

Academic and Professional Development Committee

How do law firms develop effective skills of business development and client relationship management?

Presented by the Academic and Professional Development Committee and the Law Firm Management Committee

Session Co-Chairs

Sarah Hutchinson *Savage Hutchinson Consulting Limited, London, England; Co-Chair, Academic and Professional Development Committee*

Joan Roca Sagarra *Roca Junyent, Barcelona, Spain; Secretary, Academic and Professional Development Committee*

How do law firms and law schools develop the skills of lawyers to maximise the firm's client relationships? The session will consider:

- Practical examples of client relationship management training techniques
- When this development should take place and what training techniques are most effective
- An introduction to dealing with RFPs and pitching for new business

Speakers

Peter Appel *Gorrissen Federspiel, Copenhagen, Denmark*

Alasdair Douglas *City of London Law Society, London, England; President / Chairperson, Member Organisations*

Rabindra Jhunjunwala *Khaitan & Co, Mumbai, India*

Moray McClaren *Barcelona, Spain*

Biörn Riese *Mannheimer Swartling Advokatbyrå AB, Stockholm, Sweden; Advisory Board Member, Law Firm Management Committee*

Open committee business meeting

Presented by the Academic and Professional Development Committee

An open meeting of the Academic and Professional Development Committee will be held to discuss matters of interest and future activities.

Recruitment practices - how are we recruiting and 'onboarding' new lawyers

Presented by the Academic and Professional Development Committee and the Young Lawyers' Committee

Session Chair

Aster Crawshaw *Addleshaw Goddard LLP, London, England; Vice-Chair - Student and Young Lawyer Liaison, Academic and Professional Development Committee*

This session will consider:

- A review of current trends in recruitment practice for law firms
- How to identify the skills and experience required and define the recruitment criteria
- Common recruitment practices across a range of law firms and how to find the best fit for your practice
- Preparing for assessment and interview (for the candidate and the interviewer)
- Dos and don'ts of recruitment

Speakers

Marc Bartel *Heidrick & Struggles, Paris, France*

Robert Bernstein *Holland & Knight, LLP, New York, USA; Treasurer, Human Rights Law Working Group*

Valdo De Rizzo *LOBO & DE RIZZO ADVOGADOS, São Paulo, Brazil*

Kenji Hashidate *Hashidate Law Office, Tokyo, Japan*

Sarah Hutchinson *Savage Hutchinson Consulting Limited, London, England; Co-Chair, Academic and Professional Development Committee*

Kimathi Kuenyehia Sr. *Kimathi & Partners Corporate Attorneys, Accra, Ghana; Young Lawyers Liaison Officer, African Regional Forum*

The new world of law

Presented by the Academic and Professional Development Committee

Session Chair

Soledad Atienza Becerril *IE University, Segovia, Spain; Co-Chair, Academic and Professional Development Committee*

How well prepared are law schools and law graduates to tackle the complexities of modern practice? This interactive session will consider how we best prepare future generations of lawyers for modern practice; the technologies with which they will be utilising in practice; knowledge management, and the skill set of the future.

Speakers

Suzanne Fine *Lex Mundi, London, England; Website Officer, Academic and Professional Development Committee*

Professor Shigeo Miyagawa *Waseda Law School, Tokyo, Japan*

Jose Maria Perez *Cabinet Bredin Prat, Paris, France*

Kathryn Rousin *Freshfields Bruckhaus Deringer, London, England; Vice-Chair, Academic and Professional Development Committee*

Cyril Shroff *Amarchand Mangaldas, Mumbai, India*

Access to Justice and Legal Aid Committee

Launch of report on access to justice around the world

Presented by the Access to Justice and Legal Aid Committee, the African Regional Forum, the Discrimination and Equality Law and the Human Rights Law Working Group

Session Co-Chairs

Axel Filges *Bundesrechtsanwaltskammer, Berlin, Germany; President / Chairperson, The German Federal Bar*

Lucy Scott-Moncrieff *Scott-Moncrieff and Associates Ltd, London, England; Co-Chair, Access to Justice and Legal Aid Committee*

Barriers to access to justice exist in every jurisdiction around the world. These barriers include lack of resources, corruption, lack of education or information, cultural norms, poverty and failing justice systems. However, wherever such barriers exist, there are people trying to break them down, overcome them and circumvent them. The Access to Justice and Legal Aid Committee, with the assistance of IBA members, has been undertaking research to identify the barriers to access to justice and challenges to them in jurisdictions across the world. It has also been obtaining examples of good practice that have potential for wider application and for inspiring new ideas in this field. A report is being produced, setting out the headline outcomes and showcasing examples of best practice, and this will be launched at our session.

