



Singapore International Arbitration Academy 2013

22 November – 3 December 2013
National University of Singapore

PROGRAMME



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DAY ONE			
22 November 2013 (Friday)			
VENUE: SR 5-2, NUS Bukit Timah Campus			
9:15am-10:15am	<p>Welcome Remarks and Keynote Speaker</p> <p>Welcome Remarks: Dean Simon Chesterman, Faculty of Law, National University of Singapore</p> <p>Keynote Speaker: Mr. Steven Chong SC, Attorney-General of Singapore</p>		
10:15am-10:45am	<p>Introduction to the Academy's Programme and Hypothetical</p> <p>FACULTY: Mr. Christopher Thomas QC, Senior Principal Research Fellow, Centre for International Law</p>		
10:45am-11:00am	Morning Coffee Break		
11:00am-1:00pm	<p>Workshop on Drafting a Request for Arbitration</p> <p>FACULTY: Mr. Edmund Kronenburg, Managing Partner, Braddell Brothers LLP</p>		
1:00pm-1:45pm	Lunch		
1:45pm-3.15pm	<p>Briefing and Preparation for Consultations under an Investment Treaty</p> <p>FACULTY: Ms. Andrea Menaker, Partner, White & Case LLP Professor Lim Lei Theng, Faculty of Law, National University of Singapore</p>		
3:15pm-3:30pm	Afternoon Coffee Break		
3:30pm-4:30pm	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%; vertical-align: top;"> <p>Organising the State's Response</p> <p>FACULTY: Ms. Andrea Menaker, Partner, White & Case LLP</p> <p><i>Gov't Officials/Instructing Solicitors</i></p> </td> <td style="width: 50%; vertical-align: top;"> <p>5-Minute Presentation Exercise</p> <p>FOR REVIEW BY: Professor Lim Lei Theng, Faculty of Law, National University of Singapore</p> <p><i>Advocates</i></p> </td> </tr> </table>	<p>Organising the State's Response</p> <p>FACULTY: Ms. Andrea Menaker, Partner, White & Case LLP</p> <p><i>Gov't Officials/Instructing Solicitors</i></p>	<p>5-Minute Presentation Exercise</p> <p>FOR REVIEW BY: Professor Lim Lei Theng, Faculty of Law, National University of Singapore</p> <p><i>Advocates</i></p>
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4.45pm-6:00pm	<p>Welcome Drinks for Participants and Faculty</p> <p><i>NOTE: Venue is Blue Bali</i></p>		

DAY TWO	
23 November 2013 (Saturday)	
VENUE: SR 5-2, NUS Bukit Timah Campus	
9:15am-10:45am	<p>Substantive Obligations: Investment Treaty Law and Review of Different Treaty Models (Part 1)</p> <p>FACULTY: Professor Mark Feldman, Peking University School of Transnational Law Professor Michael Ewing-Chow, Head of Trade Law and Policy Programme, Centre for International Law</p>
10:45am-11:00am	<i>Morning Coffee Break</i>
11:00am-12:30pm	<p>Substantive Obligations: Investment Treaty Law and Review of Different Treaty Models (Part 2)</p> <p>FACULTY: Professor Mark Feldman, Peking University School of Transnational Law Professor Michael Ewing-Chow, Head of Trade Law and Policy Programme, Centre for International Law</p>
12:30pm-1:30pm	<i>Working Lunch (Preparation for Consultations)</i>
1:30pm-3:00pm	<p>Conduct of Consultations under a Bilateral Investment Treaty (Part 1)</p> <p>FACULTY: Ms. Andrea Menaker, Partner, White & Case LLP Professor Lim Lei Theng, Faculty of Law, National University of Singapore</p> <p>FACILITATORS: Mr. Ramesh Selvaraj, Partner, Allen & Gledhill LLP Mr. Kabir Singh, Counsel, Clifford Chance Mr. Sudharsanan Thillainathan, Partner, Shook Lin & Bok Ms. Harpreet Kaur Dhillon, Centre for International Law Ms. Sarah Lim, Centre for International Law Ms. Anthony Yvette Loretta, Centre for International Law</p>
3:00pm-3:15pm	<i>Afternoon Coffee Break</i>
3:15pm-5.00pm	<p>Conduct of Consultations under a Bilateral Investment Treaty (Part 2)</p> <p>FACULTY: Ms. Andrea Menaker, Partner, White & Case LLP Professor Lim Lei Theng, Faculty of Law, National University of Singapore</p> <p>FACILITATORS: See above</p>

DAY OFF	
24 November 2013 (Sunday)	
NA	
NA	With the exception of Advocates who have signed up for a Video Critique Session by Professor Lim Lei Theng, Faculty of Law, National University of Singapore at Fort Canning Hotel , participants are invited to explore Singapore and recharge for the exciting week ahead!

