



Advanced PIDA Training • Paris, 3-6 December 2012

# INTERNATIONAL COMMERCIAL ARBITRATION

Study of a complex  
mock case under  
the 2012 ICC Rules  
of Arbitration

Under the auspices of the ICC Institute of World Business Law

**Date:** 3-6 December 2012

**Venue:** ICC Headquarters  
38 Cours Albert 1er | 75008 Paris, France

**EARN**  
24.45 CLE credits  
20.45 MCLE credits  
20.45 CPD hours\*  
20.45 CNB hours\*

## Objective

Drawn on the experience of renowned arbitrators in a multicultural and international environment, this **advanced-level training** provides an in-depth understanding and first-hand experience of the ICC Arbitration procedure under the 2012 ICC Rules of Arbitration.

By using a practical case-study approach and role-plays to address a series of situations that arise during complex arbitral proceedings, you will gain the expertise and competence to prepare for an arbitral proceeding under the new ICC rules: from drafting the request and the answer, to preparing the witnesses, to simulating an arbitral hearing, etc.

## Who is it for

This programme will benefit practising lawyers, corporate counsel, arbitrators, magistrates, academics, dispute resolution experts and users who have a strong experience of international commercial arbitration, in particular of the ICC procedure, and who wish to deepen their practical knowledge and share their views with international practitioners.

## Working methods

- Study of an advanced and complex mock case under the 2012 ICC Rules of Arbitration in small working groups of roughly 10 participants. The mock case will be sent to participants before the training so that they can read the facts and identify the contractual issues which cover the events mentioned in the facts.
- Technical and practical presentations by international ICC Arbitration experts.
- Debate among participants and speakers during interactive plenary sessions.



International Chamber of Commerce

*The world business organization*

Training and Conferences

\* This training has been sent for CPD and CND approval



TRAINING



# PROGRAMME

## Monday 3 December

09:00 – 17:00

09:00 – 09:30

*Registration*

### Morning

- Positioning of ICC Arbitration
- **Setting-up of Claimant's strategy** in preparing the Request for Arbitration; analysis of the different procedural options and dispute resolution methods (including the Emergency Arbitrator); parties' identification, selection of claims, measures and relieves

### Afternoon

- Working groups on Claimant's strategy
- Plenary session: discussion on Claimant's strategy

### Cocktail reception

## Tuesday 4 December

09:00 – 17:00

### Morning

- **Complex arbitrations:** issues of multiparty arbitration, multi-contract arbitration, joinder of third parties; parallel proceedings and consolidation of matters; jurisdictional objections
- Working groups on **setting-up of Respondent's strategy** for the Answer to the Request
- Plenary session: discussion on Respondent's strategy

### Afternoon

- **Conducting complex proceedings:**
  - Managing complex situations: issues of procedural meeting, benefits of the case management conference, difficulties in the drafting of the Terms of Reference and the Procedural Timetable; bifurcation of proceedings; resolution of procedural incidents; organization of the hearings
  - Managing relations with local courts: relations between Arbitral Tribunals and National Courts; arbitrability of the dispute; request for interim measures; actions before local courts

- Conflict of interest and challenges of arbitrators

### Dinner

## Wednesday 5 December

09:00 – 17:30

### Morning

- Working groups on **conflict of interest and challenges of arbitrators**; analysis of cases
- Plenary session: discussion on conflict of interest and challenges of arbitrators
- Production of documents: written evidence, witnesses experts' reports

### Afternoon

- Working groups on the **preparation of witnesses and experts for cross-examination**
- **Simulation of an arbitral hearing** and role play: arbitral hearing with examination and cross-examination of witnesses and experts prepared in the morning working groups
- Plenary session: discussion on the simulation of the arbitral hearing

### Paris museum visit

## Thursday 6 December

09:00 – 13:00

### Morning

- Practical aspects of **Arbitral Tribunal's deliberations**
- Role-play on the Arbitral Tribunal's deliberations and discussion
- **ICC's expertise on awards**
- Enforceability of awards: particularity of State immunity
- Conclusions

### Lunch

### End of training



# SPEAKERS

## Chairman of this Advanced PIDA training

### ■ **Eric A. Schwartz**

Partner, King & Spalding, Paris; Vice-Chair, ICC Institute of World Business Law; Former Secretary General, ICC International Court of Arbitration

## ICC Representatives

### ■ **Christian Albanesi**

Counsel, ICC International Court of Arbitration, Paris

### ■ **José Ricardo Feris**

Deputy Secretary General, ICC International Court of Arbitration, Paris

### ■ **Maria Hauser**

Counsel, ICC International Court of Arbitration, Paris

### ■ **Ashleigh Masson**

Deputy Counsel, ICC International Court of Arbitration, Paris

### ■ **Fernande Mboutou Ze**

Programme Coordinator, ICC Training and Conferences, Paris

### ■ **Victoria Orlowski**

Managing Counsel, ICC International Court of Arbitration, Paris

### ■ **Sybille de Rosny-Schwebel**

Director, ICC Training and Conferences / ICC Institute of World Business Law, Paris

## Speakers

### ■ **Olivier Caprasse**

Of Counsel, Hanotiau & van den Berg; Professor at the Universities of Liège and Brussels, Belgium

