



# Construction arbitration

Friday, 8 June 2018, Grand Hotel Kempinski, Geneva

## About the Seminar

This ASA Below 40 Seminar is open to arbitration practitioners up to approximately forty years of age. It will be divided into three sessions. Each of them will be introduced by short presentations of about ten to fifteen minutes, followed by an interactive discussion amongst the participants. Each session will be led by a moderator. All participants are encouraged to share their experience.

Dress code is smart casual.

## Programme

<b>Special Guest: Fernando Mantilla-Serrano,</b> Latham & Watkins, Paris	
10:00	Registration
10:30	Welcome: <i>Alexandre Mazuranic, Anna-Maria Tamminen, Olivier Mosimann (Co-chairs, ASA below 40)</i>
10:45	<b>First Session: Introduction to construction arbitration</b>
	Is construction arbitration any different to arbitration in other sectors? How are construction projects organized? What are the typical issues and disputes? <i>Rebecca Major, White &amp; Case, London</i>
	Is there a prevalent model dispute resolution clause in the construction industry? Are pre-arbitral mechanisms such as Dispute Adjudication Boards a useful first step? <i>Benjamin Gottlieb, Schellenberg Wittmer, Zurich</i>
	Moderator: Flavio Peter Wenger & Vieli, Zurich
12:15	Lunch
13:45	<b>Second Session: Organizing the procedure</b>
	Construction arbitration often includes many claims and sub-disputes. What procedural tools, such as bifurcation, are available in order to allow the tribunal to digest and efficiently address the multiple claims that together form the global dispute? <i>China Irwin, LALIVE, Geneva</i>
	Documentary evidence: will the arbitrators read all 10'000 drawings, procedures, and project correspondence produced by the party? Any lessons learned and best practice? How to get the most out of the external tools/software available? What about sharing with the tribunal on an online platform? <i>Mikal Brøndmo, Haavind, Oslo</i>
	Moderator: Emma Niemistö, Merilampi, Helsinki
15:15	Coffee break

15:45	<b>Third Session: Working with the experts</b>	Moderator: <i>Richard Davies,</i> <i>Yendall Hunter,</i> <i>London</i>
	<p>The party-counsel-expert relationship: When should you engage with experts? How to best work with them? Are communications between experts and parties or counsel protected? <i>Jan Erik Spangenberg, Manner Spangenberg, Hamburg</i></p>	
	<p>The expert-tribunal and expert-expert relationships: What duties do the experts owe to the tribunal? Should the expert confer with the Tribunal without the interference of the parties or their counsel? Should there be interaction between the parties' respective experts? <i>Eva Kalnina, Lévy Kaufmann-Kohler, Geneva</i></p>	
17:15	Closing Remarks – <i>Alexandre Mazuranic, Anna-Maria Tamminen, Olivier Mosimann (Co-chairs, ASA below 40)</i>	
17:30	Pre-dinner drinks at Grand Hotel Kempinski	
19:15	Dinner and Drinks in Geneva (at a place to be announced during the conference)	

---

**Kindly register as soon as possible, but at the latest by 1 June 2018.**

---

ASA / ASA b40 Customer

C.....

Number (if applicable):

---

## Registration Form

Given Name:

Family Name:

---

Firm/Company:

---

Address:

---

Telephone:

E-Mail:

---

Special Dietary Requirements:

---

- CHF 335.- : Seminar Fee (includes: seminar, lunch and cocktail) incl. VAT
  - CHF 425.- : Seminar + Dinner Fee incl. VAT
  - Speaker/Organizer (free of charge) Seminar only
  - Speaker/Organizer (free of charge) Seminar + Dinner
- 

**Payable by bank transfer UPON RECEIPT OF INVOICE,**

Ref.: "[Customer Number/Name]/ B40 6/18".

For payment by credit card solely for participants from outside Switzerland, please enquire at [info@arbitration-ch.org](mailto:info@arbitration-ch.org).

**Registration is confirmed upon receipt of payment.**

---

Please return to:

ASA , Boulevard du Théâtre 4 / P.O. Box 5429, 1211 Geneva 11

FAX: +41 22 310 37 31 EMAIL: [info@arbitration-ch.org](mailto:info@arbitration-ch.org)

---