

UNCITRAL · MOJ · KCAB INTERNATIONAL · ICC · Seoul IDRC

The 7th Asia Pacific ADR Conference

“Innovating the Future of Dispute Resolution”

5-6 November 2018

SONO FELICE Convention, Seoul

SEOUL ADR FESTIVAL RECEPTION

Date & Time: 4 Nov. 2018 18:00 ~ 20:00

Venue: Grand InterContinental Seoul Parnas Hotel, Seoul

DAY 1 (5 Nov.)

Registration (13:30-14:00)

Opening Session (14:00-14:30)

Opening & Congratulatory Address (14:00-14:30)

- Heads of sponsor organizations
(UNCITRAL · MOJ · KCAB INTERNATIONAL · ICC · Seoul IDRC)

Keynote Address (14:30-15:15)

- Neil Kaplan (Arbitration Chambers Hong Kong)

Networking Break (15:15-15:30)

Roundtable Discussions 1: Challenges faced by Institutions (15:30-16:30)

- Description: This session will discuss potential challenges of working inside arbitral institutions such as:
 - Arbitrator appointments, challenges, conflicts, administrative and arbitrator fees, tribunal secretaries
 - Improving the generational and cultural diversity among arbitrators
 - Recent innovations introduced to rules: objectives of innovations, improvement of transparency, assessment of produced impact

- The burning question: “Is there room for more than a handful of institutions in this world claiming to be the next arbitration hub?”
- Experience of institutions with hosting cases under the UNCITRAL Arbitration rules

Moderator

- Christopher Lau (3VB)

Speakers

- Sue Hyun Lim (KCAB INTERNATIONAL)
- Alexander Fessas (ICC International Court of Arbitration)
- Kevin Nash (SIAC)
- Wesley Pang (HKIAC)
- Francesca Mazza (DIS)

Networking Break

(16:30-16:45)

Roundtable Discussions 2:

Challenges faced by Users of Arbitral Institutions

(16:45-18:00)

- Description: This discussion will provide valuable insights on the perspectives of people approaching the arbitral institutions from the outside and address their challenges such as:
 - How to break into the arbitrator circuit and problems with the current arbitrator selection processes
 - Which innovations proposed by arbitral institutions proved to be most helpful
 - What types of reforms are urgently needed in terms of efficiency
 - The roles of international commercial courts – articulation with international commercial arbitration
 - Use of IT/AI in arbitration
 - Impact of personal data protection rules

Moderator

- Sae Youn Kim (Yulchon)

Speakers

- Leng Sun Chan (Arbitrator Essex Court Chambers Duxton)
- Paula Hodges QC (Herbert Smith Freehills)
- Grant L. Kim (LimNexus)
- John Rhie (Quinn Emanuel Hong Kong Office)
- Patrick Norton (Arbitration Chambers)

DAY 2 (6 Nov.)

Registration (09:00-09:30)

Session 1. Expedited Procedures in Arbitration (09:30~10:45)

- Existing legal framework: overview of expedited arbitration in the region and worldwide
- What issues underlie the question of expedited arbitration, and how expedited arbitration is connected with other ADR methods?
- Why international harmonization is needed?
- UNCITRAL Arbitration rules and expedited arbitration

Moderator

- Nikolaus Pitkowitz (GRAF & PITKOWITZ)

Speakers

- Richard Bamforth (CMS Cameron McKenna Nabarro Olswang LLP)
- June (Junghye) Yeum (Clyde & Co)
- Benjamin Hughes (Seoul National University Law School)
- Robert Wachter (Lee & Ko)

Networking Break (10:45-11:00)

Session 2. The Seoul Protocol on Video Conferencing (11:00~12:00)

Description: This session will discuss the basic guidelines for video conferencing in arbitral hearings under the new Seoul Protocol in various situations.

Moderator

- Kap-You (Kevin) Kim (ICC International Court of Arbitration / Bae, Kim & Lee)

Speakers

- Yu Jin Tay (Mayer Brown)
- Ing Loong Yang (Latham & Watkins Hong Kong office)
- SeungMin Lee (Shin & Kim)

Lunch (12:00-14:00)

Session 3. Investor-State Dispute Settlement (ISDS) (14:00~15:45)

- Alternatives in Reforming ISDS
 - Dutch BIT Reforms
 - UNCITRAL – Recent Developments
 - ICSID – Ongoing ICSID Rules Revisions

Moderator

- Prof. Hi-Taek Shin (KCAB INTERNATIONAL/UNCITRAL)

Speakers

- Sabine Konrad (McDermott Will & Emery LLP)
- Nick Lingard (Freshfields Bruckhaus Deringer LLP)
- Jae Sung Lee (UNCITRAL)
- Joongi Kim (Yonsei Law School)
- August Reinisch (University of Vienna)

Networking Break (15:45-16:00)

Session 4. Mediation (16:00~17:50)

Description: This seminar will review the UNCITRAL mediation convention and the existing mediation frameworks in the region along with the new legal framework.

- UNCITRAL Mediation Convention
 - 2 panels, one on the existing legal framework on mediation in the region, including the need of harmonized approach regarding mediation procedures; and a second panel on the new mediation framework, the convention and the Model Law
- Existing mediation framework in the region
 - Overview of legislation on mediation
 - Overview of mediation institutions' role and activities
 - Preparation of revised UNCITRAL Mediation Rules and Notes on Organizing mediation proceedings
- New Legal framework
 - Presentation of the convention on mediation, its benefits and expectations; next steps for adoption and opening for signature
 - The Model Law as an implementing legislation

Moderator

- Jaemin Lee (Seoul National University Law School)

Speakers

- Prof. Khory McCormick (Bartley Cohen Litigation Lawyers)
- Liz Kyo-Hwa CHUNG (Kim & Chang)
- Les Schiefelbein (Schiefelbein Global Dispute Resolution)
- Erik Wilbers (WIPO Arbitration and Mediation Center)
- Junsang Lee (Yoon & Yang)

Plenary Q&A Session (17:50-18:10)

Gather questions in advance. Encourage participants to speak in public