



## Arbitration in the Arab World: An International Perspective

### Organizers:

- Tunis Center for Conciliation and Arbitration (CCAT)
- International Court of Arbitration of the International Chamber of Commerce (ICC)
- Tunisian Confederation of Industry, Trade and Handicrafts (UTICA)

### Date:

**Thursday 17 and Friday 18 May 2007**

### Venue:

#### **Renaissance Hotel**

Les Côtes de Carthage Gammarth, Tunis (Tunisia)

### Objective:

The increasing interest arbitration is attracting in the Arab world reflects current growth in local economies and their rising importance at a strategic level.

Conference participants will have the opportunity to hear international experts analyse recent trends in international commercial arbitration and to gain a better understanding of arbitration as practised in the Arab world.

The event is especially intended to encourage dialogue and exchange in an interactive and multicultural environment.

### Participants:

Lawyers, judges, experts, academics, senior executives and corporate lawyers active in the field of international trade and anyone interested in arbitration and international commercial relations.

### Speakers and session chairs:

The speaking panels are composed of international experts with extensive practical and academic experience of arbitration and international legal and commercial relations.

# Programme

## Wednesday 16 May 2007

18.00 – 20.00

### Opening ceremony

- Registration
- Welcome reception

## Thursday 17 May 2007

8.00 – 8.45 Registration

8.45 – 9.15

### Introduction and overview of the Conference

**SALAH MEJRI**

ICC Tunisia

**ABDELWAHAB EL BEHI**

President of the Tunis Center for Conciliation and Arbitration (CCAT)

**HÉDI DJILANI**

President of the Tunisian Confederation of Industry, Trade and Handicrafts (UTICA)

**PIERRE TERCIER**

Chairman of the ICC International Court of Arbitration

9.15 – 10.00

### Current trends in arbitration in the Arab world

*Chair:*

**PRINCE BANDAR BIN SALMAN AL SAOUD**

Counsellor of His Majesty the King of Saudi Arabia; President of the Saudi Arbitration Group

**PIERRE TERCIER**

Chairman of the ICC International Court of Arbitration

**MOHAMED ABOU-EL-EINEIN**

Secretary General of the Arab Union for International Arbitration

10.00 – 10.45

### The process of nominating arbitrators

*Chair:*

**MOHAMED LEJMI**

Chief judge at the Tunisian Court of Cassation

- The various procedures for nominating arbitrators

**MOHAMED CHEMLOUL**

Chemloul & Associés, Algiers

- Legal culture and choosing arbitrators

**SAMIR ANNABI**

Attorney at law at the Court of Cassation, Tunis

- Interviews / conflicts of interests / disclosure of information

**JOACHIM KUCKENBURG**

KAB, Kuckenburger Bureth Associés, Paris

10.45 – 11.15 Refreshment break

11.15 – 12.15

### The role and responsibilities of the arbitrator

*Chair:*

**BÉJI CAÏD ESSEBSI**

Attorney at law at the Court of Cassation, Tunis; chair of the CCAT Academic Council, Tunisia

- Role of the arbitrator in conducting the proceedings: Various approaches

**ANDREA CARLEVARIS**

Bonelli Erede Pappalardo, Rome

- Role of the arbitrator in reducing arbitration costs

**YVES DERAÏNS**

Deraïns & Associés, Paris

- Liability and immunity of the arbitrator

**IBRAHIM NAJJAR**

Professor of law at St. Joseph University, Beirut; attorney at law, Beirut

- The arbitrator and international public policy

**ALI MEZGHANI**

Professor in the Faculty of Legal, Political and Social Sciences, Tunis II University and at Paris I University

12.15 – 13.00 Discussion

13.00 – 15.00 Lunch

15.00 – 15.45

### Institutional arbitration: what advantages does it offer?

*Chair:*

**MONJI LAKHDAR**

Presiding Judge of the Tunis Court of Appeal

- The viewpoint of an arbitration institution

**LARA HAMMOUD**

Director, Legal Coordination and Marketing, ICC Dispute Resolution Services

**FETHI SOUKRI**

Vice-Chair, CCAT; Chef de cabinet, Tunisian Ministry of State Property and Real Estate Affairs

- A corporate viewpoint

**SANA BELAÏD**

Cisco Systems, Dubai

- A lawyer's viewpoint

**HAMZA HADDAD**

Attorney at law, Law & Arbitration Center, Amman

## Programme (continued)

15.45 – 16.00 Discussion

16.00 – 17.00

### Complex arbitrations

*Chair:*

**ABDELWAHAB EL BEHI**

Chair of CCAT

■ **Multiple contracts and parties**

**ANNE MARIE WHITESELL**

Secretary General of the ICC International Court of Arbitration

■ **Extending the arbitration clause to non-signatory parties in international arbitration: a mock case**

