



Международная торговая палата

Всемирная организация бизнеса

BAKER & MCKENZIE



International Chamber of Commerce

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International Court of Arbitration®

ICC & ICC Russia Master-Class

«CONSTRUCTION CONTRACTS AND DISPUTE RESOLUTION»

Marriott Royal Aurora (11/20, Petrovka, Moscow, Russian)

September 18, 2009

Objective: The seminar's objective is to review the procedure for claims and disputes under the construction contracts and to explain the legal entitlements of the contractor and the employer. What happens when disputes arise? How can they be solved in the most cost-efficient and timely manner? During the seminar the speakers will examine the specific features of the arbitration clauses and their practical implications, particularly in terms of jurisdiction, adjudication and enforcement of awards.

Sessions will be led by experts in the settlement of construction disputes, and will be structured to provide an opportunity and incentive for active discussion among all participants.

Languages: The seminar will be held in Russian and English, with simultaneous interpretation.

Programme

9.00-9.30 Registration. Welcome coffee.

9.30 Welcome, ICC Russia

PANEL I

Chair: Antonio Crivellaro, Bonelli Erede Pappalarde Studio Legale, Milan

9.40-10.10 **Crisis Development Perspectives. Tendencies and Forecasts.
How dramatically did the business conditions change?**
Mihail Hazin, Neokon, Moscow

10.10-10.30 **Resolving Construction and other Complex Disputes under the Rules
of ICC International Court of Arbitration**
Galina Zukova, ICC International Court of Arbitration Secretariat, Paris

10.30 – 11.00 **How Disputes Arise: An Overview of Typical Contracts and Typical Sources of
Friction**
Humphrey Lloyd, QC, Atkin Chambers, London

11.00–11.30 **Hardship and Force Majeure: ICC and Russian Approach,
Comparative Overview**
Vladimir Khvalei, Baker & McKenzie, Moscow, ICC International Court of Arbitration, Vice-Chairman

11.30–12.00 Questions & Answers

12.00 – 12.15 Coffee Break

PANEL II

Chair: Christopher Seppälä, White & Case, Paris

- 12.15 - 12.45 **How Claims are Made and Handled under Contracts**
Antonio Crivellaro, Bonelli Erede Pappalarde Studio Legale, Milan
- 12.45-13.15 **Assessing and Allocating Responsibility for Delay on Construction Projects**
Jeremy Winter, Baker & McKenzie, London
- 13.15-13.30 Questions & Answers
- 13.30-14.30 Lunch

PANEL III

Chair: Humphrey Lloyd, QC, Atkin Chambers, London

- 14.30-14.45 **The Role of Dispute Boards and the ICC System for Dispute Boards.**
Christopher Seppälä, White & Case, Paris
- 14.45-15.15 **How to Prepare for Arbitration - the Positions of Claimant and Respondent**
Antonio Crivellaro, Bonelli Erede Pappalarde Studio Legale, Milan
- 15.15-15.45 **Initiating Arbitration under the ICC Rules: Selecting Arbitrators; Preliminary Issues; Terms of Reference; The First Meeting**
Christopher Seppälä, White & Case, Paris
- 15.45-16.00 Coffee Break

PANEL III (cont.)

Chair: Galina Zukova, ICC International Court of Arbitration Secretariat, Paris

- 16.00-16.30 **The Proceedings up to the Hearing: Techniques and Pitfalls; Handling Documents, Witnesses; Experts**
Humphrey Lloyd, QC, Atkin Chambers, London
- 16.30 -17.00 Questions & Answers

PANEL IV

Chair: Vladimir Khvalei, Baker & McKenzie, Moscow, ICC International Court of Arbitration, Vice-Chairman

- 17.00 -18.15 **Overview of Russian Court Practice in Resolving Construction Disputes. Key Findings and Conclusions.**

Maxim Kulkov, Goltsblat BLP, Moscow

Vladimir Shapenko, Baker & McKenzie, Moscow

Sergey Strembelev, Egorov Puginsky Afanasiev & Partners, Moscow
- 18.15-18.30 Questions & Answers

For the registration form please contact Yuri Popov, ICC Russia:

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