutions are welcome at any time.
- Please note that ICC UK reserves the right to cancel the seminar at any time 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 or a credit note against a future ICC UK event.

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