**IBRAHIM FADLALLAH**

Attorney at law, Paris; professor emeritus, Paris X University

**PHILIPPE LÉBOULANGER**

Leboulanger & Associés, Paris

**EDUARDO SILVA ROMERO**

Dechert LLP, Paris

17.00 – 17.30

Discussion and close of the first day

20.00 *Gala Dinner*

## Friday 18 May 2007

9.00 – 9.45

### Arbitration and investment in the Arab world

*Chair:*

**BASHIR RAJAB AL TWAIR**

President of the Libyan Bar

■ **Investment arbitration: astride private and public interests**

**GABRIELLE KAUFMANN-KOHLER**

Professor of law; attorney at law, Schellenberg Wittmer, Geneva

■ **Arbitration of investor-State disputes: how to cope with the disorder?**

**FERHAT HORCHANI**

Professor at the University of Law and Political Sciences, Tunis

■ **Experience of investment arbitration in the Arab world**

**AHMED EL-KOSHERI**

Professor of law; senior partner, Kosheri Rashed & Riad, Cairo

9.45 – 10.00 Discussion

10.00 – 10.45

### Recognition and enforcement of foreign arbitral awards: survey of Arab State courts

*Chair:*

**DOMINIQUE HASCHER**

Advisor on international relations at the Court of Cassation, Paris

**BORHAN AMRALLAH**

Counsellor to the Egyptian Minister of International Cooperation and Human Rights; former chief judge, Cairo Court of Appeal

**AHMED OUERFELLI**

Judge at the Center for Legal and Judicial Studies, Tunisian Ministry of Justice and Human Rights

**ESSAM AL TAMIMI**

Al Tamimi & Company Advocates and Legal Consultants, Dubai

10.45 – 11.15 Discussion

11.15 – 11.45 *Refreshment break*

11.45 – 13.30

### The Arab world as a driving force in international commercial arbitration

*Chair:*

**SAMI HOUERBI**

Director for Middle East and Africa, ICC Dispute Resolution Services

**ROLAND ZIADÉ**

Cleary Gottlieb Steen & Hamilton LLP, Paris

**KARIM HAFEZ**

Hafez International Arbitration Lawyers, Cairo

**ABDULHAY SAYED**

Sayed & Sayed, Damas

**LOTFI CHEDIY**

Professor in the Faculty of Legal, Political and Social Sciences, Tunis II University

**NADIA DARWAZEH**

O'Melveny & Myers LLP, Shanghai

**JALAL EL AHDAB**

Orrick, Paris

**OMAR ALJAZY**

Aljazy & Co. Advocates & Legal Consultants, Amman

13.30 – 14.00 Discussion

14.00

Close of the Conference and lunch

# Practical information

## Working languages:

Arabic, French and English with simultaneous translation

## How to register:

Participants should complete the attached registration form and send it to:

**Centre de Conciliation et d'Arbitrage de Tunis**  
Centre Galaxy 2000, rue d'Irak Tour A, 7ème étage, 1002 Tunis, Tunisia  
Tel: 216 71 792350 / 216 71 849695; Fax: 216 71 796192; Email: ccat@gnet.tn

Registration will be confirmed upon receipt of the duly completed registration form.

## Registration fee:

Participants will be registered only upon payment of the registration fee.

### For CCAT/ICC/UTICA members

200 US dollars – 250 Tunisian dinars

### For non-members

250 US dollars – 300 Tunisian dinars

Payment can be made in US dollars or Tunisian dinars.

The registration fee covers:

- Participation in the conference activities
- available documentation
- Lunches and refreshments served during the conference breaks as well as the gala dinner and receptions.

## Travel and accommodation:

Participants are responsible for making their own travel arrangements and hotel bookings.

Special rates have been negotiated with the Renaissance Hotel and the Phébus Hotel:

### Renaissance Hotel (5-star, less than 20 min. from Tunis-Carthage Airport)

90 US dollars for a single room with breakfast

100 US dollars for a double room with breakfast

*Contact details:*

Tel: (+216) 71 91 09 00; Fax: (+216) 71 91 20 20; **Website: [www.renaissancehotels.com](http://www.renaissancehotels.com)**

### Phébus Hotel (4-star, 100 yards from conference venue)

45 Tunisian dinars/35 US dollars per person for a double room with breakfast

15 Tunisian dinar/12 US dollar supplement for single occupancy

*Contact details:*

Tel: (+216) 71 91 00 10; Fax: (+216) 71 91 00 70; **Email : [phebus@tryp.tourism.tn](mailto:phebus@tryp.tourism.tn)**

## Visas:

Participants in need of an entry visa for Tunisia should contact the Tunisian Embassy in their respective countries for information on visa requirements. CCAT will request Tunisian Embassies to facilitate the granting of visas to participants.

## Sponsoring:

Companies wishing to take part in sponsoring the conference will have an opportunity to publicize their activities throughout the event.

*If your company wishes to sponsor this conference, please contact:* Ms Donia Labidi  
**[ccat@gnet.tn](mailto:ccat@gnet.tn)**; Tel: (+216) 71 792350 / (+216) 71 849695; Fax: (+216) 71 796 192

## Accompanying persons programme:

Participants and persons accompanying them should contact the Renaissance Hotel to register for activities in which they wish to take part (e.g. excursions, spa, golf).