Speakers will discuss each of the themes of the report; Literacy and education; Poverty; Discrimination; Governmental measures; Features of justice institutions; Efficient enforcement of decisions; Trust in lawyers and judges; Costs of justice; and Corruption. Examples of innovative practice from around the world will be presented.

Speaker

Hon Sabrina Shizue McKenna *Supreme Court of the State of Hawaii, Honolulu, Hawaii, USA*

SPPI SHOWCASE: Access to justice and what we actually mean by it

Presented by the Access to Justice and Legal Aid Committee

Session Co-Chairs

Axel Filges *Bundesrechtsanwaltskammer, Berlin, Germany; President / Chairperson, The German Federal Bar*

Lucy Scott-Moncrieff *Scott-Moncrieff and Associates Ltd, London, England; Co-Chair, Access to Justice and Legal Aid Committee*

What are we talking about when we talk about access to justice? If we simply assert that all should have access to legal advice and representation regardless of means, can we really seriously think this is a possibility? And if we recognise that it isn't, what then?

In many countries, access to justice is a constitutional right of the citizens. Does this not mean states have to provide a functioning system of access to justice ensuring the provision of the necessary means?

Do we go ahead and do our best to give advice and assistance to as many as possible? Or is more required of us?

We know that lawyers have a special responsibility to protect and promote the rule of law, but does this mean that, to assist those who cannot afford lawyers, they should be seeking to have laws simplified, so that lawyers become less necessary?

Do lawyers have a role in persuading legislators that new laws are not always the best ways to achieve change, and that passing just laws without the resources to enforce them can increase injustice?

And what if the barriers are cultural or educational? Is it the job of lawyers to seek to change the conditions that shut groups of people out from justice?

Do they have the necessary skills and training for this, and, if not, should they have?

How can the largest firms, with their exceptional resources and case management capabilities, make a real difference?

This showcase session discusses the many ways we can use our training, thinking and commitment to expand and energise the concept of access to justice.

Speakers

Maximo Bomchil *M & M Bomchil, Buenos Aires, Argentina; Co-Chair, Law Firm Management Committee*

Baroness Helena Kennedy QC *London, England; IBAHRI Co-Chair*

PRINCE Ajibola Oluyede *TRLPLAW, Lagos State, Nigeria*

Mikiko Otani *Tokyo Public Law Office, Mita Branch, Tokyo, Japan; Co-Chair, Women Lawyers' Interest Group*

Stephen Zack *American Bar Association, Miami, Florida, USA*

African Regional Forum

Open committee business meeting and breakfast

Presented by the African Regional Forum

A business meeting and breakfast of the African Regional Forum, open to all forum members and guests, will be held to discuss matters of interest and future activities of the forum.

Swiss vereins - 21st century global platform or just the latest fad?

Presented by the African Regional Forum

Global consolidation is finally gaining grounds significantly in the legal industry, the driving influence being the availability of a structural vehicle that helps firms deal with the legal and functional hurdles of international mergers. Through such Verein structures, a collection of law firms, organised under different partnership formations in different countries, presents itself internationally as a single organisation and thereby, conveniently avoids regulations regarding the qualifications of law firm owners, the necessity of member firms filing multiple tax returns around the world and other such problems.

Is there real leverage and benefit for African law firms within Swiss Vereins? Will the Verein strip firms of their identity and make them puppets to international firms who want to enter Africa at an arm's length, or will firms continue to strive for independence and success on their own terms? Is integration of firms both regionally and globally the way forward?

The ICC-Africa agenda: a legitimate check on impunity and rights abuses or crass misconception of African polity and persecution of African leaders?

Presented by the African Regional Forum

When, ab initio, several African countries acceded to the Rome Statute of the International Criminal Court, little did its leaders know that it would come back to haunt them. Statistically, the trial history of the ICC now lends credence to the view that Africa is being particularly targeted for victimisation.

What precisely is the role of the ICC in promoting good governance globally? In executing this duty, is the court out of touch with actual realities within the African continent? Should Africa renounce membership of the ICC or is the ICC what Africa needs to end human rights abuse and high-level impunity on the part of its leaders, especially given the inability of local judicial and quasi-judicial institutions to perform this role?

