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INTERNATIONAL BAR ASSOCIATION ANNUAL CONFERENCE

DUBLIN 30 SEPTEMBER – 5 OCTOBER 2012



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IBA STAFF

In addition to the Association's senior officers, many staff from the IBA offices will be attending the conference and would be happy to talk to delegates about any aspect of the Association's work.

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www.ibanet.org/Education_and_Internships/LLM/LLM_Home.aspx



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INTRODUCTION BY THE PRESIDENT OF THE INTERNATIONAL BAR ASSOCIATION



As President of the IBA it is an honour for me to invite you to the International Bar Association's 2012 Annual Conference in Dublin. The city has a great deal of history to explore, fabulous culture and folklore and for those taking in more of Ireland, amazing landscapes to enjoy. You can be sure of a very warm welcome to this city and a wide-ranging conference programme tackling the key issues of our profession today.

In a year where we celebrate our 65th Anniversary I am proud to look back at the roots of our Association and see that today, we continue to uphold the purpose for which we were formed. I quote to you from the minutes of the inaugural meeting of the IBA held in New York in 1947:

'What we will be able to accomplish will depend upon the loyalty and the faithfulness of persons like yourselves who have made this meeting possible. Lawyers are looked upon by the peoples of the world as their leaders, and by contributing ourselves, our time, we can undertake to accomplish the things that they hold dear, such as for instance the improvement of the administration of justice under the law. By devoting ourselves to the principles and aims of the United Nations we can make a real contribution to world peace and neighbourliness. These are high objectives which we have set out for ourselves.'

High objectives indeed, but looking at the extraordinary work carried out today across 73 committees covering every area of law I believe that those who attended that first meeting would be proud of what the IBA has achieved. And we want to do more. My number one priority as President has been to urge lawyers to focus their expertise on how we can help and support the many thousands of people worldwide affected by the severe economic crisis that began four years ago. As such, I set up an IBA Taskforce that looks at 'Challenges for the Legal Profession post GFC'. This Taskforce is bringing you a series of 'President Priority' sessions at the Dublin conference that tackle these challenges and provide recommendations for how we, as lawyers, can contribute to the sustainable development of the world economy, alleviate poverty and improve the prosperity of people through legal reform and justice.

I very much hope to see you in Dublin and encourage you to attend the 'President Priority' sessions (each highlighted in the schedule) and be inspired as to how you and your law firm or organisation can be a part of positive change for the future.

A handwritten signature in black ink, appearing to read 'Akira Kawamura'. The signature is fluid and cursive, written on a white background.

Akira Kawamura
President, International Bar Association

THE IBA ANNUAL CONFERENCE

The International Bar Association's Annual Conference is the premier opportunity for legal professionals the world over to meet, share experience, develop business and learn from one another.

'THE BEST FORUM FOR ENJOYABLE NETWORKING I'VE EVER COME ACROSS.'

The conference has been bringing together practitioners of every level, from virtually every jurisdiction in the world for over 50 years. Last year's conference in Dubai saw thousands of private practitioners, in-house counsel, human rights advocates, judges, bar leaders, business leaders, and government representatives gather in the UAE for the Association's unique blend of professional development, international networking and life-long relationship building.

'I DON'T KNOW ANY OTHER GATHERING WHERE YOU HAVE THE OPPORTUNITY TO EXPOSE YOURSELF TO SO MUCH INFORMATION ABOUT SO MANY ISSUES.'



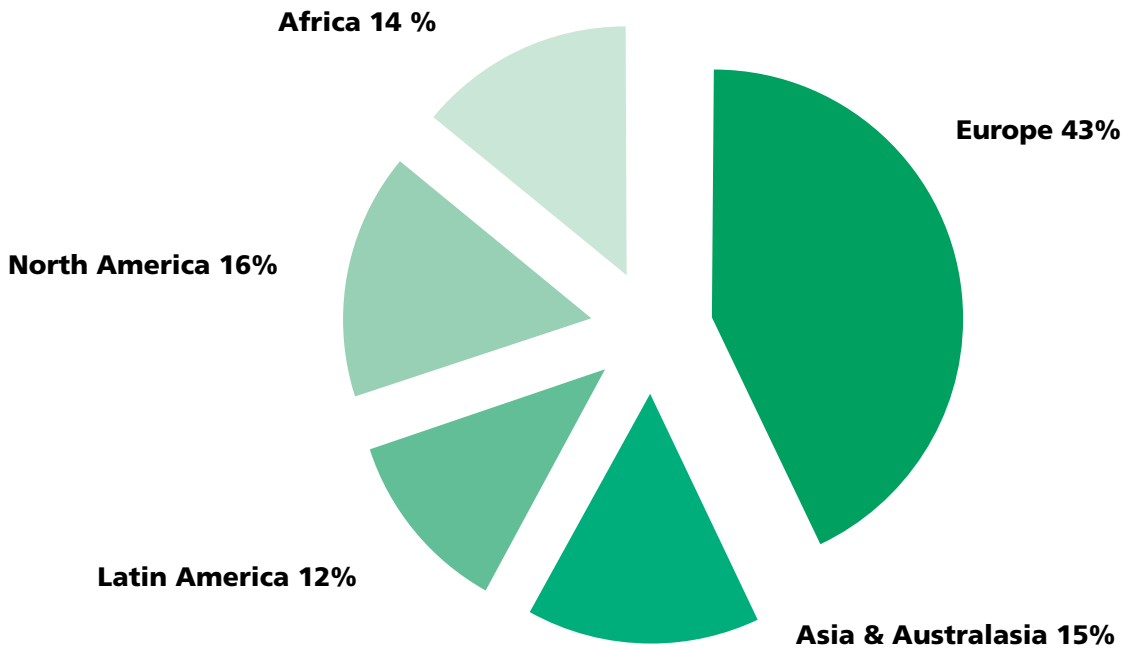
THE PROGRAMME

Open to both members and non-members of the IBA, this year's event will feature – as always – a wide array of substantive sessions, workshops and panels, addressing issues ranging from arbitration to M&A law, from human rights to the ethics of the legal profession. You can find further insight into the 180-plus conference sessions from the viewpoint of the Chairs of the IBA Divisions, Bar Issues Commission and Human Rights Institute on pages 8-11 of this brochure, with full preliminary details of the programme on pages 27-75.

Up to **25 CPD/CLE hours are available** for those attending the whole week of the conference, with certificates of attendance available from the registration desk and the IBA Membership Booth.

'THE IBA IS THE DEFINITIVE NETWORKING OPPORTUNITY FOR ANY BUSINESS LAW FIRM THAT IS OR ASPIRES TO BE A GLOBAL PLAYER.'

AVERAGE REGIONAL ATTENDANCE IBA ANNUAL CONFERENCE 2007-2011



NETWORKING AND BUSINESS DEVELOPMENT

Not only an excellent opportunity for professional and personal development, IBA conferences offer unparalleled international networking and business development opportunities. **Last year's event was attended by more than 5,000 delegates and guests from over 3,000 organisations, businesses, law firms and legal service providers representing over 100 different international jurisdictions.**



'YOU FIND SO MANY DELEGATES, FROM SO MANY PLACES... IT ALLOWS YOU TO BE EXPOSED TO ALMOST EVERY COUNTRY IN THE WORLD.'

THE SOCIAL PROGRAMME

In addition to the substantive programme, Dublin 2012 promises all attendees and their guests an unforgettable opportunity to take in the sights, sounds and diversity of Dublin.

Kicking off with the traditional Opening Ceremony and Welcome Party at the Royal Dublin Society, and ending with the spectacular Closing Party at the Guinness Storehouse, the week of the conference will see up to 100 dinners, receptions and parties take place in venues all across Dublin and beyond. Preliminary social programme details can be found on pages 77-79 of this brochure, with full committee function details being released later in 2012 to all members and delegates.

Further information on recommended accommodation, tours and excursions in the area during the week of the conference can be found in the Accommodation, Tours and Excursions Brochure at www.ibanet.org



Sponsorship opportunities are available at this conference, e-mail: andrew.webster-dunn@int-bar.org

MESSAGE FROM THE CHAIR OF THE LEGAL PRACTICE DIVISION



About the Legal Practice Division (LPD)

The LPD comprises more than 50 committees and fora, listed on pages 17-23 of this programme, which cover all specialist areas of substantive legal practice as well as focusing on regional matters and the interests of corporate counsel. LPD committees are grouped into 16 sections with common interests.

To make heard the global voice of the legal profession, committees of the LPD regularly submit comments on pending legislation and regulation schemes and reforms all over the world, affecting many different practice areas. Working groups monitor activity by key regulators and identify opportunities for comment, particularly where there is potential international or cross-border impact, or where a new scheme is being piloted. They also work together with various intergovernmental world organisations to contribute the legal profession's viewpoint.

Committees also work together on projects to benefit their practitioners: guidelines for best practice, model rules and checklists, training proposals and databases to collate and share information. Many sections and committees hold specialist conferences throughout the year, and produce publications for their members.

More information on the Legal Practice Division is available at www.ibanet.org/Committees/Divisions/Legal_Practice/home.aspx

I am delighted to invite you to Dublin for the IBA's 2012 Annual Conference. Once again, the Legal Practice Division (LPD) has put together an impressive range of sessions addressing the legal issues faced by international practitioners in the current global economic environment. In addition to covering 'hot topics' in virtually all specific areas of practice, our Regional Fora and Committees will be covering the broad spectrum of issues raised by developments in investment and trading activities among emerging economies as well as with developed markets; regional and bilateral agreements; mobility of the global workforce, and what they mean for the clients we advise. Our sessions will also focus on governmental and regulatory responses to the impact on our environment and on sustainable development of global industrialisation and population growth. We will also continue to address the legal and practical risks in the pervasive use of social media and fast adoption of cloud computing by individuals and businesses, and offer best practices on how to manage them.

And of course, we will address the continuing and far reaching impact of the prolonged global economic downturn on businesses and sovereign entities. In addition to individual sessions addressing impact on particular areas, our LPD Showcase, presented by our European Regional Forum, will address '*The euro area crisis – thinking the unthinkable*'. The crises in the euro area have exposed the European and national legal systems to issues that have not been considered before. We will hear from leading regulators, financiers and lawyers with insight into the difficult discussions looking for solutions.

As always, our thought-provoking sessions will provide a forum for shared experience and debate and will draw on the knowledge of leading experts from jurisdictions around the world who work on the cutting edge of international practice and help shape the way we solve the issues facing us. You will gain invaluable knowledge from your peers and will be provided with incomparable networking opportunities.

Alongside these hardworking days, I hope that you will spend some time enjoying our very special programme of social events, which feature the cultural best Dublin has to offer, including the spectacular opening and closing parties and the mid-week gala evening of Irish music and dance.

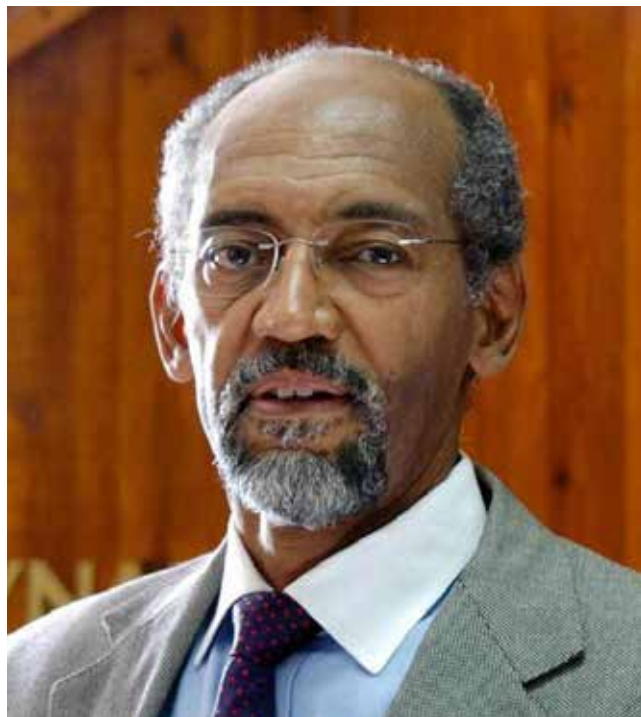
The IBA Annual Conference is a special opportunity each year for international practitioners in every field to come together and share their expertise. There is no better occasion for lawyers to gain meaningful and interesting substantive knowledge on such a broad scope of topics, while at the same time enjoying the pleasure of seeing old friends and making new ones.

Sylvia Khatcherian
Chair, Legal Practice Division

'LASTING FRIENDSHIPS, A NETWORK OF WORLDWIDE LEGAL RESOURCES, CUTTING EDGE LEGAL SCHOLARSHIP – ALL THESE BENEFITS ARE DERIVED FROM MY MEMBERSHIP OF THE INTERNATIONAL BAR ASSOCIATION'S LEGAL PRACTICE DIVISION.'

Jon Grouf, Partner, Duane Morris

MESSAGE FROM THE CHAIR OF THE PUBLIC AND PROFESSIONAL INTEREST DIVISION



About the Public and Professional Interest Division (PPID)

The PPID contains 18 committees and other entities, including the IBA Human Rights Institute and the Bar Issues Commission, which are listed on pages 23-25 of this programme. Between them they present a wide range of member bodies, providing resources and activities focused on professional and public interest work.

The PPID's objectives are to promote an interchange of information and views among Member Organisations of the Association and its individual members about the public and professional interests of the legal profession throughout the world; and to support and promote those activities, the rule of law and the defence of human rights.

Areas in which the PPID committees, fora and other entities have been particularly active in recent times are anti-money laundering, anti-corruption, pro bono and access to justice, and increasing the IBA's connection with intergovernmental world organisations.

More information on the Public and Professional Interest Division is available at www.ibanet.org/Committees/Divisions/Public_Professional_Interest_Div/home.aspx

I am delighted to invite you to join us at the IBA's Annual Conference in Dublin. The Public and Professional Interest Division (PPID) once again promises to give you access to the latest expertise and debate on issues integral to the legal profession and also on broader issues affecting society at large. The PPID committees and entities have prepared excellent sessions focusing on topics such as legal education, anti-corruption, corporate social responsibility, judicial independence, and the changing nature of law firm management among many others.

The diversity of these sessions is typical of the PPID, which zeroes in on the issues that are at the heart of the profession for every lawyer regardless of experience, specialism and geography. The Division covers other issue areas such as the rule of law and professional ethics as well as particular interest groups such as young lawyers, senior lawyers, judges and women lawyers. As the law evolves along with a changing world, the projects of the committees and entities of the PPID provide you with the opportunity to add your voice to the global voice of the legal profession on matters essential to the practice of law. In addition, the Bar Issues Commission, which also falls under the auspices of the PPID, provides a forum for bar associations to combine their resources in tackling common issues and the challenges of globalisation.

Our Showcase session this year will be titled 'Lawyers Against Poverty' and will investigate the causes of poverty and identify what we, as lawyers, can do to facilitate change. I strongly encourage you to attend this session which will provide an engrossing debate and high profile experts and celebrities on issues of vital importance to a globalised world.

Another exciting feature this year is the identification of Presidential Priority Sessions connected to the culmination of the Second Phase of the Presidential Task Force on the Global Financial Crisis. These sessions include not only the PPID Showcase, but also a variety of other related sessions taking place throughout the week. Look for them in your programme.

I am sure that you will take full advantage of the opportunities offered to you at this year's Annual Conference and I very much look forward to seeing you in Dublin.

Peter D Maynard
Chair, Public and Professional Interest Division

'THE IBA IS HIGHLY REGARDED THROUGHOUT THE WORLD AND IS FIRMLY GROUNDED ON THE RULE OF LAW, DEMOCRACY AND HUMAN RIGHTS. PROVIDING INCREDIBLE OPPORTUNITIES FOR NETWORKING AND PRACTICE DEVELOPMENT FOR PRIVATE PRACTITIONERS AND CORPORATE COUNSEL, THE IBA IS A 'MUST JOIN'.'

Alan M Kindred, Counsellor-at-law

MESSAGE FROM THE CHAIR OF THE BAR ISSUES COMMISSION



About the Bar Issues Commission (BIC)

The Bar Issues Commission (BIC), established in 2004, is the forum for the IBA's Member Organisations which each appoint members such as their President to take part in BIC activities. Individual members can also join the BIC and take part in its activities which comprise of the Annual Bar Leaders Conference in May each year, sessions at the Annual Conference and, through a policy committee, the undertaking of projects that concern bar associations and law societies such as complaints procedures, regulation, codes of conduct and other guidelines that provide a benchmark for international standards worldwide. The BIC also has a working committee on International Trade in Legal Services following regulatory changes as pursued by the World Trade Organization, which provides useful information and training sessions for bar associations on how the General Agreement on Trade in Legal Services affects their jurisdiction.

More information on the Bar Issues Commission can be found at www.ibanet.org/barassociations/bar_associations_home.aspx

As Chair of the Bar Issues Commission, I'm delighted to share a few words. The Bar Issues Commission supports the interests of the IBA's Member Organisations and the 205 bar associations and law societies representing more than 126 jurisdictions around the world. In addition to organising programmes and conferences that address the issues facing our profession, through the Commission's Policy Committee, we grapple with the thorny matters that are best addressed by an international body representing lawyers globally. We are especially proud of our most recent work, 'IBA General Principles for the Legal Profession', and the document's accompanying Commentary. Many other exciting projects are currently underway, including guidelines for bar associations and law societies on anti-corruption measures for the legal profession, and the creation of an IBA resource on the legal profession's core values.

This October, in Dublin, I invite you to participate in the Bar Issues Commission's thought-provoking programmes. The programmes promise to be controversial, touching some of the legal profession's current hot buttons. Sessions will explore the public perception of lawyers; examine what actually constitutes legal services and minimum legal training requirements; consider alternative business structures for legal practices; and pose the question as to whether general practitioners can still exist in today's world!

In addition to these substantive and thought-provoking sessions, an Open Policy Committee meeting will provide an update on current Bar Issues Commission projects and an opportunity for Member Organisations to recommend projects that we can initiate in the future.

I look forward to meeting as many of you as I can. Your guidance and feedback is critical to the Bar Issues Commission's success.

Regards,

James M Klotz
Chair, Bar Issues Commission

'TO BE ABLE AS A BAR LEADER TO EXCHANGE VIEWS ON RULE OF LAW ISSUES ADD THE ENHANCEMENT OF THE INTEGRITY AND INDEPENDENCE OF THE LEGAL PROFESSION WITH ESTEEMED COLLEAGUES AROUND THE WORLD IS A CONSTANT INSPIRATION. IT IS AN HONOUR TO CONTRIBUTE TO THE WORK DONE IN THIS REGARD BY THE IBA BAR ISSUES COMMISSION.'

Søren Jenstrup, President of the Danish Bar and Law Society

MESSAGE FROM THE CHAIR OF THE INTERNATIONAL BAR ASSOCIATION'S HUMAN RIGHTS INSTITUTE



About the International Bar Association's Human Rights Institute (IBAHRI)

Established in 1995, the IBAHRI works to promote, enforce and protect human rights under a just rule of law. The IBAHRI believes that the independence of the judiciary is one of the cornerstones of the rule of law and works to protect the right of judges and lawyers to be able to practise freely and without undue interference.

The IBAHRI undertakes a variety of projects to build capacity, lobby for change and highlight issues of international concern to the public, the media and the legal community. The IBAHRI also leads the way in human rights training for judges, prosecutors, public defenders and lawyers. For more information, visit:

www.ibanet.org/IBAHRI.aspx

The IBAHRI's work is conducted thanks to grants and donations, and relies largely on individuals who become members by contributing just £40 a year. To find out more about becoming a member or supporting a project, visit: www.ibanet.org/IBAHRI.aspx, or e-mail hri@int-bar.org

The International Bar Association's Human Rights Institute (IBAHRI) is pleased to welcome you to Dublin for another successful IBA Annual Conference! As has been done in the past, the IBAHRI will host a variety of keynote and topical sessions relating to human rights, the region and the global legal profession.

This year's IBAHRI leading session will address terrorism, considering the law's response to terrorism and whether reconciliation processes are more effective than rules – *Peace after terror: rules or reconciliation*.

In addition, the IBAHRI will host a joint session with the Judges' Forum on judicial independence and will co-present a session on same sex marriages and civil unions with the LGBT Subcommittee – *The Tie That Binds: Same-sex marriage, civil unions, or just friends? Why the difference matters*.

On the Friday, at the Rule of Law Symposium, we will present the 2012 IBA Human Rights Award, sponsored by LexisNexis, recognising the outstanding achievements of a lawyer making a substantial contribution to the promotion, protection and advancement of human rights.

The IBAHRI will also hold its biennial general meeting in Dublin and we invite you to join us and put to the IBAHRI officers any questions and suggestions you have relevant to the Institute's work.

I look forward to seeing you in Dublin.

A handwritten signature in black ink, appearing to read 'Sternford Moyo'. The signature is stylized and written on a light-colored background.

Sternford Moyo
Chair, IBAHRI

'MY ASSOCIATION WITH THE IBA HAS BEEN INVALUABLE. I WOULD NOT BE ABLE TO BE A HUMAN RIGHTS LAWYER WITHOUT ITS SUPPORT STRUCTURES.'

Beatrice Mtetwa, Human Rights Lawyer, Zimbabwe

CONFERENCE HOST COMMITTEE

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William Fry

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JA Shaw & Co

Marcus Beresford

The Hon Mrs Justice Susan Denham
Chief Justice

The Hon Mr Justice Nicholas Kearns
President of the High Court

Conor Maguire SC
The Honorable Society of King's Inns

Imelda McMillan
President of Law Society of NI

ABOUT THE IBA

The International Bar Association (IBA), established in 1947, is the world's leading organisation of international legal practitioners, bar associations and law societies. The IBA influences the development of international law reform and shapes the future of the legal profession throughout the world. It has a membership of over 45,000 individual legal professionals and 200 bar associations and law societies spanning all continents. Grouped into two divisions – the Legal Practice Division and the Public and Professional Interest Division – the IBA covers all practice areas and professional interests. It provides members with professional development and networking opportunities, as well as access to leading experts and up-to-date legal information.

BAR ISSUES COMMISSION

The IBA's Bar Issues Commission provides an invaluable forum for IBA Member Organisations to discuss all matters relating to law at an international level.

HUMAN RIGHTS INSTITUTE

The International Bar Association's Human Rights Institute (IBAHRI) works across the Association to promote, protect and enforce human rights under a just rule of law, and to preserve the independence of the judiciary and the legal profession worldwide.

IBA ICC PROGRAMME

Based at the Peace Palace in The Hague, the IBA International Criminal Court (ICC) Programme monitors fair trial and defence-related issues at the ICC and encourages the legal community to engage with the work of the Court.

OTHER IBA INSTITUTIONS

Other institutions established with the assistance of the IBA include the Southern Africa Litigation Centre and the International Legal Assistance Consortium.

JOIN THE IBA TODAY AND SAVE MONEY ON DUBLIN 2012!

Join the IBA now and you will receive a substantial discount on Dublin 2012 registration fees, by registering at our member rate.

To become a member and register for the conference online simply go to www.ibanet.org

Alternatively, fill out the enclosed conference registration form and print out the membership application form from the website, then send them together with payment to the IBA.

If you are unable to attend the conference this time, and are not a member at present we hope you will still take up the invitation to join the IBA.

OUR MEMBERS

IBA members include law firms, bar associations, law societies and individual legal professionals. We cover all continents, with members based in over 185 countries, from every major firm in each jurisdiction. In addition, we have over 1,000 corporate counsel members representing hundreds of multinational corporations, including Coca-Cola, IBM, Exxon Mobil and AT&T.

REASONS TO JOIN THE IBA

- Enjoy access to a network of the world's top lawyers, judges and corporate counsel, including partners from the world's leading firms and counsel from virtually all leading corporations.
- Generate new business and discover the best firms and lawyers to do business with from around the world.
- Discuss hot issues and keep up to date with the latest developments by attending our wide range of conferences – earn your quota of CPD/CLE points.
- Learn about key developments, new legislation and real-world issues lawyers encounter on a daily basis through our series of magazines and journals.
- Have your voice heard – be part of the debate on international law reform and make your own contribution to the advancement of cross-border law reform.
- Show your support for the rule of law and human rights around the world.
- Develop your knowledge and skills, interact with different cultures and make friendships that will last a lifetime.

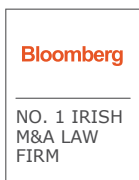
IBA MEMBERSHIP BENEFITS

- Listing in, and access to, the IBA membership directory
- Unparalleled networking opportunities
- Discounted IBA conference registration fees
- Online legal library and media content
- Monthly e-news bulletin
- Legal magazines, journals and newsletters
- Discounts on IBA books and products
- Member rewards special offers programme

'THE IBA IS, QUITE SIMPLY, A GATHERING OF THE BEST LAWYERS IN THE WORLD ENGAGED IN PRIVATE INTERNATIONAL LAW. WHY WOULDNT A LAWYER WORKING IN THIS FIELD WANT TO BE AMONG THEM?'

Phillip F Zeidman, DLA Piper

A&L Goodbody is Ireland's leading legal adviser to the International business community



A&L Goodbody is the leading Irish law firm with international reach and reputation.

Our reach is thanks to partnerships with the world's top law firms and corporations. Our reputation is built on decades of experience advising on Irish issues in the ever-changing international market.

We have deep roots in the IBA, developed over decades, through our IBA involvement and committee members.

We look forward to welcoming the IBA Annual Conference 2012 to Dublin.

For more information visit www.algoodbody.com

ABOUT DUBLIN



Steeped in history, yet buzzing with youthful energy, Dublin's medieval, Georgian and modern architecture provide a backdrop to a friendly bustling port where the cosmopolitan and charming meet in a delightful diversity that is Dublin. Serving as Ireland's historical and cultural centre, as well as the nexus of Irish education, administration, economy and industry, Dublin is perfectly suited to host the IBA's 2012 Annual Conference.

The Convention Centre Dublin (The CCD)



The Convention Centre Dublin (The CCD) is Ireland's new world class purpose-built international conference and event venue, right in the heart of Dublin. The CCD sits at the centre of Dublin's transport hub with excellent air, road, rail and sea connections,

meaning The CCD is a short distance from the airport, motorway network, Port Tunnel, rail stations and ferry terminals.

Dublin weather

Dublin weather is generally mild, due to the influence of the North Atlantic Drift, or Gulf Stream. July and August are typically the warmest months of the year whilst January and February tend to be the coldest months of the year. Typical temperatures in October range from Min 8°C /46°F – Max 14°C/57°F. As the weather is mild, even in the summer months, it is advisable to always carry a light jacket or sweater as well as an umbrella.

Language

The national language is Gaelic. However, almost everyone speaks English as their main language and all business is conducted in English, unless you request it to be conducted through the Irish Gaelic language. However, you will see street and road signage and official literature available in English along with the Irish Gaelic translation.



Culture and entertainment



In Dublin, visitors are spoilt for choice when it comes to entertainment. The city offers the best in theatre, film and literary festivals, sporting events, rock concerts, céilís and comedy. Located in the heart of the city, The Convention

Centre Dublin (The CCD) is only a short walk from The O2, which hosts some of the biggest names in international and Irish rock and pop. If you prefer classical music, the National Concert Hall is home of some of the world's finest classical and jazz musicians.

Dublin is also well known for its outstanding playwrights, actors and theatre in general. The Abbey Theatre, Ireland's national theatre, is just a stone's throw from The CCD and offers a tradition of Irish and international theatre.

Dubliners certainly know how to enjoy themselves deep into the night as the city offers something for everyone. Visitors can experience the warm Irish welcome while having a sing-song with a pint of Guinness in traditional pubs such as O'Donoghue's on Merrion Row or Gogarty's on Fleet Street. For a taste of history, don't forget Dublin's oldest pub, The Brazen Head, reputed to date from the year 1198. Live music is also very popular and the best local and international live music acts appear regularly in the city.

Transport and getting around



Getting around the Dublin region is easy: jump on the coastal train, the DART, to discover the beautiful towns and villages dotted along the coast, or use the extensive public bus network to travel the city and suburbs. There's also the LUAS tram system to get you out to the shopping centres. The city is also easily traversed by bicycle for those who enjoy a more energetic approach to transport.

Money and banking

Ireland's currency is the euro (€), which is divided into 100 cents.

ATMs

Nearly all banks in Dublin will have an automated teller machine (ATM), which can be outside the building or just inside the door. Please note that machines are often not replenished over the weekend so it is advisable to take out all the cash you need early on Friday so that you won't be disappointed. There are many banking facilities located near The CCD.

Changing money

Most banks offer a foreign exchange facility and generally offer the best exchange rates. You can also often change money in many post offices, which are open on Saturdays until around noon. Dublin also offers many bureaux de change and other exchange facilities but the rates may be higher than many banks.

Credit cards

Visa and MasterCard are more widely accepted in Dublin than Amex or Diners Club, which may not be accepted in smaller establishments.

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SECTION AND COMMITTEE INFORMATION

LEGAL PRACTICE DIVISION

Antitrust and Trade Law Section

28

Council Liaison Officer

Ronan Harty *Davis Polk & Wardwell, New York, USA*

The Antitrust and Trade Law Section is among the largest sections in the Legal Practice Division with over 1,400 members.

Antitrust

28

Co-Chairs

Cani Fernández *Cuatrecasas Gonçalves Pereira, Madrid, Spain*

Jose Augusto Regazzini *TozziniFreire Advogados, São Paulo, Brazil*

The Antitrust Committee provides an international forum for the exchange of the most current thinking in the field of antitrust law.

Global Forum for Competition and Trade Policy

28

Chair

Iñigo Igartua *Gomez-Acebo & Pombo Abogados, Barcelona, Spain*

The Global Forum for Competition and Trade Policy consists of a group of experts representing the key interests of economists, lawyers, academics, practitioners and national and international policy-makers who are committed to expanding the global discussion of the ramifications of competition policy for global trade and investment.

Trade and Customs Law

28

Chair

Mauro Berenholtz *Pinheiro Neto Advogados, São Paulo, Brazil*

The Trade and Customs Law Committee is a forum for international practitioners, corporate counsel, academics and government officials to convene, exchange ideas and promote discussion of issues across the spectrum of international trade and customs law.

Corporate Law Section

28-29

Council Liaison Officers

Jaime Carey *Carey y Cia, Santiago, Chile; Assistant Treasurer, Legal Practice Division*

Jon Grouf *Duane Morris, New York, USA*

The Corporate Law Section has over 3,000 members from around the world.

Closely Held and Growing Business Enterprises

28-29

Chair

Stephanie Denkwicz *Manatt, Phelps & Phillips, New York, USA*

The Closely Held and Growing Business Enterprises Committee addresses issues of ownership, management and financing of startups, owner managed, closely held and family businesses and their legal advisers, and organisations with ambitions for growth.

Corporate and M&A Law

29

Co-Chairs

Per Berglöf *Advokatfirman Delphi, Stockholm, Sweden*

Alan M Klein *Simpson Thacher & Bartlett, New York, USA*

The Corporate and M&A Law Committee is the principal committee within the IBA that covers issues relating to mergers and acquisitions. The committee reviews developments relating to corporate governance, privatisations, joint ventures, as well as multinationals, listed corporations, private family companies, partnerships and business trusts.

Criminal Law Section

29

Council Liaison Officer

Almudena Arpón de Mendivil *Gómez-Acebo & Pombo Abogados, Madrid, Spain; IBA Treasurer*

The Criminal Law Section has nearly 650 members from around the world.

