United Nations Commission on International Trade Law (UNCITRAL)

International Arbitral Centre of the Austrian Federal Economic Chamber (VIAC)

VIAC - UNCITRAL

2012 Conference

Vienna

29 and 30 March 2012
PROGRAMME

Thursday, 29 March 2012

The UNCITRAL Digest of Case Law
Enactments of the UNCITRAL Model Law on
International Commercial Arbitration and their
Application by State Courts

09:00 - 09:30  Registration

09:30 - 09:45  Welcome address and programme
introduction:
Renaud Sorieul
Secretary, UNCITRAL
Anton Baier
President, VIAC

09:45 - 10:00  Introduction
Corinne Montineri and Claudia Gross
UNCITRAL Secretariat

The Experience of Jurisdictions with the Enactment of
the UNCITRAL Model Law on Arbitration

10:00 - 12:20

Session Chair:  Christoph Liebscher
Wolf Theiss, Vienna

Austria  Alice Fremuth-Wolf
Deputy Secretary General, VIAC

Germany  Rolf Trittmann
Freshfields Bruckhaus Deringer, Cologne

Bulgaria  Silvy Chernev
President, Arbitration Court BCCI

Croatia  Alan Uzelac
University of Zagreb

Greece  Georgios Petrochilos
Freshfields Bruckhaus Deringer, Paris

Norway  Prof. Giuditta Cordero-Moss
University of Oslo

Poland  Piotr Nowaczyk
Salans, Warsaw

Russia  Prof. Alexander Komarov
Past President, International Commercial
Arbitration Court at the Chamber of
Commerce and Industry of the Russian
Federation, Moscow

Slovenia  Jernej Sekolec
Vice-President, LCIA
Spain  
Prof. Pilar Perales  
University Carlos III, Madrid

Turkey  
Prof. Ergun Özsunay  
University of Istanbul

Egypt  
Mohamed Abdel Raouf  
Director, Cairo Regional Centre for International Commercial Arbitration

Chile  
Andrés Jana  
Attorney-at-Law, Santiago de Chile

Florida, USA  
Judith A. Freedberg  
University of Miami

India  
Ricky Diwan  
Essex Court Chambers

Malaysia  
Sundra Rajoo  
Director, KLRCA, Kuala Lumpur

12:20 - 12:45  
Discussion

12:45 - 14:00  
Buffet Lunch

Case Law on principles on which the UNCITRAL Model Law on Arbitration is based:

14:00 - 15:30

Session Chair:  
Stefan Riegler  
Baker & McKenzie  
Diwok Hermann Petsche, Vienna

Limited court intervention  
Erich Schwarzenbacher  
Judge, Austrian Supreme Court, Vienna

Arbitration agreement and substantive claims before court  
Mark McNeill  
Shearman & Sterling, Paris

Competence of the arbitral tribunal to rule on its own jurisdiction  
Prof. Frédéric Bachand,  
McGill University, Montreal

Equal treatment of the parties  
Jernej Sekolec  
Vice President, LCIA

Setting aside, recognition and enforcement of arbitral awards  
Stefan Kröll  
University of Cologne
Territorial aspect - Impact of the place of arbitration

Prof. Giuditta Cordero Moss,
University of Oslo

15:30 - 16:00 Coffee Break

Consideration of the impact of the amendments to the UNCITRAL Model Law on Arbitration

16:00 - 17:15

Session Chair: Gerold Zeiler
Schönherr, Vienna
President, Austrian Arbitration Association

Travaux préparatoires, enactments and case law on definition and form of an arbitration agreement

James Castello
King & Spalding, Paris

Travaux préparatoires, enactments and case law on interim measures and preliminary orders

Michael E. Schneider
Lalive, Geneva

17:15 - 17:35 Discussion

17:35 - 17:45 Closing Remarks
Werner Melis, Honorary President, VIAC

18:30 Departure by coach to “Heurigen”
Friday, 30 March 2012

Recommendations to assist arbitral institutions and other interested bodies with regard to arbitral proceedings under the UNCITRAL Arbitration Rules

9:00 - 9:15  Welcome address and programme introduction:
Werner Melis

9:15 - 9:30  Presentation of the topic:
Michael E. Schneider
Lalive, Geneva

Issues regarding the role of arbitral institutions acting under the UNCITRAL Arbitration Rules (in the context of both commercial and investment arbitrations):

Session Chair:  Michael E. Schneider
Lalive, Geneva

9:30 - 9:45  Appointment of Arbitrators
Ricky Diwan
Essex Court Chambers

9:45 - 10:00  Challenge of Arbitrators
Jernej Sekolec

10:00 - 10:15  Determination of costs
Fedelma Smith
Legal Counsel, PCA, The Hague

10:15 - 10:45  Discussion

10:45 - 11:15  Coffee Break

11:15 - 12:25  Panel 1: Administering a case under the UNCITRAL Arbitration Rules:

Session Chair:  Manfred Heider
Secretary General, VIAC

Rolf Trittmann
Freshfields Bruckhaus Deringer, Cologne

Stefano Azzali
Secretary General, Milan Arbitration Chamber

Prof. Alexej Kostin (to be confirmed)
President, International Commercial Arbitration Court at the Chamber of Commerce and Industry of the Russian Federation, Moscow

Yu Jianlong
Secretary General, CIETAC, Beijing
12:25 - 13:00  Panel 2: UNCITRAL Arbitration Rules as institutional rules:

Session Chair: Philipp Habegger
Walder Wyss, Zurich

Mohamed Abdel Raouf
Director, Cairo Regional Centre for International Commercial Arbitration

Sundra Rajoo
Director, Kuala Lumpur Regional Centre for Arbitration

13:00 - 14:00  Buffet Lunch

Online Dispute Resolution

Session Chair: Timothy Lemay
Principal Legal Officer, UNCITRAL

14:00 - 14:20  Presentation of UNCITRAL Works

14:20 - 15:15  Issues regarding the determination of applicable law

Presentation of proposed solutions in existing models
Marta Perteğas
First Secretary, Hague Conference on Private International Law

Peter Binder
Attorney-at-law, Vienna

Enforcement of ODR decisions
The New York Convention
Judy Freedberg
University of Miami

Self compliance mechanisms
Zbynek Loebl
Centre for Domain Name dispute resolution of the Arbitration Court
Attached to the Economic Chamber of the Czech Republic and Agricultural Chamber of the Czech Republic

16:15 - 16:30  Closing Remarks
Renaud Sorieul
VIAC - UNCITRAL

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Venue: Vienna Economic Chamber
(Wirtschaftskammer Wien)
Stubenring 8-10
1010 Vienna
Conference Hall

Registration Fee: EUR 500,-- (EUR 200,-- for students)
(conference materials, buffet lunch,
drinks and traditional Viennese
buffet dinner at the "Heurigen"
included)

Payment: UniCredit Bank Austria,
Vienna
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Working Language: English
REGISTRATION FORM

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FIRST NAME:
TITLE/PROFESSION/STUDENT:
INSTITUTION/ORGANIZATION/COMPANY:

MAILING ADDRESS:
POST(ZIP)CODE:
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TELEPHONE:
FAX:
E-MAIL:

I will attend the Buffet dinner
at the “Heurigen” (29 March 2012)
☐ Yes   ☐ No

Payment:
☐ By bank transfer
☐ By cheque

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Date                Signature