Global update on anti-corruption enforcement and legislation

Presented by the Anti-Corruption Committee

Session Chair

James Tillen *Miller & Chevalier Chartered, Washington, DC, USA; Vice-Chair, Anti-Corruption Committee*

Members of the Anti-Corruption Committee from different regions of the world will provide updates on developments in anti-corruption enforcement and legislation that have occurred in the last year in their respective regions. Reports may include major enforcement actions, ongoing investigations, new legislation, treaty implementation, national initiatives and recovery of looted assets. The objectives of the session are information gathering and sharing. (Please note that this session will not include developments in Asia, which will be covered in the committee's separate Asia session.)

Speakers

Nicola Bonucci *Organisation for Economic Co-operation and Development (OECD), Paris, France; International Organisations Liaison Officer, IBA Anti-Corruption Committee*

Bruno Cova *Paul Hastings LLP, Milan, Italy; Regional Representative Europe, Anti-Corruption Committee*

Edward Davis Jr *Astigarraga Davis, Miami, Florida, USA; Chair, Asset Recovery Subcommittee*

Pascale Dubois *The World Bank, Washington, DC, USA; Regional Representative North America, Anti-Corruption Committee*

Elvan Sevi Firat *Firat – İzgi Attorney Partnership, Istanbul, Turkey; Membership Officer, Anti-Corruption Committee*

Hamidul Haq LL.M *Rajah & Tann LLP, Singapore, Singapore; Regional Representative Asia General, Anti-Corruption Committee*

Roberto Hernández-García *Comad SC, Mexico City, Mexico; Vice-Chair, Anti-Corruption Committee*

Professor Eduard Ivanov *Higher School of Economics, Moscow, Russian Federation*

Babajide Ogundipe FCIArb *Sofunde Osakwe Ogundipe & Belgore, Lagos, Nigeria; Regional Representative Africa, Anti-Corruption Committee*

Leopoldo Pagotto *ZISP Law, São Paulo, Brazil; Regional Representative Latin America, Anti-Corruption Committee*

Robert Wyld *Johnson Winter & Slattery, Sydney, New South Wales, Australia; Vice-Chair, Anti-Corruption Committee*

LPD SHOWCASE: Corruption - the problem is the givers, not the takers (or is it?)

Presented by the Anti-Corruption Committee

The OECD and its well-known Anti-Bribery Convention have placed the regulatory focus squarely on those who pay bribes to receive favours in international business. But what about those who solicit or receive such favours? Who is more to blame in a corrupt transaction? Two teams of high-level speakers from government, industry and civil society will come head-to-head in this showcase session which will debate corruption in all its forms, with a special focus on Asia.

Anti-Money Laundering Legislation Implementation Working Group

Update on anti-money laundering as it impacts lawyers

Presented by the Anti-Money Laundering Legislation Implementation Working Group and the Criminal Law Committee

Session Co-Chairs

Nicole Bigby *Berwin Leighton Paisner LLP, London, England; Senior Vice-Chair, Regulation of Lawyers' Compliance Committee*

Enide Perez *Sjöcrona Van Stigt Advocaten, Den Haag, Netherlands; Regional Representative Europe, Criminal Law Committee*

In addition to general updates this session will include an in-depth review of the typologies work that the committee has been doing and will 'launch' the typologies report that the committee is publishing (with support from the special projects fund).

Speakers

Peter Binning *Corker Binning, London, England; Secretary-Treasurer, Regulation of Lawyers' Compliance Committee*

Aldo Bulgarelli *Council of Bars and Law Societies of Europe, Verona, Italy*

Daniel del Rio *Basham Ringe y Correa SC, Mexico City, Mexico; SPPI Council Member*

Juliana Miranda *TozziniFreire Advogados, São Paulo, Brazil*

Javier Petrantonio *M & M Bomchil, Buenos Aires, Argentina; Vice-Chair - Latin America, Regulation of Lawyers' Compliance Committee*

Stephen Revell *Freshfields Bruckhaus Deringer LLP, Singapore, Singapore; Chair, Regulation of Lawyers' Compliance Committee*

Valentina Zoghbi *King & Wood Mallesons LLP, London, England; Website Officer, Regulation of Lawyers' Compliance Committee*

Antitrust and Trade Law Section

Antitrust and trade compliance

Presented by the Antitrust and Trade Law Section

Session Co-Chairs

Marcelo Calliari *TozziniFreire Advogados, São Paulo, Brazil; Senior Vice-Chair, International Trade and Customs Law Committee*

Marc Reysen LL.M *RCAA, Brussels, Belgium; Vice-Chair, Antitrust Committee*

In a world where compliance has become a key concern for companies everywhere, two areas are receiving greater and greater attention; antitrust and international trade. Both of these areas present a growing challenge as more governments around the world enforce antitrust and trade rules more strictly, and in diverse ways. This panel will focus not only on compliance issues in these two areas but also on the interplay between them and the balance that has to be achieved for companies to maintain an acceptable level of risk in an ever-changing scenario.