Business Crime

29

Co-Chairs

Marc Henzelin *Lalive, Geneva, Switzerland*

Michael O'Kane *Peters & Peters, London, England*

The Business Crime Committee's primary objective is to promote awareness within the business community and among transactional lawyers of the growing significance of legal compliance.

Criminal Law

29

Co-Chairs

Dan Conaway *Conaway & Strickler, New York, USA*

Saba Naqshbandi *3 Raymond Buildings, London, England*

The Criminal Law Committee provides a forum for members from many countries and criminal justice systems to meet regularly, communicate, exchange views and monitor developments in substantive and procedural criminal law.

Dispute Resolution Section

29-30

Council Liaison Officers

Sally Harpole *Sally Harpole & Co, Hong Kong SAR*

Guido Santiago Tawil *M&M Bomchil, Buenos Aires, Argentina*

The Dispute Resolution Section has nearly 4,000 members from around the world.

Arbitration

29-30

Co-Chairs

Mark W Friedman *Debevoise & Plimpton, New York, USA*

Alexis Mourre *Castaldi Mourre & Partners, Paris, France*

The Arbitration Committee focuses on laws, practice and procedures relating to the arbitration of transnational disputes, as well as alternate dispute resolution methods.

Consumer Litigation**30***Chair***Tara A Archer** *Higgs & Johnson, Nassau, Bahamas*

The aim of the Consumer Litigation Committee is to consider international aspects of liability and the consumer's rights.

Litigation**30***Co-Chairs***Florian Kremslehner** *Dorda Brugger Jordis Rechtsanwälte, Vienna, Austria***Antonio Bravo Taberné** *Eversheds Nicea, Madrid, Spain*

The Litigation Committee focuses on the legal, practical and procedural issues involved in conducting litigation. Differences and developments in individual jurisdictions are compared. The issues arising in international litigation receive particular attention, including issues such as jurisdiction, choice of law and the role of international judicial assistance in dispute resolution.

Mediation**30***Chair***Babak Barin** *BCF, Montreal, Quebec, Canada*

The Mediation Committee focuses on laws, practices and procedures relating to the mediation, conciliation and negotiation of transnational disputes, as well as other alternate dispute resolution (ADR) processes.

Negligence and Damages**30***Chair***Paul Emerson** *Lamb Chambers, London, England*

The Negligence and Damages Committee has the objective of providing practical information from a range of jurisdictions to personal injury and other litigation lawyers worldwide.

Energy, Environment, Natural Resources and Infrastructure Law Section (SEERIL) 30-31

*Council Liaison Officer***Arent van Wassenae** *Allen & Overy, Amsterdam, the Netherlands; Chair, Energy, Environment, Natural Resources and Infrastructure Law Section (SEERIL)*

The Section on Energy, Environment, Natural Resources and Infrastructure Law (SEERIL) has a membership of over 2,300 lawyers in private practice, oil and mining companies, international organisations, government and academia. The section coordinates the activities of six committees that aim to advance the development and understanding of the law affecting oil and gas, mining, power, water, international construction projects and environment, health and safety law.

Environment, Health and Safety Law**30***Chair***Eugene E Smary** *Warner Norcross & Judd, Grand Rapids, Michigan, USA*

The objective of the committee is to promote knowledge and awareness in all areas of environmental, health and safety law and related issues, as well as the interrelationships between them.

International Construction Projects**31***Co-Chairs***Thomas P Wilson** *Kilpatrick Townsend & Stockton, Dubai, UAE***John Wright** *Goodman Derrick, London, England*

This committee is for lawyers interested in construction law and in exchanging experiences from construction projects around the world. All aspects and types of construction and engineering projects are dealt with, from traditional building and civil engineering contracts to state-of-the-art project finance infrastructure projects.

Mining Law**31***Chair***Luis Carlos Rodrigo** *Rodrigo Elias & Medrano Abogados, Lima, Peru*

The objective of the Mining Law Committee is to promote an interchange of information and views and to advance knowledge among individual members of the section and others as to laws, practices and procedures affecting all activities concerning minerals and mining throughout the world.

Oil and Gas Law**31***Chair***Jean-André Díaz** *Total, Paris, France*

The Oil and Gas Law Committee focuses on issues such as: exploration and production for all forms of hydrocarbons; onshore and offshore oil and gas; joint operating agreements and other usual contracts used by the industry; financing and insurance; comparative tax regimes; state participation and national oil companies; natural gas transportation and distribution; LNG chain; and hydrocarbons regulatory bodies and agencies.

Power Law**31***Chair***Juan Francisco MacKenna** *Carey y Cia, Santiago, Chile*

The mission of the Power Law Committee is to provide a forum where energy lawyers with different legal backgrounds from around the world can interact and learn from one another in a setting encouraging collegiality and the friendly exchange of ideas. The committee explores various topics to provide its membership with practical and useful advice to better serve clients, and to offer the opportunity for collaboration, networking and friendships among its members.

Water Law**31***Chair***Pia L Nielsen** *Molt Wengel, Copenhagen, Denmark*

The Water Law Committee looks at the following issues: quantity and quality rights in international rivers; national water allocation systems; national water quality protection systems; water resource related aspects of natural resource development; hydroelectric development; water transfers; alternate dispute resolution mechanisms; and institutional issues in water resources development and distribution.

Financial Services Section 31-32

*Council Liaison Officers***Lisa Curran** *Allen & Overy, Rome, Italy***Hendrik Haag** *Hengeler Mueller, Frankfurt, Germany*

The Financial Services Section is one of the largest sections in the Legal Practice Division, comprising over 3,400 members.

Banking Law**31-32***Co-Chairs***Michel Molitor** *Molitor Avocats à la Cour, Luxembourg***Stephen Powell** *Slaughter and May, London, England*

The Banking Law Committee provides a worldwide forum for banking lawyers and other legal professionals within the banking community to address all sorts of practical and legal issues arising in commercial and regulatory activities in this context.

Capital Markets Forum**32***Co-Chairs***Rachel Eng** *WongPartnership, Singapore***Petra Zijp** *NautaDutilh, Amsterdam, the Netherlands*

The Capital Markets Forum is a private sector initiative set up to monitor and assist in the orderly development of capital markets, while recognising the importance of the legal role in providing a framework for market forces, and in settling the parameters of fair behaviour.

Insurance**32***Chair***Peter Mann** *Clayton Utz, Sydney, New South Wales, Australia*

Insurance is present in every facet of commercial, industrial and private life. The committee aims to provide information about developments in insurance and reinsurance law and markets throughout the world, as well as specialist knowledge to assist in the efficient solution of practical insurance problems. New insurance products are also brought to the attention of members.

Investment Funds**32***Co-Chairs***Kirstene Baillie** *Field Fisher Waterhouse, London, England***Felipe Cousiño** *Alessandri & Cia, Santiago, Chile*

The Investment Funds Committee provides a forum for its members to consider current developments in the global investment funds industry, including regulatory developments, product structuring and distribution, and other issues relating to investment management.

Securities Law**32***Co-Chairs***Derk Lemstra** *Stibbe, Amsterdam, the Netherlands***David Rockwell** *Sullivan & Cromwell, London, England*

The main goal of the Securities Law Committee is to bring together securities lawyers from a broad range of countries to follow, discuss and shape public policy in a world of rapidly globalising capital markets. The focus of the committee is the intersection of national capital markets with each other in a world of cross-border transactions. Key areas of focus are developments in underwriting and distribution of all types of capital markets products, the securities laws as they impact cross-border mergers and acquisitions, the regulation of market players such as investment banks, brokers and exchanges, securities laws as they impact public companies, and a close watch on cross-border and international regulatory developments.

Human Resources Section 32-33*Council Liaison Officers***Christopher Rees** *Herbert Smith, London, England***Dirk Jan Rutgers** *DLA Piper, Amsterdam, the Netherlands*

The Human Resources Section has nearly 1,000 members from around the world.

Discrimination Law**32***Chair***David A Lowe** *Rudy Exelrod Zieff & Lowe, San Francisco, California, USA*

The committee is concerned with discrimination and gender equality issues that arise in the profession and under the general law. The committee members are made up of private practitioners, academics and in-house counsel who assist in the promotion of discrimination and gender equality issues.

Employment and Industrial Relations Law**32-33***Co-Chairs***Els de Wind** *Van Doorne, Amsterdam, the Netherlands***Gerlind Wisskirchen** *CMS Hasche Sigle, Cologne, Germany*

The aims of the committee are to develop and exchange knowledge of employment and industrial relations law and practice.

IBA Global Employment Institute*Chair***Salvador del Rey** *Cuatrecasas Gonçalves Pereira, Barcelona, Spain*

The purpose of the committee is to assist multinationals and worldwide institutions in developing a global and strategic approach to the main legal issues in the human resources and human capital fields. It will provide a unique employment, discrimination and immigration law contribution on a diverse range of global issues. Their work is designed to enhance the management, performance and productivity of those organisations and to achieve best practice in their human capital and management functions in a strategic perspective.

Immigration and Nationality Law**33***Chair***Enrique Arellano** *Enrique Arellano Rincón Abogados, Mexico City, Mexico*

The Immigration and Nationality Law Committee is concerned with all aspects of immigration and nationality law on a worldwide basis, including business-related immigration, family reunion policies, refugees and compassionate cases.

Insolvency, Restructuring and Creditors' Rights Section (SIRC)**34***Council Liaison Officer***Carsten Ceutz** *Bech-Bruun, Copenhagen, Denmark**Co-Chairs***Judith Elkin** *Haynes and Boone, New York, USA***David Jenny** *VISCHER, Basel, Switzerland*

The Insolvency, Restructuring and Creditors' Rights Section (SIRC) has over 800 members. The section is the most prominent international association of lawyers interested in insolvency and creditors' rights law and serves as an Official Observer to the UNCITRAL Working Group on Insolvency Law, which it has assisted in developing the UNCITRAL Model Cross-Border Insolvency Law. It is currently working with the organisation to identify areas for harmonisation of domestic insolvency laws aimed at ensuring certainty and effectiveness in cross-border trade and other financial transactions.

Intellectual Property, Communications and Technology Section **34-36**

Council Liaison Officers

Almudena Arpón de Mendivil *Gómez-Acebo & Pombo Abogados, Madrid, Spain; IBA Treasurer*

Peter Bartlett *Minter Ellison, Melbourne, Victoria, Australia*

With nearly 1,700 members, the Intellectual Property, Communications and Technology Section is one of the largest sections in the Legal Practice Division.

Art, Cultural Institutions and Heritage Law **35**

Chair

Massimo Sterpi *Studio Legale Jacobacci & Associati, Rome, Italy*

The committee is concerned with all aspects of law as it relates to art, artists and cultural heritage in the broadest context. This extends from archaeology and the protection of ancient monuments to national heritage and public and private collections to the art trade and contemporary art. 'Art law' is an interdisciplinary field involving tax (individual estates and charities), commercial transactions, intellectual property in all aspects and private and public international law.

Communications Law **35**

Co-Chairs

Fabrizio Cugia di Sant'Orsola *Cugia Cuomo & Associati, Rome, Italy*

Christopher Watson *CMS Cameron McKenna, London, England*

The Communications Law Committee is a leading global forum for legal practitioners with specialist expertise or interest in the communications sector. The committee offers members access to a worldwide network of leading practitioners, in-house counsel and regulators active in telecommunications and media markets. The scope of the committee's work covers network, service and content-related developments across all delivery platforms. This provides members with access to practical global perspectives on the array of technological, commercial and policy issues that confront communications lawyers, their companies and clients.

Intellectual Property and Entertainment Law **35**

Co-Chairs

William Bunker *Knobbe Martens Olsen & Bear, Irvine, California, USA*

Matthias Nordman *SKW Schwartz Rechtsanwälte, Munich, Germany*

This committee focuses on intellectual property and entertainment law. The term 'intellectual property', as it is commonly referred to today, includes a diverse range of areas of law. The main areas are patents, trademarks, copyright, trade secrets and unfair competition. Allied to these are a number of related areas including data protection, database protection, privacy, design rights and domain names. In the entertainment law area, the key focus is on the creation, provision and delivery of content in relation to print, films, broadcasts, cable programmes, musical works and sound recordings. There is also involvement with media law including defamation and privacy and authors' rights in a more general sense.

Media Law **35**

Chair

David Schultz *Levine Sullivan Koch, New York, USA*

The committee is dedicated to gathering and disseminating knowledge in all areas of law related to the media industry. This encompasses both content and communication issues.

Space Law **35**

Chair

Rachel A Yates *Holland & Hart, Greenwood Village, Colorado, USA*

The committee provides a forum for lawyers to address the increasing number of practical legal issues arising in commercial and regulatory activities in this specialised area of domestic and international law.

Technology Law **35-36**

Co-Chairs

Erik Valgaeren *Stibbe, Brussels, Belgium*

Bart van Reeken *De Brauw Blackstone Westbroek, Amsterdam, the Netherlands*

The Technology Law Committee brings together lawyers practising aspects of the law particularly relevant to modern technologies. They have in common that they deal with developing bodies of law coming to grips with the new questions posed by new technologies. The mandate of this committee is broad and includes virtually any kind of technology.

International Sales, Franchising and Product Law Section **36**

Council Liaison Officer

Lynda J Zadra-Symes *Knobbe Martens Olson & Bear, Irvine, California, USA*

The International Sales, Franchising and Product Law Section has over 1,200 members from around the world.

International Franchising **36**

Chair

John R F Baer *Greensfelder Hemker & Gale, Chicago, Illinois, USA*

The International Franchising Committee focuses on the law and business of international franchising. Committee interests include competition law principles, cross-border sales and licensing issues, the business forms employed and trademark and intellectual property protections required to assure franchising success.

International Sales **36**

Co-Chairs

Amir Singh Pasrich *International Law Affiliates, New Delhi, India*

Steven M Richman *Duane Morris, Camden, New Jersey, USA*

The International Sales Committee examines legal issues fundamental to the growth and development of international commerce, including international sales contracts, agency and distribution, cross-border acquisitions, warranties and financing of international sales.

Product Law and Advertising **36**

Chair

Juan Pablo M Cardinal *Richards Cardinal Tutzer Zabala & Zaefferer, Buenos Aires, Argentina*

The committee covers a broad range of topics and problems, which are of increasing importance to the international lawyer in both national and transnational work in the field of product law and advertising.

Law and Individual Rights Section **36-37**

Council Liaison Officers

Michael Greene *A&L Goodbody, Dublin, Ireland; Vice-Chair, Legal Practice Division*

Klaus Reichert *Law Library/Brick Court Chambers, Dublin, Ireland*

The Law and Individual Rights Section has a membership of over 700.

Family Law **36-37**

Chair

Jacqueline Julyan QC *Durban Bar, Durban, South Africa*

The committee focuses on developments of international significance in all aspects of family law, including marriage, divorce, inheritance, human rights in the family, adoption and international child abduction.

Human Rights Law **37**

Chair

Opuada Willie-Pepple *Pepple & Pepple, Port Harcourt, Nigeria*

The committee is concerned with all human rights matters relevant to legal practice. The committee directs its attention to both national laws and to international human rights instruments, the position of lawyers themselves and the protection of the rights of others.

Indigenous Peoples **37**

Chair

Steven Cooper *Ahlstrom Wright Oliver & Cooper, Sherwood Park, Alberta, Canada*

The Indigenous Peoples Committee looks at questions of development as it affects both land and people. It approaches the subject from the legal perspective of the people and the land affected rather than that of developers or proponents of projects, governments or business in general.

Medicine and the Law **37**

Chair

Neil Kirby *Werksmans Attorneys, Johannesburg, South Africa*

The Medicine and the Law Committee is concerned with all aspects of medicine and law including health law on a worldwide basis.

Leisure Industries Section **37**

Council Liaison Officer

Klaus Reichert *Law Library/Brick Court Chambers, Dublin, Ireland*

Chair

Brenda Pritchard *Gowling Lafleur Henderson, Toronto, Ontario, Canada*

The Leisure Industries Section comprises approximately 250 international lawyers practising in the fields of travel, tourism, hospitality, sports and gaming law. The section started as the Travel Law Section and addressed the needs of travel law practitioners serving the travel industries. It grew to merge with the Tourism and Sports and Gaming sections, expanding in its scope to provide a specialist network of professionals in the leisure industries. The section recognises that lawyers who work in the leisure industries often practise in one of the more traditional legal fields, and provides a focused forum on issues that emerge due to the greater amount of leisure time available and the increased internationalisation of sports and gaming.

Maritime and Aviation Law Section **37-38**

Council Liaison Officer

Desmond Williams *Werksmans Attorneys, Johannesburg, South Africa*

The Maritime and Aviation Law Section has over 900 members.

Aviation Law **37**

Chair

Patrick Farrell *Norton Rose, London, England*

The Aviation Law Committee is concerned with several major areas of law. Aircraft transactions and financing are always a major interest. The committee also follows developments of international law with respect to airlines in both economic and tort areas, and also focuses on competition issues related to aviation.

Maritime and Transport Law **38**

Chair

Gregory W Poulos *Cox Wootton Griffin Hansen & Poulos, San Francisco, California, USA*

The committee has a tradition of being the platform where leading maritime law professionals meet, create connections and discuss the most current legal issues in the field of maritime and transport law. The committee works for and supports the unification of maritime and transport law on a worldwide basis, and enables members to; increase knowledge of maritime and transport issues throughout the world; improve client advice; meet fellow practitioners face-to-face; and become well known to other competent specialists.

Public Law Section **38**

Council Liaison Officer

Luz Nagle *Stetson University College of Law, St Petersburg, Florida, USA*

Chair

Bernard Bekink *University of Pretoria, Pretoria, South Africa*

The Public Law Section has over 300 members and provides a worldwide forum where all topics of public law are discussed and ideas are exchanged and developed. Its members are active worldwide in furthering the debate relating to governmental policy and the implementation and regulation of administrative action. In doing this, the committee makes a respected contribution to issues in the fields of judicial review and constitutional law. The committee strives to examine future trends in this area, anticipate new issues and examine new relationships between governments and the private sector. An ongoing theme is how the civil law and common law systems compare when dealing with these issues. By its very nature, the committee draws on lawyers who may come from different areas of practice, but whose work involves administrative law issues, whether in a litigation context or not.

Real Estate Committee 38

Council Liaison Officer

Luis Moreno *Haynes and Boone, Mexico City, Mexico*

Chair

Martin Holler *Giese & Partner, Prague, Czech Republic*

The Real Estate Committee is the only truly international forum for lawyers interested in real estate law and comprises nearly 700 members. The recent globalisation of the real estate industry has fundamentally changed the committee's focus. While real estate assets are traditionally governed by national rules, real estate transactions have long ceased to be a purely national matter. Today, the ownership of properties is traded among investors around the globe. Increasing internationalisation of all aspects of real estate law has also changed the types of lawyers involved. In this evolving context, the committee provides a unique and valuable forum for lawyers from different countries and different legal backgrounds to address all sorts of practical and legal issues, exchange views and meet during conferences.

Taxation Section 38-39

Council Liaison Officers

Edgar H Paltzer *Niederer Kraft & Frey, Zurich, Switzerland*

Carola van den Bruinhorst *Loyens & Loeff, Hong Kong SAR*

The Taxation Section has over 1,300 members around the world.

Individual Tax and Private Client 38

Chair

Helen Darling *MacFarlanes, London, England*

This committee is concerned with not only what the law is but how it might develop internationally in: inheritance rights and succession rules; will making; lifetime giving; trusts; creditor claims against trusts and estates; and regulatory compliance affecting trusts.

Taxes 38-39

Co-Chairs

Stuart Chessman *Vivendi, New York, USA*

Albert Collado *J&A Garrigues, Barcelona, Spain*

The Taxes Committee offers its members access to the highest quality technical, practical and professional tax expertise to understand and find solutions to international tax issues and concerns, encourages interface between international tax specialists, and promotes the building of networks among tax lawyers worldwide. The committee is divided informally into four practice group areas – income taxes, other taxes, tax litigation and employee benefits.

IBA Fora 33-34

African Regional Forum 33

Council Liaison Officers

Jacob Arko Saah *Saah and Company, Accra, Ghana*

Desmond Williams *Werksmans Attorneys, Johannesburg, South Africa*

Chair

Ashwin Hirjee Trikamjee *Garlicke & Bousefield, Umhlanga, South Africa*

The problems facing African lawyers are different from those affecting lawyers in other regions. To this end, the African Regional Forum was created to identify and address these challenges.

Arab Regional Forum 33

Council Liaison Officers

Hassan Arab *Al Tamimi & Company, Dubai, United Arab Emirates*

Sylvia Khatcherian *Morgan Stanley, New York, USA; Chair, Legal Practice Division*

Co-Chairs

Sadiq Jafar *Hadeef & Partners, Dubai, United Arab Emirates*

Fady Kardous *Kardous Law Office, Damascus, Syrian Arab Republic*

This forum provides a network for lawyers who work in or have an interest in the Arab region, to establish contact and exchange information. A particular focus of interest is the continuing economic importance of the region, including reconstruction and investment projects.

Asia Pacific Regional Forum 33

Council Liaison Officers

Peter Bartlett *Minter Ellison, Melbourne, Victoria, Australia*

Chung Hwan Choi *Korean Bar Association/DW Partners, Seoul, South Korea*

Co-Chairs

Jeffrey A Blount *Fulbright & Jaworski, Hong Kong SAR*

Henry Shyn *GE Energy, Seoul, South Korea*

In addition to offering an unrivalled opportunity to establish contact among lawyers within and outside the region, and with acknowledged experts on different areas of law, specialist forum activities provide an unparalleled opportunity to keep abreast of legal business developments in the Asia Pacific region.

Corporate Counsel Forum 33-34

Council Liaison Officers

Pii Ketvel *Marcol Capital Europe/Clyde & Co, Luxembourg*

Sylvia Khatcherian *Morgan Stanley, New York, USA; Chair, Legal Practice Division*

Chair

Catherine Muldoon *BDP International Inc, Philadelphia, Pennsylvania, USA*

The Corporate Counsel Forum is the pre-eminent forum for discussion, education and spokespersonship for corporate counsel within the IBA. Through its conference sessions and publications, it looks at the most topical issues for corporate counsel in all legal fields, as the responsibilities and complexities of the role continue to increase.

European Regional Forum 34

Council Liaison Officers

Hendrik Haag *Hengeler Mueller, Frankfurt, Germany*

Pii Ketvel *Marcol Capital Europe/Clyde & Co, Luxembourg*

Co-Chairs

Dovile Burgiene *LAWIN, Vilnius, Lithuania*

Gianmatteo Nunziante *Nunziante Magrone, Rome, Italy*

The forum develops and strengthens the existence of the IBA within the whole of Europe by promoting the goals of the IBA to members, non-members and others, disseminating professional know-how, and assisting the committees and other constituencies of the IBA to increase their presence in the different sub-regions of Europe, including parts of North Africa and the Middle East.

The goals of the forum include addressing current and long-term needs of professional organisations and individual members within the geographical reach of the forum, as well as increasing membership and participation in the IBA and integrating them within the organisation. The forum will also facilitate cross-border activity between lawyers and bars in different European countries. The forum has a particular focus on cross-disciplinary activities.

Latin American Regional Forum**34***Council Liaison Officers***Daniel Del Rio** *Basham Ringe y Correa, Mexico City, Mexico***Guido Santiago Tawil** *M&M Bomchil, Buenos Aires, Argentina**Co-Chairs***Lisandro Alfredo Allende** *Brons & Salas, Buenos Aires, Argentina***Eduardo M Sanguinetti** *Sanguinetti Fodere Abogados, Montevideo, Uruguay*

The Latin American Regional Forum covers all countries in Latin America as well as Mexico, Puerto Rico and Spanish-speaking areas of the Caribbean, and provides a focus for all activities in the region.

North American Regional Forum**34***Council Liaison Officers***Jon Grouf** *Duane Morris, New York, USA***Lynda J Zadra-Symes** *Knobbe Martens Olson & Bear, Irvine, California, USA**Co-Chairs***Laura Christa** *Christa & Jackson, Los Angeles, California, USA***Paul Lalonde** *Heenan Blaikie, Toronto, Ontario, Canada*

The North American Forum covers Canada, Mexico, Puerto Rico, the United States and English-speaking areas of the Caribbean. The aim of the North American Forum is two-fold: to spread knowledge about legal practice within North America; and to expand the international perspective of lawyers practising in North America.

PUBLIC AND PROFESSIONAL INTEREST DIVISION

Academic and Professional Development 39*Council Liaison Officer***Robert A Stein** *University of Minnesota, Gray Plant Mooty, Minneapolis, Minnesota, USA; Co-Chair, Rule of Law Action Group**Co-Chairs***Tony King** *Clifford Chance, London, England***Kay Maxwell** *University of Wollongong Faculty of Law, Sydney, New South Wales, Australia*

The Academic and Professional Development Committee has a membership of over 800 and aims to represent the interests of law teachers (academic and professional) as well as professional developers.

Anti-Corruption 39*Council Liaison Officer***Margery Nicoll** *Law Council of Australia, Canberra, Australian Capital Territory, Australia; Vice-Chair, Bar Issues Commission**Co-Chairs***Nicola Bonucci** *Organisation for Economic Co-operation and Development (OECD), Paris, France***Timothy Dickinson** *Paul Hastings Janofsky & Walker, Washington DC, USA*

The Anti-Corruption Committee focuses on the effect of new anti-corruption laws around the world and comprises of nearly 700 members. The advent of several anti-corruption conventions has brought about the enactment of new anti-corruption laws in scores of countries. Aggressive enforcement, including extraterritorial enforcement of national laws and a wide range of anti-corruption initiatives, has brought this issue to the forefront worldwide.

Bar Issues Commission**39-40***Council Liaison Officers***Horacio Bernardes Neto** *Motta Fernandes Rocha Advogados, São Paulo, Brazil; Chair, Bar Issues Commission Policy Committee; Vice-Chair, Bar Issues Commission***James Klotz** *Miller Thomson, Toronto, Ontario, Canada***Margery Nicoll***Chair***James Klotz**

The Bar Issues Commission (BIC) supports the activities and interests of the IBA's member organisations by providing a forum for discussion on issues of common interest. Through its Policy Committee, the BIC proposes resolutions and guidelines for approval by the IBA Council that are of relevance to member organisations. The BIC holds an annual conference in May of each year, present sessions at the annual conference, has resource pages on the IBA website and provides e-bulletins for its members.

Corporate Social Responsibility 40*Council Liaison Officer***Oluwatoyin Ajoke Bashorun** *Churchfields Solicitors, Lagos, Nigeria**Co-Chairs***Birgit Spiesshofer** *Salans, Berlin, Germany***Kenneth Thompson II** *Reed Elsevier, Miamisburg, Ohio, USA*

Corporate social responsibility (CSR) is variously defined but is generally accepted to denote responsibly grounded business decision-making that considers its impact on people, communities and the environment. The increasing emphasis on CSR has particular importance for lawyers both as advisers to their clients and, in the case of law firms, as enterprises in their own right. The committee's remit therefore includes both an examination of the many CSR-related issues on which business clients may seek legal advice from an in-house counsel or external lawyer and the issues that confront lawyers and law firms in relation to their key stakeholders; partners, staff, clients, their professional regulator and the community in which they practice. The CSR Committee has over 600 members from around the world.

Forum for Barristers and Advocates 40*Council Liaison Officer***Jacqueline Leong QC** *Hong Kong Bar Association, Hong Kong SAR**Co-Chairs***Russell Adam Coleman SC** *Temple Chambers Admiralty, Hong Kong SAR***Paul Sreenan SC** *General Council of the Bar of Ireland, Dublin, Ireland*

The Forum for Barristers and Advocates has over 1,000 members and represents those bar associations whose members practise as independent referral practitioners in jurisdictions where the legal profession is divided. It was formed by the bar leaders in these jurisdictions to give a voice within the IBA to the principles of independent advocacy. The forum has played a particular role in addressing the importance to the rule of law of the independence of advocates and the judiciary, the need for ethical conduct and training and education.

International Bar Association's Human Rights Institute (IBAHRI) 40*Council Liaison Officers***Sternford Moyo** *Scanlen & Holderness, Harare, Zimbabwe; Chair, IBAHRI***Julia Onslow-Cole** *PricewaterhouseCoopers Legal, London, England; Council Member, IBA Global Employment Institute***Martin Šolc** *Kocián Šolc Balaščík, Prague, Czech Republic**Chair***Sternford Moyo**

Established in 1995, the IBA's Human Rights Institute (IBAHRI) is a leading voice in the promotion, protection and enforcement of human rights under a just rule of law. The IBAHRI undertakes a variety of projects to build capacity, lobby for change and highlight issues of international concern to the public, the media and the legal community. This includes training and workshops, fact-finding missions and trial observations, targeted media and advocacy campaigns and providing long-term technical assistance to under-resourced bar associations and law societies. The IBAHRI also produces publications highlighting issues of concern to the worldwide media.

Judges' Forum 40*Council Liaison Officers***Norman Clark** *Walker Clark, Fort Myers, Florida, USA***Hon Sheila M Murphy** *John Marshall Law School, Chicago, Illinois, USA**Co-Chairs***Justice Michelle May** *Family Court of Australia, Brisbane, Queensland, Australia***Judge Henrik Rothe** *The Danish Maritime and Commercial Court, Copenhagen, Denmark*

The Judges' Forum comprises over 170 members and offers an opportunity for judges from all jurisdictions to meet and discuss issues that are of common and current interest to members of the judiciary. Membership of the forum is open to judges of all levels of court and seniority, whether exercising general or special jurisdiction, and including part-time retired judges.

Law Firm Management 40-41*Council Liaison Officers***Stephen Macliver** *Sparke Helmore, Sydney, New South Wales, Australia; Secretary-Treasurer, Public and Professional Interest Division; IBA Assistant Treasurer; Secretary-Treasurer and Council Member, IBAHRI***Gabrielle H Williamson JD** *Heuking Kühn Lüer Wojtek, Brussels, Belgium and Düsseldorf, Germany; Vice-Chair, Public and Professional Interest Division**Co-Chairs***Stephen Denyer** *Allen & Overy, Frankfurt, Germany***Ronaldo Camargo Veirano** *Veirano Advogados, Rio de Janeiro, Brazil*

In the highly competitive and demanding environment where ever increasing pressures are being felt in the practice of law, every lawyer – whether a partner or not, whether performing a specific management responsibility or not – must be prepared to meet these challenges. The Law Firm Management Committee provides lawyers with the practical tools that they need in order to enhance their practice, their business development skills and their management capabilities. The committee provides a forum for informative, practical and relevant programmes, seminars, discussion forums and articles on all aspects of practice and law firm management for firms of all sizes.

The Law Firm Management Committee is the largest committee within the PPID and has over 3,300 members.

Multidisciplinary Practices 41*Council Liaison Officer***Julia Onslow-Cole***Chair***Peter Smith** *Addleshaw Goddard, London, England*

This committee was first created to follow the developments of multidisciplinary practices in different jurisdictions. In the aftermath of Enron, many multidisciplinary practices were dissolved, and multidisciplinary practices became even more controversial. In more recent times, multidisciplinary practices seem to be on the rise again, and it is becoming increasingly relevant to see how they are governed in different jurisdictions. The committee has nearly 400 members and aims to bring together legal professionals and other interested individuals from many and various jurisdictions and backgrounds to monitor, discuss and shape the developments of multidisciplinary practices and the rules to which they are subject around the world.

