



Practice Area: Alternative
Dispute Resolution
Training Level: General
Public CPD Points: 1

"Frontiers of Arbitration - Today's Challenges"

Launch of The Singapore Arbitration Journal



26th November 2019, 09.30am - 11.30am

Chamber at the Arts House (The Old Parliament House), 1 Old Parliament Lane, S(179429)

About this Event

Join us for an exciting event exploring new and uncharted frontiers of the dynamic world of arbitration and international dispute resolution, at which the new Singapore Arbitration Journal (SI ArbJ) will be launched by the Guest of Honour, former Attorney-General and Judge of Appeal, Mr. V. K. Rajah S.C.

Look forward to presentations from the eminent contributors to the inaugural volume of the SI ArbJ on current and pertinent issues surrounding arbitration.

Ms. Eunice Chua will kick off the presentations with a survey of the specialised international commercial courts that have mushroomed around the globe in recent years. She will share observations on how, increasingly, there is mixing or 'cross-fertilization' between these two forms of dispute resolution as each borrows concepts and rules from the other, and what impact this may have on the future of commercial dispute resolution.

Mr. Alvin Yap will present on an article (co-authored with Ms. Loretta Malintoppi) on the mandatory rules in arbitration and the knotty question of how an arbitral tribunal is to deal with such rules, particularly where there is dispute as to whether parties have agreed to exclude their application or uncertainty as to the relevant rule that ought under the principles of conflicts of law to apply.

Dr. Michael Hwang S.C. and Ms. Adriana Uson will then round off the presentations with their insights on how to police the conduct of party-representatives in international arbitration and enforce ethical practices. This is a question engages the roles of lawyers, bar associations and arbitral institutions all over the world in the constant effort to preserve the legitimacy of and trust in the global system of arbitration.

The contributors will also be joined on a panel discussion by members of SI ArbJ's Editorial Advisory Board, Mr. Lawrence Boo and Mr. Toby Landau Q.C. What promises to be an exciting and thought-provoking session will be moderated by Mr. Chan Leng Sun S.C., the Editor of the SI ArbJ.

The SI ArbJ, which aims to be a wellspring of legal innovation and thought-leadership, will also be formally launched at this event.

Programme

9.30am - 10.00am	Registrations & Refreshments
10.00am - 10.10am	Opening Remarks by Mr. Dinesh Dhillon , President of SI Arb
10.10am - 10.25am	Launch of Singapore Arbitration Journal Guest-of-Honour Mr. V K Rajah S.C.
10.25am - 11.25am	PANEL DISCUSSION: <ol style="list-style-type: none">Ms. Eunice Chua, on "<i>Blurring the Lines Between International Commercial Courts and Arbitration: How, Why And The Future</i>"Mr. Alvin Yap, on "<i>The Application of Mandatory Rules by Arbitral Tribunals under Singapore Law: A Need for Greater Certainty?</i>"Dr. Michael Hwang S.C. and Ms. Adriana Uson, on "<i>Continuing the Discourse on Party - Representative Ethics in International Arbitration</i>" Joined by SI ArbJ Editorial Advisory Board Members - Mr. Toby Landau Q.C. and Prof. Lawrence Boo Chaired by Mr. Chan Leng Sun S.C. , Editor of SI ArbJ
11.25am - 11.30am	Closing Remarks by Mr. Mohan Pillay , General Editor of SI ArbJ, & Token Presentation

About the Guest-of-Honour



Mr. VK Rajah S.C. graduated from the National University of Singapore in 1982. He subsequently obtained an LLM (First Class) from the University of Cambridge in 1986. He was appointed a Senior Counsel in 1997. During his two decades in practice, he was involved, as Counsel, in several substantial ICC, SIAC, UNCITRAL, AAA and other institutional and ad hoc arbitrations. On 2 January 2004, he was appointed a Judicial Commissioner of the Supreme Court of Singapore. He was then

appointed a Judge later that year and a Judge of Appeal in 2007. While on the Bench he authored more than 200 reported judgments including several landmark appellate decisions on arbitration related issues. He assumed the office of the Attorney-General of the Republic of Singapore on 25 June 2014 and returned to private practice in 2017. VK was appointed an Honorary Bencher of the Middle Temple on 11 November 2014. Currently, he is also a Director of Singapore's Central Bank, the Monetary Authority of Singapore. Since returning to practice in 2017, he has been appointed as chair or tribunal member in a number of very substantial disputes.