Speakers

Lourdes Catrain *Hogan Lovells LLP, Brussels, Belgium; Vice-Chair, International Trade and Customs Law Committee*

Matthew Kronby *Bennett Jones LLP, Toronto, Ontario, Canada; Scholarship Officer, International Trade and Customs Law Committee*

Mitsuo Matsushita *Nagashima Ohno & Tsunematsu, Tokyo, Japan*

Julian Peña *Allende & Brea, Buenos Aires, Argentina; Newsletter Editor, Antitrust Committee*

Charles R Whiddington *Field Fisher Waterhouse LLP, London, England*

Antitrust Committee

Antitrust and intellectual property: case studies of intellectual property in a deal context

Presented by the Antitrust Committee and the Intellectual Property and Entertainment Law Committee

Session Co-Chairs

Dr Alexander Birnstiel *Noerr LLP, Munich, Germany; Senior Vice-Chair, Intellectual Property and Entertainment Law Committee*

Thomas Janssens *Freshfields Bruckhaus Deringer LLP, Brussels, Belgium; Secretary, Antitrust Committee*

Based on a number of case studies, this panel will focus on various concrete issues faced by legal practitioners, their clients and antitrust regulators in the context of IP driven transactions and commercial arrangements, ranging from IP licensing and technology transfers to the acquisition of patent assertion entities ('trolls') and technology mergers. Topics covered will include IP due diligence (ownership, infringements, royalty obligations), restrictive covenants, structuring of IP portfolios, regulatory approvals and antitrust investigations.

Speakers

Yong Seok Ahn *Lee & Ko, Seoul, South Korea; Website Officer, Antitrust Committee*

Nicholas Banasevic *Head Antitrust Unit - IT, Internet and Consumer Electronics, DG Competition, European Commission, Brussels, Belgium*

Adrian Emch *Hogan Lovells LLP, Beijing, China*

Dr Stephanie Pautke *Commeo LLP, Frankfurt am Main, Germany*

Anne Vallery *VVGB Advocaten Avocats, Brussels, Belgium; Secretary, Communications Law Committee*

Around the (cartel) world in 80 ways: what to expect when dealing with diverse jurisdictions

Presented by the Antitrust Committee

Session Co-Chairs

Kyriakos Fountoukakos *Herbert Smith Freehills LLP, Brussels, Belgium; Newsletter Editor, Antitrust Committee*

Daniel Swanson *Gibson Dunn & Crutcher LLP, Los Angeles, California, USA; Website Officer, Antitrust Committee*

This session will address best practices for dealing with multiple antitrust regimes and multiple enforcers in international cartel cases. How should varying or even inconsistent requirements as between enforcers and jurisdictions be finessed or otherwise dealt with? For example, what should be done when 'small' jurisdictions seek to impose disproportionate burdens on leniency applicants and other cooperating parties? The session will also consider multi-jurisdictional issues that arise at the remedial stage. Many enforcers base fines on the relevant 'volume of commerce' affected by the perceived violation but revenues and turnover in a global economy are sometimes within the jurisdictional reach of multiple countries' antitrust laws. How do enforcers deal with these overlaps and what are the safeguards (if any) against double counting? How are 'indirect sales' treated? And what are the variations in parental liability? Another multi-jurisdictional challenge is posed by variations in substantive law. What happens when conduct that is allowed or even compelled under one regime arguably violates the antitrust laws of another?

Speakers

Craig Bachman *Lane Powell PC, Portland, Oregon, USA*

Jung Won Hyun *Kim & Chang, Seoul, South Korea*

Yusuke Nakano *Anderson Mori & Tomotsune, Tokyo, Japan*

Amadeu Ribeiro *Mattos Filho, Veiga Filho, Marrey Jr. e Quiroga Advogados, Rio de Janeiro, Brazil*

Christof Swaak *Stibbe BV, Amsterdam, Netherlands*

Asian enforcers roundtable

Presented by the Antitrust Committee and the Asia Pacific Regional Forum

Session Co-Chairs

Dave Poddar *Clifford Chance LLP, Sydney, New South Wales, Australia; Co-Chair, Antitrust Committee*

Harumichi Uchida *Mori Hamada & Matsumoto, Tokyo, Japan; Senior Vice-Chair, Asia Pacific Regional Forum*

Key enforcement agency heads in Asia will discuss the important antitrust issues in the Asia Pacific region.