Pro Bono and Access to Justice*Council Liaison Officer***Patricia Blair** *Mediation Consultants, Wilton, Connecticut, USA**Chair***Robin Sully** *Canadian Bar Association, Ottawa, Ontario, Canada*

This committee's objectives are to foster worldwide recognition of the principle that access to justice is the right of all individuals and to promote access to justice for all, regardless of their financial means, race, age, ethnicity, gender or popularity of cause. The committee has over 350 members and provides a forum for lawyers from diverse backgrounds to exchange views and discuss practical solutions to problems encountered in the provision of legal assistance, including state-funded and non-governmental legal aid, advisory services, the use of public defenders and certificates, clinics, public interest litigation, public legal education, etc. It is also working to ensure that laws reflect the interests of every resident, including the poor and the marginalised, and that judicial, quasi-judicial, administrative and dispute resolution processes are open and accessible to all, administering laws on a fair, transparent and efficient basis.

Professional Ethics**41***Council Liaison Officer***Alberto Navarro** *Navarro Castex Abogados, Buenos Aires, Argentina**Co-Chairs***Geraldine Clarke** *Gleeson McGrath Baldwin, Dublin, Ireland;**Council Member, Public and Professional Interest Division***John Corcoran** *Russell Kennedy, Melbourne, Victoria, Australia*

Professional ethics involves an area that all lawyers must be familiar with, regardless of their field of practice. The Professional Ethics Committee seeks to promote the high standards of professional conduct and ethics on a global basis. The committee has over 500 members and provides a forum for all international lawyers who are interested in discussing and debating issues affecting the practice of law. In today's world a lawyer may face conflicting duties and the application of professional standards may be far from apparent.

Regulation of Lawyers and Compliance **41***Council Liaison Officer***Stephen Macliver***Chair***Stephen Revell** *Freshfields Bruckhaus Deringer, London, England*

This new committee has been formed to meet the growing interest of IBA members in the regulation of law firms and lawyers (and the related compliance obligations and the risks of failure to comply). The committee provides a forum where members can discuss, debate and influence legislation impacting the practice of law, particularly in light of the ever expanding multijurisdictional approach to the regulation of law firms and lawyers.

Rule of Law Action Group **41***Council Liaison Officer***Anne Ramberg** *Swedish Bar Association, Stockholm, Sweden;**Council Member, IBAHRI**Co-Chairs***Justice Richard J Goldstone** *Past Justice of the South African**Constitutional Court and Former President for the ICTR and ICTY,**Morningside, South Africa; Honorary Life Member of Council and Association***Robert A Stein**

The Rule of Law Action Group continues to address and guide the Association in its rule of law work.

Senior Lawyers **41***Council Liaison Officer***John H Morrison** *Evanston, Illinois, USA; Honorary Life Member of Council and Association**Chair***Rachel Levitan** *Levitan Sharon & Co, Tel Aviv, Israel*

The Senior Lawyers' Committee is designed, as the name implies, to cater for the needs and interests of senior lawyers and comprises over 400 members. It acts, not only within, but also outside the IBA to advance the interests of senior lawyers, particularly in issues of age discrimination.

War Crimes**41***Council Liaison Officer***Norman Clark***Co-Chairs***Stuart Alfred** *Former UN Prosecutor, East Timor; Chambers of**Frances Oldham QC, London, England***Cecile Aptel** *Fletcher School of Law and Diplomacy, Medford, Massachusetts, USA*

The IBA's War Crimes Committee is the only IBA committee of its kind focused specifically on international criminal law, a field of law that has seen tremendous growth and development over the past 15 years. The committee endeavours to provide IBA members with comprehensive and reliable information and resources on international criminal law. It also provides lawyers, international agencies and tribunals with an unparalleled and easily accessible network of contacts and, in turn, is directly involved with the IBA's ongoing programme in support of international, ad hoc and domestic war crimes tribunals. The committee works alongside the Human Rights Institute to promote justice around the world, and uphold the principle of accountability.

Women Lawyers' Interest Group **41-42***Council Liaison Officers***Moira Huggard-Caine** *TozziniFriere Advogados, São Paulo, Brazil;**Vice-Chair – Latin America, Law Firm Management Committee***Gabrielle H Williamson JD***Chair***Anne-Marie Hutchinson** *Dawson Cornwell, London, England*

The Women Lawyers' Interest Group comprises nearly 1,500 members and offers a forum for women members from Australia to Zambia to discuss topics of global significance to women practitioners.

World Organisations*Council Liaison Officers***John Heaps** *Eversheds, London, England***Graeme Kirk** *Gross & Co, Bury St Edmunds, England; Council Member, IBA Global Employment Institute**Co-Chair***Hans Corell** *Former Under-Secretary-General for Legal Affairs and**the Legal Counsel for the United Nations, Stockholm, Sweden; Vice-Chair, IBAHRI***John Heaps**

The aim of this committee is to oversee IBA contacts with the UN and other world organisations, ensuring the relevant IBA committees and constituents are fully informed and their inputs coordinated.

Young Lawyers **42***Council Liaison Officers***Geraldine Clarke****Eric Rieger** *European Chemicals Agency, Helsinki, Finland; Secretary, Environment, Health and Safety Law Committee**Chair***Rouven Bodenheimer** *Lungerich Lenz Schuhmacher, Cologne, Germany*

The Young Lawyers' Committee's primary goal is to further the interests and objectives of young lawyers around the world and within the IBA. The committee has nearly 1,000 members and aims to help them establish themselves within the legal profession by promoting their professional skills.

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SCHEDULE OF SESSIONS BY COMMITTEE

THE CONFERENCE VENUE – CONVENTION CENTRE DUBLIN – WILL BE REFERRED TO THROUGHOUT THIS PROGRAMME AS THE CCD.

Conference headquarters

Convention Centre Dublin (CCD)
Spencer Dock
North Wall Quay
Dublin 1
Ireland
Tel: +353 1 856 0000
www.theccd.ie

The working sessions, ticketed and non-ticketed lunches, unless otherwise stated, will take place at the Conference headquarters.

The working language of the conference is English. This programme is provisional and subject to change. Sessions may be changed or withdrawn at any time.

Working sessions will take place from 0930 – 1230 and 1430 – 1730 at the CCD.

The conference dress code is business attire for working sessions and smart casual for social events unless otherwise stated.

Coffee and tea breaks will be held at 1100 – 1130 and 1600 – 1630.

CONFERENCE SOCIAL PROGRAMME

Day	Time	Title	Page
Sunday	1800 – 1930	Opening Ceremony	77
Sunday	1930 – 2230	Welcome Party	77
Monday	1800	Newcomers' reception	77
Tuesday	0800 – 0930	Association of Danish Law Firms and the Danish Bar and Law Society breakfast	45
Tuesday	1600 – 1800	Tour of Four Courts and Criminal Courts of Justice in Dublin	45
Wednesday	0800 – 0930	Japan Federation of Bar Associations breakfast	47
Thursday	1800	Young Lawyers' reception	79
		The highlight of the reception will be the presentation of the prestigious IBA Young Lawyer of the Year Award in recognition of William Reece Smith Jr. <i>Sponsored by  LexisNexis®</i>	
Friday	1930 – 2230	Closing party	79

The Presidential Priority stream of sessions on 'Challenges for the Legal Profession post Global Financial Crisis' are highlighted in blue. For more information please see the 'Introduction by the President' on page 5.

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BIC SHOWCASE			
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IBAHRI SHOWCASE			
Monday	0930 – 1230	Peace after terror: rules or reconciliation?	43
LPD SHOWCASE			
Tuesday	0930 – 1230	European Regional Forum	43
		The euro area crisis – thinking the unthinkable	

Section/Committee	Co-presented with	Title	Page	
PPID SHOWCASE				
Thursday	0930 – 1230	Lawyers against poverty	43	
General Interest				
Monday	1300 – 1400	An interview with Patricia O'Brien, Under Secretary General for Legal Affairs and the Legal Counsel at the United Nations	45	
Tuesday	1300 – 1400	An interview with Juan E Méndez, UN Special Rapporteur on Torture and other Cruel, Inhuman or Degrading Treatment or Punishment	45	
Thursday	1430 – 1730	Developing your practice: Win more work – turn contacts in to clients: Pippa's COPACABANA approach to international networking	47	
Friday	1300 – 1400	Memorial lecture: George Seward, Honorary Life President of the International Bar Association	47	
LEGAL PRACTICE DIVISION				
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Wednesday	1230 – 1430		Legal Practice Division lunch	79
Thursday	0930 – 1015		General meeting	49
ANTITRUST AND TRADE LAW SECTION				
Monday	0930 – 1230		Competition issues in regional and bilateral trade agreements	54
Antitrust				
Monday	1430-1730		Competition issues in the BRICS countries	56
Tuesday	0930 – 1230	Litigation	Private antitrust actions	60
Tuesday	1430 – 1730	Business Crime	Settlement v leniency	62
Wednesday	0930 – 1230		Trends in merger enforcement – from local to global	65
Trade and Customs Law				
Tuesday	1430 – 1730		The WTO Agreement on Technical Barriers to Trade – defining the tools for environmental regulation	63
Wednesday	1430 – 1730		Rules of origin: dealing with trade preference qualification and trade remedy circumvention	68
Thursday	0930 – 1230	Arbitration/International Sales/Latin American Regional Forum/North American Regional Forum	NAFTA at 18 – what's next for the three amigos?	70
CORPORATE LAW SECTION				
Thursday	1430 – 1730	Law Firm Management	Merge and purge – lessons from law firm mergers	72
Closely Held and Growing Business Enterprises				
Monday	0930 – 1230	Family Law	Breaking up is hard to do: the private entrepreneur in his mid-life crisis	53
Tuesday	1430 – 1730		Company financing: access to capital markets for family-owned businesses	61

Section/Committee		Co-presented with	Title	Page
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Monday	0930 – 1230		Public M&A – selected topics	54
Monday	1430 – 1730		Current legal developments	56
Tuesday	0930 – 1230		Private equity	60
Tuesday	1430 – 1730		Corporate governance	61
Wednesday	0930 – 1230		Controversial shareholders' meeting	64
Wednesday	1430 – 1730		Negotiated M&A transaction: those complex, troubling provisions	67
Thursday	0930 – 1230	Corporate Counsel Forum	M&A and anti-bribery and corruption	70
Friday	0930 – 1230	Employment and Industrial Relations Law	Post-merger integration	74
CRIMINAL LAW SECTION				
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Monday	0930 – 1230		Criminal fraud and the global economic recession	54
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Friday	0930 – 1230	Arbitration	Arbitration and criminal law	73
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Wednesday	0930 – 1230	Leisure Industries Section	The criminalisation of sport and the fashion industry	65
Friday	1430 – 1730	Bar Issues Commission	Navigating the criminal law minefield: A cautionary tale for defence lawyers and lawyers representing corporations	75
DISPUTE RESOLUTION SECTION				
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Wednesday	1430 – 1730		Hot topics in arbitration	66
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Wednesday	0930 – 1230	Securities Law	Litigation lessons for securities lawyers	64
Wednesday	0930 – 1230	Professional Ethics	The truth, the whole truth and nothing but the truth – the obligations and responsibilities of lawyers when dealing with witnesses	65
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Mediation				
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Wednesday	0930 – 1230	International Construction Projects	Mediation, dispute resolution boards and the resolution of construction and natural resource disputes	64
Thursday	0930 – 1230		Why not international mediation?	71
Thursday	1430 – 1730		Mediation in corporate disputes: the various roles experts can play in resolving the dispute	72
Negligence and Damages				
Tuesday	1430 – 1730	Medicine and the Law	A doctor's nightmare: protection from medical malpractice suits	61
Wednesday	1430 – 1730		Damages for the victims of state crimes	66
ENERGY, ENVIRONMENT AND NATURAL RESOURCES AND INFRASTRUCTURE LAW SECTION (SEERIL)				
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Tuesday	1430 – 1730	The project from hell – an Irish tale: construction turnarounds and workouts – experiences from construction booms and busts in Ireland and elsewhere	63
Wednesday	0930 – 1230	Mediation	64
Thursday	0930 – 1230	Third-party involvement in construction projects – the influence of funders, insurers, guarantors and community interests	70
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Tuesday	1430 – 1730	Environment, Health and Safety Law	63
Thursday	1430 – 1730	Changes in regulation of oil and gas exploration and production	71
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Securities Law				
Tuesday	1430 – 1730	Capital Markets Forum	Protection of investors in non-regulated markets and in markets with alternative or bifurcated exchanges	62
Wednesday	0930 – 1230	Litigation	Litigation lessons for securities lawyers	64
Thursday	0930 – 1230		Enforcement of bondholders' rights – why is bondholder activism so rare when issuers default?	69
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Monday	0930 – 1230	Discrimination Law/Indigenous Peoples	A rose by any other name: language discrimination in the workplace	53
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Friday	0930 – 1230	Corporate and M&A Law	Post-merger integration	74
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Tuesday	0930 – 1230	Employment and Industrial Relations Law	Global mobility solutions for HR managers pitfalls and best practices	59
Tuesday	1430 – 1730	Individual Tax and Private Client	Mobility, tax and passports: implications of crossing the border	62
Wednesday	0930 – 1230	Family Law/BAHRI/LGBT Issues Subcommittee	The tie that binds: same-sex marriage, civil unions, or just friends? Why the difference matters	65
Wednesday	1430 – 1730		The global citizen: international mobility of the skilled in the age of free trade	68
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Monday	1230 – 1430		Lunch	77
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Wednesday	0930 – 1230	European Regional Forum	Asian investment in Europe and European investment in Asia 2012	63
Thursday	1430 – 1730	Forum for Barristers and Advocates/Judges' Forum/Young Lawyers	The do's and don'ts of trial work – an Asian, European and North American perspective	73
Corporate Counsel Forum				
Monday	1430 – 1730	Immigration and Nationality Law	The employees you really, really want to bring into the country – corporate immigration challenges and frustrations!	57
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European Regional Forum				
Monday	1230 – 1430		Lunch	77
Tuesday	0930 – 1230	Legal Practice Division	LPD SHOWCASE: the euro area crisis – thinking the unthinkable	43
Tuesday	1430 – 1730	Law Firm Management/Professional Ethics	Are lawyers' fees fair and reasonable in all the circumstances?	61
Wednesday	0930 – 1230	Asia Pacific Regional Forum	Asian investment in Europe and European investment in Asia 2012	63
Friday	0930 – 1230		How to avoid an energy crisis in Europe: implementation of the third energy package in the European energy market	74
Latin American Regional Forum				
Tuesday	0930 – 1230	Technology Law	Technology in emerging markets: 'From apples to Apple'	60
Tuesday	1230 – 1430		Lunch	79
Thursday	0930 – 1230	Arbitration/International Sales/North American Regional Forum/Trade and Customs Law	NAFTA at 18 – what's next for the three amigos?	70
Thursday	1430 – 1730	Investment Funds	Emergent economies: investment, challenges and opportunities	72
North American Regional Forum				
Monday	1230 – 1430		Lunch	77
Thursday	0930 – 1230	Arbitration/International Sales/Latin American Regional Forum/Trade and Customs Law	NAFTA at 18 – What's next for the three amigos?	70
INSOLVENCY, RESTRUCTURING AND CREDITORS' RIGHTS SECTION (SIRC)				
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Reorganisation of Regulated Industries				
Thursday	1430 – 1730		Can you foreclose on a country? A practical guide to the restructuring of sovereign entities	71
Enforcement of Creditors' Rights				
Monday	1430 – 1730		When the music stops: new developments in the liability of directors and officers in and after insolvency proceedings	58
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Monday	0930 – 1230	Judges' Forum	<i>A bridge over troubled waters</i> : overcoming challenges to the restructuring of multinational corporate groups through new rules encouraging cross-border cooperation of judges, insolvency representatives and practitioners	53
Reorganisation and Workouts				
Wednesday	1430 – 1730	Employment and Industrial Relations Law	Blood, sweat and tears – money v sweat equity: the competing rights of creditors and pension holders of insolvent entities	66
INTELLECTUAL PROPERTY, COMMUNICATIONS AND TECHNOLOGY SECTION				
Monday	0930 – 1230	Young Lawyers	Round the tables – breakfast and a taste of hot topics in the Intellectual Property, Communications and Technology Section	54

Section/Committee		Co-presented with	Title	Page
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Art, Cultural Institutions and Heritage Law				
Monday	1430 – 1730	Technology Law/International Sales	Fakes' anatomy: a complete guide to avoiding fakes, half fakes and not original works (or, in case, to getting your money back)	56
Tuesday	0930 – 1230	Space Law	Cornices, cupolas and copyrights: protection and infringement of architectural copyrights by remote sensing, media use, virtual worlds and construction changes	59
Communications Law				
Wednesday	0930 – 1230		Futurology in communication – where invention and law combine	64
Intellectual Property and Entertainment Law				
Monday	1430 – 1730	Media Law	A revolution in the right of publicity	56
Tuesday	0930 – 1100	International Franchising	Know-how, trade secrets and trade dress protection	58
Wednesday	1430 – 1730	Closely Held and Growing Business Enterprises/Young Lawyers	Get your IP house in order – the what, why, and how – advising entrepreneurs and closely held businesses in setting up an IP strategy	66
Thursday	1430 – 1730	Litigation	Follow the money – monetary compensation in intellectual property cases	72
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Media Law				
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Wednesday	1430 – 1730		Reputation in the internet age	68
Thursday	1430 – 1730	Leisure Industries Section	BRICS and stones – social media pitfalls in hospitality	71
Space Law				
Tuesday	0930 – 1230	Art, Cultural Institutions and Heritage Law	Cornices, cupolas and copyrights: protection and infringement of architectural copyrights by remote sensing, media use, virtual worlds and construction changes	59
Technology Law				
Monday	0930 – 1230	Insurance	Insuring liabilities in cyberspace (the screams can be heard): cloud computing and social media	54
Monday	1430 – 1730	Art, Cultural Institutions and Heritage Law/ International Sales	Fakes' anatomy: a complete guide to avoiding fakes, half fakes and not original works (or, in case, to getting your money back)	56
Monday	1430 – 1730	Leisure Industries	The global 'gamification' of online gaming	57
Tuesday	0930 – 1230	Product Law and Advertising	From cookies to astroturfing: what hides behind the web	59
Tuesday	0930 – 1230	Latin American Regional Forum/Technology Law	Technology in emerging markets: 'From apples to Apple'	60
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Monday	0930 – 1230		'Moderated speed-dating' – roundtable interactive discussions (with coffee and doughnuts) on the latest developments and 'Hot Topics' relevant to International Sales, Franchising and Product Law	54
International Franchising				
Monday	1430 – 1600		Remedies for breach of international franchising agreements	56
Monday	1630 – 1730		Key issues when advising master franchisees and area developers	58
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International Sales				
Monday	1430 – 1730	Art, Cultural Institutions and Heritage Law/ Technology Law	Fakes' anatomy: a complete guide to avoiding fakes, half fakes and not original works (or, in case, to getting your money back)	56
Tuesday	0930 – 1230	Asia Pacific Regional Forum	Buying big things – acquiring and financing complex capital equipment and other moveable physical assets	58
Wednesday	0930 – 1230	Business Crime	UN and EC sanctions – a due process wilderness?	65
Wednesday	1430 – 1730	Medicine and the Law/Product Law and Advertising	Selling regulated products across borders: discussions and case studies on the sale of booze, drugs and other regulated products	68
Thursday	0930 – 1230	Arbitration/Latin American Regional Forum/North American Regional Forum/ Trade and Customs Law	NAFTA at 18 – what's next for the three amigos?	70
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Product Law and Advertising				
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Tuesday	0930 – 1230	Consumer Litigation	The alpha consumer	60
Tuesday	1430 – 1730	Technology Law	The use of social media in advertising	63
Wednesday	1430 – 1730	International Sales/Medicine and the Law	Selling regulated products across borders: discussions and case studies on the sale of booze, drugs and other regulated products	68
LAW AND INDIVIDUAL RIGHTS SECTION				
Family Law				
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Tuesday	0930 – 1230	Individual Tax and Private Client	Family disputes involving trusts: from the errant beneficiary to the grantor giving it away in the wrong direction	59

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Wednesday	0930 – 1230	IBAHRI/Immigration and Nationality Law/ LGBT Issues Subcommittee	The tie that binds: same-sex marriage, civil unions, or just friends? why the difference matters	65
Thursday	0930 – 1230	Judges' Forum/Litigation	Kidding around? Children's rights and legal representation	70
Thursday	1430 – 1730	Human Rights Law/Individual Tax and Private Client/Medicine and the Law	Who gets the ice cream? Ethical, medical, succession and family law considerations of frozen genetic material on the death or divorce of the donor	73
Human Rights Law Committee				
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Wednesday	1430 – 1730		Public and private use of human rights: how can advocacy of human rights best be achieved in both spheres?	67
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Indigenous Peoples				
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Medicine and the Law				
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Wednesday	1430 – 1730	International Sales/Product Law and Advertising	Selling regulated products across borders: discussions and case studies on the sale of booze, drugs and other regulated products	68
Thursday	1430 – 1730	Family Law/Human Rights Law/Individual Tax and Private Client	Who gets the ice cream? Ethical, medical, succession and family law considerations of frozen genetic material on the death or divorce of the donor	73
LEISURE INDUSTRIES SECTION				
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Wednesday	1430 – 1730	Real estate property tour	67	
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Individual Tax and Private Client				
Tuesday	0930 – 1230	Family Law	Family disputes involving trusts: from the errant beneficiary to the grantor giving it away in the wrong direction	59
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Taxes				
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PUBLIC AND PROFESSIONAL INTEREST DIVISION				
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Thursday	0930 – 1230	Young Lawyers/The Hague Institute for the Internationalisation of Law (HiIL)	Where will the new law jobs be? Legal trends and practical strategies to consider in developing the next generation of lawyers	71
Friday	0930 – 1230	Bar Issues Commission/Professional Ethics	Does legal education need to give higher priority to teaching ethics and professional judgment? If so, what can be the role for professional bodies and regulatory agencies in promoting such change?	74
Anti-Corruption				
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Bar Issues Commission				
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Friday	0930 – 1230	Academic and Professional Development/ Professional Ethics	Does legal education need to give higher priority to teaching ethics and professional judgment? If so, what can be the role for professional bodies and regulatory agencies in promoting such change?	74

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Corporate Social Responsibility				
Wednesday	0930 – 1230	Banking Law	CSR, the financial industry and project financing	64
Thursday	0930 – 1230	African Regional Forum	CSR in Africa – effective tool or convenient escape?	69
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International Bar Association's Human Rights Institute				
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Wednesday	0930 – 1230	Family Law/Immigration and Nationality Law/LGBT Issues Subcommittee	The tie that binds: same-sex marriage, civil unions, or just friends? Why the difference matters	65
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Judges' Forum				
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Monday	1430 – 1730	Forum for Barristers and Advocates/IBAHRI/Young Lawyers	When worlds collide: judicial independence and the democratic process	58
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Thursday	1430 – 1730	Asia Pacific Regional Forum/Forum for Barristers and Advocates/Young Lawyers	The do's and don'ts of trial work – an Asian, European and North American perspective	73
Law Firm Management				
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Thursday	1430 – 1730	Closely Held and Growing Business Enterprises	Merge and purge – lessons from law firm mergers	72
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Multidisciplinary Practices				
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Professional Ethics				
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Tuesday	1430 – 1730	European Regional Forum/Law Firm Management	Are lawyers' fees fair and reasonable in all the circumstances?	61
Wednesday	0930 – 1230	Litigation	The truth, the whole truth and nothing but the truth – the obligations and responsibilities of lawyers when dealing with witnesses	65
Friday	0930 – 1230	Academic and Professional Development/ Bar Issues Commission	Does legal education need to give higher priority to teaching ethics and professional judgment? If so, what can be the role for professional bodies and regulatory agencies in promoting such change?	74
Regulation of Lawyers and Compliance				
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Anti-Money Laundering Legislation Implementation Working Group				
Monday	0930 – 1230	Professional Ethics	Should professional ethics regulate money laundering by lawyers?	55
Rule of Law Action Group				
Friday	1000 – 1230		Is the rule of law relevant for the 21st century global community?	51
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Senior Lawyers				
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War Crimes				
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Women Lawyers' Interest Group				
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Young Lawyers				
Monday	0930 – 1230	Intellectual Property, Communications and Technology Section	Round the tables – breakfast and a taste of hot topics in the Intellectual Property, Communications and Technology Section	54-55
Monday	0930 – 1230		Young lawyers introductory meeting	55
Monday	1430 – 1730	Forum for Barristers and Advocates/IBAHRJ/Judges' Forum	When worlds collide: judicial independence and the democratic process	58
Tuesday	0930 – 1230	Forum for Barristers and Advocates/Judges' Forum	Controlling discovery in commercial litigation	59
Tuesday	1430 – 1730	Water Law	Is water law a sexy career for young lawyers?	62
Wednesday	1430 – 1730	Closely Held and Growing Business Enterprises/Intellectual Property and Entertainment Law	Get your IP house in order – the what, why, and how – advising entrepreneurs and closely held businesses in setting up an IP strategy	66
Thursday	0930 – 1230	Academic and Professional Development/The Hague Institute for the Internationalisation of Law (HiIL)	Where will the new law jobs be? Legal trends and strategies to consider in developing the next generation of lawyers	71
Thursday	1430 – 1730	Asia Pacific Regional Forum/Forum for Barristers and Advocates/Judges' Forum	The do's and don'ts of trial work – an Asian, European and North American perspective	73
Friday	0930 – 1230		The true meaning of success: what really makes you an outstanding lawyer?	74

Photography, audio and video recording

Please note that certain sessions and social functions may be photographed, videoed and/or audio recorded. Some of the material may be used for future IBA publications, marketing materials, member communications and/or published via the IBA website.

SHOWCASE SESSIONS

IBAHRI SHOWCASE

Peace after terror: rules or reconciliation?

Presented by the International Bar Association's Human Rights Institute

This session will consider the various judicial and non-judicial measures implemented by different countries in order to redress the legacy of human rights violations in times of transition from conflict, including criminal prosecutions, truth and reconciliation commissions, reparation programmes and other formal and informal justice mechanisms.

MONDAY 0930 – 1230

LPD SHOWCASE

The euro area crisis – thinking the unthinkable

Presented by the Legal Practice Division and European Regional Forum.

The crises in the euro area have exposed the European and national legal system to issues which have never been considered before. This session will focus on such issues, with particular focus on the legal consequences of some possible scenarios which are not yet widely discussed or analysed, for example new euro area sovereign bonds, countries leaving the euro, the breakup of the euro area. The speakers are leading regulators, financiers and lawyers with an insight into the difficult discussions looking for solutions to the euro area crises.

TUESDAY 0930 – 1230

BIC SHOWCASE

Public perception of lawyers

Presented by the Bar Issues Commission.

Public opinion surveys support the view that 'nobody likes a lawyer until they need one'. However, those surveys also show that most believe that their own lawyer is the exception. The contradiction between this negative perception of lawyers generally with the positive consumer satisfaction that clients report, will be the subject of this session. Where should the legal profession focus its energies to effectively counter these negative stereotypes, or are attempts to do so ultimately futile?

WEDNESDAY 0930 – 1230

PPID SHOWCASE

Lawyers against poverty

Presented by the Public and Professional Interest Division.

Session highlighted as part of the President's focus for the IBA Taskforce on 'Challenges for the Legal Profession post Global Financial Crisis'.

Poverty lies at the root of the world's worst problems – hunger, conflict, poor health, low life expectancy, deprivation of justice, and more. Almost half the individuals in the world live every day on less than the price of a cup of coffee. As lawyers, we champion access to justice, the protection of human rights and the rule of law. But, without tackling poverty, we're often attempting to address symptoms and not the root cause. Why then, as lawyers, do we spend so little time thinking about and acting to alleviate poverty? Why have we not been more visible at the forefront of the battle against poverty? What do we need to do to remedy this?

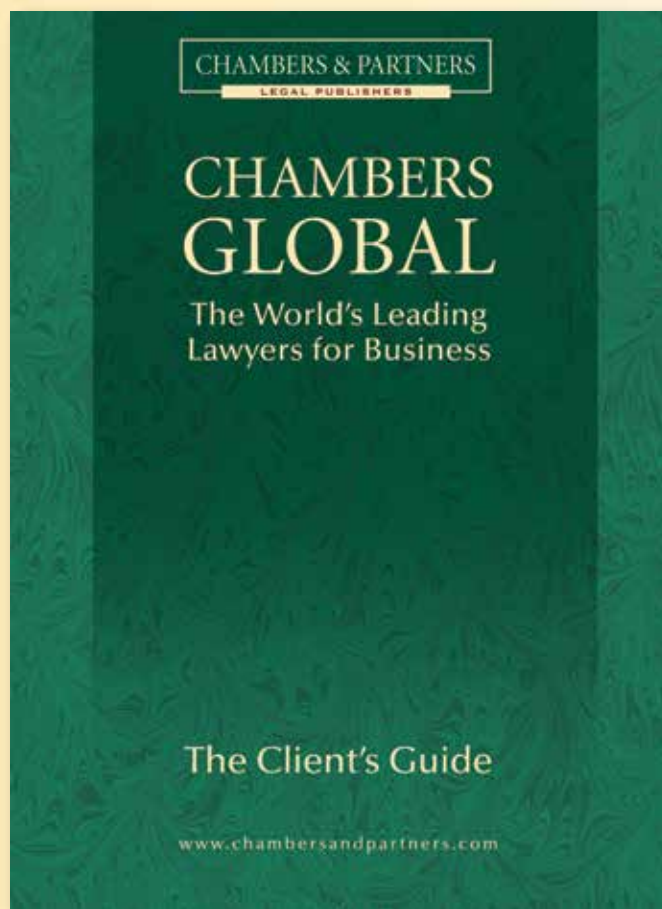
In this session, with the assistance of a small number of renowned keynote speakers and moderators, we shall be investigating the causes of poverty and identifying what we, as lawyers, can do to facilitate change. Our focus will be on two main areas: the first part of the session will consider matters such as the impact of trade and aid policies, land expropriation and natural resource exploitation; and the second, financial and fiscal issues such as anti-corruption, the impact of tax havens and the need generally for a more enlightened approach to the role of the financial services industry in global society (eg better leadership and regulation, especially in relation to product mis-selling, vulture funds and commodities speculation).

Each part will begin with one or two relatively short keynote addresses, after which a moderator will provide opportunities for the audience to join the debate, before drawing proceedings to a close with a summary, which will include suggestions for further action which the IBA will then publicise and pursue.

THURSDAY 0930 – 1230

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GENERAL INTEREST

An interview with Patricia O'Brien, Under-Secretary-General for Legal Affairs and the Legal Counsel at the United Nations

Ms O'Brien will share her experiences and insights concerning global affairs and international law from her perspective as Under-Secretary-General and UN Legal Counsel.

Coming directly from the opening of the UN General Assembly, this promises to be a very interesting interview, followed by Q&A.

MONDAY 1300 – 1400

Joint hosted breakfast by the Association of Danish Law Firms and the Danish Bar and Law Society

Awards and ratings: advertisement, reliable research information, or pure profit for the rating agency? How influential are law firm awards and ratings in securing new business? Is this information a reliable indicator of performance or just good marketing techniques? How do the rating agencies pick which firms to rate and what information to collect?

TUESDAY 0800 – 0930

An interview with Juan E Méndez, UN Special Rapporteur on Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment

Juan E. Méndez, UN Special Rapporteur on Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment, has dedicated his legal career to the defence of human rights and has a long and distinguished record of advocacy throughout the Americas. He is a Visiting Professor of Law at the American University – Washington College of Law, and an advisor on crime prevention to the Prosecutor, International Criminal Court. Until May 2009 he was the President of the International Center for Transnational Justice (ICTJ) and in the summer of 2009 he was a Scholar-in-Residence at the Ford Foundation in New York. Concurrent with his duties at ICTJ, the Honorable Kofi Annan named Mr. Méndez his Special Advisor on the Prevention of Genocide, a task he performed from 2004 to 2007. For 15 years, he worked with Human Rights Watch, concentrating his efforts on human rights issues in the western hemisphere. In 1994, he became general counsel of Human Rights Watch, with worldwide duties in support of the organisation's mission, including responsibility for litigation and standard setting activities.

