



Minsk, Belarus – 19 September 2019 (08:30 – 16:00)

Venue : Renaissance Minsk Hotel (Dzerzhinsky Avenue 1E, Minsk)

Highlights: This ICC Institute Training on “the conduct of the proceedings and case management. The arbitrator’s perspective” will take place in Minsk on 19 September 2019 at the eve of the Eastern European Dispute Resolution Forum (EEDRF).

This one-day training is of an advanced level and will focus in depth on how the arbitrator should establish his or her authority over the parties throughout the proceedings, including hearings, and interact with his or her fellow-arbitrators. The training will consist of presentations and interactive discussions using mock case scenarios designed to hone participants’ understanding of critical theoretical concepts while also emphasizing many practical aspects involved in conducting an international arbitration.

Who should attend: The ICC Training is open to senior practitioners who already have a strong experience on international arbitration. Attendees are expected to have mastered the basics of ICC international commercial arbitration.

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The conduct of the proceedings and case management. The arbitrator's perspective

Minsk, 19 September 2019

PROGRAMME

Chair of the training: **Teresa Giovannini**

08.30 – 08.45 **Welcoming addresses and presentation of the ICC Institute of World Business Law**

- **Alexandre Khrapoutski**, Partner, Lex Torre law office, Belarus; Member, ICC International Court of Arbitration; Co-chair, EEDRF
- **Teresa Giovannini**, Partner, LALIVE, Switzerland; Member, ICC International Court of Arbitration; Member of the Council, ICC Institute of World Business Law

08.45 – 09.00 **Active case management techniques**

From the very outset of the arbitration, the tribunal has to actively assist the parties in organizing and streamlining the conduct of the proceedings. During this session, participants will learn and discuss both from a theoretical and a practical standpoint effective case management techniques. These will include issues related to drafting the terms of reference, preparing and conducting case management conferences, and adopting procedural timetables.

- **Julia Zagonek**, Partner, White & Case, Russia and United Kingdom; Member, ICC International Court of Arbitration

09.00 – 09.30 **Effective management of arbitration: an ICC perspective**

During this session participants will be provided with ICC insights and best practices on various active management techniques.

- **Maria Hauser Morel**, Counsel, ICC International Court of Arbitration, Paris

09.30 – 10.30 **Case scenarios on active case management techniques and debate**

- **Maria Hauser Morel**
- **Julia Zagonek**

10.30 – 10.45 *Coffee Break*

10.45 – 11.15 **Arbitrators' authority: scope and limits**

The notion of 'authority of the arbitral tribunal' is a complex and multifaceted one which plays a key-role in the creation of a suitable framework for the arbitration. It involves both the relationship between the arbitrators as well as the tribunal's relationship with counsel and raises challenging questions. Among others: how far a dissenting opinion can go and still be effective and appropriate; what is the scope of the tribunal's authority to sanction counsel's wrongful conduct; what types of sanctions are available?

- **Teresa Giovannini**

11.15 – 12.00 **Case scenarios on arbitrators' authority: scope and limits and debate**

- **Teresa Giovannini**

12.00– 13.00 *Lunch*

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13.00 – 13.30 **Allowing additional claims and parties**

One of the aspects of the growing complexity of international commercial arbitration cases is the increasing number of arbitrations involving multiplicity of parties, including non-signatory parties, claims and cross-claims, and multi-contract disputes. This session will address the main pitfalls as well as the challenging jurisdictional matters that arbitrators face when confronted with complex arbitrations.

- [Noah Rubins](#), Partner, Head of the Paris International Arbitration Practice Group and of the global CIS/Russia Dispute Resolution Practice Group, Freshfields Bruckhaus Deringer, France

13.30 – 14.15 **Case scenarios on allowing additional claims and parties and debate**

- [Noah Rubins](#)

14.15 – 14.30 *Coffee Break*

14.30 – 15.00 **Managing the exchange of information**

Obtaining and presenting information is of paramount importance when preparing an international commercial arbitration case. The mission of the arbitral tribunal lies in managing such exchange of information, taking into consideration the different cultural legal approaches of the parties and their counsel and the particular circumstances of each case. Participants will learn how arbitrators should deal with issues such as: the management of electronically stored information; the preservation of the confidentiality of information and related issues of applicable law; protection of trade, technological and commercial secrets; privacy of the arbitral proceedings; and ethical conduct of the parties.

- [Ana Stanič](#), Principal, E&A Law, United Kingdom

15.00 – 15.45 **Case scenarios on managing the exchange of information and debate**

- [Ana Stanič](#)

15.45 – 16.00 **Concluding remarks**

- [Teresa Giovannini](#)
- [Stepan Guzey](#), Partner, Lidings law firm, Russia

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SPEAKERS

Teresa Giovannini

Partner, LALIVE, Switzerland; Member, ICC International Court of Arbitration; Member of the Council, ICC Institute of World Business Law

Stepan Guzey

Partner, Lidings law firm, Russia

Maria Hauser Morel

Counsel, ICC International Court of Arbitration, Paris

Alexandre Khrapoutski

Partner, Lex Torre law office, Belarus; Member, ICC International Court of Arbitration; Co-chair, EEDRF

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Ana Stanič

Principal, E&A Law, United Kingdom

Julia Zagonek

Partner, White & Case, Russia and United Kingdom; Member, ICC International Court of Arbitration

LOGISTICS AND REGISTRATION

Venue: Renaissance Minsk Hotel (Dzerzhinsky Avenue 1E, Minsk)

Working language: English

Contact:

For questions on the programme, please contact Ileana Delattre at ileana.delattre@iccwbo.org
For questions on how to register and logistics on site please contact Valeryia Silchanka at v.silchanka@lextorre.com.

Registration fee: Should you wish to participate in the ICC Training day, please register and pay the registration fee to the EEDRF on www.eedrf2019.com since ICC Training Day is part of the EEDRF. All questions concerning registration can be addressed to Valeryia Silchanka at v.silchanka@lextorre.com

Travel and accommodation: Travel and hotel expenses are not included. Participants are responsible for making their own travel arrangements and hotel reservations.