Speakers

Martin Commons *BHP Billiton plc, Singapore 018983, Singapore*

Caroline Coops *King & Wood Mallesons, Melbourne, Victoria, Australia*

Leonor Cordovil *Grinberg, Cordovil e Barros Advogados, São Paulo, Brazil*

Scott Hammond *Gibson, Dunn & Crutcher LLP, Washington, DC, DC, USA*

Pallavi Shroff *Amarchand & Mangaldas & Suresh A Shroff & Co, New Delhi, India*

Kimitoshi Yabuki *Yabuki Law Offices, Tokyo, Japan; Treasurer, Pro Bono Committee*

Hoil Yoon *Yoon & Yang LLC, Seoul, South Korea; Co-Chair, IBA Korea Advisory Board*

Andrea Appella *21st Century Fox, London, England; Co-Chair, Antitrust Committee*

Marc Reysen LL.M *RCAA, Brussels, Belgium; Vice-Chair, Antitrust Committee*

Hot topics in merger enforcement

Presented by the Antitrust Committee

Session Co-Chairs

Janet McDavid *Hogan Lovells US LLP, Washington, DC, USA; Senior Vice-Chair, Antitrust Committee*

Koya Uemura *Oh-Ebashi LPC & Partners, Tokyo, Japan; Membership Officer, Antitrust Committee*

The panel will examine recent developments in global merger control, focusing on the review of recent complex M&A transactions by antitrust enforcers around the world, especially reviews by Asian enforcers.

Speakers

Masanori Fukamachi *Japan Fair Trade Commission, Tokyo, Japan*

Janet Yung Yung Hui *Jun He Law Offices, Beijing, China; Working Group Coordinator, Antitrust Committee*

Youngjin Jung *Kim & Chang, Seoul, South Korea*

Philip Mansfield *Allen & Overy LLP, London, England*

Arab Regional Forum

Arab region: enhancing your clients' market - business establishment and working with agents, distributors, franchisees and joint venture partners

Presented by the Arab Regional Forum, the Asia Pacific Regional Forum, the Corporate and M&A Law Committee and the International Sales Committee

Session Chair

Sadiq Jafar *Hadef & Partners, Dubai, United Arab Emirates; Chair, Arab Regional Forum*

There are a number of routes to market in the various Middle East jurisdictions. Choices your client may consider will depend on a range of factors, including the nature of the goods and services, the extent of available investment and the territories in which business is sought. This session will explore a range of considerations, including incorporation, joint ventures, intellectual property, employment, compliance and regulation.

Speakers

Mina Arai-Ito *Baker & McKenzie, Tokyo, Japan*

Chika Igarashi *Nishimura & Asahi, Minato-ku, Japan*

Nasser Ali Khasawneh *Eversheds LLP (Dubai Branch), Dubai, United Arab Emirates; Vice-Chair, Arab Regional Forum*

Lamia Matta *Miller & Chevalier Chartered, Washington, DC, USA; Officer, Arab Regional Forum*

Stephan Mueller *Oppenhoff & Partner, Cologne, Germany; Vice-Chair, Export Controls, Sanctions and Anti-Corruption*

Ghada Qaisi Audi *Ahmed Seddiqi and Sons, Dubai, United Arab Emirates*

Arbitration Committee

Arbitration conflicts: the new IBA Guidelines

Presented by the Arbitration Committee

Session Co-Chairs

Pierre Bienvenu *Norton Rose Fulbright LLP, Montreal, Québec, Canada*

Alexis Mourre *Castaldi Mourre & Partners, Paris, France*

An open forum with the drafters: too strict or have we got it right?