A national of Argentina, Mr. Méndez was himself a victim of torture and administrative detention during the Argentinian 'dirty war'. As a result of his involvement in representing political prisoners, he was detained by the Argentinian military dictatorship for over a year, during which time he was adopted as a 'Prisoner of Conscience' by Amnesty International. In a conversation regarding this treatment, Mr. Méndez recently told the IBA that 'it doesn't go away and, at some point, you don't want it to go away because you want it to be a source of commitment to working on human rights'.

This has been true for Mr. Méndez, who continues to fight against violations of human rights, calling for a victim centred perspective in efforts to combat torture and greater progress in institutionalising basic principles and guidelines to provide minimum standards for victims. He is a leading voice in the international community against the use of wrongfully obtained evidence by States, insisting that evidence compromised by the use of torture should not be deemed an acceptable tool to gain information and that each State has a duty to cooperate in the eradication of such practices. These arguments are particularly relevant to allegations of involvement in torture during the 'war on terror' and Mr. Méndez has called for an open inquiry in the UK, recently saying that 'I've seen from my work around the world that the way to deal with the cancer of torture is to fully root it out with a wide-ranging, independent and fully public inquiry'.

TUESDAY 1300 – 1400

Tour of Four Courts and Criminal Courts of Justice in Dublin



The Bar Council of Ireland in conjunction with the Courts Service will organise a tour of the Four Courts and Criminal Courts of Justice in Dublin, which will provide some insight into their history, the legal system and day-to-day operations.

TUESDAY 1600 – 1800

Continued overleaf

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- Investment Funds
- Labour Law
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- Maritime/Aviation
- Regulatory Compliance
- Securitisation
- Tax

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Hosted breakfast by the Japan Federation of Bar Associations

Access to justice and roles of lawyers in post-disaster crisis

The JFBA will present a session examining how the legal profession can respond and usefully assist in the wake and aftermath of natural or associated disasters such as earthquakes, tsunami and nuclear accidents. This session will host panellists from multiple countries who will speak on their experiences in responding to major catastrophes.

WEDNESDAY 0800 – 0930

Developing your practice

Pippa Blakemore, BSc, PGCE, of The PEP Partnership, will be leading a fully participative and interactive session on ways in which you can develop your practice.

Win more work – turn contacts into clients: Pippa's COPACABANA approach to international networking

Pippa's session will give you relevant practical tips and ideas on how to grow your practice and how to:

- network successfully;
- build relationships internationally;
- make the most of any event you attend without feeling 'pushy' or uncomfortable;
- introduce yourself to other people and remember their names;
- extract yourself from boring people;
- follow-up with any people you meet in a personal way;
- develop and strengthen relationships with referrers and intermediaries;
- read other people's body language and control your own;
- find reasons to keep in touch in different ways;
- talk about fees without embarrassment;
- conduct sales meetings with confidence; and
- win new work.

THURSDAY 1430 – 1730

Memorial lecture: George Seward, Honorary Life President of the International Bar Association, delivered by Mary Robinson



George Chester Seward, the Honorary Life President of the International Bar Association and founding partner of Seward & Kissel LLP, a New York City based law firm, passed away on 15 February 2012, at his home in Scarsdale, New York. He was 101.

George was heavily involved with the IBA, from its early days. He is considered by many to be the founder of the IBA in its current form. In recognition of his contribution he was elected Honorary Life President in 1982.

George was originally invited to play a role by the President of the US Bar soon after the IBA was established. At that point, he was only able to sit on the board as a representative, due to the IBA's structure: only bar associations were able to join the IBA as members. In 1968, he proposed to the IBA that it should form a section for individual lawyers to join.

Despite initial reluctance from the bar associations, this proposal was successful, and the Section on Business Law (SBL, now the Legal Practice Division) was created, with their first official meeting held in Tokyo at the 13th Biennial Conference in 1970. George was the first President of the SBL from 1970-1974. It is widely recognised that George ensured the financial viability of the Association with the introduction of the SBL.

Due to the work he undertook with the IBA, Seward was elected Honorary Life President at the IBA's conference in New Delhi in 1982. A series of lectures in his honour was also initiated, the first undertaken by Prime Minister Rajiv Gandhi in New Delhi in 1988.

George was born on 4 August 1910 in Omaha, Nebraska. He graduated with a Bachelor of Arts from the University of Virginia in 1933, and with his LLB in 1936. On 12 December 1936, he married Carroll Frances McKay, and they had four children together: Gordon Day Seward, Patricia McKay Seward, Dr James Pickett Seward and Deborah Carroll Seward. In 1953, George joined Meyer, Kidder, Matz & Kissel, which later became Seward & Kissel. Though George celebrated his 100th birthday in 2010, he is said to have regularly graced the offices of Seward & Kissel with his presence, at an age when others would have long retired.

He is remembered with great fondness by all those at the IBA who knew him and worked alongside him.

This Memorial Lecture in honour of George Seward will be delivered by Mary Robinson. Mrs. Robinson, the first woman President of Ireland and formerly the United Nations High Commissioner for Human Rights, has spent most of her life as a human rights advocate and is a world leader who puts her humanity very much at the forefront of her politics. Amongst her current commitments, she now chairs the Council of Women World Leaders, is President of Realizing Rights: The Ethical Globalization Initiative and chairs the Board of Trustees of the Mary Robinson Foundation. The Foundation is a centre for thought leadership, education and advocacy on the struggle to secure global justice for those many victims of climate change.

FRIDAY 1300 – 1400

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Public and Professional Interest Division General Meeting

All division members are encouraged to attend this meeting and are invited to put to the officers and council members any questions they may have relevant to the work of the Division.

The agenda for the meeting will be published on the IBA website prior to the conference and in the final conference programme, will include the election of PPID Council members to serve from 1 January 2013 – 31 December 2016 and PPID Chair, Vice-Chair and Secretary-Treasurer to serve from 1 January 2013 – 31 December 2014.

WEDNESDAY 0930 – 1015

Legal Practice Division General Meeting

All division members are encouraged to attend this meeting and are invited to put to the officers and council members any questions they may have relevant to the work of the Division.

The agenda for the meeting, which will be published on the IBA website prior to the conference and in the final conference programme, will include the election of LPD Council members to serve from 1 January 2013 – 31 December 2016 and LPD Chair, Vice-Chair, Treasurer and Assistant Secretary-Treasurer to serve from 1 January 2013 – 31 December 2014.

THURSDAY 0930 – 1015

International Bar Association's Human Rights Institute (IBAHRI) General Meeting

IBAHRI members are encouraged to attend this meeting and are invited to put to the IBAHRI officers any questions and suggestions they may have relevant to the work of the Institute.

The meeting will receive reports of the activities of the IBAHRI in 2011/12 and its planned programme for 2013.

WEDNESDAY 1430 – 1630

IBA Council Meeting and Election of Officers

The IBA Council is the governing body of the Association, having the general control of the affairs of the IBA and passing, as required, resolutions and guidelines for members. Those entitled to attend are the IBA officers, division officers, any Honorary Life President and Honorary Life Members of the Council, appointed representatives from Member Organisations and any co-opted members.

The election of the IBA Officers and BIC Officers will take place at this meeting.

THURSDAY 1430 – 1800

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RULE OF LAW SYMPOSIUM

PRESENTED BY THE RULE OF LAW ACTION GROUP

FRIDAY 5 OCTOBER

ALL DAY 1000 – 1700

In Prague 2005, the IBA Council passed a Rule of Law Resolution. It was followed by a rule of law initiative in 2006. The Rule of Law Action Group has been given the responsibility to provoke, urge and assist the membership of the IBA in supporting and promoting the rule of law.

Since 2006, the final day of the annual IBA conferences has been dedicated to rule of law issues. Following successful rule of law symposia in Chicago, Singapore, Buenos Aires, Madrid, Vancouver and Dubai the final day of the conference in Dublin 2012 will also be devoted to the rule of law.

Is the rule of law relevant for the 21st century global community?

Keynote address by Bernard Kouchner, followed by a Q & A session.

Bernard Kouchner, French Minister of Foreign and European Affairs until November 2010, has played an important role in European politics for many decades. Having been a Minister in different French governments for a total of 18 years, he is an outspoken advocate for humanitarian causes.

A medical doctor by training, Bernard Kouchner is best known for being the co-founder and former President of the Nobel Peace Prize winning humanitarian organisation, Médecins Sans Frontières. Bernard Kouchner has played an important role in international humanitarian efforts for more than 20 years. As France's Minister of Health and Humanitarian affairs, he played a key role in persuading the UN General Assembly to accept 'the responsibility to protect' resolution. After devastating civil wars in the Balkans, Kouchner served as Special Representative to UN Secretary-General Kofi Annan in Kosovo.

Bernard Kouchner is the author of several books and is co-founder of the news magazines *L'Événement* and *Actuel*. He is the recipient of several human rights awards, including the Dag Hammarskjöld Prize and the Prix Europa.

1000 – 1100

Following the keynote address, and question and answer session, a panel of international commentators will join Bernard Kouchner to discuss whether the rule of law is relevant for the 21st century global community and respond to issues raised in the keynote address.

In recent years, the application of the rule of law has been extended to the global community. However, there are issues such as those relating to the absence of an international legislature or executive, and this wider application has both its supporters and opponents. The panel will discuss various aspects of this developing topic.

1100 – 1230

The rule of law in 2030

The afternoon session of the Symposium will address 'The rule of law in 2030'. This session is presented in collaboration with the Hague Institute for the Internationalisation of Law (HiIL). HiIL has sought and received the views of leading experts in many fields from many countries concerning the international law issues that are likely to engage our world in 2030. An international panel of speakers will comment on their expectations and concerns about the rule of law in the coming years.

1430 – 1700

PRESENTATION OF THE IBA HUMAN RIGHTS AWARD 2012

The IBA award for outstanding contribution by a legal practitioner to human rights recognises personal endeavour in the field of law which makes an outstanding contribution to the promotion, protection and advancement of human rights and the rule of law. The 2012 award will be presented to the winner at the Rule of Law Symposium. Previous winners include: Dr Ivan Velasquez Gomez, Colombia, for his commitment to human rights and justice and his courage working on parliamentary transparency and organised crime (2011); Clive Stafford Smith, UK, for his commitment to death penalty justice in the USA and his representation of clients and dedication to fighting against the use of torture and rendering prisoners to third-party rendition in Guantanamo Bay (2010); Femi Falana, Nigeria, presented with the award as recognition of his commitment to the legal profession and the promotion of human rights, and the significant impact in increasing access to justice and ending the culture of impunity in the West Africa region (2008); and Maria Inés Miranda Navarro, Spain, presented with the award for her dedication in promoting and protecting human rights in the disputed territories of Western Sahara (2006).

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PLEASE NOTE THAT THE WORKING SESSIONS ARE IN DAY AND TIME ORDER ALPHABETICALLY BY SESSION TITLE.

MONDAY 0830 – 0930

National Rapporteurs breakfast and meeting

Presented by the Taxes Committee.

All national rapporteurs are invited to attend a breakfast meeting on the Monday morning in order to meet each other, the Co-Chairs of their session and some of the Taxes Committee officers.

MONDAY 0930 – 1230

A bridge over troubled waters: overcoming challenges to the restructuring of multinational corporate groups through new rules encouraging cross-border cooperation of judges, insolvency representatives and practitioners

Presented by the Insolvency Legislation Subcommittee, a subcommittee of the Insolvency, Restructuring and Creditors' Rights Committee (SIRC) and Judges' Forum.

The lack of global rules and standards governing international corporate group restructurings in cross-border insolvency proceedings has led to loss of enterprise value, costly competition between corporate group members' estates and creditors, and judicial/jurisdictional conflicts. Judges, insolvency administrators and leading practitioners on the 'front line' of legal reform efforts will explore measures to bring order and efficiency to the chaos of international corporate group restructurings. Through the use of a hypothetical multinational corporate group insolvency, the programme will examine the success, to date, of UNCITRAL's ground-breaking enterprise group legislative guide annex, and provide guidance for greater future cooperation through legal instruments, rules and standards around which consensus might be forged for the benefit of the insolvent entities, their employees and their creditors.

Aircraft leasing – the Irish scene and global jurisdictional issues

Presented by the Aviation Law Committee.

This session will address why Ireland is a hub of aircraft leasing, who are its competitors and the multitude of issues that arise in aircraft leasing transactions dealing with different jurisdictions around the world.

A rose by any other name: language discrimination in the workplace

Joint session with the Discrimination Law Committee, the Employment and Industrial Relations Law Committee and the Indigenous Peoples Committee.

This session will explore the challenges of managing a multilingual workplace, including the various approaches to regulating language and the possible discriminatory effects of language rules:

- What are some of the key language issues confronting employers in various jurisdictions and what are best practices for managing them?
- When are language rules permissible?
- Is language discrimination a proxy for national origin or ethnic discrimination?

Beyond the tipping point: is mankind populating itself into extinction?

Presented by the Public Law Committee.

Session highlighted as part of the President's focus for the IBA Taskforce on 'Challenges for the Legal Profession post Global Financial Crisis'.

In October 2011, the international media reported that the world population has reached the seven billion mark. Notwithstanding this apparent 'achievement', the United Nations is further predicting that human population growth is set to continue and could even accelerate to reach the nine billion mark during the middle of the 21st century.

Although different formulae can be used to predict population growth, the fact remains indisputable that such growth will continue and that it will create various challenges and even possible conflicts. Issues of concern that have already been identified are food security, resource protection, housing, social security, health care, job creation, economic prosperity, energy generation, state security, sustainable development and environmental conservation. The aim of this session is to discuss and debate the above-mentioned public law issues and to identify proactive steps that governments should take to plan and address the issues in advance.

Breaking up is hard to do: the private entrepreneur in his mid-life crisis

Joint session with the Closely Held and Growing Business Enterprises Committee and the Family Law Committee.

The private entrepreneur in the midst of his mid-life crisis may put his privately or family owned business at risk. Questions of divorce, re-marriage, succession planning to the next generation and even death may arise in that context, all of which will impact on the private or family owned business. This joint session of the Closely Held and Growing Business Enterprises Committee with the Family Law Committee will assemble legal as well as business specialists from all over the globe to provide their insight into the topic. They will review the challenges and implications to this not uncommon situation, both from a corporate as well as from a family law perspective.

BRICS: trade and investment activities in 2012 and beyond

Presented by the IBA Regional Fora.

The increasingly important role that the BRICS economies play in the global economy is an important trend affecting global legal practice. This panel will analyse current developments affecting trade and investment among the emerging economies of Brazil, Russia, India, China and South Africa. It will focus on developments and issues relating to trade and investment among the BRICS countries themselves, and between those countries and Europe, the United States and other developed markets. In addition to a discussion of relevant legal and regulatory matters, this panel will address cultural and practical issues encountered by practitioners in this area.

Building on the Santiago Protocol

Presented by the Energy, Environment, Natural Resources and Infrastructure Law Section (SEERIL).

On 25 April 2012, at the end of the SEERIL Biennial Conference in Santiago, Chile, the results of that meeting were used as the cornerstones of the Santiago Protocol, laying down the agenda for SEERIL for the future. At the IBA 2012 Annual Conference in Dublin, SEERIL will demonstrate to what extent this protocol will have led to new projects and initiatives.

Competition issues in regional and bilateral trade agreements

Presented by the Antitrust and Trade Law Section.

This panel will explore how regional and bilateral trade agreements have incorporated antitrust issues. Are they working or not?

Corporate governance standards: differences between stock exchanges and consequences for disclosure

Presented by the Capital Markets Forum.

The Capital Markets Forum will continue its disclosure project with a session looking into the various corporate governance standards set by stock exchanges around the world. The panel will discuss and compare significant differences. For example, why do some stock exchanges permit non-voting shares and others prohibit them? Do these different standards lead to disclosure issues?

Criminal fraud and the global economic recession

Presented by the Business Crime Committee.

This panel will analyse how criminal fraud impacts the global economy and in particular the role played by financial fraud in the failures of financial institutions. It will also consider the legal devices being used both nationally and internationally to prevent such fraud. Panellists will include experienced criminal practitioners who have prosecuted and defended financial fraud cases and a leading forensic fraud accountant who is a former FBI agent.

Functional management: non-lawyer management of law firms – is it necessary for success in changing times?

Presented by the Law Firm Management Committee.

This session will discuss:

- What areas of functional management (such as HR, accounting, marketing) benefit most from a professional business manager?
- Where can we find the right people?
- Should most internal functional management be outsourced?
- What are the practical challenges of introducing 'outsiders' into law firms?

IBAHRI SHOWCASE: Peace after terror: rules or reconciliation?

Presented by the IBA Human Rights Institute.

This session will consider the various judicial and non-judicial measures implemented by different countries in order to redress the legacy of human rights violations in times of transition from conflict, including criminal prosecutions, truth and reconciliation commissions, reparation programmes and other formal and informal justice mechanisms.

Insuring liabilities in cyberspace (the screams can be heard): cloud computing and social media

Joint session with the Insurance Committee and the Technology Law Committee.

This session will look at liabilities in relation to cloud computing and social media and the insurance available to cover those liabilities.

'Moderated speed-dating' – roundtable interactive discussions (with coffee and doughnuts) on the latest developments and 'Hot Topics' relevant to International Sales, Franchising and Product Law

Presented by the International Sales, Franchising and Product Law Section.

No speeches or lectures! This session is a popular annual feature of the International Sales Committee, Franchising and Product Law Section which comprises three committees – the International Franchising Committee, the International Sales Committee and the Product Law and Advertising Committee – and it provides a networking opportunity for specialised practitioners to pick up new ideas, discuss them and disseminate developments to their table members before moving onto another hot topics table for more. This year's topics will include new international case law and developments in the context of old structures and time-tested sale mechanisms.

Public M&A – selected topics

Presented by the Corporate and M&A Law Committee.

This session will be divided into two parts.

Part one of this session will deal with issues related to:

- mandatory offers;
- competing offers; and
- squeeze out.

Part two of this session will deal with issues related to:

- arrangement issues involving multijurisdictional tenders; and
- structuring a public company acquisition – depending on the jurisdiction, one may be able to select among tenders, mergers and schemes of arrangements.

Round the tables – breakfast and a taste of hot topics in the Intellectual Property, Communications and Technology Section

Joint session with the Intellectual Property, Communications and Technology Section and the Young Lawyers' Committee.

This always very dynamic and well attended session enables you to select from a menu of hot topics in the IP, communications, media and technology sectors and participate in roundtable discussions. The format is interactive and the topics are selected to ensure that they are of current interest and likely to stimulate a lively debate. Moderators on each table introduce the table topic and the participants do the rest. Background knowledge or experience within areas for discussion is not required. You will have the opportunity to discuss three or four topics at scheduled turnover times as the participants move around the tables to the next topic of their choosing. The opportunities for networking are almost endless!

Our menu will include tasters for some of the section's sessions later in the week, as well as 'late breaking' topics. The session topics in Dublin will include a premium selection of the latest developments in intellectual property law, internet law and mobile technologies (including cloud computing, social media and mobile marketplaces), technology contracting and dispute resolution, arts law and space tourism. Discussion is usually around the interface of law, business and technology, with a global focus.

Participants may volunteer to act as table topic ‘rapporteur’. Rapporteurs will be invited to draw up a brief note on the issues discussed at their table and their combined notes will be published in our leading legal periodical ‘Convergence’. In addition, a ‘degustation’ breakfast buffet will be hosted in the room so that no time is wasted for those who want to boost their energy levels prior to or during the session. Finally, this year’s session is co-organised with the Young Lawyers’ Committee; so we have some actual ‘digital natives’ at our table discussions.

The session will provide you with a great opportunity to meet many other lawyers and to discuss topics of mutual interest with them: don’t forget your business cards. We welcome new participants in these discussions. Through our ‘tasters’ for the section’s sessions, we assist you in planning possible participation in these sessions and the social activities of the section’s committees throughout the week in Dublin and beyond. We will also be soliciting your views about your areas of interest and other suggestions, to enable the section to programme future activities accordingly.

Topics will include:

- patent harmonisation – a state of the union in light of the US’s America Invents Act;
- digital identity and online personality rights;
- protecting trade secrets in tech transfer agreements and subsequent litigation;
- smart grids and smart metering – what’s the count?
- SOPA – whose rights and whose tubes?
- ‘how to’ discussion on basic IP licensing;
- flash sales and new on line marketing – are you astroturfing already?
- Big Pharma vs Generics – an update;
- social media on the workforce;
- futurology in communications – where inventions and the law meet; and
- Chicken Little was right: ‘the sky is falling’ – a discussion of space debris issues.

Should professional ethics regulate money laundering by lawyers?

Joint session with the Anti-Money Laundering Legislation Implementation Working Group and the Professional Ethics Committee.

Session highlighted as part of the President’s focus for the IBA Taskforce on ‘Challenges for the Legal Profession post Global Financial Crisis’.

Lawyers all around the world are now subject to law and regulations which require them, in some cases subject to criminal penalty, to observe anti-money laundering procedures, including in particular client due diligence, before carrying out any advice and ‘whistleblowing’ to the authorities if they suspect a ‘suspicious transaction’. These requirements are largely based on the ‘40 Recommendations’ from the Financial Action Task Force (FATF). Lawyers in many jurisdictions have argued vociferously against the introduction of such laws and regulations and continue to do so even after such laws and regulations have been introduced.

Taxation of IP transactions in the context of group reorganisations

Presented by the Taxes Committee.

With the introduction of aggressive R&D tax incentives by several jurisdictions around the world, it is not unusual to find IP owned by corporations resident in countries which do not serve properly the business objectives of a corporate group. Moving IP in a corporate group restructuring is something we see more and more often and it creates various challenges, including from a transfer pricing and VAT point of view. The panel will review some of the challenges involved in cross-border IP transactions within a group and some of the solutions that have been developed.

The role of arbitration in banking and finance

Joint session with the Dispute Resolution Section and the Financial Services Section.

This session will discuss the benefits and efficacy of arbitration in banking and finance disputes and inter-bank disputes, as well as securities claims and recent investment awards dealing with debt rescheduling and bondholders’ claims against sovereigns.

VAT – valuation, accounting, tax: three pillars of real estate investment

Presented by the Real Estate Committee.

Real estate investments are frequently complex ventures, in particular in a cross-border setting.

The panel of experts will address three pillars – valuation techniques, tax structuring and planning – as well as accounting implications.

What evaluation techniques are typically used? What is their importance both in regard to the decision-making process and as a tool for financing leverage? How can costs be mitigated via proper tax structuring and planning? What will our auditors say: ‘creative but beyond ‘creative accounting’!’ These are just some of the topics of this interactive session. In addition, the role of lawyers as well as interaction between investors and multidisciplinary team of experts will be explored in each of these fundamental areas.

Women and Islam – challenges and opportunities

Presented by the Women Lawyers’ Interest Group.

This session will deal with the impact Islam has on women in the legal profession. A panel of experts will deal on the matter in an interactive session that will explore challenges and opportunities surrounding the subject.

Young lawyers introductory meeting

Presented by the Young Lawyers’ Committee.

A must-attend if this is your first IBA event!

IBA Annual Conferences can be rather overwhelming or even intimidating, particularly for those who are attending one for the first time. To help you find your way, the Young Lawyers’ Committee traditionally hosts an introductory meeting for young lawyers, to which you are warmly invited.

Officers of the Young Lawyers’ Committee will provide a general introduction to the IBA, guide you through the conference programme, share with you how to get the most out of the conference and inform you of social events particularly targeted at young lawyers. We are planning to address other topics of interest to newcomers as well.

Moreover, it has also become a much appreciated tradition for the Young Lawyers’ Committee to invite Chairs from other IBA Committees to present their group and plans for the conference week. This has led to the perfect win-win situation in which young lawyers learn who to address when identifying their focus of interest, and in which committees from both the LPD and PPID are able to attract and recruit ‘fresh blood’. Hence, make this session your priority check-in for the Monday morning. And by the way, don’t worry if you can’t make head nor tail of those abbreviations used two sentences above – this will be only one of the thousand topics covered in this essential nutshell to the IBA!

MODDAY 1300 – 1400

An interview with Patricia O'Brien, Under-Secretary-General for Legal Affairs and the Legal Counsel at the United Nations

Ms O'Brien will share her experiences and insights concerning global affairs and international law from her perspective as Under-Secretary-General and UN Legal Counsel.

Coming directly from the opening of the UN General Assembly, this promises to be a very interesting interview, followed by Q&A.

MODDAY 1430 – 1600

Remedies for breach of international franchising agreements

Presented by the International Franchising Committee.

This session will explore the remedies available to a party – franchisor or franchisee – faced with the non-performance by the other of its obligations: rescission, injunctions, specific performance, damages (whether liquidated or not), withdrawal of exclusivity or of other contractual advantages, termination, etc. It will also address the most effective way to enforce these remedies.

MODDAY 1430 – 1730

A revolution in the right of publicity

Joint session with the Intellectual Property and Entertainment Law Committee and the Media Law Committee.

This session will look at the cutting edge developments in this new body of law with a focus on the areas of sports, movies and music. It will include issues relating to the use of trademarks in background scenes, and the issues relating to the use of the persona of sports figures in factual and historical films and games.

Competition issues in the BRICS countries

Presented by the Antitrust Committee.

In this panel, authorities and private practitioners from the BRICS countries will discuss the state of competition in their respective jurisdictions and how close they are to international guidelines and best practices such as the ones suggested by the International Competition Network (ICN) and the Organisation for Economic Co-operation and Development (OECD).

Consultation: the way forward

Presented by the Mining Law Committee.

The relationship between the communities and companies intending to carry out mining projects is vital. Different approaches on how to consult with communities have been used around the globe (treaties in Canada, ILO 169 in Latin America, etc) and this panel will discuss the successes and the failures of these different experiences.

Consumer rights up in the air?

Joint session with the Aviation Law Committee and the Consumer Litigation Committee.

This session will focus on the issue of passengers' rights and compensation in relation to delayed and cancelled flights.

The battle lines are drawn between the consumer camp and the airlines as to what airlines should be required to provide by way of compensation when events such as volcanic ash, heavy snow and other external factors hit their service. Has consumer protection gone too far in the passengers' favours or are the airlines just wanting to

avoid paying reasonable compensation? And whatever is due, who should bear the costs?

This issue will be addressed by speakers from around the world representing passengers, airlines, insurers and legislators.

Current legal developments

Presented by the Corporate and M&A Law Committee.

This session will review key developments in jurisdictions around the world which have relevance for lawyers globally.

Enforcement of arbitration awards in Arab jurisdictions: a myth or reality?

Presented by the Arab Regional Forum.

Arbitration Centres are expanding in the Arab world and some Arab countries are members of the New York Convention on Reciprocal Enforcement of Arbitral Awards (1958). However, many Arab countries do not enforce arbitral awards unless certain procedures and formalities are observed. Accordingly, what is the role of Arbitration Centres and how can legal practitioners work to enhance the process?

Experts and expertise in construction: black letter law and a debate of whether scheduling/programming experts are imposters?

Presented by the International Construction Projects Committee.

This session will consider how different civil and common law jurisdictions approach proof of delay and disruption claims as a matter of law; the type of evidence commonly adduced from expert schedulers and programmers; and the weight and influence of that evidence.

A debate will follow on the motion that 'Expert evidence on delay and disruption is no more than smoke and mirrors'.

Fakes' anatomy: a complete guide to avoiding fakes, half fakes and not original works (or, in case, to getting your money back)

Joint session with the Art, Cultural Institutions and Heritage Law Committee, the International Sales Committee and the Technology Law Committee.

Buying art or antiquities may be an unhappy experience. There is so much fakery and fraud around. There is an abundance of possible problems, eg with authenticity, attribution, provenance and ownership, expert advice, internet research, artists' estates, insurance and illicit trade. International sales and internet transactions pose new problems with regard to liability, applicable law, dispute resolution and execution of judgments. 'Original' art, once bought at a reputable gallery or auction, may become a copy 'in the manner of' after expert reviews, such as happened in the *Rembrandt Project*, resulting in major loss of value. But experts may be wrong too. What statute of limitations applies? New techniques may reveal defects unknown in the past. Who bears the risk: the collector or the dealer who sold that Greek vase that looked so original but was found to be heavily restored?

When does restoration destroy the originality of an artwork or artefact? The Art, Cultural Institutions and Heritage Law Committee has put together a panel of international experts from the art trade, insurance world, museums, collectors and private practice to investigate and report on these problems and to come with the latest news on the pending legal issues.

Global warming and the environment – a challenge for lawyers in Africa?

Presented by the African Regional Forum.

Climate change (global warming) is the defining issue of our time. In pursuit of endless growth and material wealth, our contemporary world has lost sight of the essential values and principles which are essential for the well being of humanity, society and the living planet upon which we totally depend.

The Intergovernmental Panel on Climate Change predicts in its Fourth Assessment Report that by 2020, between 75 and 250 million Africans are likely to be experiencing increased water stress caused by climate change. Large parts of the continent are likely to experience temperature increases higher than the global average increases. This, in turn, will have serious implications for agricultural production and access to food. Widespread poverty, forced migration and increased conflict are among the likely consequences.

The session will debate the challenges that African lawyers face in relation to governments seeking measures to avoid the consequences and the rights of society in challenging commerce to effectively curb the use of coal as an energy provider in the future.

Government regulation and intervention – recent developments and the impact on employee and labour relations

Presented by the Employment and Industrial Relations Law Committee.

This session will focus on the interplay between the regulatory framework in terms of employment and labour relations and competitiveness of a country. The session will include experts from multinational companies who will be sharing their experience in having a workforce in highly regulated countries with high labour costs versus having one in a liberal market economy.

Liability of financial institutions

Presented by the Financial Services Section.

This session will consider current issues affecting the legal liability of financial institutions to third parties, including, eg mis-selling of financial products, potential bank liability for interventions in the management of borrowers, and the role of insurers in relation to such liabilities.

Market demand – a key driver of the multidisciplinary approach to legal services

Joint session with the Law Firm Management Committee and the Multidisciplinary Practices Committee.

General counsels and their companies are more and more contemplating legal services within a multidisciplinary context and often require a one-stop shop.

The purpose of this session is to build a practical case where a client, the general counsel of a large group, requires assistance in view of a major group carve-out reorganisation. The bidding process will be built on an engagement letter, a document reflecting the various constraints in a selected number of countries.

The practical case is structured in order to solicit from the legal profession a comprehensive offer for services which shall include:

- corporate services;
- valuation and financial services;
- social planning;
- tax planning; and
- implementation.

The session will be organised by a panel of IBA multi-practice representatives illustrating their respective countries' constraints and solutions in order to achieve a successful and competitive bid.

Mediator by day, arbitrator by night. So you want to be an international adjudicator?

Joint session with the Arbitration Committee and the Mediation Committee.

This session will consider hybrid dispute resolution clauses and their application from both common law and civil law perspectives. Can arbitrators change hat in the middle of proceedings and become mediators? Can they then revert to their initial role and carry on with proceedings if the matter is not settled? What about mediators? Can they agree to become arbitrators after having participated in the proceedings as mediator? Does international public policy play a role in all this? If so, what does it say?

Sanctions effects on shipping and marine insurance

Presented by the Maritime and Transport Law Committee.

