ARBITRATION CONFERENCE

Effective Dispute Resolution for International Business Transactions

September 7 - 8 2017

The ICC International Court of Arbitration is organising a conference and a round table to present international arbitration as an effective tool for international commercial dispute resolution. The basic institutes of commercial arbitration and their functioning, as well as their advantages in international business transactions will be introduced during the course of the conference. The round table seminar on the day after the conference will go into the specific details of the practice.

SEPT. 7

CONFERENCE
ICC Arbitration as the Internationally Most Established Method of Dispute Resolution

Location School of Law – Reykjavík University / Lagadeild – Háskólinn í Reykjavík
Menntavegur 1, 101 Reykjavík, Iceland

SEPT. 8

ROUNDTABLE SEMINAR
Practical Issues of International Arbitration and in Particular ICC Arbitration

Location Viðskiptaráð Íslands - Iceland Chamber of Commerce
Borgartúni 35, 105 Rvk

CONFERENCE PROGRAMME - SEPT 7 - 8.30 - 16.30

09:00 – 10:30
General Features of International Arbitration and the Jurisdiction of Arbitral Tribunals and ICC Arbitration in Particular
During the course of the panel discussion, the following topics will be covered, among others:

General introduction of the advantages and features of arbitration and ICC arbitration in particular
-Principles of arbitration, which serves as an alternative to court proceedings („international arbitration law", UNCITRAL Model Law, NYC, ICC Rules)
-Importance of arbitration in cross-border disputes and in international trade contracts

Different types of arbitration and distinction between institutional and ad hoc arbitration

Arbitration agreement
- -Party autonomy as a basic principle
- -Basic elements of the arbitration agreement
- -Legal framework in Iceland
- -Applicable law

International sources of law (New York Convention)

Permanent arbitral institutions and ad hoc arbitration organization

Introduction to the ICC's International Court of Arbitration DRS

Areas in which arbitration can be used as a dispute resolution mechanism
-Classic areas of arbitration - commercial arbitration, construction, post-M&A, long-term supply contracts, etc.
-ICC arbitration as an appropriate instrument of dispute resolution with regard to other specific subjects (IP, anti-trust, banking, supply contracts, transportation)

Prof Dr Alexander J BĚLOHLÁVEK, Prague, Czech Republic (Moderator)
Associate Professor Eiríkur Elís ÞORLÁKSSON, Reykjavík, Iceland
Piotr NOWACZYK, Warsaw, Poland
Rabab YASSEEN, Geneva, Switzerland

10:30 – 10:50 Coffee Break

10:50 – 12:20

Selection of Arbitrators

Role of Permanent Arbitral Institutions and in Particular under ICC Rules
During the course of the panel discussion, the following topics will be covered among others:

Appointment / nomination of arbitrators according to ICC Rules

Independence and Impartiality under ICC Rules
- Legal framework: lex arbitri, NYC, ICC Rules, IBA Guidelines

Relationship between arbitrators and parties
- General legal relationship
- Relationship under ICC Rules, in particular the interplay between institution, arbitrator(s), parties
- Remuneration of arbitrators, role of the ICC

Hjördis Birna HJARTARDÓTTIR, Paris, France (Moderator)
Przemysław P KRZYWOSZ, Warsaw, Poland
Niels SCHIERSING, Copenhagen, Denmark & London, England
Prof Patrick THIEFFRY, Paris, France

12:20 – 13:30 Lunch

13:30 – 14:45
Arbitral Awards
What will the Parties get? What to do with an Award?
Recognition and Enforcement of Arbitral Awards
During the course of the panel discussion, the following topics will be treated among others:

Nature of arbitral awards

Review pursuant to ICC Rules as a specific instrument of ICC arbitration

Other ways of terminating the proceedings

The role of domestic courts in the arbitral process
-Remedies against arbitral awards
-Challenge of arbitral awards
-International trends
-Practice in Iceland

New York Convention on the Recognition and Enforcement of Foreign Arbitral Awards (in connection with the previous item)

Other jurisdictions

Recognition and enforcement of arbitral awards
-Internationally
-Iceland

Garðar Víðir GUNNARSSON, Reykjavík, Iceland (Moderator)
Dr Herman VERBIST, Ghent and Brussels, Belgium
Pedro Martinez-Fraga, Miami, USA

14:45 – 15:00

15:00 – 16:30
Procedural Efficiency
What to do to Speed Things up? Expedited ICC Procedure
During the course of the panel discussion, the following topics will be covered, among others:

Procedural advantages of arbitration, parties' autonomy, and arbitrators' autonomy

Costs of arbitration

Expedited ICC procedure
-When it applies
-How it works
-When it should be used

Hafliði Kristján LARUSSON, Reykjavík, Iceland (Moderator)
Dr Anton BAIER, Vienna, Austria
Dr Bernd EHLE, Geneva, Switzerland
Christopher NEWMARK, Paris and London, France / United Kingdom
Friederike SCHÄFER, Paris, France

16:00 Reception

ROUNDTABLE SEMINAR PROGRAMME - SEPT 8 - 09.00 - 12.45

09:00 – 10:45
Drafting and Content of Arbitration Clauses
Impact of an Arbitration Clause on the Conduct of Arbitration

10:45 – 11:00 Coffee Break

11:00 – 12:45
Conduct of Arbitration

Followed by lunch

During the course of both panel discussions, the following topics will be covered, among others:

Rules of permanent arbitral institutions

Mandatory rules in arbitration (due process, etc.)
ICC Rules on the conduct of proceedings
- Party autonomy as a guiding principle
- Case management conference
- Terms of reference, etc.

Instruments applicable to increase the effectiveness and efficiency of arbitration
(A Guide for In-House Counsel and Other Party Representatives)

Role of the parties versus role of the arbitrator(s) on the conduct of arbitration

Emergency arbitrator

Speakers
The panellists will be arbitration experts, as will be the speakers at the conference conducted on 7 September 2017.