Speakers

David Arias *Arias SLP, Madrid, Spain; Co-Chair, Conflicts of Interest Subcommittee*

José Astigarraga *Astigarraga Davis, Miami, Florida, USA; Senior Vice-Chair, North American Regional Forum*

John Beechey *ICC International Court of Arbitration, Paris, France*

James H Carter *Wilmer Cutler Pickering Hale and Dorr LLP, New York, USA*

Prof Doug Jones AO AO RFD *Clayton Utz, Sydney, New South Wales, Australia*

Professor Kap-You (Kevin) Kim *Bae Kim & Lee, Seoul, South Korea*

Carolyn Lamm *White & Case LLP, Washington, DC, USA; IBA Council Member, American Bar Association*

Yoshimi Ohara *Nagashima Ohno & Tsunematsu, Tokyo, Japan*

Philippe Pinsolle *Quinn Emanuel Urquhart & Sullivan, Paris, France*

Claus Von Wobeser *Von Wobeser & Sierra, Mexico DF, Mexico; IBA Council Member, Barra Mexicana Colegio de Abogados AC*

Arbitration under FIDIC rules and model contracts

Presented by the Arbitration Committee

Session Chair

Christopher Seppälä *White & Case LLP, Paris, France*

- How are Dispute Adjudication Board proceedings affecting arbitration?
- Are construction specialist arbitrators to be preferred?
- Should there be specific rules or guidelines for construction arbitrations?
- When, if ever, is appointment of a Tribunal-appointed expert justified?
- Can construction arbitrations be expedited and be made less costly and, if so, how?

Speakers

David Brown *Clyde & Co LLP, Paris, France*

Helena Chen *Pinsent Masons, Beijing, China*

Philip Jeyaretnam SC *Rodyk & Davidson LLP, Singapore, Singapore; Co-Chair, Dispute Resolution Subcommittee*

Pablo Laorden LL.M *Lámbal Abogados, Madrid, Spain*

Dr Toshihiko Omoto *Kyoto University, Tokyo, Japan*

Sir Vivian Ramsey *Royal Courts of Justice, London, England*

Oana Soimulescu LL.M *Soimulescu & Dragan-Costin, Bucharest, Romania*

John B Tieder SC *Watt Tieder & Hoffar & Fitzgerald LLP, McLean, Virginia, USA*

Hot topics in arbitration

Presented by the Arbitration Committee

Session Co-Chairs

Mark Friedman *Debevoise & Plimpton LLP, New York, USA*

Professor Guido Tawil *M & M Bomchil, Buenos Aires, Argentina; LPD Council Member*

This session will consider, inter alia, controversies in the negotiation of the UNCITRAL Rules, and transparency and confidentiality - in search for the right balance.

Speakers

Teresa Cheng SC *Des Voeux Chambers, Central, Hong Kong SAR*
Judith Gill QC *Allen & Overy LLP, London, England*
Wendy Miles *WilmerHale, London, England*
Aloke Ray *White & Case LLP, Singapore, Singapore*
Yoshihiro Takatori *Orrick Tokyo Law Offices, Tokyo 106-6028, Japan*
Professor Yasuhei Taniguchi *Matsuo & Kosugi (Kyoto University), Tokyo, Japan*

Investment arbitration

Presented by the Arbitration Committee

Session Co-Chairs

Gaetan Verhoosel *Covington & Burling LLP, London, England; Chair, Investment Arbitration Subcommittee*
Professor Nathalie Voser LL.M *Schellenberg Wittmer, Zurich, Switzerland*

Issue conflicts in investment arbitration: conflicting/contradictory decisions in similar/identical cases?

And: Remedies in investment arbitration: what's on the menu beyond a final award of monetary damages?

Speakers

Michelle Bradfield *Dentons UKMEA LLP, London, England*
Nils Eliasson *Mannheimer Swartling Advokatbyrå, Central, Sweden*
May Tai *Herbert Smith Freehills LLP, Hong Kong, China*
John Thomas QC *NUS Centre for International Law, Singapore, Singapore*

New challenges in arbitration in the Asia Pacific region

Presented by the Arbitration Committee and the Asia Pacific Regional Forum

Session Co-Chairs

Sunil Abraham *Zul Rafique & Partners, Kuala Lumpur, Malaysia; Senior Vice-Chair, Asia Pacific Regional Forum*
Reza Mohtashami *Freshfields Bruckhaus Deringer, Dubai, United Arab Emirates; Publication and Newsletter Editor, Arbitration Committee*
Anne Veronique Schlaepfer *Schellenberg Wittmer Ltd, Geneva, Switzerland; Senior Vice-Chair, Arbitration Committee*
Eun Young Park *Kim & Chang, Seoul, North Korea*

Part one: Harmonising arbitration laws in the Asia Pacific region

Despite the growth of arbitration in the Asia Pacific Region, fundamental elements of a viable arbitration legal framework, ie, autonomy, fairness, limited court intervention, are not ensured in some of the states in the region.