About the Panellists



Professor Lawrence Boo is the author of “Halsbury’s Laws of Singapore Volume 1(2) - Arbitration” (Lexis-Nexis 2017 Re-issue) and the regular contributor to the “Annual Review of Singapore” chapter on “Arbitration” since 2001. His papers have also been published in various international journals including the Journal of International Arbitration,

Asian International Arbitration Journal, Asia Business Law Review, Chinese Yearbook of Private International and Comparative Law (Peking University Press), Dispute Resolution Journal (London) and the Asian Business Lawyer (Korea University). He is on the editorial board of the Oxford International Arbitration Series, (Oxford University Press). He teaches international commercial arbitration at NUS Law and at Bond University School of Law.



Mr. Toby Landau Q.C. is a barrister, advocate and arbitrator, and a member of the Bars of England & Wales, Singapore, New York, the BVI and Northern Ireland, and registered in the DIFC. As Counsel, in addition to a broad commercial and international practice, he has argued hundreds of major international commercial, investor-State and inter-

state arbitrations, as well as many ground-breaking arbitration and public international law cases in the Courts of England, Singapore, Hong Kong, Pakistan and the Caribbean including, (e.g., *Dallah v Pakistan*; *Jivraj v Hashwani*; *Ust-Kamenogorsk v AES* and *IPCO v NNPC* before the UK Supreme Court; *Janah v Benkharbouche* before the English Court of Appeal; *First Media v Astro* in the Courts of Singapore and Hong Kong; and *Hubco* in the Pakistan Supreme Court). Since April 2012, he has served on the Panel of Advisers to the Attorney-General of Singapore. As Arbitrator, he has extensive experience sitting as Chairman, Co-arbitrator and sole arbitrator in commercial and investor-State disputes under most of the world’s leading *ad hoc* and institutional rules. He is Visiting Professor at Kings College London; previous Court Member of the LCIA and SCC, Court Member of the SIAC; Fellow of the CI Arb and Chartered Arbitrator; UK delegate to the UNCITRAL Working Group on Arbitration (1994-2013); and a draftsman of the English Arbitration Act 1996; the Pakistan Arbitration (International Investment Disputes) Ordinance, 2006; the Mauritius International Arbitration Act 2008, as well as many institutional rules. He holds a first-class law degree and a first class BCL from Oxford University (Eldon Scholar), and an LL.M. from Harvard Law School (Kennedy Scholar).

About the Contributors



Ms. Eunice Chua
Chief Executive Officer
Financial Industry Disputes Resolution
Centre (FIDReC),
Singapore Management University
(SMU)

Eunice is Chief Executive Officer (CEO) of FIDReC and a Research Fellow at SMU’s School of Law. She is qualified as an Advocate and Solicitor in Singapore and an Associate Mediator of the Singapore Mediation Centre (SMC). A First-Class Honours law graduate from the National University of Singapore, Eunice served as a Justices’ Law Clerk in the Singapore Supreme Court before obtaining a Masters of Law from Harvard. On her return, she held concurrent appointments as Assistant Registrar of the Singapore Supreme Court, Magistrate of the Singapore State Courts, and Assistant Director of the SMC. She later joined the Singapore International Mediation Centre as its first Deputy CEO before entering academia as Assistant Professor at SMU’s School of Law. Eunice is passionate about alternative dispute resolution, evidence, and procedure, and enjoys speaking, writing and coaching in these fields.



Dr Michael Hwang S.C.
Michael Hwang Chambers LLC

Dr. Michael Hwang S.C. is the former Chief Justice of the Dubai International Financial Centre (DIFC) Courts. He is a graduate of Oxford University and a former law teacher in the University of Sydney and University of Singapore.

In 1997, he was appointed as one of the first 12 Senior Counsel (SC) of the Supreme Court of Singapore. His former appointments include being a Judicial Commissioner (a Contract Judge) of the Supreme Court, President of the Law Society of Singapore, a Vice Chairman of the International Court of Arbitration of the International Chamber of Commerce (ICC), a Vice President of the International Council for Commercial Arbitration (ICCA), and a Court Member of the London Court of International Arbitration (LCIA).

He is currently Singapore’s non-resident Ambassador to Argentina having previously been Ambassador to Switzerland. He was appointed as the Chief Justice of the DIFC Courts in June 2010, having served as Deputy Chief Justice since April 2005. His term of office as Chief Justice ended in November 2018.



Ms. Adriana Uson
Associate
Norton Rose Fulbright (Asia) LLP

Adriana is a dispute resolution lawyer based in Singapore. Her practice involves advising and representing clients in cross-border disputes and international arbitrations.

Prior to joining Norton Rose Fulbright, Adriana was Counsel at the Singapore International Arbitration Centre (SIAC) where she administered over 200 cases under various versions of the SIAC Rules and UNCITRAL Arbitration Rules, including cases involving investor-state disputes, SIAC Emergency Arbitrator procedure, and SIAC-SIMC Arb-Med-Arb Protocol.