Recently we have witnessed different sanctions imposed by the international community on several countries. The session will deal with the current and future effects of those sanctions and leading global experts will give their views on what this means or could imply for the shipping industry, marine insurance and different maritime projects.

The employees you really, really want to bring into the country – corporate immigration challenges and frustrations!

Joint session with the Corporate Counsel Forum and the Immigration and Nationality Law Committee.

This session will discuss the issues that arise when employees you want to recruit cannot be transferred to certain jurisdictions due to the intricacies of various immigration law and attendant restraints. Corporate counsel all over the world have a difficult task when dealing with international cross-border transactions and deals. There is often a misguided belief by many companies that immigration is purely a HR matter and often corporate counsel and their legal departments are not engaged early on in the process. Corporate immigration knowledge and due diligence can save time, cost and money for multinationals who need employees to transfer quickly into global markets. Along with considering corporate, regulatory and employment issues, corporate immigration issues addressed upfront can minimise delay and frustration; issues relating to secondment/deputations, who remains the legal employer, how and when to secure work permits, and what documentation is required must all be considered in good time. This interactive session will aim to answer many of these issues and provide a platform for corporate counsel to share best practice and highlight the key pitfalls that exist.

The global 'gamification' of online gaming

Joint session with the Leisure Industries Section and the Technology Law Committee.

Everyone is talking about gamification, regulation, hacking nation, virtualisation. All we are saying is give peace a chance. A half-day session will cover two interactive debates. The first debate will be chaired by Trevor Nagel and will consist of a European Commission regulator and a representative from the pro-online gaming industry.

The second debate will be chaired by Gabrielle Patrick and will consist of an online gaming hacker and a representative of an e-banking institution/gaming company. Topics to be discussed in both debates will be both the business and legal implications of:

- increased gamification and alternate-reality gaming;
- virtualisation of currency and regulation of virtual currencies;
- virtual property;
- the Bitcoin phenomenon;
- expectations and regulation in a digital existence;
- social media's increased footprint; and
- implications on 'real life', and cloud computing.

The limits of tax planning

Presented by the Taxes Committee.

Several tax administrations are adopting a wide interpretation of what constitutes tax evasion and more and more jurisdictions are now imposing aggressive tax planning (ATP) compulsory disclosure requirements with very hard consequences for the non-compliant. What is left to taxpayers in the context of international tax planning? This panel will review the ATP and the anti-avoidance rules applicable in different jurisdictions, and will review as well the recent success stories of taxpayers against attempts by tax authorities to challenge planning transactions in an international context.

When the music stops: new developments in the liability of directors and officers in and after insolvency proceedings

Presented by the Enforcement of Creditors' Rights Subcommittee, a subcommittee of the Insolvency, Restructuring and Creditors' Rights Section (SIRC).

The business plan was brilliant, but it didn't work. When a company fails, creditor recoveries come in well below expectations, and all shareholders are wiped out; directors and officers are very often the first target of angry creditors, shareholders and employees. What had been an issue of corporate liabilities becomes a personal attack.

This session will discuss the risk that insolvency or operating in the zone of insolvency places on directors and officers, and will analyse recent pronouncements and policy changes in this area in various jurisdictions. A distinguished panel of speakers will address recent trends in a difficult economic climate, recommend actions that directors and officers can take to minimise such risks, and propose possible protections to put in place (eg insurance and/or indemnity provisions and other by-law protections).

When worlds collide: judicial independence and the democratic process

Joint session with the Forum for Barristers and Advocates, Judges' Forum, the IBA Human Rights Institute and Young Lawyers' Committee.

What should be the response of the judiciary and the organised bar when politicians threaten to use democratic processes such as elections, recalls, impeachments, or compelled appearance before legislative investigations, to intimidate judges and limit judicial independence? On the other hand, should not judges in a democracy be accountable to the people for their actions? If so, what should be the terms and conditions of that accountability?

MONDAY 1630 – 1730**Key issues when advising master franchisees and area developers**

Presented by the International Franchising Committee

When franchisors seek to enter new international markets they often seek out parties to acquire multi-unit master franchise or development rights. The multi-unit franchisee is by definition a more sophisticated franchisee, with greater bargaining power, often leading to a heavily negotiated form of agreement. This plenary will cover those issues that are key when representing the international multi-unit candidate (and the franchisor), and in advising them when a dispute with their franchisor arises.

TUESDAY 0930 – 1100**Know-how, trade secrets and trade dress protection**

Joint session with the Intellectual Property and Entertainment Law Committee and the International Franchising Committee.

A critical component of all franchise systems is the franchisor's know-how and trade secrets, and in some systems also its trade dress. This programme will address various ways in which the franchisor can protect those critical elements of its system. A panel of experts will examine the key aspects of such protection under intellectual property law, unfair competition laws, contract law and franchising regulations.

TUESDAY 0930 – 1230**Airport capacity and the modern infrastructure challenges**

Presented by the Aviation Law Committee.

This session will address the challenge facing improved airport capacity while coping with size, location, environmental, financing and other restrictions that shape modern airport construction and development projects. Discussion will be made of modern forms of financing of airport infrastructure and the legal framework that supports large scale airport projects under joint public and private ventures. The panel will address how efficient legal and financing structures can result in more efficient and cost effective facilities that reduce operating costs for airlines and passengers alike.

Biodiversity preservation in the face of global industrialisation

Presented by the Environment, Health and Safety Law Committee.

Growth in population and industrialisation inevitably collide to take their toll on the world's flora and fauna. Increasingly, both industrialised and developing societies are focusing on the need to preserve biodiversity in the face of these increasing pressures. This panel will explore the problems associated with addressing biodiversity with a particular focus on endangered species protection and the various regulatory regimes throughout the world seeking to protect biodiversity.

Buying big things – acquiring and financing complex capital equipment and other moveable physical assets

Presented by the Asia Pacific Regional Forum and the International Sales Committee.

The complex acquisition of expensive goods and equipment often requires an assembly of components from different countries, the management of different risks, financing arrangements, enforcement of inter-related deadlines created by back-to-back obligations, cross-border warranties and provision for maintenance and servicing. This session will also practically explore issues arising out of an international arrangement for assembly of parts that make up a complex whole like a power plant, risk and finance issues relating to heavy capital equipment, etc. The two session chairs will also take opposite sides in an interactive segment for examination of a case study on supply chain and liability issues in relation to a specified capital equipment acquisition.

Choices of jurisdiction, venue and governing law in construction contracts

Presented by the International Construction Projects Committee.

This session will consider the implications of conflict of law rules and jurisdictional issues in international construction disputes. In particular, it will deal with how the outcome of disputes can be affected by civil law and common law conflict of law rules where a governing law applicable to the merits of the dispute has not been designated by the parties.

This session will also cover potential issues as to the appropriate jurisdiction for resolution of disputes where none is specified in the contract.

Controlling discovery in commercial litigation

Joint session with the Forum for Barristers and Advocates, the Judges' Forum and the Young Lawyers' Committee.

Discovery in commercial litigation can become a quagmire. Enormous volumes of documents are routinely discovered. Meanwhile the time taken to resolve disputes is prolonged. The advent of email has refocused attention on the cost and volume of discovery. This session will identify the purpose of discovery and consider methods employed in different jurisdictions to streamline discovery and the alternatives to documentary discovery. It will be addressed by leading barristers, advocates, trial lawyers and judges.

Cornices, cupolas and copyrights: protection and infringement of architectural copyrights by remote sensing, media use, virtual worlds and construction changes

Joint session with the Art, Cultural Institutions and Heritage Law Committee and the Space Law Committee.

This session will examine the validity of architectural design copyrights, and the potential infringement by remote sensing imagery, incidental or deliberate use in media and social media, and by construction variance, remodelling or demolition.

Current issues for UCITS funds

Presented by the Investment Funds Committee.

This session will discuss:

- New investment strategies for UCITS funds – is UCITS III still appropriate?
- Are KIIIs working?
- Are UCITS IV efficiency measures making a difference?
- Challenges with the changing roles, responsibilities and liabilities of depositaries.

Family disputes involving trusts: from the errant beneficiary to the grantor giving it away in the wrong direction

Joint session with the Family Law Committee and the Individual Tax and Private Client Committee.

Trust litigation is a thriving business. This session will consider the reasons why there are an increasing number of disputes involving trusts and other asset holding vehicles. This session will also discuss the considerations a settlor might take into account to seek to ensure that his intentions in setting up a structure hold good for the future, whether the structure be for asset protection, succession planning or for some other purpose.

Finance: profitability in changing times: getting more from less

Presented by the Law Firm Management Committee.

This session will discuss:

- The decline of the billable hour: what does it mean for a new understanding of profitability?
- Explore the phenomenon during recessions (1991–1992, 2001–2002, 2008–2011) of how some law firms sustained sharp drops in fee revenue but increased profits.
- How did they do it without cutting into their service delivery capabilities?
- How can quality assurance initiatives increase profitability by increasing productivity of fee earners with little or no additional operating costs?

From cookies to astroturfing: what hides behind the web

Joint session with the Technology Law Committee and the Product Law and Advertising Committee.

This session will look at the legal implications of such technology as cookies and astroturfing and provide lawyers in all fields of practice, both in-house and outside counsel, with practical guidance, examples (including technical demonstrations of software applications) and case law in the digital advertising environment. In particular, the following issues will be discussed:

- How does the legal framework apply? Freedom of opinion stops where unfair practices and competition and misleading advertising starts. Data protection, privacy and defamation issues will also be reviewed.
- What is the current status of self-regulation?
- Representatives of the industry will witness how marketing techniques are evolving in this field and what software applications are used in this context.

Recent case law from many jurisdictions will be presented.

Global mobility solutions for HR managers: pitfalls and best practices

Joint session with the Employment and Industrial Relations Law Committee and the Immigration and Nationality Law Committee.

By way of active debate between panellists and the floor, combined with workshops among the participants, this session will explore the various aspects of assigning personnel abroad that should be considered from a HR perspective. In particular, we will focus on labour and immigration law aspects, but also take into consideration the practical approaches available for smooth global mobility solutions, eg cultural training, reintegration health insurance etc. Moreover, participants will be asked to participate in a survey during the session to work out the top ten do's and don'ts together with the panel in order to compare the results with a questionnaire that we will request from companies before. Finally, there will of course, be room to bring forward and discuss other issues that may arise during the lively discussion we hope to have.

How to be a persuasive role model – and not to lose your best talents

Presented by the Women Lawyers' Interest Group.

Many successful (male and female) legal professionals are very devoted to coaching and mentoring their best (male and female) talents. Nevertheless, there is an increasing trend of younger colleagues saying to their mentors, 'I do not want to become like you', that eventually leave. This interactive session will discuss the reasons for this challenge and which strategies could be successful to tackle them in order to be a persuasive role model – and if there are specific strategies that female mentors should follow when coaching female talents.

Investment arbitration

Presented by the Arbitration Committee.

This panel will discuss the most recent challenges to the system of investment arbitration, including the recent work by UNCITRAL on transparency as well as the criticism raised by states and practitioners of the current system of investor-state arbitration. It will consider current trends to envisage what the future will hold for investment protection.

LPD SHOWCASE: The euro area crisis – thinking the unthinkable

Presented by the Legal Practice Division and the European Regional Forum.

The crises in the euro area have exposed the European and national legal system to issues which have never been considered before. This session will focus on such issues, with particular focus on the legal consequences of some possible scenarios which are not yet widely discussed or analysed, for example new euro area sovereign bonds, countries leaving the euro, the break-up of the euro area. The speakers are leading regulators, financiers and lawyers with an insight into the difficult discussions looking, for solutions to the euro area crises.

Private antitrust actions

Joint session with the Antitrust Committee and the Litigation Committee.

This panel will discuss new trends in civil antitrust actions in several jurisdictions, including efforts to expand private litigation in Europe, issues concerning discovery/disclosure, confidentiality of leniency applications in the US and Europe, which jurisdictions are emerging as forums of choice for litigation and why, passing-on, class actions/collective redress, and punitive damages.

Private equity

Presented by the Corporate and M&A Law Committee.

This session will look at recent trends in private equity, focusing on developments in the previous year.

Small v big power generation plants: pros and cons

Presented by the Power Law Committee.

How can small generation facilities solve small communities' needs? Are there benefits (for communities) on building small v big power plants? Is it possible to develop 'human scale' power projects of hundreds or thousands of MWs? These and other questions and topics will be addressed in this interesting panel which, comes right on time to discuss what appears to be a new trend in many places where people would like to avoid gigantic projects. Is it at all possible considering the world growth and needs?

Taxation on mining activities

Joint session with the Mining Law Committee and the Taxes Committee.

Taxation on natural resources is changing. Most countries are increasing their royalties, creating windfall taxes or export taxes. This panel will analyse the different approaches that are being developed worldwide to increase government revenue from mining.

Technology in emerging markets: 'From apples to Apple'

Joint session with the Latin American Regional Forum and the Technology Law Committee.

For many decades, some countries' economies around the world have been identified as 'agriculturally based'. Whereas such a fact remains true, it is no less true that IT has been growing there both as a way to improve local economies and as evidence of the local new generation's views and capabilities.

Investors in industrial and technology areas are focusing on jurisdictions such as those of Latin America, as a good market to develop their business. This creates the need for excellent legal services and appropriate legal frameworks.

In addition to legal expertise, technology is also an important tool in the provision of legal services.

The alpha consumer

Joint session with the Consumer Litigation Committee and the Product Law and Advertising Committee.

Alpha consumers are the real market testers of all new products and they have the money to buy and demand a superior product/service. The alpha consumer has been described as: 'The first to know, the first to try, the first to buy'.

The legal implications involved with servicing this type of consumer will be discussed by the players in the main consumer industries.

The dispossessed: an examination of groups on the edge of society, their rights, legal challenges, successes and failures

Presented by the Human Rights Law Committee and the Indigenous Peoples Committee.

In every society, there are those who live on the fringes. Sometimes those populations are made up of local indigenous peoples. Sometimes they represent a more recent population. What they have in common is that they are often excluded from the rights, privileges and even the protections of the greater society within which they live. This session will explore what the law and lawyers can and have done to afford these groups those rights, privileges and protections that have either never been granted to them, have been removed, or have never become law in action. Our speakers will come from both indigenous groups and from those considered newcomers in order to provide the perspective of both. Speakers will also include lawyers working with these dispossessed groups to discuss their current status in law and advances that have been made in the law of representative countries. We will examine models of success and models of failure. We will explore how lawyers practising in many areas of law have been instrumental and can be instrumental in effecting change for the benefit not only of the dispossessed, but also of society in general.

From Canada, we will have a speaker who will share the tremendous success that aboriginal populations in that country have had in taking back what is theirs and turning the general concept of land and treaty rights into economic success. A member of a very successful First Nation from Canada will speak about the benefits not only to his own aboriginal group but to Canada as a whole by taking people off the welfare rolls and putting them into the pilot seat, executive boardroom and in classrooms. From Ireland, we will hear from lawyers working with the Travellers to try to better their lot and from a well-regarded Traveller leader himself. From the South American perspective, we will explore how the Inter-American Court of Human Rights has dealt with granting rights to indigenous peoples 'on the fringes', and what perils a different way of life nonetheless unfolds in countries with social or even armed conflicts. This will allow us to draw conclusions on how borderline communities access rights and more particularly, on the relevance of a fixed address, as a synonym of absorption within the majority, to fully benefit from rights.

TUESDAY 1130 – 1230

News from around the world

Presented by the International Franchising Committee.

This session is the traditional round-up of the latest developments in franchising and related matters from jurisdictions around the world.

TUESDAY 1300 – 1400

An interview with Juan E Méndez, UN Special Rapporteur on Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment

Juan E. Mendez, UN Special Rapporteur on Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment, has dedicated his legal career to the defence of human rights and has a long and distinguished record of advocacy throughout the Americas. He is a Visiting Professor of Law at the American University – Washington College of Law, and an advisor on crime prevention to the Prosecutor, International Criminal Court. Until May 2009 he was the President of the International Center for Transnational Justice (ICTJ) and in the summer of 2009 he was a Scholar-in-Residence at the Ford Foundation in New York. Concurrent with his duties at ICTJ, the Honorable Kofi Annan named Mr. Méndez his Special Advisor on the Prevention of Genocide, a task he performed from 2004 to 2007. For 15 years, he worked with Human Rights Watch, concentrating his efforts on human rights issues in the western hemisphere. In 1994, he became general counsel of Human Rights Watch, with worldwide duties in support of the organisation's mission, including responsibility for litigation and standard setting activities.

A national of Argentina, Mr. Mendez was himself a victim of torture and administrative detention during the Argentinian 'dirty war'. As a result of his involvement in representing political prisoners, he was detained by the Argentinian military dictatorship for over a year, during which time he was adopted as a 'Prisoner of Conscience' by Amnesty International. In a conversation regarding this treatment, Mr. Mendez recently told the IBA that 'it doesn't go away and, at some point, you don't want it to go away because you want it to be a source of commitment to working on human rights'.

This has been true for Mr. Mendez, who continues to fight against violations of human rights, calling for a victim centred perspective in efforts to combat torture and greater progress in institutionalising basic principles and guidelines to provide minimum standards for victims. He is a leading voice in the international community against the use of wrongfully obtained evidence by States, insisting that evidence compromised by the use of torture should not be deemed an acceptable tool to gain information and that each State has a duty to cooperate in the eradication of such practices. These arguments are particularly relevant to allegations of involvement in torture during the 'war on terror' and Mr. Mendez has called for an open inquiry in the UK, recently saying that 'I've seen from my work around the world that the way to deal with the cancer of torture is to fully root it out with a wide-ranging, independent and fully public inquiry'.

TUESDAY 1430 – 1730

2012 global update on anti-corruption legislation and enforcement

Presented by the Anti-Corruption Committee.

Session highlighted as part of the President's focus for the IBA Taskforce on 'Challenges for the Legal Profession post Global Financial Crisis'.

Representatives from each region will provide an overview on legislative developments and any new case law relating to bribery and corruption offences.

A doctor's nightmare: protection from medical malpractice suits

Presented by the Negligence and Damages Committee.

How to protect the medics from legal proceedings

This session will be a comparison from countries around the globe as to how legal systems protect the medical profession from lawsuits, whether such protection works and whether such protection is in the long-term interests of the population.

Are lawyers' fees fair and reasonable in all the circumstances?

Joint session with the European Regional Forum, the Law Firm Management Committee and the Professional Ethics Committee.

Research suggests that clients complain more about lawyers' fees than about any other aspect of their relationship.

In this session a panel of expert practitioners will consider various billing methods, the difficulties often created by poor communication and misunderstanding between lawyers and the clients, whether time billing puts pressure on individual lawyers to behave unethically, and if excessive adversarialism risks depriving litigants of access to justice.

The session will also discuss:

- How a balance can best be achieved between adequate remuneration for the lawyer and fairness for the client.
- How to avoid complaints of overcharging.
- If the 'billable hour' is dead and, if so, if this is a good thing.
- If excessive adversarialism risks depriving litigants of access to justice.

Beneficial ownership v abuse and treaty overrides

Presented by the Taxes Committee.

Beneficial ownership is always at the top of the tax lawyer's mind when designing international structures. The Organisation for Economic Co-operation and Development (OECD) is paying special attention to this concept, leading to the re-draft of the comments on articles 10, 11 and 12 of the Model Treaty. The panel will discuss anti-abuse provisions being enacted in more and more jurisdictions in which even EU Directives are set aside. Furthermore, the panel will focus on the overreaching arm of the tax authorities with regard to extraterritorial taxation as was shown by the *Vodafone* case in India.

Company financing: access to capital markets for family-owned businesses

Presented by the Closely Held and Growing Business Enterprises Committee.

This panel covers the peculiarities affecting family-controlled businesses that prepare themselves for an equity or debt public offering – be it in the context of raising growth capital or seeking an exit for family members and/or financial investors. We will analyse when an IPO is a sensible option for a family-controlled company, what homework and structural adjustments a family-controlled company must do on the road to the public markets, what is a reasonable timeline, which legal and contractual framework should be employed and which agents must participate to make the desired outcome possible. This panel also tackles a parallel analysis for the option of bond offerings as a means to raise growth capital. Finally, the panel explores, also from the perspective of family-controlled companies, why the public markets are sometimes not a reasonable or viable alternative for either raising growth capital or exiting an investment.

Corporate governance

Presented by the Corporate and M&A Law Committee.

This session will deal with conflict of interest and related party transactions.

Counsel conduct

Presented by the Arbitration Committee.

International arbitration often involves counsel from very different legal backgrounds. Do their different expectations and practices about key issues in the case – such as obligations of candour to the tribunal or witness preparation – threaten the equality or integrity of the proceeding, and if so, can and should anything be done about it? The Arbitration Committee has been studying these issues of counsel conduct and at this session will further explore these issues and report on the progress of its work.

Is water law a sexy career for young lawyers?

Joint session with the Water Law Committee and the Young Lawyers' Committee.

This session is designed to provide information and advice to young lawyers considering a career in water law. Experienced practitioners in various water-related fields will describe how they got into the area, what they do today and where they see the practice going in the next decades.

Mobility, tax and passports: implications of crossing the border

Joint session with the Immigration and Nationality Law Committee and the Individual Tax and Private Client Committee.

This session is about understanding the impact of tax, immigration and social security regulations on the life of the global citizen. In an interactive session with the audience, the panellists will dissect a number of hypothetical cases, eg of an individual who divides his time over two different countries, has assets in a third country, and resides on a regular basis for personal or business interests in yet other countries. Where are they taxed and for which income or assets? Does obtaining a long-term visa or the nationality of another country have tax consequences? The issues of tax and immigration can be closely interconnected. Taking up residence or nationality of a country may have decisive tax implications, and on the other hand the desire to enjoy the tax benefits from a certain jurisdiction may falter on immigration issues. This session ideally should teach tax specialists a few tricks from the immigration trade, and ensure that immigration experts consider some crucial tax law elements when designing immigration strategies for clients.

Piercing the corporate veil

Joint session with the Insolvency, Restructuring and Creditors' Rights Section (SIRC) and the Litigation Committee.

What can be done to enforce judgments against financial institutions holding assets in offshore jurisdictions? The session will deal with directors' liability, corporate criminal liability, asset forfeiture and regulatory actions as means to obtain payment.

Pillage: the corporate war crime?

Presented by the War Crimes Committee.

Session highlighted as part of the President's focus for the IBA Taskforce on 'Challenges for the Legal Profession post Global Financial Crisis'.

The plundering of natural resources in countries in the midst of war and unrest is of growing concern to those seeking justice out of conflict.

Whether it is multinational corporations seeking to maintain a valuable supply of materials, warlords financing their private armies, or other states seeking a source of essential resources, their role in causing, perpetuating or profiting from conflicts has been attracting greater international interest.

There is growing belief that the war crime of pillage may be a route to justice in these situations.

This session will explore the background to this crime, who may be the subject of investigation for the offence, and which courts are likely to see any prosecutions.

Protection of investors in non-regulated markets and in markets with alternative or bifurcated exchanges

Joint session with the Capital Markets Forum and the Securities Law Committee.

With the increase of the role of non-regulated markets as part of the international capital markets, the panel takes a look at protection of investors that access non-regulated markets. Is it time these markets became more regulated? If so, whose role should that be?

Settlement v leniency

Joint session with the Antitrust Committee and the Business Crime Committee.

The session will aim at analysing the impact of settlement proceedings on the decision to apply for leniency and the possibility for a company to settle a case when it has also applied for leniency. It will focus on the consequences of leniency or/and settlement for criminal enforcement and will consider, among other issues, the extent to which leniency covers criminal enforcement and whether settlement with the competition authorities can increase or reduce the risk of criminal enforcement.

Structuring complex and real estate transactions: the fix for the BRIC(K)S and the sticks

Presented by the Real Estate Committee.

The recent economic turmoil in Europe has prompted investors in all asset classes to take a more risk-averse approach. How has the impact of the financial international crisis reflected on the real estate market, and how is that impact expected to reflect on the market in the future? Which areas were mostly affected? Has such a situation had a negative impact on land prices? Is the demand for real estate assets expected to decrease?

From Ireland to the BRICS countries, the real story of the real estate market is far more nuanced. Positive indicators can be found in all real estate sectors, and transactions are undoubtedly becoming more and more complex.

Share your challenges and learn from other experts from the real estate industry with experience in structuring complex real estate transactions at this highly interactive panel.

The 'Double Irish' and its progeny – IP and technology holding companies

Presented by the Intellectual Property, Communications and Technology Law Section.

This session will examine the intellectual property, tax, corporate, technology and business rationales and mechanics for implementing and structuring remote holding IP vehicles. The increasing popularity of the 'double Irish', 'single Irish' and similar remote IP holding companies has been driven by complex interrelated objectives. These include monetisation of IP assets, tax planning, liability insulation and IP portfolio management. This section-wide session draws on the expertise of members of the Intellectual Property and Technology Committees. It will also involve the tax, corporate counsel and corporate sections and will explore a full menu of issues. The session will feature roundtable discussions and a case study. The following panels are envisioned:

- tax planning (speakers from Ireland, Luxembourg and the Netherlands on tax issues);
- IP considerations for large and small portfolios (IP Section speakers);
- technology contracting, cross licensing and service issues (Technology Section speakers); and
- IP assets securitisation and monetisation (corporate counsels/ Corporate Section speakers).

The project from hell – an Irish tale: construction turnarounds and workouts – experiences from construction booms and busts in Ireland and elsewhere

Presented by the International Construction Projects Committee.

This session will address the issues involved in salvaging value from construction projects in markets deeply affected by boom and bust in their real estate sector.

Topics to be addressed include: termination of contracts for insolvency/default; funder step-in/security interests; bond calls and insurance issues; the complexity of completing part-built structures; and the role of duress creditors, subcontractors and consultants.

The use of social media in advertising

Joint session with the Product Law and Advertising Committee and the Technology Law Committee.

The use of social media tools in advertising is increasing gradually. This session will look into the various legal issues and challenges confronted by advertisers such as hidden advertising, data protection, reputational risks, unfair competition aspects, extraterritorial jurisdiction, etc.

This session is planned as a half-day joint session together with the Technology Law Committee, which will organise another half-day joint session on social media in advertising but focusing more on the technical aspects. The two sessions should complement each other and will be organised jointly by the two committees.

The WTO Agreement on Technical Barriers to Trade – defining the tools for environmental regulation

Presented by the Trade and Customs Law Committee.

This session will review the new World Trade Organization (WTO) Appellate Body jurisprudence on Technical Barriers to Trade (TBT) Agreement disciplines impacting present and future climate change and other environmental measures. The panel will focus on applying the new Appellate Body jurisprudence to specific examples of environmental measures to control climate change and preserve natural resources (ie the EU Biofuels Directive, the EU Airline Emission Controls Directive and US measures to preserve wildlife in international waters).

Unconventional hydrocarbons: exploration, production and transportation

Presented by the Environment, Health and Safety Law Committee and the Oil and Gas Law Committee.

The need for energy has led the oil and gas industry to look for new 'unconventional' resources. These resources constitute new opportunities but also present new challenges. They comprise not only the exploitation of oil sands, in particular in Canada and Venezuela, but also more recently shale gas and shale oil which could be found in countries like the United States, Argentina, Poland and France. Periodically, these new resources are brought to the attention of the general public in many countries. In particular the technique of hydraulic fracturing of underground formations, also known as 'fracking', has been the subject of debate due to its possible environmental impact. The panel will present a global perspective on the process, the technology, the various regulatory regimes and legal instruments for the exploration, production and transportation of these unconventional hydrocarbons.

WEDNESDAY 0800 – 0930

Open committee business meeting and breakfast

Presented by the Family Law Committee.

An open meeting of the Family Law Committee will be held to discuss matters of interest and future activities.

WEDNESDAY 0930 – 1130

Report on the substantive project on direct access of insurance by third parties

Presented by the Insurance Committee.

The panel will report on the substantive project of direct access of insurance by third parties.

WEDNESDAY 0930 – 1230

Asian investment in Europe and European investment in Asia 2012

Joint session with the Asia Pacific Regional Forum and the European Regional Forum.

This panel will discuss current developments affecting investments and trading activities from Asia into Europe, and investments and trading activities from Europe into Asia. The panel will address the types of transactions that are being done, structures commonly seen, and issues dealt with by practitioners who advise clients in these areas.

BIC SHOWCASE: Public perception of lawyers

Presented by the Bar Issues Commission.

Public opinion surveys support the view that 'nobody likes a lawyer until they need one'. However, those surveys also show that most believe that their own lawyer is the exception. The contradiction between this negative perception of lawyers generally with the positive consumer satisfaction that clients report, will be the subject of this session. Where should the legal profession focus its energies to effectively counter these negative stereotypes, or are attempts to do so ultimately futile?

Challenges for alternative fund managers in an increasingly regulated environment

Presented by the Investment Funds Committee.

This session will discuss:

- likely impact of the Alternative Investment Fund Managers Directive and its Level 2 measures;
- possibility of coordinated response from regulators internationally;
- effective new regulatory initiatives on offshore fund domiciles; and
- Practical challenges for investment fund structuring, with case studies for property funds, private equity funds, and hedge funds resulting from the above and other developments in the regulatory environment generally.

Collection remedies in intermodal transportation

Presented by the Land Transport Subcommittee, a subcommittee of the Maritime and Transport Law Committee.

Based on a fact scenario, delegates will be asked to describe the means by which debts and damages may be recovered in their respective jurisdictions by the providers of services in the intermodal chain.

Controversial shareholders' meeting

Presented by the Corporate and M&A Law Committee.

This session will discuss shareholder activism and how to prepare for and tactics activism and the controversial shareholders meeting.

CSR, the financial industry and project financing

Joint session with the Banking Law Committee and the Corporate Social Responsibility Committee.

CSR and environmental issues are becoming key political and social issues. At the same time, clean technologies are becoming better and more available, but may not always have the desired short-term return for investors. Constituencies are increasingly focusing on issues as diverse as job creation, community participation, infrastructure, cutting emissions, carbon capture and sequestration, and the like. They are also increasing their pressure on public and private financial institutions to take such items into account when financing projects. As such requests are sometimes difficult to balance in relation to one another, financial institutions find themselves having to take hard decisions. This session will address the mentioned communities' requests, the role of CSR principles and how the financial industry and institutions may foster corporate actions to be aligned with the communities' needs.

Evolution post the 'Not-In-My-Back-Yard' (NIMBY) trend: communities and interest groups v new power plants and transmission corridors

Presented by the Power Law Committee.

The panel will address the issue of how the development of new power projects and transmission corridors has been accommodating a new reality: more empowered, conscious and demanding communities. The panel will show how companies and governments have been dealing with this new environment and the mechanisms being used to satisfy public demands.

Fair and equitable treatment: the issue of corruption in international investment arbitrations

Presented by the Anti-Corruption Committee.

Session highlighted as part of the President's focus for the IBA Taskforce on 'Challenges for the Legal Profession post Global Financial Crisis'.

Evidence of corruption, such as bribery by foreign investors of public officials in the host country, in investor-state arbitrations poses significant challenges for international investment tribunals. This panel will draw on case studies to discuss this issue, and how it can be better addressed by tribunals, investors and states.

Futurology in communication – where invention and law combine

Presented by the Communications Law Committee.

An analysis of the services, networks and devices of the future.

Smart devices, ubiquitous computing, the internet-of-things, social media, augmented reality, next generation broadband networks and cloud-based applications are just some of the technologies which are changing the way we interact and communicate with each other. As we embrace these and other emerging technologies of the future, how should the law adapt with this new world order and innovations looking ahead?