In the last two decades, adoption of the Model Law has substantially occurred in several Asia Pacific countries, and it is increasing. Further adoption of the Model Law in the Asia Pacific Region would help to advance the goal of establishing acceptable enforcement and evidentiary standards in Asia. Harmonisation would also increase the comfort level that practitioners and clients would have in considering the Asia Pacific Region as a venue for international arbitration.

The aim of this session is to review the status of harmonisation of arbitration laws in the Asia Pacific region. Our distinguished and diverse group of panelists will explore:

- (i) the need for reliable and consistent treatment of arbitration in the region;
- (ii) how to achieve these desired goals; and
- (iii) the ramifications and alternative strategies if the Model Law is not adopted throughout the region.

Part two: Can and should international arbitration practices Be harmonised?

The panelists of this session will review the status of current practices in various jurisdictions, identifying both consistencies and differences among local practice across the region and discussing the need of a more uniform approach. In particular, the panel will examine ethical standards among practitioners in the region, especially regarding fair and civil conduct; conflicts policies; party representation; witness preparation and interface; the role and treatment of expert witnesses; as well as means of controlling time and cost. The panelists will then report on the status of efforts to harmonise such practices; examine how widespread acceptance of the IBA rules and guidelines in the region can benefit international arbitration in the region; and ways and means to achieve such goals by promoting the IBA rules and guidelines in the Asia Pacific Region.

Speakers

Cavinder Bull *Drew & Napier LLC, Singapore, Singapore*

Naoki Iguchi *Nagashima Ohno & Tsunematsu, Tokyo, Japan*

Philip Jeyaretnam SC *Rodyk & Davidson LLP, Singapore, Singapore; Co-Chair, Dispute Resolution Subcommittee*

Promod Nair *Arista Chambers, Bangalore, India*

Renaud Sorieul *UNCITRAL, Vienna, Austria*

Ruth Stackpool-Moore *Hong Kong International Arbitration Centre, Central, Hong Kong SAR*

Hiroyuki Tezuka LL.M *Nishimura & Asahi, Tokyo, Japan*

Dr Frans Winarta *Frans Winarta & Partners, Jakarta, Indonesia*

Ariel Ye *King & Wood Mallesons LLP, Beijing, China*

On Article V(2) of the New York Convention

Presented by the Arbitration Committee

Session Co-Chairs

John Fellas *Hughes Hubbard & Reed LLP, New York, USA*

Eduardo Silva Romero *Dechert LLP, Paris, France; Chair, Recognition and Enforcement of Arbitral Awards Subcommittee*

Enforcement of arbitral awards and court decisions related to arbitration in Asia.

Speakers

William Craig *Orrick Herrington & Sutcliffe, Paris, France*

Louis Flannery *Stephenson Harwood LLP, London, England*

Pascal Hollander *Hanotiau & van den Berg, Brussels, Belgium; Secretary, International Franchising Committee*

Noiana Marigo *Freshfields Bruckhaus Deringer, New York, USA*

Dr Maxi Scherer *Wilmer Cutler Pickering Hale and Dorr LLP, London, England*

Professor Hi-Taek Shin *Seoul National University School of Law, Seoul, South Korea*

Open committee business meeting and breakfast

Presented by the Arbitration Committee

An open meeting of the Arbitration Committee will be held to discuss matters of interest and future activities.

ABC for travelling Picasso's..all you need to know to trade or loan art across the borders

Presented by the Art, Cultural Institutions and Heritage Law Committee, the International Sales Committee and the International Trade and Customs Law Committee

Session Chair

Pieter Ariëns Kappers *Boekel De Neree NV, Amsterdam, Netherlands; Chair, Art, Cultural Institutions and Heritage Law Committee*

Peter Polak LL.M *Fiebinger Polak Leon & Partners, Vienna, Austria; Secretary, Art, Cultural Institutions and Heritage Law Committee*

Mark Stephens *HowardKennedyFSI LLP, London, England; Senior Vice-Chair, Art, Cultural Institutions and Heritage Law Committee*

Massimo Sterpi *Studio Legale Jacobacci & Associati, Rome, Italy*

Over the last 20 years the international trade and movement of art has grown significantly. The world of art is now a multi-billion business. There is an abundance of cross-border legal issues in the art trade and museum world. For international art trade fairs like TEFAF or FRIEZE, literally thousands of pieces of art and antiques are travelling around the globe to be exhibited and sold. Complicated international sales, insurance, transport, tax and customs, export permit and other legal issues apply.

