

TIME (GMT+8)	PROGRAMME
28 OCTOBER	
18:30–18:40	<p data-bbox="288 383 1524 490">OPENING REMARKS</p> <p data-bbox="331 535 1329 595">Li Yongjie <i>Director-General, Department of Treaty and Law, Ministry of Commerce, People’s Republic of China</i></p> <p data-bbox="331 620 1043 680">Anna Joubin-Bret <i>The Secretary, United Nations Commission on International Trade Law</i></p>
18:40–19:20	<p data-bbox="288 739 1524 846">PRESENTATION BY THE UNCITRAL SECRETARIAT OF THE INITIAL DRAFTS ON MEDIATION AND OTHER FORMS OF ALTERNATIVE DISPUTE RESOLUTION (ADR) AS POSSIBLE REFORM OPTION</p> <p data-bbox="331 904 1102 965">Corinne Montineri <i>Senior Legal Officer, United Nations Commission on International Trade Law</i></p> <p data-bbox="331 990 1031 1050">Judith Knieper <i>Legal Officer, United Nations Commission on International Trade Law</i></p> <p data-bbox="331 1075 1031 1135">Jae Sung Lee <i>Legal Officer, United Nations Commission on International Trade Law</i></p>
19:20–20:25	<p data-bbox="288 1198 1524 1305">SHARING OF VIEWS AND EXPERIENCES OF INTERNATIONAL ORGANISATIONS</p> <p data-bbox="331 1364 807 1462">Moderator Anthony NEOH QC SC JP <i>Chairman, Asian Academy of International Law</i></p> <p data-bbox="331 1507 1272 1639">Speakers Frauke Nitschke <i>Senior Counsel and Team Leader, International Centre for Settlement of Investment Disputes</i> ICSID’s Latest Work on Mediation</p> <p data-bbox="331 1668 1334 1767">James Zhan <i>Senior Director, Investment and Enterprise, United Nations Conference on Trade and Development</i> Best Practices on the Use of Mediation in Resolving International Investment Disputes</p> <p data-bbox="331 1792 1347 1890">Alejandro Carballo-Leyda <i>General Counsel and Head of Conflict Resolution Centre, International Energy Charter</i> How to Design Guidelines for Governments’ Use of Mediation in Resolving ISDS Disputes</p> <p data-bbox="331 1915 1094 2013">Priyanka Kher <i>Private Sector Specialist, Investment Climate Unit, World Bank Group</i> Building Government Capacity to Prevent Investor-State Disputes</p> <p data-bbox="331 2051 384 2085">Q&A</p>

28 OCTOBER

ROUNDTABLE DISCUSSION FOCUSING ON THE MODEL TREATY PROVISIONS ON MEDIATION

20:25-21:20

Moderator

Shane Spelliscy

Chair, UNCITRAL Working Group III

Director General and Senior General Counsel, Trade Law Bureau for Canada

Kick-Off Discussants

Sun Huawei

Partner, Zhong Lun Law Firm

Some Thoughts on Designing the Model Clauses on Mediation for International Investment Agreements

Vanessa Rivas Plata

President, Special Commission that Represents the Republic of Peru in International Investment Disputes

Peru's Experience on ISDS Dispute Prevention and Management (Including the Use of Mediation)

21:20-21:30

WRAP-UP

The Hon Ms Teresa Cheng GBM GBS SC JP

Secretary for Justice, Hong Kong Special Administrative Region, People's Republic of China

29 OCTOBER

PRACTICAL WORKSHOP:
THE USE OF MEDIATION IN ISDS – OVERCOMING BARRIERS AND CAPACITY BUILDING

10:00-12:00

Moderator

James Ding

Commissioner of Inclusive Dispute Avoidance and Resolution Office,

Department of Justice, Hong Kong Special Administrative Region, People's Republic of China

Speakers

Martin Rogers

Partner & Chair (Asia), Davis Polk

Psychological Barriers of Investors and Governments on the Use of Mediation in ISDS

Ronald Sum

Head of Dispute Resolution (Asia), Addleshaw Goddard LLP

Experience and Practice of Mediation in Resolving International Investment Disputes

Wolf von Kumberg

International Mediator and Arbitrator

Unlocking the Potential of Mediation through Capacity Building

May Tai

Managing Partner (Asia), Herbert Smith Freehills

Role of Practitioners in Promoting the Greater Use of Mediation in ISDS

Hi-Taek Shin

Professor of Law (Emeritus), School of Law, Seoul National University

Explore the Synergy of Dispute Prevention Tools and Mediation

Thomas So JP

Chairman, eBRAM International Online Dispute Resolution Centre

Explore the Application of Online Dispute Resolution to Mediation of International Investment Disputes

Q&A

18:30–18:40	<p>OPENING REMARKS</p> <p>The Hon Ms Teresa Cheng GBM GBS SC JP <i>Secretary for Justice, Hong Kong Special Administrative Region, People's Republic of China</i></p>
18:40–20:00	<p>ROUNDTABLE DISCUSSION</p> <p>Moderator Representative from the UNCITRAL Secretariat</p> <p>Discussion Items</p> <ul style="list-style-type: none">• Draft Note by the UNCITRAL Secretariat on Mediation (Treaty Provisions on Mediation)¹• Draft Note by the UNCITRAL Secretariat on Mediation (Guidelines for Participants in Investor-State Mediation)²• The Relevance of and Coherence with UNCITRAL Texts on International Mediation• Linkage with Other Reform Options
20:00–21:10	<p>ROUNDTABLE DISCUSSION (continued)</p> <p>Moderator Natalie Morris-Sharma <i>Rapporteur, UNCITRAL Working Group III</i> <i>Government Legal Counsel, Attorney-General's Chambers, Singapore</i></p>
21:10–21:20	<p>WRAP-UP</p> <p>Shane Spelliscy <i>Chair, UNCITRAL Working Group III</i> <i>Director General and Senior General Counsel, Trade Law Bureau for Canada</i></p>

¹ https://uncitral.un.org/sites/uncitral.un.org/files/media-documents/uncitral/en/draft_clauses_on_mediation.pdf

² https://uncitral.un.org/sites/uncitral.un.org/files/media-documents/uncitral/en/draft_guidelines_on_mediation.pdf