This session will provide insights into the legal challenges posed by these new paradigms in communication, consider how the law has responded to these issues thus far, and how looking into the future the law may need to further evolve to deal with new applications and services.

Topics to be discussed include:

- How are regulators and service providers addressing the explosive growth of traffic in this new paradigm? How can networks meet the demand of increasing bandwidth? Who will run these networks?
- In the face of new infrastructure roll-outs such as the EU's Connecting Europe initiative, how will today's telecommunications operators need to respond?
- What will be the next phase of cloud computing and how will this affect different service providers? (Alcatel Lucent and leading service providers will discuss these issues together with service innovators such as Angry Birds.)
- How are application providers evolving their offerings? As applications come to rely on captive front ends and closed networks, what does this mean for future growth of the internet? How much control should end users retain and how should interoperability be ensured?

Governance: does the traditional partnership model still work in a fast-changing business environment?

Presented by the Law Firm Management Committee.

This session will discuss:

- Did the traditional partnership model ever work well?
- Alternative governance and ownership structures.
- How do the IBA Model Standards on Governance address the changing needs of law firms?
- How are law firm operating agreements (or partnership agreements) changing?
- What changes do law firms need – both structurally and culturally – to deal with a perceived increase of fraud, unethical conduct and criminal behaviour?

Litigation lessons for securities lawyers

Joint session with the Litigation Committee and the Securities Law Committee.

A broad range of transactional and public company issues will be examined through the lens of key litigation drivers. Facilitators will lead parallel group discussions which will dissect disputes involving business combinations, disclosure and insider trading, employing recent examples.

Mediation, dispute resolution boards and the resolution of construction and national resource disputes

Joint session with the International Construction Projects Committee and the Mediation Committee.

Is mediation suitable for construction disputes? How about natural resource disputes involving private entities and sovereigns? How can one combine mediation and dispute resolution boards to achieve expeditious and cost-effective means of resolving construction and natural resource disputes? Is mediation appropriate for oil and gas disputes? When should mediation be considered and rejected? How do you select a good mediator for construction and natural resource disputes?

NYC workshop

Presented by the Arbitration Committee.

The New York Convention is the cornerstone of international arbitration, as it establishes the fundamental rules for the recognition of agreements to arbitrate and arbitral awards. This panel will assess the most recent and relevant decisions rendered by courts around the world under the Convention. It will also discuss whether a revision of the Convention is desirable.

Partner careers

Joint Session with the Academic and Professional Development Committee and the Law Firm Management Committee.

We will review the factors typically taken into account when promoting associates and then how partners manage the different stages of their careers. What legal and business knowledge/experience is needed to lay the foundations for a career as a partner? What are the stages in a successful partner's career and how do partners best prepare to progress through them?

Stage One is the period immediately post-promotion when partners build their business. Stage Two follows from that as partners develop their businesses by creating ever deeper client relationships. Stage Three (which can overlap with the first two stages) is when partners take on management roles. Stage Four is when partners begin to think about succession planning and Stage Five is when partners plan their own exits.

Resource nationalism: new trends

Presented by the Mining Law Committee.

Governments are reacting to the crisis and the high mineral prices in different ways, but most want to have more control over their natural resources. This panel will discuss what is happening in different countries regarding resource nationalism.

Taxing the company, taxing the individual – where to domicile your HQ, your executives and the owner? International corporate tax structures for wealthy families from BRIC countries

Presented by the Taxation Section.

Choice of a jurisdiction to domicile HQ affects many things: not only the taxation of income and gains from the subsidiaries and the tax treatment of HQ expenses and income on the level of HQ, but also the personal taxation of executive officers and board members. It also affects tax treatment of the investors, be it an international corporation or a wealthy family, on their income earned from the group.

The panel will discuss issues of international tax structuring from HQ countries' point of view as well as from the perspective of corporations and wealthy individuals based in Brazil, Russia, India and China.

The criminalisation of sport and the fashion industry

Joint session with the Criminal Law Committee and the Leisure Industries Section.

Sports and fashion are two of the most widely participated in leisure activities worldwide. The popularity of these pastimes has led to the development of two highly profitable industries. As is often the case, however, where profit is to be made, criminal activity lurks in the shadows.

This panel discussion, led by the session co-chairs Saba Naqshbandi and Sabrina Fiorellino, will focus on the interplay between criminal activities and the sports and fashion industries. There will be a particular focus on anti-counterfeiting legislation in the international fashion industry and on the impact that crime has had on the sports and fashion industries generally as well as the reactions that have resulted at national and international level.

The tie that binds: same-sex marriage, civil unions, or just friends? Why the difference matters

Joint session with Family Law Committee, the IBA Human Rights Institute, Immigration and Nationality Law Committee and LGBT Subcommittee.

Marriage between same-sex partners is recognised by an increasing number of jurisdictions, while some have introduced civil unions, and others do not recognise same-sex unions at all. Similar questions

are posed when a transgender person marries. There are numerous legal puzzles created by this international patchwork of jurisdictions, especially when partners move from one jurisdiction which recognises their union, to another which does not. An expert panel will address the legal issues from various perspectives, such as employment law, anti-discrimination law, immigration law and human rights.

The truth, the whole truth and nothing but the truth – the obligations and responsibilities of lawyers when dealing with witnesses

Joint session with the Litigation Committee and the Professional Ethics Committee.

Lawyers have a duty to act professionally and honestly in their dealings with their court. This duty must be balanced with their duty to their clients and this need for balance often creates practical and ethical dilemmas in dealing with witnesses in preparation for and in the course of trial.

This session will examine and discuss some of those dilemmas in the context of:

- expert witnesses;
- witnesses as to fact; and
- lawyers as expert witnesses.

It will also discuss:

- Are there circumstances in which a lawyer's duty to the court overrides his/her duty to the client?
- Is there merit in a general rule that prohibits lawyers acting as expert witnesses in areas where they practise?
- What confidentiality issues arise if a lawyer withdraws as a result of perjured evidence?
- When might aggressive cross examination become bullying?
- What constitutes 'coaching' of witnesses?
- What issues arise in advising on discovery documentation?

The session will be interactive and the audience will be encouraged to participate fully.

Trends in merger enforcement – from local to global

Presented by the Antitrust Committee.

While many M&A transactions have a cross-border or even worldwide impact, competition issues often can affect several countries or be localised in narrower geographic markets. This panel will consider competition and other policy aspects of merger enforcement in Ireland, the EU and around the world, focusing on market definition, theories of harm and evidence required by competition enforcers.

UN and EC sanctions – a due process wilderness?

Joint session with the Business Crime Committee and the International Sales Committee.

The panel of experts in this field will examine the legal framework of economic and commercial restrictive measures employed by both the United Nations (UN) and European Union (EU). It may be better than dropping bombs but are there sufficient legal, political and procedural safeguards in place?

The panel will consider recent examples of action taken against Egypt, Iran and Syria, analyse the European case law and assess the degree to which those affected by UN and EU action are denied fundamental rights and the extent to which such measures are proportionate and consistent with clear foreign policy objectives.

WEDNESDAY 1430 – 1730

Attorney-client privilege: how strong is it?*Presented by the Litigation Committee.*

This session will explore the amount of protection which the attorney-client privilege can provide, exploring in particular its limits. When and how can it be circumvented? Are specific matters, such as fraud cases, treated differently? The session will focus on cross-border matters and how to deal with the differences of various jurisdictions across the globe.

Bar Issues:*Presented by the Bar Issues Commission.***What are legal services?**

Legal services are increasingly provided in an organised form. Does the type of the organisation through which a lawyer operates change or affect the nature and/or the quality (or the perception of the quality) of legal services? Should all the activities performed by lawyers or law firms be regarded as 'legal services'? If a carve out is possible, might different rules be applied to non-legal services? Could lawyers operate in non-lawyers' organisations? On what terms and conditions? Could non-lawyers operate in law firms? What would be the consequences? Should activities which imply representing clients in court be treated differently?

Stepping into the deep end: policy and regulatory responses to alternative business structures for legal practice

If there is one topic sure to arouse passionate debate among the legal community it is alternative business structures. Why? What's happened to the legal services market to bring about alternative structures? What are the risks and benefits? Is it impossible for a lawyer to maintain professional independence and professional standards outside of a traditional law practice? Is the client/practitioner relationship incompatible with a corporate director's duties to the shareholders? Or is it a question of tradition versus progress? It's time to crystallise the debate. This session will examine the evolution of alternative business structures. Which countries allow them, why do they allow them and what forms are allowable? Why don't other jurisdictions allow them? What are the underlying issues and arguments? What are the policy questions that arise and how are they resolved? What have been the policy and regulatory responses? How well founded is the resistance?

Blood, sweat and tears – money v sweat equity: the competing rights of creditors and pension holders of insolvent entities*Joint session with the Employment and Industrial Relations Law Committee and the Reorganisation and Workouts Subcommittee, a subcommittee of the Insolvency, Restructuring and Creditors' Rights Section (SIRC).*

The competing rights of pension holders and creditors to the assets of insolvent entities have been exacerbated with the downturn in the economy. In some jurisdictions, companies have been able to escape their pension liabilities at the expense of their former, and sometimes even their present workforce. In other jurisdictions, the laws protecting workers are so rigidly enforced that liquidation results, benefiting no one. On the other hand, the present and future financial obligations of many companies (and governments) to pension holders have become so massive that it is these very liabilities that are dragging the entities into insolvency proceedings.

The pension wars have resulted in a vicious cycle of increased liquidations, increased unemployment and increased pressure on the governments or government entities that either support or insure the pension obligations. The fair resolution of these issues is essential to the rehabilitation of the global economy.

Our panel of pension, insolvency and lending practitioners will guide you through the key components of pension liabilities, how they are treated in insolvency proceedings in different jurisdictions and the factors that should be taken into consideration in dealing with such liabilities in potential or actual insolvencies and in drafting financing transactions.

Damages for the victims of state crimes*Presented by the Negligence and Damages Committee.*

This session will be a collection of presentations from some leading names in the legal world as to how different countries compensate the victims of state crimes such as torture, false imprisonment and state-sponsored violence.

It will also include references to the difficulties in proving such cases and forcing governments to admit liability and properly compensate the victims and their families.

Get your IP house in order – the what, why, and how – advising entrepreneurs and closely held businesses in setting up an IP strategy*Joint session with the Closely Held and Growing Business Enterprises Committee, the Intellectual Property and Entertainment Law Committee and the Young Lawyers' Committee.*

This session will focus on the common IP issues which face start-up and closely held businesses (including family-owned businesses). These will include ownership of trademarks, copyright and inventions, with a particular focus on contributions from those both inside and outside the circle of owners. The importance of assignments and IP audits will be explored. Preparing for IP due diligence by investors will also be a major topic. Protection strategies 'how to protect your brand, creative and technical IP', growth financing and what venture capitalists and private equity investors look at in terms of IP before they invest, succession issues and maintaining the position of the founders through the business life cycle, IP valuation and the protection and export of IP internationally will all be considered, as will the internationalisation of IP.

Hot topics in arbitration*Presented by the Arbitration Committee.*

This session will address important current developments in the practice of international arbitration, including:

- trends in laws and rules;
- new needs and trends of the practice;
- current debates; and
- the involvement of the IBA in the development of international arbitration.

How to go the extra mile: the lawyer's guide to handling private clients*Presented by the Individual Tax and Private Client Committee.*

No matter if you are a finder, minder or grinder, there are essential practice issues the private client lawyer will confront. This interactive roundtable format discussion will break down the essential elements of representing your client including:

- how to handle existing private clients;
- how to attract new clients directly or by referral;
- how to be sure you get paid;
- what if your client is up to no good? and
- how to fire a client with style when you must.

Hydraulic fracturing (fracking) – is it time to frack?

Presented by the Water Law Committee.

What has become known by some as the ‘unconventional natural gas revolution’ has turned a shortage of natural gas into a large surplus and transformed the oil and gas business. This revolution has arrived at a moment when rising oil prices, sparked by community movements in the Middle East, and the need for resources after the tsunami in Japan, raised concerns on energy security. A boom in oil and gas production using hydraulic fracturing, or fracking, helped increase supplies, cutting prices dramatically while raising concerns around tainted drinking water. Fracking is the process of creating fissures or fractures in underground deep shale formations to allow natural gas to flow. This is typically done by injecting water, sand and other chemicals which are pumped under high pressure into a formation to create fractures.

In response to growing public concerns and lawsuits, governments have responded by various means including moratoriums on fracking, increased study and specific regulations. This session will explore the legal and compliance issues associated with fracking, including the recent cases on fracking. The session will also focus upon the large water use required to frack and its potential impact on groundwater, local drinking water and the oil and gas industry.

Leadership: leading change in law firms

Presented by the Law Firm Management Committee.

This session will discuss:

- How is leading change different from or similar to traditional leadership models?
- If law firms need to change, why do we often elect leaders who want to preserve the status quo?
- One size does not fit all: how leadership needs change as situations change.
- What do we need to do to shape new leaders for a changing business environment?
- Case studies: merger; conversion from a partnership to an LLP; conversion from a family firm to an institutional firm.

Nanotechnology – the next environmental regulatory frontier

Joint session with the Environment, Health and Safety Law Committee and the Technology Law Committee.

Increasingly, nanotechnology is the future of manufacturing. Nanotechnology is the science of using materials at an atomic or molecular scale to develop new products that are extremely small. As the use of nanotechnology has exploded in the last decade, a great deal of focus has been placed on its potential impact on the environment. Not only can nanotechnological innovations be harnessed to improve the environment, they can also cause unique environmental and health risks. Indeed, nanotechnology has given rise to the concept of ‘nanopollutants’ and ‘nanowaste’. This panel will discuss the increasing focus of environmental and health regulations on nanotechnology. Join us for a fascinating discussion of ‘what you cannot see can hurt you, but it can also help you.’

Negotiated M&A transaction: those complex, troubling provisions

Presented by the Corporate and M&A Law Committee.

This session will consider negotiated M&A transactions (both private-private and public-private) and explore the more complex aspects such as purchase price adjustments (including earn-outs and effective security for adjustments) and indemnification (including limitations on liability). We will answer the fundamental question: are these provisions necessary? We will also consider what is customary and non-customary and the key issues, pitfalls and best tactics for buyer and seller.

Port regulations and infrastructure/logistics

Presented by the Maritime and Transport Law Committee.

This session will deal with legislation and regulation related to the operation of public and private ports within different jurisdictions, including the pros and cons of governmental concession and private lease contract regimes including Build, Operate and Transfer (BOT) and similar options. The panellists will debate the most cost-efficient formulae for shipowners and ship managers when dealing with port operators worldwide in order to mitigate their risks and secure expedited loading/unloading routines under a multimodal perspective and also how to protect the relevant parties when drafting port service agreements. The session panel will include specialists representing the shipowners, cargo owners and terminal operators, with a view to providing potential and constructive insight towards the development of proactive port legislation and regulation, especially within the emerging economies.

Public and private use of human rights: how can advocacy of human rights best be achieved in both spheres?

Presented by the Human Rights Law Committee.

Session highlighted as part of the President’s focus for the IBA Taskforce on ‘Challenges for the Legal Profession post Global Financial Crisis’.

Human rights are not concerned solely with the sphere of public bodies. Today, more than ever, we are seeing human rights enter the domain of corporate liability and responsibility. Corporations, governments, intergovernmental organisations and non-governmental organisations have all expressed the need to recognise, implement and advance human rights for all people. This may be part of an awakening to the realisation that a younger generation, often graduating from universities with embedded knowledge of human rights and social responsibility ideals, are seeking to work and improve the lives of others. This leads to a number of questions:

- Is the era of human rights enlightenment merely rhetoric that gives a positive image to the people in these organisations?
- Has litigation or advocacy seen a change in practice, or just a change in the rhetoric and paperwork of organisations and government practice or human rights beyond the political and academic discussions surrounding human rights?
- What positive and active steps can lawyers – either internally or from an external position – take to advance human rights in a proactive manner?

This session will be run interactively through the use of several hypothetical situations.

Real estate property tour

Presented by the Real Estate Committee.

Following its huge success at recent annual conferences, the Real Estate Committee has organised its fifth special tour of the host city of the annual conference. Unlike standard tourist city tours, this afternoon event will not take you to the most famous tourist sites, but to the most interesting places of Dublin (at least if you’re a lawyer with any interest in real estate projects...). An expert in the Dublin real estate market will provide an insider’s look at a number of properties and developments and will provide unique information on the real estate industry in Dublin.

Reputation in the internet age

Presented by the Media Law Committee.

‘Reputation is an idle and most false imposition; oft got without merit, and lost without deserving’.

William Shakespeare, *Othello*

In the internet age, as never before, reputations can be made – or lost – in the click of a mouse. Join our expert panel as they discuss how the internet provides opportunities and challenges for individuals and companies trying to build (and protect) their reputations. Unique legal and practical hurdles exist now that anyone with a computer is a ‘publisher’, and web publications have worldwide audiences. Hear from both publishers and their subjects, as well as individuals involved in the nascent industry that has emerged as the defenders of reputations on the internet.

Rules of origin: dealing with trade preference qualification and trade remedy circumvention

Presented by the Trade and Customs Law Committee.

Just like people, goods are assigned a ‘nationality’ by trade and customs authorities around the world. How these rules of origin operate determines whether goods qualify for trade preferences under free trade agreements and whether goods are subject to trade remedies, etc. Panellists will provide practical advice based on real life examples, assisting practitioners to help their clients qualify for reduced duties under various trade preferences and avoid sanctions for trade remedy circumvention.

During the current prolonged global economic downturn, the pressure to circumvent trade agreements has increased and corresponding enforcement efforts have intensified. Given the wide range of sanctions available to governments, competitors and individuals, we recommend that practitioners representing clients with a serious international sales component to their businesses should attend this session.

Selling regulated products across borders: discussions and case studies on the sale of booze, drugs and other regulated products

Joint session with the International Sales Committee, the Medicine and the Law Committee and the Product Law and Advertising Committee.

Alcoholic, pharmaceutical or dangerous products, machinery, cars and almost anything that we buy with a few exceptions like paper, string and diamonds, are all heavily regulated today. This session will examine interesting cross-border issues relating to distribution and restrictions imposed by governments (both locally and for imports) for the sale of regulated products. While the focus will be on the two most obvious consumables, session speakers will also explore common trends and issues for regulated product sales in general, the disputes that arise and how to prevent them. A case study segment will examine a typical beer industry supply chain and its issues. The International Sales Committee is working on collaborating with a local supplier of a regulated Irish liquid product for a practical flavour to end this afternoon session.

Taxes on financial transactions

Joint session with the Banking Law Committee and the Taxes Committee.

The deleveraging of bank assets may trigger the need to structure transfers of such assets in an efficient, compliant and sound manner. The tax treatment of such structures will be analysed in this session.

The global citizen: international mobility of the skilled in the age of free trade

Presented by the Immigration and Nationality Law Committee.

The session will discuss different aspects of the movement of highly skilled workers, immigration policies by each country to encourage those transfers, free trade and multilateral agreements, the emergence of new economic powers (China, India, Brazil, etc) and their own view of the foreign worker movement, and the economic realities of Europe in particular, given the current conditions, and how they affect foreign workers.

The role of financial institutions in the fight against corruption – can we bank on them?

Presented by the Anti-Corruption Committee.

Session highlighted as part of the President’s focus for the IBA Taskforce on ‘Challenges for the Legal Profession post Global Financial Crisis’.

Banks and other financial institutions are at the forefront in the fight against corruption – bribes are channelled through them in all jurisdictions, however there has to date been little focus on their role in preventing, detecting and reporting corruption. This session will bring together anti-corruption compliance experts to explore how compliance measures could be adapted to financial institutions.

Whither Africa: nationalisation, privatisation or public-private partnerships?

Presented by the African Regional Forum.

In the immediate aftermath of the attainment of political independence in the early 1960s, the state assumed an active role in most African economies. Beyond the role of enabler of a business-friendly economic environment, the state combined the role of owner with management of state-owned enterprises leaving little room for private participation in business. By the mid-1990s, however, the state had beaten a retreat from active participation in business. This period was characterised by the privatisation of state-owned enterprises. In more recent times, the state has found the need to enter into partnership with private enterprises in the provision of infrastructural projects across the continent. At the same time, the odd voice has been raised urging a return to state control of African economies by adopting nationalisation as a tool.

A multidisciplinary panel will cast a reflective eye on Africa’s record with nationalisation, privatisation and public-private partnerships. The panel will also look into the future by highlighting the issues, particularly those of a legal nature, that are of utmost importance within the context of the role of the state in economic development.

THURSDAY 0930 – 1230

Bar Issues:

Presented by the Bar Issues Commission.

Can general practitioners still exist?

Today’s clients’ needs have expanded the borders of legal representation, and they are less tolerant and forgiving than before of unsatisfied service expectations. In urban centres, sophisticated transactions of increasing complexity often require the input of lawyers from different jurisdictions. To ‘protect’ the client, legal practice is now subject to onerous professional responsibility, ethical and reporting obligations. A panel of speakers from different jurisdictions will consider whether a ‘general practitioner’ can practice successfully under such an onslaught of regulations, compliance and reporting requirements, and what tools and structures he needs to enable him to do so.

Minimum legal training requirements

International and regional frameworks promote the import and export of legal services across national borders. In providing increased access by consumers to legal services from different jurisdictions how do we ensure that being a lawyer means the same thing in every part of the world?

The report of the Bar Issues Commission's recent survey of legal training requirements around the world will be the take-off point for a panel of speakers representing all aspects of the profession to discuss this issue. Speakers will decide whether the establishment of minimum legal training requirements around the world is needed to ensure a global standard, what these standards should be and how they should be achieved.

Class actions or mass actions – the experience of litigators and financial institutions

Joint session with the Banking Law Committee and the Litigation Committee.

This session will discuss the lessons to be learned by banks and litigators five years after the financial crisis. The panel will discuss the comparison of class actions and 'mass actions' in regard to timing, costs and results.

Consumer rights in the modern aviation industry

Presented by the Aviation Law Committee.

This session will focus on a wide range of issues concerning consumer rights and issues from around the world. The ways in which airline tickets are sold and distributed has changed in recent years, creating a new range of issues – transparency of terms and conditions and pricing, distance selling and internet bookings. Passengers with reduced mobility and disability problems require distinct legislative and regulatory treatment.

Jurisdictions look at these issues differently and there are various legislative and regulatory proposals planned around the world. This session aims to capture the current position and outline the proposed changes.

CSR in Africa – effective tool or convenient escape?

Joint session with the African Regional Forum and the Corporate Social Responsibility Committee.

Session highlighted as part of the President's focus for the IBA Taskforce on 'Challenges for the Legal Profession post Global Financial Crisis'.

Africa is an interesting environment for investment and development. Chinese, Indian and European companies come to the continent to exploit its natural resources but also to develop infrastructure, often financed by the World Bank and other institutions. The project finance contracts usually contain CSR-related requirements which establish standards, in particular regarding environmental protection, often not in place in the respective countries. Companies active in Africa endeavour to be compliant with CSR requirements established in the UN Global Compact and other standards. It is questioned, however, whether CSR compliance is really an effective instrument to meet human rights, environmental and corruption challenges, or whether it is just a convenient tool to escape the 'real' responsibilities.

The session will discuss this controversy with experts from government, corporations and civil society.

Enforcement of bondholders' rights – why is bondholder activism so rare when issuers default?

Presented by the Securities Law Committee.

This session will look at what rights bondholders typically have in threatened or actual defaults and will explore the barriers to, and incentives of bondholders in, exercising such rights. Why is bondholder activism so limited?

EU principles that might save your private clients

Presented by the Individual Tax and Private Client Committee.

The principles set forth in the EU treaties (freedom of establishment, non-discrimination) may make your private clients' life easier and may even save them some euros. Our panellists will review the trends in EU case law and local tax and civil law provisions that have been deemed invalid on the basis of EU treaties. The panellists will then try to determine the local provisions in EU jurisdictions that may be deemed invalid in the future. The panellists will focus on the tax and civil law provisions that are of much interest to private clients such as exit tax, CFC rules, wealth tax, estate planning etc.

Financial and insolvency issues in shipping and shipbuilding

Presented by the Maritime and Transport Law Committee.

Predictions for 2012 suggest that it and the following year will see 'more bankruptcies'. Where and how these have played out over the year and the months between the review of the issue at the International Maritime Law Conference, 29-30 May 2012, Copenhagen, Denmark will be of interest to members of our committee and insolvency practitioners who are now beginning to become acquainted with the industry. Wilbur Ross has expressed an interest in the industry – others will follow. This panel will include financial advisers and industry analysts who will discuss restructuring, insolvency and distressed investment.

Getting personal: the tension between social media and work

Joint session with the Discrimination Law Committee, the Employment and Industrial Relations Law Committee and the Technology Law Committee.

Social media has blurred the boundaries between personal and professional life. Employers have unprecedented access to personal information about job candidates and employees, increasing the potential for discrimination based on private information:

- What are the risks and how can they be managed?
- Has social media increased the risk of discrimination claims?
- Should employers monitor their employees' use of social media?
- What are best practices for adopting social media policies to prevent discrimination?

How do law firms monitor compliance with regulations?

Joint session with the Law Firm Management Committee and the Regulation of Lawyers and Compliance Committee.

Lawyers and law firms are increasingly the subject of regulations, whether basic ones, such as ensuring all lawyers have practising certificates or client engagement letters have been sent, to the more challenging, such as compliance with anti-money laundering legislation. This session will examine best practices throughout the world with regard to how law firms are monitoring compliance and being in a position to report on their compliance status to regulators and clients. In addition, it will explore what lessons can be learnt from compliance procedures in other professions and industries. The panel will include 'general counsel' of law firms and partners responsible for compliance, as well as compliance professionals from outside the law.

Kidding around? Children's rights and legal representation

Joint session with the Family Law Committee, the Judges' Forum and the Litigation Committee.

This session will discuss the legal representation of a child as an aspect of children's rights, how it can be achieved, and the challenges faced when representing a child in litigation.

M&A and anti-bribery and corruption

Joint session with the Corporate Counsel Forum and the Corporate and M&A Law Committee.

This session will examine some practical issues concerning anti-bribery and corruption compliance in the context of M&A activity.

Marketing: business development in a changing legal market

Presented by the Law Firm Management Committee.

This session will discuss:

- How are client expectations and priorities changing?
- What will the legal markets of 2020 look like, ie the impacts of market maturation?
- Caring for your firm's crown jewels: why are the top clients also the most important?

NAFTA at 18 – what's next for the three amigos?

Joint session with the Arbitration Committee, the International Sales Committee, the Latin American Regional Forum, the North American Regional Forum and the Trade and Customs Law Committee.

No trade agreement has had greater direct impact on North American businesses (and their counsel) than the North American Free Trade Agreement (NAFTA). As NAFTA reaches the age of majority, are its promises of greater continental integration falling short? All three countries have pursued their own disparate free trade agendas, signing agreements with multiple countries, while making little measurable progress on chronic problems within North America. Canada, following Mexico's example, is about to sign a Comprehensive Economic and Trade Agreement with the EU that will likely go further than the NAFTA. Meanwhile, the northern and southern US borders are 'thickening' and trade growth has become sluggish. Is the new Canada-US 'Beyond the Border' Agreement a sign of meaningful progress or window-dressing? What does all this mean for the clients you advise?

Part 1

Part one of the session will assess NAFTA at 18. Is it time for a bold new focus on continental integration? Speakers debate whether NAFTA has delivered or disappointed and whether it is time to update the agreement and if so, how.

Part 2

Part two of the session will provide a more detailed look at the experience and perspectives for change in the following areas:

- trade disputes (softwood, trucking, etc);
- investment – Chapter 11: impact of investor claims on the continent and on the development of global investment treaty claim law;
- non-tariff barriers and the 'thickening' of the border (product regulation, customs procedures, border infrastructure issues, etc);
- government procurement;
- environment and Labour 'side agreements' – have they been useful in any way?
- sacred cows (cultural industries in Canada, agriculture, energy in Mexico, etc); and
- labour mobility – time to broaden NAFTA visas?

PPID SHOWCASE: Lawyers against poverty

Presented by the Public and Professional Interest Division.

Session highlighted as part of the President's focus for the IBA Taskforce on 'Challenges for the Legal Profession post Global Financial Crisis'.

Poverty lies at the root of the world's worst problems – hunger, conflict, poor health, low life expectancy, deprivation of justice and more. Almost half the individuals in the world live every day on less than the price of a cup of coffee. As lawyers, we champion access to justice, the protection of human rights and the rule of law. But, without tackling poverty, we're often attempting to address symptoms and not the root cause. Why then, as lawyers, do we spend so little time thinking about and acting to alleviate poverty? Why have we not been more visible at the forefront of the battle against poverty? What do we need to do to remedy this?

In this session, with the assistance of a small number of renowned keynote speakers and moderators, we shall be investigating the causes of poverty and identifying what we, as lawyers, can do to facilitate change. Our focus will be on two main areas: the first part of the session will consider matters such as the impact of trade and aid policies, land expropriation and natural resource exploitation; and the second, financial and fiscal issues such as anti-corruption, the impact of tax havens and the need generally for a more enlightened approach to the role of the financial services industry in global society (eg better leadership and regulation, especially in relation to product mis-selling, vulture funds and commodities speculation).

Each part will begin with one or two relatively short keynote addresses, after which a moderator will provide opportunities for the audience to join the debate, before drawing proceedings to a close with a summary, which will include suggestions for further action which the IBA will then publicise and pursue.

Tax reps, warranties and indemnities: effects and related disputes

Presented by the Taxes Committee.

The bread and butter of the transactional tax lawyer, this panel will not review the sense and sensibilities of the standard reps and warranties included in share/assets purchase agreements, but it will take the topic one step further by discussing the interface with accounting and the issues of 'locked box' transactions. Moreover, the panel will address the effects, disputes and litigation arising from these reps and warranties, the treatment of 'earnouts' and whether damages can always be structured as an adjustment of the purchase price.

The Extraordinary Chamber in Cambodia – has justice been done?

Presented by the War Crimes Committee.

The Extraordinary Chamber in the Courts of Cambodia has been hearing cases from the era of the Khmer Rouge, 35 years after the events. From its outset, the project has been beset by delays and criticism.

This session looks at the difficulties the Chamber has faced, the lessons which can be learned and the legacy it leaves in the development of international criminal justice.

Third-party involvement in construction projects: the influence of funders, insurers, guarantors and community interests

Presented by the International Construction Projects Committee.

This session will explore the ways in which the requirements and interests of these and potentially other third parties shape the development and execution of construction projects.

The panellists will address the legal issues that arise in accommodating the interests of third parties to construction contracts, third-party beneficiary status, and the risks of contract and other liability to third parties in different jurisdictions.

Where will the new law jobs be? Legal trends and practical strategies to consider in developing the next generation of lawyers

Joint session with the Academic and Professional Development Committee, Hague Institute for the Internationalisation of Law (HiiL), and the Young Lawyers' Committee.

Rapidly emerging and developing markets, new tools of technology, and globalisation in every sector of life create tremendous opportunities for lawyers who are motivated and properly prepared to take on these challenges. At the same time, in many jurisdictions, job opportunities under traditional law firm business models are shrinking. In this programme, experts on future trends in the law, representatives of major clients, educators, professional development experts and lawyers from every stage of a professional career will work together with the participants to discuss and develop practical strategies for lawyers and employers to recognise and anticipate changing legal landscapes and identify potential business opportunities.

Why not international mediation?

Presented by the Mediation Committee.

