



The Arbitration Bar Committee of the Singapore Institute of Arbitrators

Proudly Presents

“Current Issues Relating to Singapore’s International Arbitration Act”

Date : 17 November 2009 (Tuesday)
Time : 6.30pm to 8.45pm
Venue : Marina Mandarin Singapore
6 Raffles Boulevard
Marina Square
Singapore 039594
Charges : SI Arb and SCL members – S\$100
Full-time students – S\$80
Others – S\$120
Total CPD Points : 2 Points

Programme:

6.00pm – 6.30pm Registrations & Refreshments
6.30pm – 6.45pm Chairman’s Introductions
Tay Yu-Jin, Head International Arbitration (Asia), Shearman & Sterling LLP
6.45pm – 7.45pm Panelists’ Presentations
Valerie Thean, Director, Legal Policy Division & Industry Development Division,
Ministry of Law;
Andrew Chan, Partner, Allen & Gledhill LLP;
Chan Leng Sun, Partner, Ang & Partners;
Mahdev Mohan, Assistant Professor of Law, Singapore Management University; and
Nicholas Peacock, Partner, Herbert Smith
7.45pm – 8.45pm Panel Discussion and Q&A

The Forum:

Following legislative review and public consultation among lawyers, academics and industry experts, the Ministry of Law has proposed several amendments to Singapore’s International Act (Cap. 143A). The International Arbitration (Amendment) Bill is currently before Parliament and will shortly come into force.

Against this backdrop of imminent legislative change, this forum brings together lawyers, academics and policy-makers to discuss and debate current issues relevant to the legislative framework for international arbitration in Singapore. Such issues include the 2006 UNCITRAL Model Law on International Commercial Arbitration, the definition of “arbitration agreement”, powers of the High Court to make orders in support of foreign arbitrations and to support tribunal-ordered interim measures, among others.

This forum will be of interest to arbitrators, judges, lawyers, academics and all who share an interest in international arbitration law and practice in Singapore.

About the Chairman:

Mr. Tay Yu-Jin leads Shearman & Sterling's international arbitration practice in Asia. He specialises in international arbitrations concerning joint venture, M&A, construction and engineering, oil and gas and general commercial disputes. In addition, since 2001, he has represented or advised investors and governments in investment treaty arbitrations (both ICSID and *ad hoc*). Presently based in Singapore, Mr. Tay previously practised international arbitration in Paris, London and Washington, DC. He also sits as an arbitrator and is a member of the SIAC panel of arbitrators and is a Fellow of the Singapore Institute of Arbitrators. He is listed in the International Who's Who of Commercial Arbitration (2010), Chambers Asia (2009), and Euromoney Guide to the World's Leading Experts in Commercial Arbitration (since 2006). He has spoken at numerous international conferences on investment treaty arbitration and on arbitration law and practice in Asia.

About the Panelists:

Ms. Valerie Thean is Director, Legal Policy Division and Industry Development Division at the Ministry of Law. While at the Ministry she oversaw the latest amendments to the International Arbitration Act, and a variety of legal industry initiatives. She is a Legal Service Officer, and prior postings have included Senior State Counsel, Civil Division of the Attorney-General's Chambers, District Judge at the Subordinate Courts, Chairman, Hotels Licensing Board, Chairman, Valuation Review Board, Assistant Registrar at the Supreme Court Registry, and Justice's Law Clerk.

Mr. Andrew Chan is a Partner in Litigation & Dispute Resolution at Allen & Gledhill LLP. His practice encompasses commercial work, and is a specialist in dispute resolution (especially arbitration), trusts, and insolvency (corporate and personal). In arbitration, he has acted as counsel, arbitrator and expert on Singapore law. He is a Fellow and a Council member of the Singapore Institute of Arbitrators (as well as being on its panel of tutors) and a director of newly incorporated American Arbitration Association Pte Ltd. Andrew is on the panels of arbitrators of the Singapore International Arbitration Centre, the Law Society Arbitration Scheme and the Singapore Institute of Arbitrators. Andrew has written over sixty articles covering many areas of the law and has contributed to various publications. On arbitration, he has written extensively and is a co-author of the Singapore Chapter of the publication *Arbitration in Asia*.

Mr. Chan Leng Sun is admitted to practice in Malaysia, Singapore and England. He has been a partner in Ang & Partners since 1995. Leng Sun chairs the ADR Committee of the Singapore Law Society and the Education Committee of the Singapore Institute of Arbitrators. He is a Fellow of the Singapore Institute of Arbitrators, the Chartered Institute of Arbitrators and the Malaysian Institute of Arbitrators. Leng Sun sits as an arbitrator and adjudicator on the panel of various institutions, such as the Singapore International Arbitration Centre, the Financial Intermediaries Disputes Resolution Centre (FIDReC), the Income Tax Board of Review and the Maintenance of Parents Tribunal. Leng Sun is Adjunct Faculty for International Commercial Arbitration at the SMU School of Law. He previously taught at the NUS Law Faculty and served with the United Nations Compensation Commission in Geneva. He was also a CIAC-SIAC Observer to the UNCITRAL Working Group on Arbitration. Leng Sun's papers have been published in numerous international journals and cited in leading references such as Arnould's *Marine Insurance* (2008 ed). He is Country Commentator for Singapore in Tetley's *Marine Cargo Claims* (4th ed).

Assistant Professor Mahdev Mohan teaches public international law at the Singapore Management University's School of Law. Mahdev gained a Master's degree from Stanford Law School as a Fulbright Scholar, in the process winning the Law School's Carl Mason Franklin Prize for the best scholarly work in the field of international law. A former commercial litigator with Drew & Napier LLC, Mahdev has experience assisting with and handling complex cases and international arbitrations in Singapore and the United Kingdom. As Co-founder of Access to Justice Asia LLP, a Singapore-based non-profit, Mahdev now provides *pro bono* legal representation to genocide survivors before the UN-backed Khmer Rouge Tribunal.

Mr. Nicholas Peacock is a dispute resolution lawyer advising corporate clients and financial institutions. He has also acted on regulatory disputes, high value complaints and internal investigations for corporates, banks and other institutions. Nick previously practised in Herbert Smith's London office. He is an English qualified solicitor-advocate and has appeared before arbitral tribunals and in the London High Court. He also sits as arbitrator. Nick has a Diploma in EC Competition Law from King's College, London, and has also spent time at UBS Investment Bank on secondment. Nick is part of the firm's Manufacturing and Industrials and India practice groups. His recent work has included acting for Tata Group, AkzoNobel, Standard Chartered Bank, Kleinwort Benson, Rothschild, the Federation of Tour Operators, Jet2.com, Stratic Energy and Topaz Energy.

REGISTRATION: FORUM ON "CURRENT ISSUES RELATING TO SINGAPORE'S INTERNATIONAL ARBITRATION ACT" ON TUESDAY, 17 NOVEMBER 2009, 6.30PM

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(A surcharge of 1.75% will be applied to payments made by credit card).

Notes:

1. Closing date for registrations is **13 November 2009**. Placement is on a first-come-first-served basis.
2. The Organiser reserves the right to cancel, curtail or change the content of programmes and the names of speakers without prior notice.
3. The Organiser reserves the right to cancel or postpone the seminar in which case refunds will be given, but otherwise, no refunds will be made for cancellations or no-shows by those who registered. If you are unable to attend the seminar, a substitute may attend in your place at no extra charge with at least 3 days prior notice being given to the Institute, failing which there shall be no refund.