UNCITRAL · MOJ · KCAB INTERNATIONAL · ICC · Seoul IDRC

The 7th Asia Pacific ADR Conference

“Innovating the Future of Dispute Resolution”

5-6 November 2018

SONO FELICE Convention, Seoul

Seoul ADR Festival Welcome Reception

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

Venue: Grand InterContinental Seoul Parnas Hotel, Seoul

Day 1 (5 Nov.)

Registration (13:30-14:00)

Opening Session (14:00-14:30)

- Opening & Congratulatory Address (14:00-14:30)
  - Heads of sponsor organizations
    (UNCITRAL · MOJ · KCAB INTERNATIONAL · ICC · Seoul IDRC)

Keynote Address (14:30-15:15)

- Neil Kaplan QC (Arbitration Chambers Hong Kong)

Networking Break (15:15-15:30)

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

- Description: This session will discuss potential challenges of working inside arbitral institutions such as:
  - Arbitrator appointments, challenges, conflicts, administrative and arbitrator fees, tribunal secretaries
  - Improving the generational and cultural diversity among arbitrators
  - Recent innovations introduced to rules: objectives of innovations, improvement of transparency, assessment of produced impact
- The burning question: “Is there room for more than a handful of institutions in this world claiming to be the next arbitration hub?”
- Experience of institutions with hosting cases under the UNCITRAL Arbitration rules

**Moderator**

- Christopher Lau SC  
  (3 Verulam Buildings)

**Speakers**

- Sue Hyun Lim  
  (KCAB INTERNATIONAL)
- Alexander Fessas  
  (ICC International Court of Arbitration)
- Kevin Nash  
  (SIAC)
- Joe Liu  
  (Hong Kong International Arbitration Centre (HKIAC))
- Francesca Mazza  
  (German Arbitration Institute (DIS))

**Networking Break**  
(16:30-16:45)

**Roundtable Discussions 2: Challenges faced by Users of Arbitral Institutions**  
(16:45-18:00)

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

**Moderator**

- Yun Jae Baek  
  (Yulchon)

**Speakers**

- Leng Sun Chan, SC  
  (SIAC)
- Paula Hodges QC  
  (Herbert Smith Freehills LLP)
- Grant L. Kim  
  (LimNexus LLP)
- John Rhie  
  (Quinn Emanuel Urquhart & Sullivan, LLP)
- Patrick M. Norton  
  (Arbitration Chambers)
Day 2 (6 Nov.)

Registration (09:00-09:30)

Session 1. Expedited Procedures in Arbitration (09:30~10:45)
- Existing legal framework: overview of expedited arbitration in the region and worldwide
- What issues are underlie the question of expedited arbitration, and how expedited arbitration is connected with other ADR methods?
- Why international harmonization is needed?
- UNCITRAL Arbitration rules and expedited arbitration

Moderator
- Nikolaus Pitkowitz (GRAF & PITKOWITZ)

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

Networking Break (10:45-11:00)

Session 2. The Seoul Protocol on Video Conferencing (11:00~12:00)
Description: This session will discuss the basic guidelines for video conferencing in arbitral hearings under the new Seoul Protocol in various situations.

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

Speakers
- Yu-Jin Tay (Mayer Brown LLP)
- Ing Loong Yang (Latham & Watkins)
- SeungMin Lee (Shin & Kim)

Luncheon (12:00-14:00)

Session 3. Investor-State Dispute Settlement (ISDS) (14:00~15:45)
- Alternatives in Reforming ISDS
  - Dutch BIT Reforms
  - UNCITRAL – Recent Developments
  - ICSID – Ongoing ICSID Rules Revisions
Moderator
- Prof. Hi-Taek Shin (KCAB INTERNATIONAL)

Speakers
- Dr. Sabine Konrad (McDermott Will & Emery LLP)
- Nicholas Lingard (Freshfields Bruckhaus Deringer)
- Jae Sung LEE (UNCITRAL)
- Prof. Joongi Kim (Yonsei Law School)
- August Reinisch (University of Vienna)

Networking Break (15:45-16:00)

Session 4. Mediation (16:00-17:50)
Description: This seminar will review the UNCITRAL mediation convention and the existing mediation frameworks in the region along with the new legal framework.

- UNCITRAL Mediation Convention
  - 2 panels, one on the existing legal framework on mediation in the region, including the need of harmonized approach regarding mediation procedures; and a second panel on the new mediation framework, the convention and the Model Law

- Existing mediation framework in the region
  - Overview of legislation on mediation
  - Overview of mediation institutions’ role and activities
  - Preparation of revised UNCITRAL Mediation Rules and Notes on Organizing mediation proceedings

- New Legal framework
  - Presentation of the convention on mediation, its benefits and expectations; next steps for adoption and opening for signature
  - The Model Law as an implementing legislation

Moderator
- Jaemin Lee (Seoul National University Law School)

Speakers
- Prof. Khory McCormick (Singapore International Dispute Resolution Academy)
- Joel E. Richardson (Kim & Chang)
- Les Schiefelbein (Schiefelbein Global Dispute Resolution)
- Erik Wilbers (WIPO Arbitration and Mediation Center, World Intellectual Property Organization (WIPO))
- Junsang Lee (Yoon & Yang LLC)

Plenary Q&A Session (17:50-18:10)
Gather questions in advance. Encourage participants to speak in public