DAY THREE	
25 November 2013 (Monday)	
VENUE: SR 5-2, NUS Bukit Timah Campus	
9:15am-10:30am	<p>The Arbitration Agreement (Part 1)</p> <p>FACULTY: Professor Sébastien Besson, Partner, Python & Peter, Geneva, Switzerland</p>
10:30am-10:45am	<i>Morning Coffee Break</i>
10:45am-12:15pm	<p>The Arbitration Agreement (Part 2)</p> <p>FACULTY: Professor Sébastien Besson, Partner, Python & Peter, Geneva, Switzerland</p>
12:15pm-1:00pm	<p><i>Luncheon Session: Choosing an Arbitrator</i></p> <p>FACULTY: Mr. Edmund Kronenburg, Managing Partner, Braddell Brothers LLP Mr. Raja Bose, Partner, K&L Gates Singapore</p> <p><i>Note: Venue is Lounge on 2nd floor of BTC Campus</i></p>
1:00pm-2:30pm	<p>Standing and Jurisdiction in Investment Treaty Arbitration (Part 1)</p> <p>FACULTY: Professor Mark Feldman, Peking University School of Transnational Law Ms. Andrea Menaker, Partner, White & Case LLP</p>
2:30pm-2:45pm	<i>Afternoon Coffee Break</i>
2:45pm-4.15pm	<p>Standing and Jurisdiction in Investment Treaty Arbitration (Part 2)</p> <p>FACULTY: Professor Mark Feldman, Peking University School of Transnational Law Ms. Andrea Menaker, Partner, White & Case LLP</p>

DAY FOUR	
26 November 2013 (Tuesday)	
VENUE: SR 5-2, NUS Bukit Timah Campus	
9:15am-11:15am	<p>Conduct of the Proceedings – International Commercial Arbitration</p> <p>FACULTY: Professor Sébastien Besson, Partner, Python & Peter, Geneva, Switzerland</p>
11:15am-11:30am	<i>Morning Coffee Break</i>
11:30am-12:45pm	<p>Ethics in International Arbitration – the 2013 IBA Guidelines on Party Representation</p> <p>FACULTY: Mr. Alvin Yeo SC, Senior Partner, Wong Partnership LLP</p>
12:45pm-1:30pm	<i>Lunch</i>
1:30pm-2:45pm	<p>Conduct of the Proceedings – Investment Treaty Arbitration (Part 1)</p> <p>FACULTY: Mr. Christopher Thomas QC, Senior Principal Research Fellow, Centre for International Law</p>
2:45pm-3:00pm	<i>Afternoon Coffee Break</i>
3:00pm-4.15pm	<p>Conduct of the Proceedings – Investment Treaty Arbitration (Part 2)</p> <p>FACULTY: Mr. Christopher Thomas QC, Senior Principal Research Fellow, Centre for International Law</p>

DAY FIVE	
27 November 2013 (Wednesday)	
VENUE: SR 5-2, NUS Bukit Timah Campus	
9:15am-11:00am	<p>Interim and Provisional Measures in International Commercial Arbitration</p> <p>FACULTY: Professor Sébastien Besson, Partner, Python & Peter, Geneva, Switzerland Professor Lawrence Boo, Faculty of Law, National University of Singapore</p>
11:00am-11:15am	<i>Morning Coffee Break</i>
11:15am-12:45pm	<p>Use of Emergency Arbitrators</p> <p>FACULTY: Mr. Francis Xavier SC, Partner, Rajah & Tann LLP</p>
12:45pm-1:30pm	<i>Lunch</i>
1:30pm-2:45pm	<p>Interim and Provisional Measures in Investment Treaty Arbitration (Part 1)</p> <p>FACULTY: Mr. Thomas K. Sprange, Partner, King & Spalding LLP Professor Mark Feldman, Peking University School of Transnational Law</p>
2:45pm-3:00pm	<i>Afternoon Coffee Break</i>
3:00pm-4.30pm	<p>Interim and Provisional Measures in Investment Treaty Arbitration (Part 2)</p> <p>FACULTY: Mr. Thomas K. Sprange, Partner, King & Spalding LLP Professor Mark Feldman, Peking University School of Transnational Law</p>