Why is mediation not suitable for resolving international disputes? Are these reasons myths or reality? Is there a need for a seat in international mediation? What about the role of applicable law? Are settlement agreements under common law and transactions under civil law the same thing? How does one distinguish one from the other? Can settlement agreements be converted into arbitral awards once the matter is resolved? If so, why? If not, why not?

Wind, water and quake: coverage in the wake of catastrophes

Presented by the Insurance Committee.

The world has recently been plagued by catastrophic natural disasters that might be expected once in 100 years, and even once in 500 years. Disasters affect not only insureds at the site of the disaster, but also their customers and vendors. Using as an example a remnant of a hurricane hitting the southern coast of Ireland, resulting in widespread wind damage and flooding, this panel will address the complex insurance coverage issues that arise in the wake of catastrophes, including limitations on coverage for specific perils, the scope of contingent business interruption coverage, and recommendations for how insured, broker and insurer can work together to provide the coverage contemplated by the insurance policy.

THURSDAY 1230 – 1430

New members lunch and open committee business meeting

Presented by the Taxes Committee.

An open meeting of the Taxes Committee will be held to discuss future activities. All committee members are encouraged to attend and to participate in this discussion.

THURSDAY 1430 – 1730

Battle of the Titans: international finance meets the criminal law – a mock trial in the Dublin Four Courts before three senior Irish judges

Joint session with the Criminal Law Section and the Anti-Corruption Committee.

A well-known Irish banker struggles to obtain the release of his assets, which have been frozen. A top-tier Dublin law firm challenges the legal basis for a production order and the underlying request

for mutual legal assistance from the United Kingdom, arguing legal professional privilege. Concurrently, a high-flying Irish banking executive fights a US request for extradition on an allegation of conspiracy to commit insider trading.

The dramatic domestic and international legal repercussions stemming from the collapse of a premier Irish bank are played out in Dublin's foremost criminal court. Each of the three jurisdictions involved will be represented by stellar legal teams composed of accomplished and well-regarded advocates. They will argue their cases before an esteemed panel of senior Irish judges.

This session will take place in the prestigious Four Courts in Dublin, located along the River Liffey quayside. The Four Courts is the Republic of Ireland's main courts building and the location of the Supreme Court, the High Court and the Dublin Circuit Court. Until 2010, it was also the location of the Central Criminal Court.

BRICS and stones – social media pitfalls in hospitality

Joint session with the Leisure Industries Section and the Media Law Committee.

Social media can be a double-edged sword for the hospitality industry. A well-blogged plug can put your resort on the map while a disgruntled customer rating can destroy your dude ranch.

This interactive session co-chaired by Brenda Pritchard, Chair of the Leisure Industries Section and David Jacoby, Secretary of the Leisure Industries Section will explore legal issues such as marketplace confusion, false testimonials, damage to business reputation and defamation.

Can you foreclose on a country? A practical guide to the restructuring of sovereign entities

Presented by the Reorganisation of Regulated Industries Subcommittee, a subcommittee of the Insolvency, Restructuring and Creditors' Rights Section (SIRC).

Lenders generally have clarity around their rights and ability to enforce their credit agreements when dealing with businesses in default. While the remedies and options vary, the rules are generally clear. But when it comes to enforcing debt as against a country, what rules and laws apply? Can the laws be changed? This session will explore the growing list of actual and potential sovereign debt defaults and discuss the practical issues and challenges associated with enforcing debt against a sovereign entity, as well as the options for restructuring such entities. It will happen; it is just a matter of time.

Changes in regulation of oil and gas exploration and production

Presented by the Oil and Gas Law Committee.

After the Macondo accident in the Gulf of Mexico, the regulators as well as the industry have undertaken reviews of the way exploration and production operations are conducted. This has taken place not only in the United States but also in Europe and many countries around the world. Regulations and the structures to implement them have been studied. Industry practices have been reviewed. Some changes are already known; others are still being prepared. The panel will present a comprehensive perspective and some highlights of national, regional and industry measures in respect of hydrocarbons exploration and production.

Clear and present danger – the coverage of security risks on a global scale

Joint session with the Insurance Committee and the Maritime and Transport Law Committee.

The Insurance and Maritime and Transport Law Committees consider warmongers, terrorists, pirates, sanctions-busters and money-launderers (and how to deal with them) in a major energy project context.

Developing your practice

Pippa Blakemore, BSc, PGCE, of The PEP Partnership, will be leading a fully participative and interactive session on ways in which you can develop your practice.

Win more work – turn contacts into clients: Pippa's COPACABANA approach to international networking

Pippa's session will give you relevant practical tips and ideas on how to grow your practice and how to:

- network successfully;
- build relationships internationally;
- make the most of any event you attend without feeling 'pushy' or uncomfortable;
- introduce yourself to other people and remember their names;
- extract yourself from boring people;
- follow-up with any people you meet in a personal way;
- develop and strengthen relationships with referrers and intermediaries;
- read other people's body language and control your own;
- find reasons to keep in touch in different ways;
- talk about fees without embarrassment;
- conduct sales meetings with confidence; and
- win new work.

Developments – loan facility agreements

Presented by the Banking Law Committee.

This session will discuss how loan agreement terms have developed. What warranties, covenants and events of default can be expected? How does the borrower's rating impact on these?

Emergent economies: investment, challenges and opportunities

Joint session with the Investment Funds Committee and the Latin American Regional Forum.

The world is changing, and some Third World economies are growing fast and aggressively, offering really good opportunities for new business.

Nevertheless, these changes also imply great challenges that should be taken into account.

Legal services and the legal framework need to be adapted in order to satisfy the needs of this new reality. The experience of emergent economies can teach lawyers lessons as to how to act in this new environment.

Expert witness industry: helping or hurting arbitration

Presented by the Arbitration Committee.

This session will explore the way in which the role of expert witnesses has developed and will examine whether this has been helpful or harmful to arbitration practice. In particular it will look at the evolution of the professional witness and the role of expert evidence as a team exercise. It will also examine the manner in which expert evidence is presented, the benefits and drawbacks of an experienced cadre of expert witnesses and issues of conflict with prior testimony. Panel members will include experts, counsel and arbitrators, who will seek to explore whether this feature of arbitration practice is developing in accordance with its needs and what we can expect in the future.

Follow the money – monetary compensation in intellectual property cases

Joint session with the Intellectual Property and Entertainment Law Committee and the Litigation Committee.

Lawyers with an international intellectual property practice must have some knowledge of the risks and rewards associated with IP litigation in jurisdictions of interest to their clients. This session will seek to inform

practitioners on the availability and nature of compensation for the infringement of patents, trademarks, copyrights and designs in addition to damages arising out of the violation of a licence on IP rights.

The type of compensation to be discussed will range from proven damages of the IP owner, the profits of the infringers, pre and post judgment interest, legal fees and disbursements, punitive damages, etc. This session will consider strategies for the management of client expectations as clients or their instructing counsel may mistakenly presume they are entitled to remedies and quantum of damages similar to that available in their home jurisdiction.

Investment funds: information obligations (FATCA), tax treaty entitlements and related issues

Presented by the Taxes Committee.

Investment funds are drawing more and more attention from regulatory and tax authorities. Finding the proper location for an investment fund is becoming a headache for sponsors. This panel will review some of the challenges faced in 2012 by investment funds, such as compliance with US foreign disclosure obligations (FATCA), international tax audits and tax treaty entitlements.

Latest developments in construction

Presented by the International Construction Projects Committee.

This session will analyse the often unexpected legal issues encountered in the use of FIDIC contracts in jurisdictions unfamiliar with them. Additionally, the session will include updates on construction law and practice from various notable jurisdictions. The session will close with a discussion of ideas for the IBA 2013 Annual Conference in Boston, USA.

Mediation in corporate disputes: the various roles experts can play in resolving the dispute

Presented by the Mediation Committee.

Should traditional asset purchase or share purchase agreement clauses that require valuation or arbitration be converted to mediation clauses? Can corporate accounting disputes be the subject of mediation? Are cost and time relevant factors? Is enforceability of the result an issue? What, if anything, can accountants do to help? Can they act as mediators? Do they have to act as experts only? What about other professionals, such as engineers?

Merge and purge – lessons from law firm mergers

Joint session with the Corporate Law Section and the Law Firm Management Committee.

Law firm mergers, by design or practical effect, often result in departures of partners, associates and staff. The reductions in force can occur in advance of, simultaneously with or often within a period of time after the formal merger. Strategic planning to properly evaluate, justify and implement a merger necessarily has a great effect on departures and retention of personnel. Ensuring that you keep, or make more likely the departure of, the 'right' personnel is the key in this people oriented process. The session format will be free flowing and interactive, seeking maximum audience input. Experts from the Closely Held and Growing Business Enterprises Committee, Law Firm Management Committee and Mergers and Acquisitions Subcommittee along with the audience will explore how the urge to merge can purge.

Orderly stepping down – how can it be done? A different meaning for different types of law firms

Presented by the Senior Lawyers' Committee.

While in medium/large firms, there are various known models for stepping down, it is very different in small law firms. The session will discuss this topic.

In relation to medium and large sized law firms, the session will consider:

- Handing over clients without retaining the liability.
- The solution of ‘of counsel’ – is this really a solution?
- What are the alternatives?

Looking at small and closely held law firms, the session will consider:

- How to step down.
- How to ensure that your life work will stay.
- How to reduce your workload, but still be a part of the firm.
- Should you sell or agree to some sort of pension?

Smart grids and smart metering: governance and technology issues

Presented by the Technology Law Committee.

This session will look at the legal implications of this change in the energy business model and the part IT plays in providing the solution. We will discuss:

- the incentives created by the regulatory framework and how they affect the interplay between the various stakeholders;
- the role of the smart meter: privacy and the accessibility of commercially valuable data;
- government procurement requirements for ICT suppliers in Europe, eg the possibilities for a creative dialogue;
- governance and interoperability; and
- the ICT solution: how ICT technology may pull together the various strands of this complex infrastructure and distribution model.

The future of the employment relationship

Presented by the Employment and Industrial Relations Law Committee.

Globalisation and technology have dramatically changed the content and format of the employment relationship around the globe. Long gone are the days when a full-time employee worked in the same function at the same place for the same employer allies. Furthermore, the y-generation has a different view on the work-life balance from the previous generation, which must also be taken into account.

This session will explore how the regulatory and the corporate framework needs to be defined in order to meet the requirements of a flexible, mobile and heterogeneous workforce.

The do’s and don’ts of trial work – an Asian, European and North American perspective

Joint Session with the Asia Pacific Regional Forum, the Forum for Barristers and Advocates, the Judges’ Forum and the Young Lawyers’ Committee.

This session will discuss the subtle intricacies of trial work from a practical perspective insofar as how one is to ‘pitch’ one’s case to a judge or jury. This session will look at issues pertaining to witness preparation, conduct of counsel at a trial vis-à-vis cross-examination of witnesses as well as the presentation of facts, reading a judge or jury among others and the different approaches adopted by counsel in Asia, Europe and North America in this regard.

Who gets the ice cream? Ethical, medical, succession and family law considerations of frozen genetic material on the death or divorce of the donor

Joint session with the Family Law Committee, the Human Rights Law Committee and the Individual Tax and Private Client Committee and the Medicine and the Law Committee.

This session will investigate the ethical issues, legal rights and obligations that arise in respect of donated and frozen sperm or ova on the death of the donor and on relationship breakdown between the donor and the donee.

The session will examine this topic from a cross-border and cross-disciplinary viewpoint, including the medical law, family law and succession law that may apply in a variety of jurisdictions.

We would like it to be an interactive session and contributions from the floor will be encouraged.

FRIDAY 0930 – 1230

A battle of perspectives: transactional lawyers v litigators for international sales and related commercial transactions

Joint session with the Arbitration Committee, the International Sales Committee and the Litigation Committee.

In the run up to an international transaction, a negotiating lawyer pursues closure, uses (and misuses) ‘boilerplate’ clauses. They compromise with a careful eye on business considerations and open-ended liabilities. When the same agreement is dissected by a court, an arbitrator or arguing counsel, unexpected twists and pitfalls emerge that often decide the outcome of a dispute. This lively and interactive session will explore the conflict with a mock negotiation over common difficult aspects of a deal which will then be ‘torn apart’ by two dispute resolution teams, each one instructed by the lawyers who authored the relevant clauses.

Arbitration and criminal law

Joint session with the Arbitration Committee and the Business Crime Committee.

This session will explore the interaction between criminal law and arbitrations. Topics to be covered will include:

- whether evidence seized in a criminal investigation can be used in arbitration proceedings;
- whether findings in an arbitration are admissible in subsequent criminal proceedings; and
- how to advise an individual who is both a criminal suspect and a prospective participant in an arbitration.

Cloud computing for lawyers

Presented by the Technology Law Committee.

This session will provide lawyers in all areas of practice, both in-house and outside counsel, with practical guidance on assessing and managing the main legal and regulatory concerns that they and other providers of professional services face when moving information and business processes into cloud environments. In particular, the following issues will be addressed:

- What do you really need to know about how it works (cloud computing 101 for lawyers)?
- What are lawyers already using cloud computing for and what scope is there for obtaining ‘off the shelf’ cloud solutions for law firms and in-house counsel?
- What is the business case for adoption by lawyers of cloud computing services?
- What is the impact of legal and regulatory obligations such as client confidentiality, legal professional privilege, document and data retention requirements and audit rules?
- How does eDiscovery work in a cloud environment?
- Do restrictions on international transfers of personal data restrict cross-border cloud arrangements, for example storage and other processing of EU data in the United States?
- What happens if a cloud service provider is requested or compelled to disclose data to a regulator, law enforcement agency or court in conflict with, for example, a lawyer’s duties of confidentiality, privilege or obligations under data protection law?
- In addition to client data issues, what do you need to be aware of when moving employee, supplier, facilities management and other data into clouds?
- What positions are regulators and law societies adopting regarding cloud computing?

Does legal education need to give higher priority to teaching ethics and professional judgment? If so, what can be the role for professional bodies and regulatory agencies in promoting such change?

Joint session with the Academic and Professional Development Committee, the Bar Issues Commission and the Professional Ethics Committee.

Recently, an increasing number of professional bodies and regulatory agencies have focused attention on the role of academic education in preparing future lawyers for ethical decision-making. The Bar Issues Commission has recommended an increased emphasis on ethical education in the academic component of preparation for practice. The Academic and Professional Development Committee is engaged in two PPID-funded projects to collect and disseminate information about best practices for developing ethical decision-making and professional judgment.

This highly interactive session will explore two interlocked issues. What are: (1) the content, methods and goals of law school education designed to develop the capacity for ethical decision-making; and (2) the potential benefits and risks of greater involvement by professional bodies and regulatory agencies in the shaping of law school education?

How to avoid an energy crisis in Europe: implementation of the third energy package in the European energy market

Presented by the European Regional Forum.

Will the third energy package open an energy market in Europe and will it serve to avoid a major energy crisis?

The Gas and Electricity Directives had to be transposed into national law by 3 March 2011 and the three Regulations targeting natural gas market liberalisation in Europe became applicable as well. Utilities had to separate supply and production from transmission.

What does the third energy package mean for the major energy utilities? Why have EU Member States delayed and why are energy utilities reluctant to implement the third energy package? What investment protection is available for energy utilities in case of ownership unbundling?

How to slice the cake – licensing and distribution agreements

Presented by the Intellectual Property and Entertainment Law Committee.

This session will consider the licensing of intellectual property across industries, prohibitions on geographical restrictions, intellectual property issues, market segmentation, physical products versus digital content, authorised versus grey market distribution, sublicensing and differential royalty rates, revenue streams and pricing structures. Licensing has become an important component of doing business worldwide and the market dynamics rapidly evolving challenge lawyers around the globe to become familiar with the trends in order to better protect their client's interests. Lessons to be learned, current trends and an outlook on licensing will be discussed in a high-level debate among in-house counsel, private practitioners and industry speakers.

People: the changing market for legal talent

Presented by the Law Firm Management Committee.

This session will discuss:

- Strategies to manage the risks of the mobility of legal talent.
- Are we getting better at taking care of people?
- Money or lifestyle: what is more important to associates?
- Partner migration: stealing the golden handcuffs.
- Post-employment restrictive covenants: why they don't work.

Post-merger integration

Joint session with the Corporate and M&A Law Committee and the Employment and Industrial Relations Law Committee.

With hindsight, more than 50 per cent of M&A transactions are considered to be a failure. The high failure rate can be largely attributed to a lack of proper post-merger integration. This session will discuss key employment, labour and HR corporate factors to do a successful post-merger integration. This session will include experts from multinationals and outside counsel with M&A experience.

Support of banks

Presented by the Banking Law Committee.

This session will discuss the role of lawyers in the practical implementation of government measures to support the viability of financial institutions.

Tax audits in a cross-border environment

Presented by the Taxes Committee.

This panel will address the issues arising in local and cross-border tax audits in a changing world for various industries, such as financial institutions. What are the challenges of joint and simultaneous audits under a mutual agreement procedure with third countries? How are requests of information from foreign countries being processed and how are taxpayers' rights being protected in this respect? In this connection, banking secrecy rules and the developments regarding solicitor-client privilege and the extension of the privilege to tax advisers will also be discussed.

The true meaning of success: what really makes you an outstanding lawyer?

Presented by the Young Lawyers' Committee.

Young lawyers tend to be, rightly so, fiercely ambitious and have high expectations of their career progress. It is easy, particularly in large law firms with multi-million pound/dollar turnovers, to lose sight of the fact that heading onto the fast-track to being a wealthy partner is not necessarily all that matters in the long-term.

This half-day session will illustrate the other important aspects of practicing law, the importance of moral and social responsibility, of helping those who cannot perhaps stand up for themselves and how practicing the law in this way does not preclude your becoming a well-respected and even wealthy lawyer, but rather will even help you become a genuinely successful lawyer with a rewarding career path.

Who best to demonstrate this than representatives from the Young Lawyers' Committee leadership, the Senior Lawyers' Committee and past IBA Outstanding Young Lawyer of the Year award recipient(s) who prove that being a lawyer truly is more than a profession.

FRIDAY 1000 – 1230

Rule of Law Symposium

Presented by the Rule of Law Action Group.

Is the rule of law relevant for the 21st century global community?

Keynote address by Bernard Kouchner, followed by a Q & A session.

Bernard Kouchner, French Minister of Foreign and European Affairs until November 2010, has played an important role in European politics for many decades. Having been a Minister in different French governments for a total of 18 years, he is an outspoken advocate for humanitarian causes.

A medical doctor by training, Bernard Kouchner is best known for being the co-founder and former President of the Nobel Peace Prize winning humanitarian organisation, Médecins Sans Frontières. Bernard Kouchner has played an important role in international

humanitarian efforts for more than 20 years. As France's Minister of Health and Humanitarian affairs, he played a key role in persuading the UN General Assembly to accept 'the responsibility to protect' resolution. After devastating civil wars in the Balkans, Kouchner served as Special Representative to UN Secretary-General Kofi Annan in Kosovo.

Bernard Kouchner is the author of several books and is co-founder of the news magazines *L'Événement* and *Actuel*. He is the recipient of several human rights awards, including the Dag Hammarskjöld Prize and the Prix Europa.

Following the keynote address, and question and answer session, a panel of international commentators will join Bernard Kouchner to discuss whether the rule of law is relevant for the 21st century global community and respond to issues raised in the keynote address.

In recent years, the application of the rule of law has been extended to the global community. However, there are issues such as those relating to the absence of an international legislature or executive, and this wider application has both its supporters and opponents. The panel will discuss various aspects of this developing topic.

FRIDAY 1300 – 1400

Memorial lecture: George Seward, Honorary Life President of the International Bar Association, delivered by Mary Robinson

George Chester Seward, the Honorary Life President of the International Bar Association and founding partner of Seward & Kissel LLP, a New York City based law firm, passed away on 15 February 2012, at his home in Scarsdale, New York. He was 101.

George was heavily involved with the IBA, from its early days. He is considered by many to be the founder of the IBA in its current form. In recognition of his contribution he was elected Honorary Life President in 1982.

George was originally invited to play a role by the President of the US Bar soon after the IBA was established. At that point, he was only able to sit on the board as a representative, due to the IBA's structure: only bar associations were able to join the IBA as members. In 1968, he proposed to the IBA that it should form a section for individual lawyers to join.

Despite initial reluctance from the bar associations, this proposal was successful, and the Section on Business Law (SBL, now the Legal Practice Division) was created, with their first official meeting held in Tokyo at the 13th Biennial Conference in 1970. George was the first President of the SBL from 1970-1974. It is widely recognised that George ensured the financial viability of the Association with the introduction of the SBL.

Due to the work he undertook with the IBA, Seward was elected Honorary Life President at the IBA's conference in New Delhi in 1982. A series of lectures in his honour was also initiated, the first undertaken by Prime Minister Rajiv Gandhi in New Delhi in 1988.

George was born on 4 August 1910 in Omaha, Nebraska. He graduated with a Bachelor of Arts from the University of Virginia in 1933, and with his LLB in 1936. On 12 December 1936, he married Carroll Frances McKay, and they had four children together: Gordon Day Seward, Patricia McKay Seward, Dr James Pickett Seward and Deborah Carroll Seward. In 1953, George joined Meyer, Kidder, Matz & Kissel, which later became Seward & Kissel. Though George celebrated his 100th birthday in 2010, he is said to have regularly graced the offices of Seward & Kissel with his presence, at an age when others would have long retired.

He is remembered with great fondness by all those at the IBA who knew him and worked alongside him.

This Memorial Lecture in honour of George Seward will be delivered by Mary Robinson. Mrs. Robinson, the first woman President of Ireland and formerly the United Nations High Commissioner for Human Rights, has spent most of her life as a human rights advocate and is a world leader who puts her humanity very much at the forefront of her politics. Amongst her current commitments, she now chairs the Council of Women World Leaders, is President of Realizing Rights: The Ethical Globalization Initiative and chairs the Board of Trustees of the Mary Robinson Foundation. The Foundation is a centre for thought leadership, education and advocacy on the struggle to secure global justice for those many victims of climate change.

FRIDAY 1430 – 1700

Rule of Law Symposium

Joint session with the Rule of Law Action Group and the Hague Institute for the Internationalism of Law (HiIL).

The rule of law in 2030

The afternoon session of the Symposium will address 'The rule of law in 2030'. This session is presented in collaboration with the Hague Institute for the Internationalism of Law (HiIL). HiIL has sought and received the views of leading experts in many fields from many countries concerning the international law issues that are likely to engage our world in 2030. An international panel of speakers will comment on their expectations and concerns about the rule of law in the coming years.

FRIDAY 1430 – 1730

Navigating the criminal law minefield: a cautionary tale for defence lawyers and lawyers representing corporations

Joint session with the Bar Issues Commission and the Criminal Law Committee.

This panel will discuss different scenarios of a white collar defence lawyer becoming a criminal suspect and analyse actual cases where defence lawyers faced charges. The panel will offer practical advice on how to avoid criminal exposure and tackle the charges if indicted.

Strategy: how must small law firms change in order to survive?

Presented by the Law Firm Management Committee.

This session will discuss:

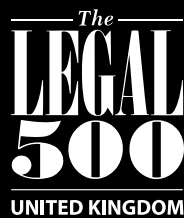
- Is growth the only solution?
- Can small law firms credibly differentiate themselves on the basis of anything but size?
- Small firm success stories.
- Global law firms: competitors or collaborators?

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THE CONFERENCE VENUE – CONVENTION CENTRE DUBLIN – WILL BE REFERRED TO THROUGHOUT THIS PROGRAMME AS THE CCD.

Social function tickets will **NOT** be confirmed until full payment is received at the IBA office. If full payment is not received by **Friday 31 August**, then ticket allocation will be released without further notice. Tickets, where relevant, must be purchased for children over 13 years old. Some social functions may not be suitable for young children and, if this is the case, the IBA reserves the right not to admit them.

Ticket amendments and returns

All social function ticket bookings must be finalised by close of business on **Wednesday 19 September**. After this date all amendments, returns and purchases of social function tickets will only be possible upon arrival at the conference. Tickets returned in person, on-site, will be subject to a 25 per cent administration charge, and a refund will only be made if the ticket is resold. All refunds will be made from the London office after the conference. Please note that new ticket purchases will be subject to availability at the conference.

Social function prices

The IBA does not mark up ticket prices or make a profit from social functions. Dining in a large group will sometimes cost more than dining individually because of additional costs such as room hire, transport, decoration, etc. All social function ticket prices are inclusive of VAT which is irrecoverable.

Committee socials

A full list of committee social functions and a booking form will be sent to all delegates.

Dress code

The conference dress code is business attire for working sessions and smart casual for social events unless otherwise stated.

Sponsorship

For details of all sponsorship opportunities at this conference, e-mail andrew.webster-dunn@int-bar.org.

SUNDAY

1800 – 1930

***Opening Ceremony**

Royal Dublin Society

Transport will be provided from official IBA conference hotels.

1930 – 2230

***Welcome party**

Royal Dublin Society

The welcome party is the perfect opportunity to get a true taste of Ireland. You will enter a custom created venue with all the sights and sounds of a bustling Irish village. The venue is spectacularly transformed with a wide selection of themed Irish buffet and bar stations serving the finest Irish and international cuisine. You are encouraged to wander through this amazing Irish streetscape and stop off at any one of our six Irish hostelries to enjoy the best in Irish hospitality and entertainment. The venue is set up to create a real 'Irish Hooley Night'.

MONDAY

1230 – 1430

Arab Regional Forum lunch

CCD

Price: £44

1230 – 1430

European Regional Forum lunch

CCD

Price: £44

1230 – 1430

North American Regional Forum lunch

CCD

Price: £44

1230 – 1430

Women Lawyers' Interest Group lunch

CCD

Price: £44

1800

***Newcomers' reception**

CCD

TUESDAY

0800 – 0930

Hosted breakfast by the Association of Danish Law Firms and the Danish Bar and Law Society

CCD

0800 – 0930

African Regional Forum breakfast

CCD

1230 – 1430

Asia Pacific Regional Forum lunch

CCD

Price: £44

1230 – 1430

Corporate Counsel Forum lunch

CCD

Price: £44

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1230 – 1430

Latin American Regional Forum lunch

CCD

Price: £44

WEDNESDAY

0800 – 0930

Family Law Committee breakfast

CCD

0800 – 0930

Hosted breakfast by the Japan Federation of Bar Associations

CCD

0800 – 0930

Arbitration Committee breakfast

CCD

0800 – 0930

Managing Partners and Professional Development Committee breakfast

CCD

1230 – 1430

Legal Practice Division lunch

CCD

Price: £44

THURSDAY**Morning****IBA golf day***K Club, The Palmer course*

The Palmer Ryder Cup course is, quite simply, one of Europe's most spectacular courses. Ranked regularly in the top three parkland golf courses in Ireland, this Palmer-designed golf haven is a must-play 'badge of honour' that has hosted the top golf players in the world. The Ryder Cup in 2006 and 11 European Opens testify to the importance of the Palmer Ryder Cup course to European golf.

Price: £160

Places on the golf day are strictly limited and following the success of previous IBA golf days we advise early booking to avoid disappointment. Please note there will be no refunds available for this event for cancellations received after **Wednesday 19 September**.

0800 – 0930

Academic and Professional Development Committee breakfast

CCD

1230 – 1430

African Regional Forum lunch

CCD

Price: £44

1230 – 1430

Public and Professional Interest Division lunch

CCD

Price: £44

Afternoon**IBA football match**

Once again the famous IBA World Cup football match will challenge the collective team spirits of the Americans, the Latins, the North and Southern Europeans and the wider world. The cost is likely to be in the region of £45 + Irish VAT @ 23 per cent, payable on the day or at the IBA registration desk at the Conference. Transport and other arrangements will be confirmed nearer the time and e-mailed to delegates who have registered an interest. Please register your interest in playing prior to (or during) the conference week to Keith Oliver (keoliver@petersandpeters.com) or Pablo Vergara del Carril (p.vergara@zbv.com.ar). All spectators will be welcome.

1800

Young lawyers' receptionJameson Distillery*

The highlight of the reception will be the presentation of the prestigious IBA Young Lawyer of the Year Award in recognition of William Reece Smith Jr.

Sponsored by  LexisNexis®

FRIDAY

1930 – 2230

Closing party*Guinness Storehouse ®*

Sponsored by:



The closing party will be held at the Guinness Storehouse, St James's Gate. Guinness and Ireland go hand in hand and it was here in 1759 that Arthur Guinness started the brewing of the legendary 'black stuff'. The venue has seven floors where themed buffet stations, accompanying entertainment and the breathtaking Gravity Bar with its 360 degree view of Dublin's skyline all combine to create a great farewell party. Try your hand at pulling a pint or simply relax and enjoy the music and cuisine. Guests are free to explore the various levels and experiences in this iconic building with food and beverages available throughout.

Transport will be provided from official IBA conference hotels.

Price: £100



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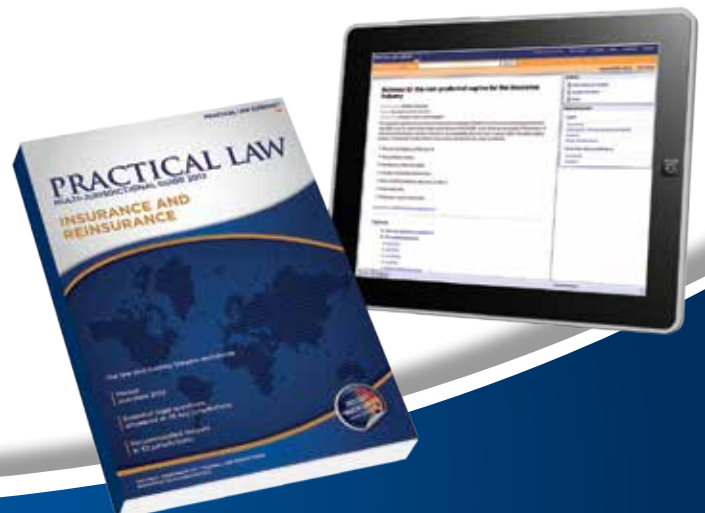
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“The cross-border analysis of key issues is invaluable. Its practical application greatly assists us in providing effective advice to our business.

IRENE BELLEW
GROUP COUNSEL
WHIRLPOOL EUROPE



CONFERENCE INFORMATION

Registration

To register for the conference, please complete the enclosed registration form and send it by **19 September**, together with your payment, to:

International Bar Association
4th Floor, 10 St Bride Street
London EC4A 4AD, United Kingdom
Fax: +44 (0)20 7842 0091
E-mail: confs@int-bar.org

You can also register online at www.ibanet.org/conferences/dublin2012/ Your registration will be acknowledged by e-mail upon receipt of full payment and all registration and joining details will be available from the 'My IBA' section of the IBA website.

Social functions

Social function tickets will **NOT** be confirmed until full payment is received at the IBA office. If full payment is not received by **Friday 31 August** tickets will be released without further warning.

As numbers may have to be limited for certain functions, tickets will be allocated on a 'first come, first served' basis. Requests for tickets for unregistered accompanying persons will only be granted at the discretion of the Head of Conferences.

Accompanying persons

Accompanying person(s) cannot be a member of the legal profession and are not permitted to attend working sessions. Checks are made to ensure members of the legal profession are not registered as an accompanying person, if this is the case, registration will be refused unless the accompanying person registers as a full delegate for the conference.

Only registered accompanying persons (ie those paying the fee of £282.90) are eligible to participate in the social programme, except with the prior agreement of the Head of Conferences.

Important dates

Friday 13 July

Early registration fee and preliminary list of participants – registration forms and payment must be received at the IBA office by **Friday 13 July**. The preliminary list of participants will be available to all registered delegates at www.ibanet.org/conferences/Dublin2012/ by mid-August.