These activities are not included in the conference registration fee.

*Participants are referred to the following website for more information:* **[www.renaissancehotels.com](http://www.renaissancehotels.com)**

## Cancellations:

Only written cancellations will be taken into consideration. 50% of the registration fee will be refunded for any cancellation received before 2 May 2007. After this date, only 30% will be refunded.

CCAT will allow participants who are prevented from attending to be represented by a person of their choice, provided the Center is informed before the conference takes place.

For further  
information please  
contact

Sami Huerbi,  
Director for Middle  
East and Africa,  
ICC Dispute  
Resolution Services

Telephone:  
00 216 71 840 297  
Fax:  
00 216 71 286 917  
Mobile:  
00 216 20 216 216  
Email:  
[shi@iccwbo.org](mailto:shi@iccwbo.org)

# Registration Form

## Arbitration in the Arab World: An International Perspective

To be completed and returned to:

### Centre de Conciliation et d'Arbitrage de Tunis

Centre Galaxy 2000, rue d'Irak, Tour A, 7ème étage – 1002 Tunis, Tunisia  
Tel : 216 71 792350 / 216 71 849695 ; Fax : 216 71 796192 ; E-mail : ccat@gnet.tn

#### Date:

Thursday 17 and Friday 18 May 2007

#### Venue:

Renaissance Hôtel  
Les Côtes de Carthage Gammarth, Tunis (Tunisia)

#### Participant details:

Title (Mr/Dr/Mrs/etc.) .....  
Name ..... First name .....  
Position .....  
Company .....  
Address .....  
City ..... Post code .....  
Country ..... E-mail .....  
Telephone (.....) ..... Fax (.....) .....

#### Registration fee:

##### For CCAT/ICC/UTICA members

200 US dollars – 250 Tunisian dinars

##### For non-members

250 US dollars – 300 Tunisian dinars

#### Method of payment:

- Bank transfer:** Société Tunisienne de Banque (STB) Succursale Thameur  
1 Avenue Habib Thameur, Tunis 1000 (Tunisia)  
Compte No. - IBAN : TN 59 1000 0000 0798 1237 8893 - RIB : 10 000 000. 079812.3 788 93 - Swift : STBKTNTT000  
(Please enclose with the duly completed registration form a copy of the bank transfer advice.)
- Bank cheque** made out to the Tunisian Centre for Conciliation and Arbitration (CCAT) marked  
"Conference May 2007". (Please clearly indicate the name of the participant.)
- Tick here if you require an invoice

Registration will be confirmed only upon receipt of this registration form, duly completed, and copy of payment advice.

*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 [ams@iccwbo.org](mailto:ams@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*

If you know a person likely to be interested in this event, please provide his/her contact details below:

Name ..... First name .....  
Company ..... Country .....  
Telephone (.....) ..... Fax (.....) .....  
E-mail .....



RENAISSANCE.  
TUNIS HOTEL  
LES CÔTES DE CARTHAGE, TUNISIA

**Registration Form**

**Arbitration in the Arab World, 17 – 18 May 2007**

To: **Renaissance Tunis Hotel**

ATTN : Sales & Marketing Department/Ms Hajer Ben Ammar  
Reservation Department / Mrs Dorsaf Ben Mahmoud

Fax: 00216 71 910 239

E-mail: sales.dept@renaisancetunis.com.tn  
reservations@renaisancetunis.com.tn

I would like to book a room at the **Renaissance Tunis Hotel** as a visitor to the **Arbitration in the Arab World Conference**:

Name: .....

Address: .....

Telephone: ..... Fax: .....

E-mail: .....

Arrival date : ..... Departure date: .....

Non-smoking:  Yes  No

Special requirements: .....

- Single room: USD 90 B&B per room per day
- Double room: USD 100 B&B per room per day
- Junior suite: USD 220 per suite per day including access to the Club Lounge
- Executive suite: USD 260 per suite per day including access to the Club Lounge
- Ambassador suite: USD 360 per suite per day including access to the Club Lounge

*The above rates include any taxes due under Tunisian law.*

**Dining & Leisure:** 4 restaurants, 2 bars, 1 congress restaurant, fitness club, hammam, sauna, massage, hydromassage, heated swimming pool, beauty centre, two outdoor swimming pools (one of which is heated in the winter), children's paddling pool.

For excursion please contact **VIP Voyages** on 00216 71 963 964/ vip@planet.tn

Please provide credit card details:

**By credit card:**  American Express  Euro/MasterCard  Visa

Card number ..... Expiry date .....

Name of cardholder .....

*Deadline for registration: 30/04/2007.*

**Cancellation terms:**

Unhonoured bookings and early departures will be billed at the applicable rate.

For Hotel use

Confirmation number: .....

**Hotel confirmation:** .....