DAY SIX	
28 November 2013 (Thursday)	
VENUE: SR 5-2, NUS Bukit Timah Campus	
9:30am-11:00am	<p>Discussion for Oral Submissions Exercise</p> <p>FACULTY: Mr. Christopher Thomas QC, Centre for International Law</p>
11:00am-11:15am	<i>Morning Coffee Break</i>
11:15am-1:00pm	<p>Address by His Excellency Judge Sir Christopher Greenwood CMG QC</p> <p>FACULTY: Judge Sir Christopher Greenwood CMG QC, International Court of Justice</p>
1:00pm-1:45pm	<i>Lunch</i>
1:45pm-3:00pm	<p>Dissecting a complex arbitration: procedural, substantive and tactical considerations: <i>Grand River v. USA</i></p> <p>FACULTY: Professor Mark Feldman, Peking University School of Transnational Law</p>
3:00pm-3:15pm	<i>Afternoon Coffee Break</i>
3:15pm-4.30pm	<p>Dissecting a complex arbitration: procedural, substantive and tactical considerations: <i>Libananco v. Turkey</i></p> <p>FACULTY: Ms. Lucy Reed, Partner, Freshfields Bruckhaus Deringer LLP</p>

DAY SEVEN	
29 November 2013 (Friday)	
VENUE: SR 5-2, NUS Bukit Timah Campus	
9:15am-10:45am	<p>Review and Enforcement of the Award – International Commercial Arbitration (Part 1)</p> <p>FACULTY: Professor Sébastien Besson, Partner, Python & Peter, Geneva, Switzerland Professor Lawrence Boo, Faculty of Law, National University of Singapore</p>
10:45am-11:00am	<i>Morning Coffee Break</i>
11:00am-12:15pm	<p>Review and Enforcement of the Award – International Commercial Arbitration (Part 2)</p> <p>FACULTY: Professor Sébastien Besson, Partner, Python & Peter, Geneva, Switzerland Professor Lawrence Boo, Faculty of Law, National University of Singapore</p>
12:15pm-1:45pm	<p><i>Luncheon Session: UNCITRAL on Enforcement of the Award and Transparency in Investment Treaty Arbitration</i></p> <p>Julia Salasky, Legal Officer, UNCITRAL Secretariat</p>
1:45pm-3:00pm	<p>Review and Enforcement of the Award – International Investment Treaty Arbitration (Part 1)</p> <p>FACULTY: Ms. Lucy Reed, Partner, Freshfields Bruckhaus Deringer LLP Mr. Thomas K. Sprange, Partner, King & Spalding LLP</p>
3:00pm-3:15pm	<i>Afternoon Coffee Break</i>
3:15pm-4.30pm	<p>Review and Enforcement of the Award – International Investment Treaty Arbitration (Part 2)</p> <p>FACULTY: Ms. Lucy Reed, Partner, Freshfields Bruckhaus Deringer LLP Mr. Thomas K. Sprange, Partner, King & Spalding LLP</p>
5:30pm-7:30pm	<p>PUBLIC LECTURE by His Excellency Judge Sir Christopher Greenwood CMG QC</p> <p>Note: This is a special event co-organised by CIL and the Attorney-General's Chambers of Singapore. Academy participants are encouraged to attend and transportation will be provided. The venue is the Auditorium of the RELC Hotel. The lecture will be followed by a drinks reception.</p>

DAY EIGHT**30 November 2013 (Saturday)****VENUE: SR 5-2, NUS Bukit Timah Campus****10:00am-12:30pm****Conducting an Arbitration: the Tribunal's Point of View**

FACULTY:

The Honourable James Spigelman AC QC, former Chief Justice of New South Wales

Mr. Toby Landau QC, Essex Court Chambers

Ms. Teresa Cheng SC, Des Voeux Chambers, Hong Kong

12:30pm-2:00pm***Lunch at Blue Bali***

DAY NINE	
1 December 2013 (Sunday)	
VENUE: Fort Canning Hotel (Jasmine Room)	
9:30am-10:30am	Final Oral Submissions (Part 1) TRIBUNAL: The Rt Hon Lord Hoffmann QC, Brick Court Chambers Mr. Toby Landau QC, Essex Court Chambers Ms. Teresa Cheng SC, Des Voeux Chambers, Hong Kong
10:30am-10:45am	<i>Morning Coffee Break</i>
10:45am-11:45am	Final Oral Submissions (Part 2) TRIBUNAL: The Rt Hon Lord Hoffmann QC, Brick Court Chambers Mr. Toby Landau QC, Essex Court Chambers Ms. Teresa Cheng SC, Des Voeux Chambers, Hong Kong
11:45am-12:45pm	<i>Lunch</i>
12:45pm-2:00pm	Final Oral Submissions (Part 3) TRIBUNAL: The Rt Hon Lord Hoffmann QC, Brick Court Chambers Mr. Toby Landau QC, Essex Court Chambers Ms. Teresa Cheng SC, Des Voeux Chambers, Hong Kong
2:00pm-3:45pm	AWARDS CEREMONY AND TEA RECEPTION at the Legends Ballroom <i>Note: The Tea Reception is generously hosted by Mr. Toby Landau QC and Mr. Tim Eicke QC of Essex Court Chambers</i>

