

A programme presented by the IBA Asia Pacific Arbitration Group (APAG), supported by the IBA Arbitration Committee and the IBA Asia Pacific Regional Forum



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# IBA Asia Pacific Arbitration Group International Arbitration Training Day



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**9 December 2019**  
**Sule Shangri-La Yangon, Yangon, Myanmar**

**Topics include:**

- Reviewing arbitration clauses in contracts
- Introduction to relevant IBA guidelines
- Mock arbitration proceedings



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# Programme

## IBA APAG Co-Chairs

Sheila Ahuja *Allen & Overy, Singapore; Co-Chair, IBA Asia Pacific Arbitration Group*

Sae Youn Kim *Kim & Chang, Seoul; Co-Chair, IBA Asia Pacific Arbitration Group*

## Monday 9 December

1230 – 1700 **Registration**

1300 – 1310 **Welcome Remarks**

Sae Youn Kim *Kim & Chang, Seoul; Co-Chair, IBA Asia Pacific Arbitration Group*

Robert San Pe' *Arbitration Chambers, Hong Kong SAR*

1310 – 1330 **Keynote Speech**

U Aung Naing Oo *Permanent Secretary, Ministry of Investment and Foreign Economic Relations, Naypyitaw*

1330 – 1415 **WORKSHOP PART 1:**

### Reviewing arbitration clauses in contracts

The moderator will introduce the sessions for the day. They will explain the important points to look out for when reviewing dispute resolution/ arbitration clauses in contracts, how the IBA Guidelines on Drafting the Arbitration Agreement operates, and distribute various sample arbitration clauses in the contracts. The participants will then, in groups, conduct reviews on the given dispute resolution/ arbitration clauses and present back to the audience.

*Moderator*

Sheila Ahuja *Allen & Overy, Singapore; Co-Chair, IBA Asia Pacific Arbitration Group*

1415 – 1500 **WORKSHOP PART 2:**

### Introduction to relevant IBA guidelines

The moderator will introduce the various IBA soft laws relevant to arbitration proceedings, including the IBA Guidelines on Conflicts and the IBA Guidelines on the Taking of Evidence. There will be Q&A as a part of this session.

*Moderator*

Sae Youn Kim *Kim & Chang, Seoul; Co-Chair, IBA Asia Pacific Arbitration Group*

1500 – 1530 **Coffee/tea break**

1530 – 1540 **INTRODUCTION TO WORKSHOP PART 3**

The moderator will explain the process and objectives of the workshop. They will provide a summary of essential facts for the sample case, distributed in advance to all registered attendees.

*Moderators*

Sheila Ahuja *Allen & Overy, Singapore; Co-Chair, IBA Asia Pacific Arbitration Group*

Sae Youn Kim *Kim & Chang, Seoul; Co-Chair, IBA Asia Pacific Arbitration Group*

1540 – 1655 **WORKSHOP PART 3:**

### Mock arbitration proceeding

Two counsel teams will deliver arguments, each taking 15 minutes. An arbitral tribunal will ask questions, leading to a commentary with the participants about the different styles, strategies and tactics.

*Moderator*

Robert San Pe' *Arbitration Chambers, Hong Kong SAR*

*Panellists*

Seugene Ang *WongPartnership, Yangon*

Joanne Lau *Allen & Overy, Hong Kong SAR*

Shaun Tan *Allen & Gledhill, Yangon*

Kritika Venugopal *Herbert Smith Freehills, Singapore*

1655 – 1700 **Closing remarks**

*Speakers*

Sheila Ahuja *Allen & Overy, Singapore; Co-Chair, IBA Asia Pacific Arbitration Group*

Robert San Pe' *Arbitration Chambers, Hong Kong SAR*

1715 – 1815 **Drinks reception**

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# Information

## Date

9 December 2019

## Venue

Sule Shangri-La, Yangon  
#223 Sule Pagoda Road,  
Yangon G.P.O. Box 888 Myanmar  
Tel: +95 1 242 828  
[www.shangri-la.com/en/yangon/suleshangrila/](http://www.shangri-la.com/en/yangon/suleshangrila/)

## Fees

*Online registrations received:*

	on or before 29 November	until 6 December
IBA member	US\$ 25	US\$ 40
Lawyers resident in Myanmar	US\$ 25	US\$ 40
Non-member *	US\$ 40	US\$ 55

After **6 December** registrations must be received in hard copy at the IBA office.

