

Asia Pacific Regional Arbitration Group (APRAG)

APRAG is a regional federation represented by 30 arbitration associations which aims to improve standards and knowledge of international arbitrations and will make submissions on behalf of the region to national and international organisation. This co-operation is unique and is a reflection of the growing importance of international arbitration in Asia and Australasia, the fastest growing economic area in the world.

Founded in 2004, **APRAG** is positioned to be a central organisation to promote arbitration, emulate best practices and make submissions on reform on arbitration law and practices.

Conference Fee Packages

Early Bird Registration (ends 31 May 2011)	RM1500 (USD500)
Normal Registration (from 1 June 2011)	RM1800 (USD600)
Group Registration (minimum 5 person per group from the same organisation)	RM1350 (USD450)

To register and for more information, please visit www.klrca.org.my/aprag2011
For enquiries, contact +603 6205 3389 or email aprag2011@crystaledge.net

ASIA PACIFIC REGIONAL ARBITRATION GROUP CONFERENCE

International Arbitration in a Challenging Region

9th – 10th July 2011
Mandarin Oriental Hotel
Kuala Lumpur, Malaysia

2011

2011

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GROUP CONFERENCE

ARBITRATION

REGIONAL

ASIA PACIFIC

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Register Now!

Kuala Lumpur Regional Centre for Arbitration (KLRCA) is honoured to be the official conference host, organiser and secretariat of the Asia Pacific Regional Arbitration Group (APRAG) General Meeting and Conference in 2011.

KLRCA was established in 1978 under the auspices of the Asian-African Legal Consultative Organisation (AALCO). KLRCA was the first regional centre established by AALCO in Asia to provide institutional support for the conduct of domestic and international arbitration proceedings in Asia. KLRCA is the first arbitration centre in the world to adopt the latest UNCITRAL arbitration rules 2010.

"We are equally proud and excited to play host to APRAG 2011. Coming to our shores for the first time, we look forward to extending to delegates an experiential conference atmosphere, along with our warm Malaysian hospitality," said Mr Sundra Rajoo, Director of KLRCA.

Featuring an impressive line-up of prominent and distinguished speakers, supported by arbitral institutions around the world, the APRAG 2011 Conference hopes to raise awareness on knowledge of international commercial and investment arbitration and other forms of alternative dispute resolution in the region.

The 4th edition of this biennial conference aims:

- To foster a conducive environment for dialogue, knowledge sharing and to promote APRAG's outstanding contribution in raising standards of transnational and regional arbitration practices
- To provide a platform for sharing of best practices and innovative approaches in view of challenges arising in arbitration and other forms of alternative dispute resolution
- To position Malaysia as a preferred venue for alternative dispute resolution

Delegates can look forward to a high-impact, well organised and interactive conference in Kuala Lumpur while experiencing the colours and vibrancy of Malaysia's capital city. Combining cultural, ecological, national iconic and entertainment touch points and activities, the hospitality segment of the conference will leave delegates with a rich, memorable experience.

Day 1 (Saturday, 9 July 2011)

- 7.30am Registration
9.00am **Welcome & Opening Remarks**
by Mr. Sundra Rajoo
Director, Kuala Lumpur Regional Centre for Arbitration (KLRCA) Malaysia
- 9.10am **Congratulatory Remarks**
by Professor Seung Wha Chang
Co-President, Asia Pacific Regional Arbitration Group (APRAG) (2008-2010) Korea
- 9.20am **Keynote Address**
by Yang Amat Berhormat Dato' Sri Mohd Najib bin Tun Haji Abdul Razak
Prime Minister of Malaysia (Invited) (TBC)

Session 1:
Challenges Facing Arbitral Institutions in the Region
Chair: Prof. Seung Wha Chang
Co-President, Asia Pacific Regional Arbitration Group (APRAG) (2008-2010)
Korea

