



Association Suisse de l'Arbitrage
Schweiz. Vereinigung für Schiedsgerichtsbarkeit
Associazione Svizzera per l'Arbitrato
Swiss Arbitration Association

ASA Conference

25 January 2008

09:00 to 17:30

Performance as a Remedy Non-Monetary Relief in International Arbitration

Congress Center, Basel

Messeplatz | www.congress.ch

www.arbitration-ch.org

ASA Secretariat, Dr. Rainer Füg
Aeschenvorstadt 67, P.O. Box, CH-4010 Basel
www.arbitration-ch.org, info@arbitration-ch.org



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Performance as a Remedy Non-Monetary Relief in International Arbitration

24 January 2008, 18:00 Cocktail reception, Congress Center (Foyer "K3")
Messeplatz, Basel

25 January 2008, 09:00 Conference, Congress Center, (Hall "Sydney")
Messeplatz, Basel

09:00 – 09:05	WELCOME ADDRESS	Dr. Markus Wirth, President of ASA, Homburger, Zurich
09:05 – 09:15	INTRODUCTION	Michael E. Schneider, Vice-President ASA, Lalive, Geneva
09:15 – 10:15	THE LEGAL REGIME OF SPECIFIC PERFORMANCE	
	– Comparative Overview	Prof. Christine Chappuis, Geneva University
	– The Power of Arbitrators to Order Performance	Prof. David Ramos Muños, Universidad Carlos III de Madrid
	DISCUSSION Panel and Floor	
10:45 – 11:45	ARBITRAL PRACTICE: RESULTS OF THE ENQUIRY INTO ARBITRAL PRACTICE AND REPORTS FROM INSTITUTIONS AND USERS ABOUT CASES OF NON-MONETARY RELIEF	
	The following institutions have contributed or announced contributions to the research: Vienna International Arbitration Centre, Milan Chamber of Commerce, WIPO Arbitration Centre, the ICC, the AAA, the LCIA, the German Institution for Arbitration; others have also been invited.	
11:45 – 12:30	SPECIFIC ISSUES IN DIFFERENT TYPES OF CONTRACTUAL RELATIONS	
	– Corporate Disputes	Dr. Rudolf Tschäni, Lenz Stähelin, Zurich
	– Competition	Dr. Siegfried Elsing, Hölters & Elsing, Düsseldorf
	– Construction and Manufacturing	Dr. Roland Hürlimann, Schumacher Baur Hürlimann, Zurich

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	DISCUSSION Panel and Floor	
12:30 – 14:00	LUNCH	Hall "San Francisco"
14:00 – 14:30	SPECIFIC ISSUES IN DIFFERENT TYPES OF CONTRACTUAL RELATIONS (continued)	
	– Other Commercial Contract Types (Agency and Distributorship, Intellectual Property and Licensing, Information Technology)	William Laurence Craig, Orrick, Paris
	– State Contracts and Investment Disputes	Robert Volterra, Latham & Watkins, London
14:30 – 14:50	INTERIM MEASURES ORDERING PERFORMANCE: PROCEDURE AND IMPLEMENTATION	Charles Kaplan, Herbert Smith, London
14:50 – 15:50	DISCUSSION Panel and Floor Procedural Aspects: right to be heard, prayers for relief, nec ultra petita, specificity in the order and evolving facts	Panel of the previous speakers and floor, Chair: Michael E. Schneider
15:50 – 16:20	COFFEE BREAK	
16:20 – 17:25	ENFORCEMENT ISSUES:	
	Introduction to the Subject	Prof. Dr. Hubertus Schumacher, Innsbruck University, Innsbruck
	Comments on Specific Enforcement Issues and Discussion: jurisdiction and applicable law for sanctions in case of non compliance and for adjustments	Prof. Peter Schlosser, Munich Alexis Moure, Castaldi Moure & Partners, Paris
	CLOSING ADDRESS	Dr. Markus Wirth

On the eve of the Conference, **on 24 January 2008, at 18:00**, the participants are invited to attend the **cocktail reception** held at the Congress Center, Foyer "K3" (Messeplatz, Basel). The cocktail is offered by Basel law firms.

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About the Conference

Conference registration: January 24, 2008, from 17:00 to 18:00
January 25, 2008, from 08:00 to 09:00

Conference: January 25, 2008, from 09:00 to 17:30

Conference Language: English

Included: Cocktail reception, 24 January 2008, 18:00
Coffee breaks and lunch on 25 January 2008

Further information available from: Mrs Monica Trachsel, HOMBURGER
Tel: +41 (43) 222 10 00, monica.trachsel@homburger.ch

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REGISTRATION FORM

Kindly register no later than January 4, 2008

Please return to : Dr. Rainer Füg
ASA - Secretary General
Aeschenvorstadt 67
CH-4010 Basel

by fax or by e-mail : +41 (61) 270 60 05 or info@arbitration-ch.org

25 January 2008

Congress Center, Messeplatz, Basel, Switzerland

**Performance as a Remedy
Non-Monetary Relief in International Arbitration**

Family name:..... First name:.....

Position:.....

Company:

Address:

.....

Tel. Fax E-mail:

For ASA Members	<input type="checkbox"/>	CHF 400.00
For Guests / Non ASA-Members	<input type="checkbox"/>	CHF 450.00
FEES INCLUDE CONFERENCE MATERIALS, COCKTAIL RECEPTION, COFFEE BREAKS AND LUNCH		

- By *check*, made payable to ASA Secretariat, Dr. Rainer Füg, Aeschenvorstadt 67, 4010 Basel (**plus CHF 25.00 bank fees**)
- By *bank transfer* to: Union Bank of Switzerland UBS, Aeschenvorstadt 67, 4010 Basel, SWIFT/BIC: UBSWCHZH80A, Account: "ASA Secretariat, P.O. Box, 4010 Basel, IBAN. CH52 0029 2292 1056 0120 0, Ref.: "name / JAN. 2008"
- By *credit card*; **only for participants living outside of Switzerland**:
 - VISA Eurocard / Master Card (**AMEX or other cards not accepted**)

Card number:..... Exp. Date:

Name of Card Holder:.....



Date:..... Signature:.....