*Hard copy registration forms and fees received:*

	on or before 29 November	after 29 November
IBA member	US\$ 35	US\$ 50
Lawyers resident in Myanmar	US\$ 35	US\$ 50
Non-member *	US\$ 50	US\$ 65

\* By paying the non-member fee, we welcome you as a delegate member of the IBA for the year in which this conference is held, which entitles you to the following benefits:

- 1) Password access to certain parts of the IBA website.
- 2) Receipt of IBA E-news and access to online versions of IBA *Global Insight*.

If you would like to become a full or general member of the IBA, which includes membership of one committee or more – and inclusion in and access to our membership directory – we encourage you to do so now in order to register for this conference at the member rate. Full details of how to join can be found at [www.ibanet.org](http://www.ibanet.org).

**Full payment must be received in order to process your registration.**

## Fees include:

- Attendance at all working sessions
- Conference materials, including any available speakers' papers submitted to the IBA before 4 December
- Access to the above conference working materials from the IBA website ([www.ibanet.org](http://www.ibanet.org)) approximately seven days prior to the conference
- Access to mobile delegate search application
- Tea and coffee during breaks
- Drinks reception

**Please note that registrations are not transferable.**

## Language

All working sessions and conference materials will be in English.

## How to register

Register online by 6 December 2019 at [www.ibanet.org/conferences/conf1055.aspx](http://www.ibanet.org/conferences/conf1055.aspx) and make payment by credit card, to avail of the online registration discount or complete the attached registration form and return it to **Tae In Joung** at the IBA together with your bank transfer / cheque payment. You should receive emailed confirmation of your registration within five days; if you do not then please contact Tae In Joung at [taein.joung@int-bar.org](mailto:taein.joung@int-bar.org).

## List of participants

In order for your name to appear in the list of participants, which will be distributed at the conference, your registration form must be received by 4 December at the latest.

## Mobile delegate search application

All registered delegates will receive a printed list of participants at the conference, however delegates are now also able to use the mobile delegate search. This application has been developed to aid networking by giving delegates instant access to an up-to-date list of their fellow attendees, and comes with the added benefit of a built-in messaging service. All registered delegates with an internet or Wi-Fi-enabled device will have access, using their IBA username and password. Simply visit: [m.ibanet.org/conf1055](http://m.ibanet.org/conf1055)

## Registration confirmation

All documentation regarding your attendance at the conference can now be obtained from the IBA website. Upon receipt of your payment for the conference a confirmation email will be sent containing instructions on how to download the documents. Registration confirmation will not be distributed by post.

## Photography and filming

Certain sessions and/or social functions may be photographed and/or filmed and some of this content may be used for future IBA marketing materials, member communications, products or services. Should you have any concerns with regard to this, or do not wish to be featured in any of these materials please contact the IBA Marketing Department at [ibamarketing@int-bar.org](mailto:ibamarketing@int-bar.org)

## Promotional literature

Please note that no individual or organisation may display or distribute publicity material or other printed matter during the conference, unless by prior arrangement with the IBA. Organisations and companies wishing to discuss promotional opportunities should contact the Sponsorship Department at the IBA ([sponsorship@int-bar.org](mailto:sponsorship@int-bar.org)).



### Payment of registration fees

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.

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**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.

### Use the exchange rate prevailing at the time of registration.

**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 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.

### Use the exchange rate prevailing at the time of registration.

**Online credit card payments:** by Visa, MasterCard or American Express. No other cards are accepted.

### PLEASE ENSURE THAT YOUR NAME AND 'CONF1055YANGON' APPEAR ON ANY TRANSFER OR DRAFT.

### 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.

### Conference sell-outs

The IBA places its conference in venues of a suitable size for the event; however, there are times when our conferences may sell out. Should this happen, prospective delegates will be informed and a waiting list will operate. The waiting list will function on a 'first come, first served' basis, subject to receiving registered delegate cancellations. 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.