- 9.40am **Topic 1: Are the Existing Arbitral Institutions Adequate?**
by Mr. Thomas H. Webster
Avocat au Barreau de Paris France and Mr. Garth Schofield Legal Counsel, Permanent Court of Arbitration The Netherlands
- 10.20am **Topic 2: Legislation and Institutional Rules to Support Arbitration**
by Mr. Phillip Yang
Immediate Past President, Asia Pacific Regional Arbitration Group (APRAG) Hong Kong and Mr. Sundra Rajoo Director of Kuala Lumpur Regional Centre for Arbitration (KLRCA) Malaysia
- 11.00am **Topic 3: How Arbitral Institutions Can Co-operate**
by Dr. Frans H. Winarta
Attorney and Counsellor at Law, Messrs. Frans Winarta and Partners Indonesia
- 11.20am Coffee Break

Session 2:
Evolving Arbitration Rules in the Region
Chair: The Hon. Justice Clyde Croft
Supreme Court of Victoria
Australia

- 11.35am **Rules of the Hong Kong International Arbitration Centre (HKIAC)**
Topic 1: Current Trends in Revising Arbitral Rules in Asia
Topic 2: Impact of Revisions/Proposed Changes to Institutional Arbitral Rules
by Dr. Michael Joseph Moser
Chairman, Hong Kong International Arbitration Centre Hong Kong
- 11.55am **Kuala Lumpur Regional Centre for Arbitration Rules (KLRCA Rules)**
Topic 1: Current Trends in Revising Arbitral Rules in Asia
Topic 2: Impact of Revisions/Proposed Changes to Institutional Arbitral Rules
Mr. Chang Wei Mun
Partner, Messrs. Raja, Darryl & Loh Malaysia
- 12.15pm **International Chamber of Commerce Rules (ICC Rules)**
Topic 1: Current Trends in Revising Arbitral Rules in Asia
Topic 2: Impact of Revisions/Proposed Changes to Institutional Arbitral Rules
by Mr. Jason A. Fry
Secretary General, ICC International Court of Arbitration France
- 12.35pm **Korean Commercial Arbitration Board Rules (KCAB Rules)**
Topic 1: Current Trends in Revising Arbitral Rules in Asia
Topic 2: Impact of Revisions/Proposed Changes to Institutional Arbitral Rules
by Mr. Tom Moxham
International Counsel, Korean Commercial Arbitration Board Korea

- 12.55pm **UNCITRAL Rules**
Topic 1: Current Trends in Revising Arbitral Rules in Asia
Topic 2: Impact of Revisions/Proposed Changes to Institutional Arbitral Rules
by Mr. Michael E. Schneider
Partner, Messrs. Lalive Switzerland
- 1.15pm Lunch

Session 3:
Perspectives in Managing Arbitration in Different Jurisdictions
Chair: Mr. Vinayak P Pradhan
Vice President, Chartered Institute of Arbitrators (CI Arb)
Malaysia

- 2.45pm **Topic 1: Innovation in International Arbitration Practice**
by Mr. Christopher Lau, SC
Past Chairman, Chartered Institute of Arbitrators (CI Arb) Singapore Ltd. Singapore
- 3.05pm **Topic 2: Techniques in Managing the Process of Arbitration**
by Mr. Nahendran Navaratnam
Head of Litigation & Dispute Resolution, Messrs. Kadir Andri & Partners Malaysia and Professor Doug Jones President, Chartered Institute of Arbitrators (CI Arb) Australia
- 3.45pm **Topic 3: Interaction between Courts and Arbitral Tribunal: A Better Arbitration Practice?**
by Professor Dr. Colin Ong
Managing Partner, Dr. Colin Ong Legal Services Brunei Darussalam
- 4.05pm Coffee Break

Session 4:
Supervisory Jurisdiction of Courts in the Region
Chair: Mr. Christopher To
Executive Director, Construction Industry Council
Hong Kong

- 4.20pm **Topic 1: Striking a Balance between Facilitation and Interference - Experiences in the Asian Region**
by Mr. B. C. Yoon, Esq.
Partner, Messrs. Kim & Chang Korea and Ms. Teresa Cheng, SC Vice President, ICC International Court of Arbitration Hong Kong
- 5.00pm **Topic 2: Pitfalls and Challenges Faced and the Way Forward**
by Mr. Mohanadass Kanagasabai
President, The Malaysian Institute of Arbitrators (MI Arb) Malaysia and Mr. Sumeet Kachwaha Partner, Messrs. Kachwaha & Partners India
- 5.40pm **Topic 3: The Role of Legislative Framework in Striking the Balance**
by Ms. K. Shanti Mogan
Partner, Messrs Shearn Delamore & Co. Malaysia
- 6.00pm Concluding Remarks