Adriana has recently been selected by SIAC as one of its new young committee members. She was previously a member of the drafting committees for the SIAC Rules 2016, SIAC Investment Arbitration Rules 2017 and SIAC Practice Notes. She is also a member of the Singapore Institute of Arbitrators and is a part of the working group that drafted the Institute’s Guidelines on Party-Representative Ethics.



Mr. Alvin Yap
Of Counsel
Eversheds Harry Elias

Alvin regularly acts as Counsel in State-to-State, investor-State and commercial disputes.

He has represented States in proceedings before the International Court of Justice, the Iran-US Claims Tribunal and arbitrations administered by the PCA and ICSID. He also regularly advises States and corporations on matters of public international law, particularly on land and maritime boundary issues.

He was an Adjunct Lecturer at NUS from 2017-2019, where he taught a course on State-to-State disputes. He was also a faculty member of the Singapore International Arbitration Academy in 2019. He is an alternate member on the International Law Association Committee on the Procedure of International Courts and Tribunals.

Alvin graduated from the National University of Singapore (NUS) in 2012 placed on the overall Dean’s list. He represented NUS at the Jessup Moot in 2012 and he has coached several NUS moot teams. He was called to the Singapore Bar in 2013.



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▶ About the General Editor of the Singapore Arbitration Journal



Mr. Mohan Pillay conceived and developed the idea of the Singapore Arbitration Journal, and has overall responsibility as General Editor. He is Jt Head of Office of Pinsent Masons M Pillay, and a Singapore / UK qualified disputes lawyer, with over 30 years' experience in advisory, commercial litigation and regional arbitration work.

He is a Chartered Arbitrator, and has been appointed Arbitrator (both sole and presiding) in domestic and international matters. He also appears as Lead Counsel in the Singapore High Court, Court of Appeal, and arbitrations.

He was in the first batch of Senior Specialists in Building and Construction Law accredited by the Singapore Academy of Law in 2018. Mohan regularly writes, speaks on and teaches subjects on arbitration and construction law. He is the current Hon Treasurer (2017-2019) of the Singapore Institute of Arbitrators (SI Arb) and Past President SI Arb and Past Chairman, Society of Construction Law (Singapore).

His past teaching appointments have included Adjunct Associate Professor, Faculty of Law, National University of Singapore (2003 - 2011) and Visiting Professor, Centre of Construction Law, King's College London (2005 - 2011).

▶ About the Panel Chairperson & Editor of the Singapore Arbitration Journal



Mr. Chan Leng Sun S.C. is a Senior Counsel of the Supreme Court of Singapore. He is the Deputy Chairman of the Singapore International Arbitration Centre and the SGX Appeals Committee. He is a member of the ICC Commission on Arbitration and ADR and the Advisory Panel of the Singapore Maritime Foundation. Leng Sun is qualified in Malaysia, Singapore and England. He has a broad commercial practice that covers technical disputes, maritime law, international trade, insurance and company law.

Leng Sun is a Chartered Arbitrator, the Immediate Past President of the Singapore Institute of Arbitrators (SI Arb) and the former Global Head of Arbitration of an international law firm. He has acted as counsel or sat as arbitrator in arbitrations seated in Asia, Europe and USA under ad hoc and institutional rules.

He is a Chairperson of the arbitration panel jointly appointed by the EU and Korea under the protocol on cultural cooperation of the Korea-EU FTA. Leng Sun is a Singapore delegate to the UNCITRAL Working Group on Arbitration and was a legal officer of the United Nations Compensation Commission in Geneva.

Leng Sun had taught at the law schools of National University of Singapore and the Singapore Management University. He is the author of the book Singapore Law on Arbitral Awards and Co-Editor of Conflict of Laws in Arbitration. Leng Sun is recognized among the top lawyers worldwide by "Legal 500 Asia Pacific 2019", "Who's Who Legal - Arbitration 2020", "Who's Who Litigation - Thought Leaders 2019" and Acritas Stars 2019. He is described by Chambers Asia-Pacific 2017 as "one of the best arbitrators and practitioners in arbitration."

▶ About the SI Arb President



Mr. Dinesh Dhillon is Co-Head of Allen & Gledhill's International Arbitration practice.

He has acted as lead counsel in international arbitration for global multinational corporations in the telecommunications, airline, hotel, commodities, construction, manufacturing and projects industries. He has also represented sovereign states in international arbitration cases.

He has represented clients in landmark cases before the Singapore courts relating to jurisdiction of arbitral tribunals, challenges to arbitration awards and attempts to resist enforcement of foreign arbitration awards.

Dinesh has represented multinational companies in cases before the Singapore International Commercial Court (SICC), Singapore High Court and Court of Appeal.

Dinesh is the President of The Singapore Institute of Arbitrators, Honorary Treasurer of the Law Society's Pro Bono Services Office and Chair of the Asia Pacific Newsletter of the International Bar Association.



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