DAY TEN	
2 December 2013 (Monday)	
VENUE: Gardens by the Bay (Flower Field Hall)	
8:15am-8:45am	Registration for SINGAPORE INTERNATIONAL ARBITRATION FORUM 2013 “Adventures with Blank Sheets” <i>Note: This event is organised by Maxwell Chambers in Singapore. SIAA participants enjoy complimentary admission.</i>
8:45am-9:00am	Welcome Remarks Mr. Philip Jeyaretnam SC
9:00am-9:50am	Opening Keynote Address Mr. Toby Landau QC
9:50am-10:40am	Science and Myths of Human Memory Professor Maryanne Garry
10:40am-11:00am	<i>Tea break</i>
11:00am-12:45pm	Session 1: Rethinking Commercial Arbitration Moderator: Mr. Matthew Gearing Lead Speakers: Mr. Karyl Nairn QC, Mr. David W. Rivkin, Mr. Michael E. Schneider Panellists: Mdm Isabelle Hautot, Lord Hoffmann, Ms. Lucy Reed
12:45pm-2:10pm	Luncheon Address by Edwin Glasgow CBE QC: “Mediation’s Challenge to International Arbitration”
2:10pm-3:55pm	Session 2: Rethinking Investment Arbitration Moderator: Mr. V V Veeder QC Lead Speakers: Mr. Tim Eicke QC, Professor Rolf Knieper, Mr. Christopher Thomas QC Panellists: Mr. Stanimir A. Alexandrov, Sir Christopher Greenwood CMG QC, Mr. Samuel Wordsworth QC
3:55pm-4:15pm	<i>Tea break</i>
4:15pm-5:45pm	Session 3: The View from the Judiciary Moderator: Chief Justice Sundaresh Menon Panellists: Sir Anthony Colman, Justice V K Rajah, Justice Erich Schwarzenbacher, Justice Arjan Sikri, Mr. James Spigelman AC QC
5:45pm-6:10pm	Closing Address Chief Justice Sundaresh Menon
6:10pm-6:30pm	Pre-Dinner Cocktails
6:30pm-9:30pm	SIAF 2013 Social Event: Dinner at Gardens by the Bay

DAY ELEVEN	
3 December 2013 (Tuesday)	
VENUE: Supreme Court Auditorium	
8:15am-9:00am	<p>Registration for 4th SINGAPORE INTERNATIONAL INVESTMENT ARBITRATION CONFERENCE “Investment Treaty Arbitration in Asia: What Lies Ahead?”</p> <p><i>Note: This event is organised by the Centre for International Law in Singapore. SIAA participants enjoy complimentary admission.</i></p>
9:00am-10:15am	<p>Session 1: Investment Treaty Arbitration in Asia: A tour d’horizon</p> <p>Speakers: Professor Michael Ewing-Chow, Centre for International Law, National University of Singapore Dr Jürgen Kurtz, Faculty of Law, Melbourne University Mr. Morgan Maguire, Chief Executive Officer, Investor-State Law Guide</p>
10:15am-10:30am	Morning Refreshment Break
10:30am-12:30pm	<p>Session 2: Perspectives on Asian Participation in International Investment Arbitration</p> <p>Panellists: Dato’ Cyrus Das, Managing Partner, Shook Lin & Bok, Kuala Lumpur Mr. Dinesh Dhillon, Partner, Allen & Gledhill LLP, Singapore Mr. Kevin Kim, Head of International Arbitration Group, Bae, Kim & Lee LLC, Seoul Mr. Tay Yu-Jin, Partner, International Arbitration, DLA Piper, Singapore Dr. Romesh Weeramantry, Foreign Lawyer, Clifford Chance, Hong Kong Mr. Francis Xavier SC, Partner, Rajah & Tann LLP, Singapore</p>
12:30pm-1:30pm	Lunch
1:30pm-4:30pm	<p>Session 3: International Investment Arbitration in Asia: The Road Ahead</p> <p>Speakers: Keynote Speech by Chief Justice Sundaresh Menon, Supreme Court, Singapore Sir Franklin Berman KCMG QC, Essex Court Chambers, London Mr. Toby Landau QC, Essex Court Chambers, London Concluding Address by H.E. Judge Sir Christopher Greenwood CMG QC, International Court of Justice, The Hague, Netherlands</p> <p><i>Note: Afternoon Refreshment Break at 2:45pm-3:15pm</i></p>
4:30pm-6:00pm	Conference Drinks Reception
6:30pm	<p>ACADEMY GALA DINNER (Fort Canning Hotel Legends Ballroom)</p> <p>The Gala Dinner is generously sponsored by RAJAH & TANN LLP.</p>