Gala Dinner at KL Convention Centre

- 6.05pm Foyer Activities
7.00pm Pre-dinner Cocktail
7.30pm Dinner

Day 2 (Sunday, 10 July 2011)

- 8.30am Registration

Session 5:
Problems Encountered in Enforcement of Awards in the Asia Pacific Region
Chair: Mr. John Tackaberry QC
Past Chairman, Chartered Institute of Arbitrators (CI Arb)
United Kingdom

- 9.00am **Topic 1: Recent Developments in the Enforcement of Arbitral Awards in the Asia Pacific Region**
by Mr. Rajendra Navaratnam
Partner, Messrs. Azman, Davidson & Co. Malaysia and Dr. Li Hu Deputy Secretary General, China International Economic and Trade Arbitration Commission (CIETAC) China
- 9.40am **Topic 2: Efforts to Remedy Enforcement Challenges of Arbitral Awards**
by Mr. Gordon Tregaskis
Director of Dispute Resolution, Hill International (ME) Inc. United Kingdom
- 10.00am **Topic 3: Global Enforcement of Arbitral Awards: A Dream or Reality?**
by Mr. M. Husseyn Umar
Vice Chairman, Governing Board of Indonesia, Badan Arbitrase Nasional Indonesia (BANI) Indonesia
- 10.20am Coffee Break

Session 6:
Arbitrating Islamic Banking and Finance Disputes
Chair: H.E. Prof. Dr. Rahmat Bin Mohamad
Secretary-General, Asian-African Legal Consultative Organization (AALCO)
India

- 10.35am **Topic 1: Overview of Islamic Banking and Finance in Asia Pacific**
by Associate Professor Andrew White
Associate Professor of Law Director, International Islamic Law & Finance Centre Singapore Management University Singapore
- 10.55am **Topic 2: Islamic Finance Arbitrations Application and Enforcement. A Shariah Perspective**
by Dato' Dr. Nik Nozrul Thani & Dr. Aida Othman
Partner, Messrs Zaid Ibrahim & Co. Malaysia
- 11.15am **Topic 3: Arbitration - Consistent with the Spirit of Islamic Banking? The Benefits and Challenges of Arbitrating in Islamic Banking and Finance Disputes**
by Ms. Hakimah Yaakob
International Shariah Research Academy for Islamic Finance (ISRA) Malaysia
- 11.35am **Topic 4: The role of the Shariah Advisory Council in Arbitration - A Friend or Foe?**
by Dato' Mohd Razif bin Abd Kadir
Deputy Governor, Bank Negara Malaysia Malaysia
- 11.55pm Lunch

Session 7:
Protecting Cross Border Investments
Chair: Tan Sri Dato' Cecil Abraham
Head of Dispute Resolution, Messrs. Zul Rafique & Partners
Malaysia

- 1.25pm **Topic 1: Contemporary Issues and Challenges of Investment Arbitration in Asia**
by Mr. Michael Hwang, SC
Past Vice Chairman, ICC International Court of Arbitration (Paris) Singapore
- 1.45pm **Topic 2: The ICSID Arbitral Process**
by Mr. Robert G. Volterra
Partner, Messrs. Volterra Fietta United Kingdom
- 2.05pm **Topic 3: How Investment Arbitrations Protect Against Regime Change?**
by Prof. Muthucumarawamy Sornarajah
Professor of Law, National University of Singapore Singapore
- 2.25pm **Topic 4: The Role of Annulment Committees in Investment Arbitration**
by Mr. Gavan Griffith, QC
Barrister & Chartered Arbitrator, Owen Dixon Chambers, Melbourne Australia
- 2.45pm Concluding Remarks
2.50pm End of Conference