### Cancellation of registration

If cancellation is received in writing at the IBA office by 29 November 2019, fees will be refunded less a 25 per cent administration charge. Refunds will be made minus any monies owed to the IBA.

We regret that no refunds can be made after this date. Registrations received after 29 November 2019 will not be eligible for any refund of registration fees. Please note that NO exception will be made to this policy. Should you have difficulties in obtaining your visa and are not able to attend the conference this cancellation policy will still apply.

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.

### Travel arrangements and visas

Participants are responsible for making their own travel arrangements. It is recommended that you check your visa requirements with your local embassy or consulate. We are unable to dispatch visa invitation letters to support your visa application prior to receipt of your registration form and full payment of registration fees.

### Please apply for your visa in good time.

### Disabled access

The above hotels are wheelchair accessible. Please notify us if you require special assistance.

## Continuing Professional Development /Continuing Legal Education

For Conference delegates from jurisdictions where CPD/CLE is mandatory, the IBA will provide a Certificate of Attendance for the Conference. Subject to CPD/CLE requirements, Conference delegates can use this to obtain the relevant number of hours' accreditation. The number of CPD/CLE hours available may vary depending on the rules applied by the members' bar association/law society on time recording criteria. A Certificate of Attendance is available to Conference delegates on request. Please ask at the IBA conference registration desk for information on how to obtain the certificate.

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).

## IBA Harassment Policy

IBA conferences provide unrivalled professional development and network-building opportunities for international legal practitioners and their professional associates. The IBA values the participation of every delegate and member of the IBA and wants all attendees to have an enjoyable and fulfilling experience. Accordingly, all conference attendees are expected to show respect and courtesy to other attendees, IBA staff and those involved with hosting the events throughout the conference and at all conference events, receptions, and parties, whether officially organised by the IBA or others. All delegates, guests, attendees, speakers, exhibitors, staff and volunteers at any IBA event are required to conform to the IBA Harassment Policy.

See [www.ibanet.org/conferences/harassment-policy.aspx](http://www.ibanet.org/conferences/harassment-policy.aspx)

# Registration form



## BA Asia Pacific Arbitration Group International Arbitration Training Day

Sule Shangri-La Yangon, Yangon, Myanmar, 9 December 2019

Please read the 'Information' section before completing this form and return it together with your bank transfer / cheque to Tae In Joung at the address overleaf.

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Name and country to be shown on badge *(if different from above)* \_\_\_\_\_

IBA Membership number *(if applicable)* \_\_\_\_\_ Date of birth \_\_\_\_\_

Firm/company/organisation \_\_\_\_\_

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Email \_\_\_\_\_

Guest \_\_\_\_\_

*Guests are not entitled to attend the working sessions. No member of the legal profession may be registered as a guest.*

### SPECIAL DIETARY REQUIREMENTS

If you have special dietary requirements, due to allergen intolerances, medical, religious reasons or a life choice, please specify the requirement below. The IBA is unable to cater for dietary requirements other than for the above reasons.

Please tick box if you have allergen intolerances and specify \_\_\_\_\_

Please tick box if your guest has allergen intolerances and specify \_\_\_\_\_

Please state all other dietary requirements clearly, i.e. I am a vegetarian; I do not eat red meat.

*Disclosure of dietary information denotes you have agreed to the IBA sharing this information with relevant third parties who are providing catering on our behalf.*

TO OBTAIN A DISCOUNT ON THE FEES BELOW,  
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IBA MEMBERS CAN REGISTER ONLINE BY **29 NOVEMBER** FOR **US\$25**, PLEASE SEE 'INFORMATION' FOR FURTHER ONLINE  
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HARD COPY REGISTRATION FORMS AND FEES RECEIVED:	on or before 29 November	after 29 November	amount payable
IBA member	US\$35	US\$50	US\$
Lawyers resident in Myanmar	US\$35	US\$50	US\$
Non-member*	US\$50	US\$65	US\$
<b>TOTAL AMOUNT PAYABLE</b>			<b>US\$</b>

\*JOIN THE IBA TODAY AND REGISTER FOR THIS CONFERENCE AT THE IBA MEMBER RATE.  
PLEASE FIND THE MEMBERSHIP APPLICATION FORM AT [WWW.IBANET.ORG](http://WWW.IBANET.ORG).