Friday 24 August

Conference list of participants – for inclusion in the list of participants available at the conference, registration forms and payment must be received at the IBA office by **Friday 24 August**.

In addition to the printed list of participants, registered delegates will also have access to a mobile list of participants' application, available on PDAs and smartphones, to search through an up-to-date directory of delegates, view their contact information, discover the location and times of speakers' sessions and send personal messages to one another.

Friday 31 August

Social function tickets – social function tickets will not be confirmed until full payment is received at the IBA office. If full payment is not received by **Friday 31 August** then tickets will be released without further notice.

Wednesday 19 September

Cancellation – notice of cancellation must be received at the IBA office, in writing, by **Wednesday 19 September**. A 15 per cent administration charge will be deducted on registration fees and 25 per cent on social function tickets. After this date, no refunds can be made for registration fees; however, your registration fee can be transferred to a substitute delegate employed within your law firm/company. **Only one transfer/substitute per registration is permitted.** Social function tickets returned in person, on-site, will be subject to a 25 per cent administration charge, and a refund will only be made if the ticket is resold. All refunds will be made from the London office after the conference.

Registration – all registrations (online and by hard copy) must be received by close of business on **Wednesday 19 September** in order to be processed. After this date registration will only be possible upon arrival at the conference subject to availability; the higher fee will then apply.

On-site registration – due to the size of the CCD, on-site registration will only be possible subject to availability. Please contact the IBA prior to travelling to ensure we will be accepting on-site registrations for the conference. The IBA will not be liable for any travel or accommodation expenses incurred by an individual who travels to the conference without a confirmed place at the event.

Social functions – all social function ticket bookings must be finalised by close of business on **Wednesday 19 September**. After this date all amendments, returns and purchases of social function tickets will only be possible upon arrival at the conference. Tickets returned in person, on-site, will be subject to a 25 per cent administration charge, and a refund will only be made if the ticket is resold. All refunds will be made from the London office after the conference. Please note that new ticket purchases will be subject to availability at the conference.

Fast track registration – all delegates who have registered and paid for the conference, social functions and membership fees in full before the end of business on **Wednesday 19 September** will receive a voucher for the fast track registration desk. The voucher is scheduled to be e-mailed on **Thursday 27 September** to the email address indicated on the registration form. Please bring this voucher to the registration desk either in hard copy or on your smartphone.

Language

The working language for both the sessions and conference materials is English.

Cancellation/substitution

Any cancellation must be received at the IBA office, in writing, by **Wednesday 19 September** in order for fees to be refunded. A 15 per cent administration charge will be deducted from registration fees and 25 per cent administration charge on social function tickets.

If you have made an accommodation booking, either through our housing agent JLC or independently, you are responsible for cancelling this separately. The IBA takes no responsibility for any financial penalties you may incur.

After **Wednesday 19 September**, no refunds can be made for registration fees; however, your registration fee can be transferred to a substitute delegate employed within your law firm/company. **Only one transfer/substitute per registration is permitted.** Tickets returned in person, on-site, will be subject to a 25 per cent administration charge, and a refund will only be made if the ticket is resold. All refunds will be made from the London office after the conference.



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- **IAI Arbitrator Tool** developed in conjunction with the International Arbitration Institute which allows you to compare and select over 500 arbitration experts by specific criteria including language and expertise.

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Registration fees

All prices are in GBP £

	Before 13 July	14 July – 19 September	At the Conference
IBA members	£1,445.00	£1,668.00	£1,958.00
Irish VAT @ 23%	£332.35	£383.64	£450.34
Total payable	£1,777.35	£2,051.64	£2,408.34

IBA members from countries with reduced membership fees*			
Total payable	£1,088.00	£1,668.00	£1,958.00

IBA members from countries with reduced membership fees are not liable to pay Irish VAT.

IBA members academics/judges (full time)	£1,088.00	£1,668.00	£1,958.00
Irish VAT @ 23%	£250.24	£383.64	£450.34
Total payable	£1,338.24	£2,051.64	£2,408.34

Senior lawyers**	£1,088.00	£1,668.00	£1,958.00
Irish VAT @ 23%	£250.24	£383.64	£450.34
Total payable	£1,338.24	£2,051.64	£2,408.34

Public lawyers	£1,088.00	£1,668.00	£1,958.00
Irish VAT @ 23%	£250.24	£383.64	£450.34
Total payable	£1,338.24	£2,051.64	£2,408.34

Young lawyers (under 30 years old)	£1,088.00	£1,668.00	£1,958.00
Irish VAT @ 23%	£250.24	£383.64	£450.34
Total payable	£1,338.24	£2,051.64	£2,408.34

Non-members***	£1,740.00	£2,030.00	£2,248.00
Irish VAT @ 23%	£400.20	£466.90	£517.04
Total payable	£2,140.20	£2,496.90	£2,765.04

Accompanying person(s)****	£230.00	£230.00	£230.00
Irish VAT @ 23%	£52.90	£52.90	£52.90
Total payable	£282.90	£282.90	£282.90

* Please check to ensure your country is listed on p 84

** Reduced rate is offered to lawyers who are over the age of 65, have been an IBA member for more than 20 years and are no longer practising law.

*** Non-members can register at the IBA rate if the IBA membership form is submitted at the same time as their conference registration.

**** Accompanying person(s) cannot be a member of the legal profession and are not permitted to attend working sessions. Checks are made to ensure members of the legal profession are not registered as an accompanying person, if this is the case, registration will be refused unless the accompanying person registers as a full delegate for the conference.

Registration forms received at the IBA office indicating incorrect registration fee selection will be processed at the correct registration fee rate. An email will be dispatched informing the delegate of this error and further conference documentation will not be available until the full registration fee has been received.

Registration fees include:

- Attendance at all working sessions
- Conference documentation, including website access to any available speakers' papers, preliminary and conference list of participants
- Opening ceremony and welcome party on Sunday 30 September
- Lunches, Monday – Friday inclusive
- Tea and coffee during breaks
- Shuttle bus service between the official IBA Conference hotels and CCD during the conference week

Accompanying person fees include:

- Opening ceremony and welcome party on Sunday 30 September
- Shuttle bus service between the official IBA Conference hotels and CCD during the conference week

VAT

The following will be applicable to conference registration fees and social tickets purchased for the conference:

Irish delegates

Registration fees: VAT will be chargeable at the standard rate (currently 23 per cent).

Social tickets: All social function ticket prices are inclusive of VAT which is irrecoverable.

EU delegates (non-Irish)

Registration fees: VAT will not be chargeable. However the delegate will need to provide their VAT number and there will be a need to quote this VAT number on the invoice. There will also be a need to include a reference to 'reverse charge' VAT applying on the invoice and to report the matter in Irish 'VIES' returns. This return relates to services provided cross border within the EU.

Social tickets: All social function ticket prices are inclusive of VAT which is irrecoverable.

Non EU delegates

IBA members from countries with reduced membership are not liable to pay Irish VAT.

Registration fees: VAT will not be chargeable.

Social tickets: All social function ticket prices are inclusive of VAT which is irrecoverable.

Payment of registration fees

Pounds sterling: by cheque drawn on a UK bank and in favour of the International Bar Association. Please send to: 4th Floor, 10 St Bride Street, London EC4A 4AD, United Kingdom.

OR by bank transfer to the IBA account number: 13270222 (Sort Code 56-00-03) at the National Westminster Bank, St James's & Piccadilly Branch, 208 Piccadilly, London W1A 2DG, United Kingdom or SWIFT address NWBKGB2L, IBAN GB05NWBK56000313270222.

Please ensure that a copy of the bank transfer details is attached to your registration form and sent to the IBA office.

Euro: by cheque or bank draft, drawn on a euro zone bank and converted at the current rate of exchange and in favour of the International Bar Association. Please send to: 4th Floor, 10 St Bride Street, London EC4A 4AD, United Kingdom.

OR by bank transfer to the IBA bank account number 550/00/06570631 (Sort Code 56-00-03) at the National Westminster Bank, St James's & Piccadilly Branch, 208 Piccadilly, London W1A 2DG, United Kingdom or SWIFT address NWBKGB2L, IBAN GB58NWBK60721106570631. **Please ensure that a copy of the bank transfer details is attached to your registration form and sent to the IBA office.**

US dollars: by cheque converted at the current rate of exchange and drawn on a US bank and in favour of the International Bar Association. Please send to: 4th Floor, 10 St Bride Street, London EC4A 4AD, United Kingdom.

OR by bank transfer to the IBA account number: 01286498 (Sort Code 56-00-03) at the National Westminster Bank, St James's & Piccadilly Branch, 208 Piccadilly, London W1A 2DG, United Kingdom. SWIFT address NWBKGB2L, IBAN GB55NWBK60730101286498.

Please ensure that a copy of the bank transfer details is attached to your registration form and sent to the IBA office.

PLEASE ENSURE THAT YOUR NAME, MEMBERSHIP NUMBER (if applicable) AND THE WORDS 'CON420+ DUBLIN' APPEAR ON ANY TRANSFER OR DRAFT.

Credit card payments: by Visa, MasterCard or American Express. **No other cards are accepted.** Credit cards will be charged in GBP £. Your credit card company will convert this cost to the currency of your credit card.

Receipt of payment without submitting a fully completed registration form does not constitute a 'complete' registration and will not secure your place at the conference. Registrations will only be confirmed once the IBA London Office is in receipt of both the completed registration form and full payment.

No deductions or withholdings

All fees payable to us by you in accordance with the terms contained in this 'information' section shall be paid free and clear of all deductions or withholdings whatsoever.

If any deductions or withholdings are required by law to be made from any fees payable to us by you under the terms contained in this 'information' section you shall pay such sum as will, after the deduction or withholding has been made, leave us with the same amount as we would have been entitled to receive in the absence of any such requirement to make a deduction or withholding.

If we obtain the benefit of any tax credit or other relief by reference to any such deductions or withholdings, then we shall repay to you such amount as, after such repayment has been made, will leave us in no worse position than we would have been had no such deductions or withholdings been required.

Group/agent/third-party bookings

The IBA is unable to process group registrations or registrations supplied through an agency. Registration, payment and all conference correspondence must be made directly with the registered delegate and not via a third party. Should we receive a conference registration and/or payment from a third party the registration will not be processed and the funds will be returned automatically to the bank they originated from with any applicable charges deducted.

Refund of payments

All cancellations received on or before **19 September 2012** will be subject to a 15 per cent administration charge deducted on registration fees and 25 per cent on social function tickets. Refunds will only be made via the payment method they were originally sent, if a payment is refunded via bank transfer it will also be subject to any applicable bank charges.

Cancellation of registration

Provided you have cancelled your registration to attend an IBA conference in accordance with the terms of the 'cancellation of registration' clause included in the 'Information' section of the relevant conference programme, you must then confirm to us in writing at the IBA office as soon as possible but in no event later than one year (12 calendar months) from the date of any such conference all necessary details to enable any reimbursement owed to you to be paid. We regret that no refunds will be made after the date that is one year (12 calendar months) after the date of the relevant conference.

The organisers may at any time, with or without giving notice, in their absolute discretion and without giving any reason, cancel or postpone the conference, change its venue or any of the other published particulars, or withdraw any invitation to attend. In any case, neither the organisers nor any of their officers, employees, agents, members or representatives shall be liable for any loss, liability, damage or expense suffered or incurred by any person, nor will they return any money paid to them in connection with the conference unless they are satisfied not only that the money in question remains under their control but also that the person who paid it has been unfairly prejudiced (as to which, decision shall be in their sole and unfettered discretion and, when announced, final and conclusive).

International Bar Association is incorporated as a Not-for-Profit Corporation under the laws of the State of New York in the United States of America and is registered with the Department of State of the State of New York with registration number 071114000655 and the liability of its members is limited. Its registered office in New York is at c/o Capital Services Inc, 1218 Central Avenue, Suite 100 Albany, New York 12205: the administrative office of the Association is at 4th Floor, 10 St Bride Street, London EC4A 4AD, United Kingdom.

Countries with reduced membership and registration fees

<i>Afghanistan</i>	<i>Angola</i>	<i>Armenia</i>
<i>Bangladesh</i>	<i>Belize</i>	<i>Benin</i>
<i>Bhutan</i>	<i>Bolivia</i>	<i>Burkina Faso</i>
<i>Burundi</i>	<i>Cambodia</i>	<i>Cameroon</i>
<i>Cape Verde</i>	<i>Central African Republic</i>	<i>Chad</i>
<i>Comoros</i>	<i>Congo</i>	<i>Congo (Dem Rep)</i>
<i>Cote D'Ivoire</i>	<i>Djibouti</i>	<i>Egypt</i>
<i>El Salvador</i>	<i>Eritrea</i>	<i>Ethiopia</i>
<i>Fiji</i>	<i>Gambia</i>	<i>Georgia</i>
<i>Ghana</i>	<i>Guatemala</i>	<i>Guinea</i>
<i>Guinea-Bissau</i>	<i>Guyana</i>	<i>Haiti</i>
<i>Honduras</i>	<i>India</i>	<i>Indonesia</i>
<i>Iraq</i>	<i>Kenya</i>	<i>Kiribati</i>
<i>Kosovo</i>	<i>Kyrgyz Republic</i>	<i>Lao PDR</i>
<i>Lesotho</i>	<i>Liberia</i>	<i>Madagascar</i>
<i>Malawi</i>	<i>Mali</i>	<i>Marshall Islands</i>
<i>Mauritania</i>	<i>Micronesia (Fed States)</i>	<i>Moldova</i>
<i>Mongolia</i>	<i>Morocco</i>	<i>Mozambique</i>
<i>Myanmar</i>	<i>Namibia</i>	<i>Nepal</i>
<i>Nicaragua</i>	<i>Niger</i>	<i>Nigeria</i>
<i>North Korea</i>	<i>Pakistan</i>	<i>Papua New Guinea</i>
<i>Paraguay</i>	<i>Philippines</i>	<i>Rwanda</i>
<i>Samoa</i>	<i>Sao Tome and Principe</i>	<i>Senegal</i>
<i>Sierra Leone</i>	<i>Solomon Islands</i>	<i>Somalia</i>
<i>South Sudan</i>	<i>Sri Lanka</i>	<i>Sudan</i>
<i>Swaziland</i>	<i>Syrian Arab Republic</i>	<i>Tajikistan</i>
<i>Tanzania</i>	<i>Timor-Leste</i>	<i>Togo</i>
<i>Tonga</i>	<i>Turkmenistan</i>	<i>Tuvalu</i>
<i>Uganda</i>	<i>Ukraine</i>	<i>Uzbekistan</i>
<i>Vanuatu</i>	<i>Vietnam</i>	<i>West Bank and Gaza</i>
<i>Yemen</i>	<i>Zambia</i>	<i>Zimbabwe</i>

Conference headquarters

Convention Centre Dublin (CCD)
Spencer Dock
North Wall Quay
Dublin 1
Ireland
Tel: +353 1 856 0000
www.theccd.ie

Registration check-in

The registration desk will be located in The Forum, Ground Floor at the CCD. Once you have collected your documents you must display your name badge clearly at all times within the CCD and at IBA social events.

Badges

For security reasons, name badges must be worn at all times during the conference and at social functions. Your name badge is your pass for the opening ceremony and welcome party. Access to the CCD once you have collected your registration documentation will be denied unless you are wearing the correct conference badge. Security checks will be in place and staff will challenge delegates not wearing a valid conference badge. Proof of identity is required for replacement badges.

Registration hours are:

Saturday	1500 – 1800
Sunday	1000 – 1800
Monday – Thursday	0830 – 1730
Friday	0830 – 1430

Conference materials

From **Monday 24 September** all conference materials received by the IBA will be available for registered delegates to access and download free of charge from www.ibanet.org/conferences/dublin2012/

Access for the disabled

The CCD is accessible by wheelchair. Please notify us if you require special assistance.

Entry formalities

All delegates are responsible for checking visa entry requirements for Ireland. Applications can take up to several months to process and some delegates will have to apply for their visa in person at their local embassy. Please contact your local embassy for entry formalities and apply for any required visa well in advance.

For further information please visit the following website:
www.dfa.ie/home/index.aspx?id=8605.

We strongly advise that you check with your embassy a month prior to travelling to ensure that entry requirements have not changed. We are unable to send visa supporting application letters to delegates prior to receipt of your registration form and full payment of fees. **For bank transfer payments** a copy of your bank transfer details is required in order to locate your payment. Upon receipt of the transfer documents the IBA will allocate the payment within five working days, and once this is successfully completed registration confirmation will automatically be sent by e-mail.

Continuing Professional Development/ Continuing Legal Education

The conference has been accredited for 25 hours of CPD/CLE by the Solicitors Regulation Authority of England and Wales. New York and Californian attorneys may submit their certificates of attendance issued, and apply this credit earned to their New York and Californian CLE requirement.

For delegates from other countries where CPD/CLE is mandatory, the IBA will be pleased to provide a Certificate of Attendance for this Conference. Subject to your Bar Association/Law Society, the Certificate may be used to obtain the equivalent accreditation in your jurisdiction.

Certificates will be available from IBA staff at the Registration Desk.



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In the legal profession, there's only one thing more important than what you know.

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As an International Bar Association member, working confidently across international borders presents no problems. You are able to draw on the world's most extensive expertise base to achieve the best possible outcome for both your client and your practice.

IBA membership offers the opportunity to meet, to interact with and to learn from like-minded lawyers and leading practitioners in many jurisdictions, right across the planet. Our membership roll runs to over 45,000 of the world's top lawyers and 197 Bar Associations and Law Societies worldwide.

Whatever your field of specialisation, we can provide you with instant access to a global network of fellow lawyers who are used to applying their local knowledge to the same or similar issues.

The IBA's on-going series of conferences and specialist meetings provides the perfect forum for convivial and constructive networking. Many an international merger or acquisition has been conceived at an IBA meeting and there are more than a few lawyers who say that joining the IBA was probably one of their more astute career moves.

What is more, the ability to market their firm in the right international circles has proven invaluable in many cases.

With membership of the International Bar Association, you can be sure of having all the right friends in all the right places, worldwide.

To find out more about the IBA and the benefits that membership could bring to your firm please contact membership services on:

Tel: +44 (0)20 7842 0090 Fax: +44 (0)20 7842 0091

Email: member@int-bar.org or visit www.ibanet.org.



the global voice of
the legal profession®



REGISTRATION FORM

- Registrations cannot be acknowledged or processed at the IBA office after **Wednesday 19 September**.
- This form is valid for one delegate only.
Copies may be made for additional registrations.



INTERNATIONAL BAR ASSOCIATION
ANNUAL CONFERENCE

DUBLIN 30 SEPTEMBER – 5 OCTOBER 2012

Please return this form to: **International Bar Association**

4th Floor, 10 St Bride Street, London EC4A 4AD, United Kingdom Fax: +44 (0)20 7842 0091 E-mail: confs@int-bar.org

PLEASE TYPE OR USE BLOCK LETTERS OR ATTACH A BUSINESS CARD

Title _____ Given name _____ Family name _____

Name and country to be shown on badge (if different from above) _____

IBA membership number (if applicable) _____ Date of birth _____

Firm/company/organisation _____

Address _____

Tel _____ Fax _____

E-mail _____

VAT no _____

EU delegates (non-Irish): For those delegates supplying their registered VAT number at the time of booking the 'reverse charge' mechanism is applicable based on art 196 of VAT Directive 2006/112/EC. VAT will therefore not be chargeable on registration fees. However, all social function ticket prices are inclusive of VAT which is irrecoverable. Please note refunds will not be issued if the VAT number is not submitted at the time of registration.

GROUP/AGENT/THIRD-PARTY BOOKINGS

The IBA is unable to process group registrations or registrations supplied through an agency. Registration, payment and all conference correspondence must be made directly with the registered delegate and not via a third party. Should we receive a Conference registration and/or payment from a third party the registration will not be processed and the funds will be returned automatically to the bank they originated from with any applicable charges deducted.

BADGE

Name and country to be shown on badge, if not as above

ACCOMPANYING PERSON(S)

*Please note that an accompanying person fee of £282.90 is applicable. Accompanying persons cannot be a member of the legal profession and are not permitted to attend working sessions. Checks are made to ensure members of the legal profession are not registered as an accompanying person, if this is the case, registration will be refused unless the accompanying person registers as a full delegate for the conference.

1. Name _____ Country _____

2. Name _____ Country _____

3. Name _____ Country _____

4. Name _____ Country _____

LIST OF PARTICIPANTS

If you already have a confirmed hotel booking please enter details here in order for it to be included in the Conference list of participants.

NOTE: This is for information purposes only; completing this section **DOES NOT** constitute a hotel reservation. If you wish to make a hotel booking please complete and submit the separate accommodation form to our official housing agent JLC.

In order for your name to appear in the preliminary list of participants, available on the IBA website, your registration must be received at the IBA office by **Friday 13 July** at the latest.

In order for your name to appear in the conference list of participants, available at the conference, your registration must be received at the IBA office by **Friday 24 August** at the latest.

SPECIAL DIETARY REQUIREMENTS

If you have special dietary requirements, due to religious or medical reasons, please specify the requirement and indicate the number of meals per function. **The IBA is unable to cater for dietary requirements other than for the above reasons.**

Please state dietary requirements clearly, ie I am a vegetarian, I do not eat red meat, I am allergic to nuts, etc

Meal requirement	Function	Date	No of meals

For official use only Payment _____ Over-payment _____ Banked _____ Under-payment _____
Ref no _____ Refund _____ Processed by _____ General _____

To register – complete the registration form or book online at www.ibanet.org/conferences/dublin2012



A REGISTRATION FEES

Registration fees will be refunded, less a 15 per cent administration charge and social function tickets less a 25 per cent administration charge, if cancellation notification is received in writing at the IBA office no later than **Wednesday 19 September 2012**. We regret that no refunds can be made after this date.

(Please see page 83 before completion) **All prices are in GBP £**

	Before 13 July	14 July – 19 September	At the Conference	Amount payable
IBA members	£1,445.00	£1,668.00	£1,958.00	
Irish VAT @ 23%	£332.35	£383.64	£450.34	
Total payable	£1,777.35	£2,051.64	£2,408.34	£
IBA members from countries with reduced membership fees*				
Total payable	£1,088.00	£1,668.00	£1,958.00	£
IBA members from countries with reduced membership fees are not liable to pay Irish VAT.				
IBA members academics/judges (full time)	£1,088.00	£1,668.00	£1,958.00	
Irish VAT @ 23%	£250.24	£383.64	£450.34	
Total payable	£1,338.24	£2,051.64	£2,408.34	£
Senior lawyers**	£1,088.00	£1,668.00	£1,958.00	
Irish VAT @ 23%	£250.24	£383.64	£450.34	
Total payable	£1,338.24	£2,051.64	£2,408.34	£
Public lawyers	£1,088.00	£1,668.00	£1,958.00	
Irish VAT @ 23%	£250.24	£383.64	£450.34	
Total payable	£1,338.24	£2,051.64	£2,408.34	£
Young lawyers (under 30 years old)	£1,088.00	£1,668.00	£1,958.00	
Irish VAT @ 23%	£250.24	£383.64	£450.34	
Total payable	£1,338.24	£2,051.64	£2,408.34	£
Non-members***	£1,740.00	£2,030.00	£2,248.00	
Irish VAT @ 23%	£400.20	£466.90	£517.04	
Total payable	£2,140.20	£2,496.90	£2,765.04	£
Accompanying person(s)****	£230.00	£230.00	£230.00	
Irish VAT @ 23%	£52.90	£52.90	£52.90	
Total payable	£282.90	£282.90	£282.90	£

Total registration fees

A £

VAT

The following will be applicable to conference registration fees and social tickets purchased for the conference:

Irish delegates

Registration fees: VAT will be chargeable at the standard rate (currently 23 per cent).

Social tickets: All social function ticket prices are inclusive of VAT which is irrecoverable.

EU delegates (non-Irish)

Registration fees: VAT will not be chargeable. However the delegate will need to provide their VAT number and there will be a need to quote

this VAT number on the invoice. There will also be a need to include a reference to 'reverse charge' VAT applying on the invoice and to report the matter in Irish 'VIES' returns. This return relates to services provided cross border within the EU.

Social tickets: All social function ticket prices are inclusive of VAT which is irrecoverable.

Non EU delegates

IBA members from countries with reduced membership fees are not liable to pay Irish VAT.

Registration fees: VAT will not be chargeable.

Social tickets: All social function ticket prices are inclusive of VAT which is irrecoverable.

* PLEASE CHECK TO ENSURE YOUR COUNTRY IS LISTED ON P 84

** REDUCED RATE IS OFFERED TO LAWYERS WHO ARE OVER THE AGE OF 65, HAVE BEEN AN IBA MEMBER FOR MORE THAN 20 YEARS AND ARE NO LONGER PRACTISING LAW.

*** NON-MEMBERS CAN REGISTER AT THE IBA RATE IF THE IBA MEMBERSHIP FORM IS SUBMITTED AT THE SAME TIME AS THEIR CONFERENCE REGISTRATION.

**** ACCOMPANYING PERSON(S) CANNOT BE A MEMBER OF THE LEGAL PROFESSION AND ARE NOT PERMITTED TO ATTEND WORKING SESSIONS. CHECKS ARE MADE TO ENSURE MEMBERS OF THE LEGAL PROFESSION ARE NOT REGISTERED AS AN ACCOMPANYING PERSON, IF THIS IS THE CASE, REGISTRATION WILL BE REFUSED UNLESS THE ACCOMPANYING PERSON REGISTERS AS A FULL DELEGATE FOR THE CONFERENCE.

REGISTRATION FORMS RECEIVED AT THE IBA OFFICE INDICATING INCORRECT REGISTRATION FEE SELECTION WILL BE PROCESSED AT THE CORRECT REGISTRATION FEE RATE. AN EMAIL WILL BE DISPATCHED INFORMING THE DELEGATE OF THIS ERROR AND FURTHER CONFERENCE DOCUMENTATION WILL NOT BE AVAILABLE UNTIL THE FULL REGISTRATION FEE HAS BEEN RECEIVED.

Please tick box if you are a speaker and **only** attending your working session

Please state the title of your working session and the day it is being held during the week of the conference.

Day _____

Session title _____

* To be completed by speakers ONLY who are participating in working sessions.

Please tick box if you are interested in attending the Rule of Law Symposium on Friday 5 October

B SOCIAL FUNCTIONS

Social function tickets will not be confirmed until full payment is received at the IBA office.

If full payment is not received by **Friday 30 September**, tickets will be released without further notice.

For all conference social event sponsorship opportunities, email andrew.webster-dunn@int-bar.org

(Please see pages 77-79 before completion) **All prices are in GBP £.** All social function ticket prices are inclusive of VAT which is irrecoverable.

		Price per ticket	No of tickets required	Amount payable
Monday	Arab Regional Forum lunch	£44		£
	European Regional Forum lunch	£44		£
	North American Regional Forum lunch	£44		£
	Women Lawyers' Interest Group lunch	£44		£
Tuesday	Asia Pacific Regional Forum lunch	£44		£
	Corporate Counsel Forum lunch	£44		£
	Latin American Regional Forum lunch	£44		£
Wednesday	Legal Practice Division lunch	£44		£
Thursday	IBA Golf Day	£160		£
	African Regional Forum lunch	£44		£
	Public and Professional Interest Division lunch	£44		£
Friday	Closing party	£100		£
Total social functions			B	£
Total payment due			A + B	£

METHODS OF PAYMENT

Pounds sterling: by cheque drawn on a UK bank and in favour of the International Bar Association. Please send to: 4th Floor, 10 St Bride Street, London EC4A 4AD, United Kingdom.

OR by bank transfer to the IBA account number: 13270222 (Sort Code 56-00-03) at the National Westminster Bank, St James's & Piccadilly Branch, 208 Piccadilly, London W1A 2DG, United Kingdom or SWIFT address NWBKGB2L, IBAN GB05NWBK56000313270222. **Please ensure that a copy of the bank transfer details is attached to your registration form.**

Euro: by cheque or bank draft, drawn on a euro zone bank and converted at the current rate of exchange in favour of the International Bar Association. Please send to: 4th Floor, 10 St Bride Street, London EC4A 4AD, United Kingdom.

OR by bank transfer to the IBA bank account number 550/00/06570631 (Sort Code 56-00-03) at the National Westminster Bank, St James's & Piccadilly Branch, 208 Piccadilly, London W1A 2DG, United Kingdom or SWIFT address NWBKGB2L, IBAN GB58NWBK60721106570631. **Please ensure that a copy of the bank transfer details is attached to your registration form.**

US dollars: by cheque converted at the current rate of exchange and drawn on a US bank and in favour of the International Bar Association. Please send to: 4th Floor, 10 St Bride Street, London EC4A 4AD, United Kingdom.

OR by bank transfer converted at the current rate of exchange to the IBA account number: 01286498 (Sort Code 56-00-03) at the National Westminster Bank, St James's & Piccadilly Branch, 208 Piccadilly, London W1A 2DG, United Kingdom. SWIFT address NWBKGB2L, IBAN GB55NWBK60730101286498. **Please ensure that a copy of the bank transfer details is attached to your registration form and sent to the IBA office.**

PLEASE ENSURE THAT YOUR NAME, MEMBERSHIP NUMBER (if applicable) AND THE WORDS 'CON420+ DUBLIN' APPEAR ON ANY TRANSFER OR DRAFT.

Credit card payments: by Visa, MasterCard or American Express. **No other cards are accepted.** Credit cards will be charged in GBP £. Your credit card company will convert this cost to the currency of your credit card.

**PLEASE TICK APPROPRIATE BOX BELOW**

- I enclose a cheque/draft for the total payment due I have transferred the total payment due to the relevant IBA account
- I have applied for foreign exchange (for developing country delegates only) I wish to pay by credit card (please complete details)

PLEASE CHARGE THE TOTAL PAYMENT DUE TO MY

- AMERICAN EXPRESS MASTERCARD VISA *Other cards are not accepted.*

Card number _____ Expiry date _____

Name of card holder _____

Signature _____ Date _____

CANCELLATION/SUBSTITUTION

Notice of cancellation must be received at the IBA office, in writing, by **Wednesday 19 September**. A 15 per cent administration charge will be deducted on registration fees and 25 per cent on social function tickets. After this date, no refunds can be made for registration fees; however, your registration fee can be transferred to a substitute delegate employed within your law firm/company, only one transfer/substitute per registration is permitted. Tickets returned in person, on-site, will be subject to a 25 per cent administration charge, and a refund will only be made if the ticket is resold. All refunds will be made from the London office after the conference. **If you have made an accommodation booking, either through our housing agent JLC or independently, you are responsible for cancelling this separately. The IBA takes no responsibility for any financial penalties you may incur.**

WHERE DID YOU FIND OUT ABOUT THIS CONFERENCE?

- IBA CONFERENCE OTHER CONFERENCE DIRECT MAIL INTERNET
- ADVERTISEMENT E-MAIL EDITORIAL RECOMMENDATION OTHER

Please provide further details, quoting code (if applicable)

During the IBA Annual Conference we provide firms and organisations with the chance to mail our delegates with **invitations to social events** around the conference. If you are agreeable to passing on your details for this purpose only, please tick this box

IBA listings are also provided to relevant third parties for marketing purposes. The IBA will treat your personal information with the utmost respect and in accordance with UK data privacy laws.

If you are agreeable to passing on your details, please tick this box

Please return this form to:

International Bar Association
 4th Floor, 10 St Bride Street
 London EC4A 4AD, United Kingdom
 Fax: +44 (0)20 7842 0091
 E-mail: confs@int-bar.org

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