



# INTERNATIONAL ADR CONFERENCE



THOMSON REUTERS™

DATE: 23 JULY 2014  
LOCATION: SEOUL

## Building Blocks to an Effective International ADR Case

"The golden age of arbitration in Korea is yet to come." *Asian Legal Business*, Oct. 1. 2013

CPD POINTS  
APPLIED FOR

With the opening of the Seoul International Dispute Resolution Centre in October 2013, Korea is undergoing a significant transformation, positioning itself as an emerging international legal and dispute resolution hub, with rapidly developing legal infrastructure and home-grown industry expertise assisting both Korean and overseas entities in the conduct of Alternative Dispute Resolution (ADR) cases.

ALB's first International ADR Conference brings together leading legal professionals and dispute settlement experts from across the APAC region, facilitating the exchange of government and private sector insight on the dos and don'ts of a winning ADR strategy.

### WHY YOU SHOULD ATTEND

- Evaluate the commercial potential of Korea as an international Alternative Dispute Resolution (ADR) hub
- Learn how to avoid common errors encountered in preparation for an international dispute resolution case
- Move beyond the strictly legal interpretation of international ADR: master the right commercial strategy managing costs, stakeholders, cultures and sector-specific difficulties
- Understand the joint roles of the in-house and external counsel in optimising international dispute settlement
- Streamline your Investor-State Dispute Settlement (ISDS) and treaty arbitration cases in accordance with Korea's latest bilateral and multilateral investment and free trade agreements
- Tackle the challenges faced with the enforcement and execution of arbitral awards
- Take advantage of the Korean legal market's ongoing liberalisation, and the benefits this means for ADR
- Network with the key players of the international dispute resolution market from Korea, HK, Singapore, Indonesia and across the region

### TOP DISPUTE RESOLUTION EXPERTS FROM KOREA AND THE APAC REGION



PROFESSOR HI-TAEK SHIN  
*Chairman, Seoul International Dispute Resolution Centre; Professor of Law, Seoul National University*



JI-EUN LEE  
*General Counsel, PCA Life Insurance; Chair, Arbitration Committee, Korea In-House Counsel Association (KICA)*



YOUNGJIN LEE  
*Judge, Seoul Central District Court*



PROFESSOR JOONGI KIM  
*Vice-Chair, Korean Council on International Arbitration (KOCIA); Associate Dean for International Affairs, Yonsei Law School*



TIMOTHY YOO  
*Senior Litigation Counsel, CJ E&M*



DAVID MACARTHUR  
*Representative, World IP Organisation (WIPO)*



JUNG HWA KIM  
*In-house Counsel, NCSOFT; former Counsel, Ministry of Justice*



ZACHARY SHARPE  
*Senior Legal Counsel, Hyundai Heavy Industries*



PROFESSOR KYUNG-HAN SOHN  
*President, Korea Private International Law Association (KOPILA); Director, Korea Arbitrators Society*



MICHAEL D. LEE  
*Vice President, International Centre for Dispute Resolution, Singapore International Law Division, American Arbitration Association*



JULIA JIYEON YU  
*Head Counsel, Korea & Japan, Singapore International Arbitration Centre (SIAC)*



DANNY MCFADDEN  
*Managing Director, Centre for Effective Dispute Resolution APAC, HK*

### SPECIAL THANKS TO THE ADVISORY PANEL:

BENJAMIN HUGHES, *Independent Arbitrator, Chair, Korea Chapter, Chartered Institute of Arbitrators (CIArb)*

BC. YOON, *Head of, Kim & Chang, Chairman, The Korean Council for International Arbitration (KOCIA), Special Advisor, International Legal Affairs Committee, Ministry of Justice*

The Executive Committee of SIDRC, Korean Commercial Arbitration Board (KCAB), the Korea In-House Counsel Association (KICA) and In-House Counsel Forum (IHCF)

**FREE PASSES AVAILABLE to in-house counsel/government/academia**

Registration fee for law firms/service providers: **USD 590 (Early Bird)/USD690**

Early bird discounts in place until 27 June – Register at [www.regonline.com/international\\_ADR](http://www.regonline.com/international_ADR)

Book 5 delegates and save an additional 20%.

For further information, please contact Trang at [chuminh.trang@thomsonreuters.com](mailto:chuminh.trang@thomsonreuters.com) or **(65) 6870 3711**

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## PROGRAM AGENDA

08:15

### Registration and networking

09:00

### Chair's Welcoming Remarks

09:10

### Keynote Session: Turning Korea into an international Alternative Dispute Resolution (ADR) hub

PROFESSOR HI-TAEK SHIN,  
*Chairman,*  
Seoul International Dispute Resolution Centre;  
*Professor of Law,*  
Seoul National University

09:45

### \*Panel Session: Pre-dispute dispute management

- How to avoid disputes and handle documentation and communication leading up to arbitration
- Dos and Don'ts in drafting arbitration clauses
- Pre-arbitral procedures such as mediation, expert determination or adjudication

- Catalogue of errors to avoid prior to the actual commencement of the arbitration
- Incorporating and upholding fee-shifting contractual provisions
- Restrictions imposed by the Foreign Legal Consultant Act (FLCA), the Attorney-At-Law Act, and subsequent implications for the dispute settlement environment

11:00

### Morning Break

11:15

### Panel Session: Creating a successful international ADR strategy

- Selecting the right forum for settlement: criteria and tactics
- Managing costs, time, stakeholders and cultural caveats
- Sector-specific challenges in international ADR (eg. Intellectual Property)
- Division of roles and responsibilities between in-house and external counsel

in international dispute resolution

- Unraveling issues surrounding legal privilege in multi-jurisdictional ADR cases

12:45

### Networking Luncheon

13:45

### Panel Session: Practical guide to applying investment and free trade treaties to resolving investment disputes overseas

- The conduct of international ADR on the basis of Korea's Bilateral Investment Treaties (BIT) and multilateral Free Trade Agreements (FTA)
- Streamlining Investor-State Dispute Settlement (ISDS): real-life case studies
- Project risk assessment and management: FDI tools for Asian contractors
- Recent important cases in treaty arbitration

15:00

### Afternoon Break

15:15

### Panel Session: Enforcement, execution and recognition of arbitral awards in Korea and across the region

- Enforcement procedures under the Korean Arbitration Act (KAA), based on the UNCITRAL Model Law of 1985
- Drafting defects (eg. split dispute resolution clauses), which may obstruct the enforcement of arbitration awards and agreements by the Korean judiciary
- How to challenge arbitration awards
- Execution best practices from across the APAC region

16:15

### Chair's Closing Remarks

16:30

### End of the International ADR Conference

\*Panel sessions include a combination of stand-alone speaker presentations and interactive discussions.

## LIMITED FREE PASSES AVAILABLE FOR IN-HOUSE COUNSEL/GOVERNMENT/ACADEMIA

Register at [www.regonline/international\\_ADR](http://www.regonline/international_ADR). Complimentary passes distributed on a first come, first served basis

Event Partner Supporting Organisations



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