### ■ **José Manuel García Represa**

National Partner, Dechert (Paris) LLP, France

### ■ **Paul-A. Gélinas**

Member of the Paris and Montreal Bars; Council Member, ICC Institute of World Business Law, Paris

### ■ **Teresa Giovannini**

Partner, Lalive, Switzerland; Council Member, ICC Institute of World Business Law, Paris

### ■ **Marnix A. Leijten**

Partner, De Brauw Blackstone Westbroek, the Netherlands; Member, ICC International Court of Arbitration, Paris

### ■ **Carole Malinvaud**

Partner, Gide Loyrette Nouel, France

### ■ **Alexis Mourre**

Partner, Castaldi Mourre & Partners, France; Vice-President, ICC Institute of World Business Law, Paris

### ■ **Noah Rubins**

Partner, Freshfields Bruckhaus Deringer LLP, France



# LOGISTICAL NOTES

## Registration fees

The registration fee covers all training activities\*, including documentation, lunches, coffee breaks, cocktails on Monday, a dinner on Tuesday and a Museum visit on Wednesday. Travel and hotel expenses are not included.

*\* subject to last minute changes and modification by the organizers.*

### Early Bird Special until 5 October 2012:

- ☐ ICC members: **€1,570\*** (€1,877.72)  
☐ Non-members: **€1,690\*** (€2,021.24)

### After 5 October 2012:

- ☐ ICC members: **€1,810\*** (€2,164.76)  
☐ Non-Members **€1,930\*** (€2,308.28)

*\*excl. VAT 19.6%. As of 2011, ICC Services must set its prices to include the VAT pursuant to Article 53 of the European Directive 2006-112CE. Please note that you can request a reimbursement of the VAT through your local tax administration. (If you are not a member of the EU, you must obtain a French tax representative in order to receive the VAT reimbursement.)*

## How to register

**Easier and faster, register online** (secured payment by credit card) at **www.iccevents.org**

Or return the registration form indicating method of payment to:

**E-mail:** events@iccwbo.org

**Tel:** +33 1 49 53 29 34

**Fax:** +33 1 49 53 30 30

**Post:** ICC Services, Training and Conferences, 38, Cours Albert 1er, 75008 Paris, France

Registration will be confirmed upon receipt of the registration form and registration fees.

To benefit from early bird rates, please note that ICC Services must receive the payment before the deadline.

## Travel & accommodation

Participants are responsible for making their own travel arrangements and hotel reservations. A **list of hotels** in Paris, with which ICC has negotiated preferential room rates, will be sent to you upon receipt of the registration form.

We are able to dispatch **visa invitation letters** to support your visa application only after receipt of your registration form and full payment of your registration fees.

## Working languages

English and French. Simultaneous interpretation will be provided.

## Credits and hours

ICC Training and Conferences is eligible for CLE credit under **New York's** approved jurisdiction procedures, is a State Bar of **California** approved MCLE provider and is a Solicitors Regulation Authority and General Council of the Bar of **England** and **Wales** External CPD Course Provider. **French Bars:** This training has been sent for CNB approval.

## Cancellation policy

50% of the registration fee will be refunded if notice of cancellation is received in writing **before 2 November 2012**. Cancellations after this date are not refundable. Subject to agreement from ICC Training and Conferences prior to the event, the registration may be transferred to another person from the same company or organization at no extra charge. Updated registration information will be required.

Please note that ICC Services reserves the right to cancel this event or to make minor alterations to the content and timing of the programme or to the identity of the speakers. In the unlikely event of cancellation, delegates will be offered a full refund. ICC Services will not, however, be held responsible for any related expense incurred by the participant.

## Partnership opportunities

This training offers you an unrivalled opportunity to build worldwide partnerships. Partnering will get you visibility with the major decision makers in global business and/or within the international arbitration network. For further information, please contact Ms Rodriguez at: **luz.rodriguez@iccwbo.org**

Registration  
Form

S 1208

Participant  
information  
(Please print  
or type)

Registration  
fees

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Data  
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Disclaimer

## Advanced PIDA Training on International Commercial Arbitration

**Dates:** 3-6 December 2012

**Venue:** ICC Headquarters  
38, Cours Albert 1er  
75008 Paris - France

Register online\*  
**www.iccevents.org**  
\*Secured payment by credit card

or complete and return to  
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\*excl. VAT 19.6%.

Special code (NC, etc.)

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### Please indicate the reference "S1208" and the name of the participant.

Please note that transfer fees charged by the bank must be covered by the participants themselves.

Date \_\_\_\_\_ Signature \_\_\_\_\_

The details you provide on this form will be used for registration purposes. They will be stored in ICC's databases for the sole use of ICC (the International Chamber of Commerce and its wholly-owned affiliate ICC Services). Under the French law 'informatique et libertés' of 6 January 1978, you may have access to these details and request deletions and corrections at any time by contacting ICC at [registrations@iccwbo.org](mailto:registrations@iccwbo.org). The details you provide may be used by ICC to keep you informed of developments in your area of activity through publications, subscriptions, events and other commercial offers. Please indicate if you wish to receive such information:

☐ Yes ☐ No

Please tick below if you wish to receive commercial offers from associated organizations, including in particular **ICC National Committees**:

☐ Yes ☐ No

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