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### By bank transfer and cheque/draft

- Please send me an invoice.
- I enclose a cheque/draft for the total amount payable.
- I have transferred to the IBA bank account the total amount payable and have attached a copy of the bank transfer details.

**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.

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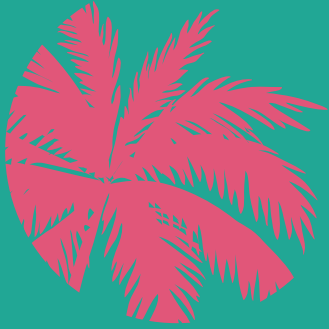
### Tae In Joung

Trade Tower, Suite 1703, 511 Yeongdong-daero (Samseong-dong)

Gangnam-gu, Seoul, South Korea 06164

Tel: +82 2 6279 8100 Fax: +82 2 6279 8101 Email: [taein.joung@int-bar.org](mailto:taein.joung@int-bar.org) [www.ibanet.org](http://www.ibanet.org)

ANNUAL CONFERENCE OF THE INTERNATIONAL BAR ASSOCIATION



**IBA 2020**

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**MIAMI, USA, 1-6 NOVEMBER**



**T**he 2020 Annual Conference will be held in Miami, a major US centre and leading city for finance, commerce, culture, entertainment and international trade.

Miami is also known as the 'capital of Latin America' and houses the headquarters of Latin American operations for more than 1,400 multinational corporations, including: AIG, American Airlines, Cisco, Disney, Exxon, Kraft Foods, Microsoft, Yahoo, Oracle, Sony and WalMart.

Miami is also one of South Florida's premier vacation destinations, with beautiful beaches, great weather, multicultural neighbourhoods, art deco delights, sports and a lively arts and nightlife scene.

With an abundance of business and networking opportunities on offer, this modern metropolis will be a fantastic location for the largest, most prestigious event for international lawyers.



## WHAT WILL IBA 2020 OFFER YOU?

- Listen to industry thought leaders and experts sharing their advice to enable you to re-engineer your approach to business
- Build strategies for success by sharing your experiences and issues with lawyers from all practice areas from across the globe
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To receive details of all advertising, exhibiting and sponsorship opportunities for the IBA Annual Conference in Miami, email [andrew.webster-dunn@int-bar.org](mailto:andrew.webster-dunn@int-bar.org)

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# International Bar Association

the global voice of the legal profession

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 more than 80,000 individual lawyers, more than 190 bar associations and law societies spanning over 170 countries.

Inspired by the vision of the United Nations, the IBA was founded in the same spirit, just before the Universal Declaration of Human Rights was proclaimed in 1948.

The IBA covers all practice areas and professional interests, providing members with access to leading experts and up-to-date information, enabling them to better represent their clients' interests.

Through its various committees, fora and task forces, the IBA facilitates the exchange of information and views among its members as to laws, practices and professional responsibilities relating to the practice of law around the globe.

## **IBA Asia Pacific Arbitration Group overview**

The Asia Pacific Arbitration Group (APAG) is a joint practice group established by the IBA Arbitration Committee and the Asia Pacific Regional Forum. The Group is composed of arbitration practitioners, arbitrators, judges and scholars based in the Asia Pacific region. APAG members will gain access to essential legal expertise and networking opportunities, which forms a strong foundation for various activities. The aim is to create an active forum for participation of all relevant stakeholders in the arbitration process in the region.

## **IBA Arbitration Committee overview**

The Arbitration Committee focuses on laws, practice and procedures relating to the arbitration of transnational disputes. Through its publications and conferences, the committee seeks to share information about international arbitration and promote its use and improve its effectiveness.

## **IBA Asia Pacific Regional Forum overview**

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 region. Members also benefit from excellent working relations with national Bars, the Inter-Pacific Bar Association and LAWASIA.

### **Contact information:**

International Bar Association  
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Fax: +44 (0)20 7691 6544  
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