Art is also travelling in cyberspace with e-commerce and still growing numbers of internet auctions and sales without borders, with the sold items actually travelling thereafter, but sometimes not as expected or even not at all. How can international buyers and sellers be protected?

Museums are often engaged in international loans and exchanges of art from their collections and also participate from time to time in mega travelling exhibitions of priceless art, often in the form of joint ventures with other museums and commercial partners, sponsors or states.

The session will examine what should be covered in these complex cross-border contractual arrangements. What are the levels of security, insurance, protection and immunity against attachments or claims? What is the situation regarding exploitation rights of photographs, publications, merchandising and museum shop sales?

The Art, Cultural Institutions and Heritage Law Committee together with the International Sales Committee and the International Trade and Customs Law Committee has put together a panel of international experts including an art dealer/auctioneer, a museum director and leading legal professionals from various jurisdictions to investigate and report on these complex issues.

Speakers

Rina Elster Pantalony *Canadian Justice Department, New York, USA*

Lawrence Kaye *Herrick Feinstein LLP, New York, USA*

Christopher Kent *Cassidy Levy Kent (Canada) LLP, Ottawa, Ontario, Canada; Vice-Chair, International Trade and Customs Law Committee*

Johannes Kraftner *LIECHTENSTEIN The Princely Collections, Fürstliche Sammlungen Art Service GmbH & Co OG, Wien, Austria*

Nico Ooyevaar LL.M *McMan & Co, Schiphol, Netherlands; Membership Officer, International Trade and Customs Law Committee*

Elizabeth von Habsburg *Winston Art Group, New York, USA*

Jonathan Wood *Reynolds Porter Chamberlain LLP, London, England*

The world invests in Asia and Asia invests in the world - forum and networking

*Presented by the Asia Pacific Regional Forum, the African Regional Forum, the Arab Regional Forum, the European Regional Forum, the Latin American Regional Forum and the North American Regional Forum
Session Chair*

Lawrence Teh *Rodyk & Davidson LLP, Singapore, Singapore; Co-Chair, Asia Pacific Regional Forum*

Asia has exceeded the performance of the global economy in the last 20 years. Foreign direct investment into Asia has grown substantially and stands at about US\$400 billion. In the next 10 years, global GDP will increase by more than 70 per cent and exceed US\$100 trillion, during which time Asian economies will triple from US\$10 trillion to US\$34 trillion. Two of the world's largest five economies are currently Asian. By 2030, Asia will have three economies in the top five and the largest economy in the world will be Asian. This session, organised jointly by the Asia Pacific Regional Forum and all of the IBA's regional fora, will explore global FDI into Asia and Asia's FDI globally. It will be in a roundtable format, designed for members of the audience to project their experience of cross-border FDI into and out of Asia and to outline their practice and profile to other members of the audience.

Speakers

Glenda Emily Benson *ENSafrica, Sandton, South Africa; Vice-Chair, South, African Regional Forum*

Claudio Doria Tölle *J&A Garrigues SLP, Madrid, Spain; Vice-Chair, European Regional Forum*

Mario Ferrari *R&P Legal, Turin, Italy*

Benjamin Grebe *Prieto y Cia, Santiago, Chile; Scholarship Officer, Latin American Regional Forum*

Akil Hirani *Majmudar & Partners, Mumbai, India; Vice-Chair, Asia Pacific Regional Forum*

Marcela Hughes *Hughes & Hughes, Montevideo, Uruguay; Co-Chair, Latin American Regional Forum*

Vince Imerti *Stikeman Elliott LLP, Toronto, Ontario, Canada; Co-Chair, North American Regional Forum*

Sadiq Jafar *Hadeef & Partners, Dubai, United Arab Emirates; Chair, Arab Regional Forum*

Eric Jiang *Jurisino Law Group, Beijing, China*

Nasser Ali Khasawneh *Eversheds LLP (Dubai Branch), Dubai, United Arab Emirates; Vice-Chair, Arab Regional Forum*

Kwon-Hoe Kim *Yoon & Yang LLC, Seoul, South Korea; Newsletter Editor, Asia Pacific Regional Forum*

Hyeong Gun Lee LL.M *Lee&Ko, Seoul, South Korea*

DingFa Liu *Jun He Law Offices, Shanghai, China*

Shuvabrata Mandal *Fox Mandal, Bangalore, India*

Ann-Marie McGaughey *McKenna Long & Aldridge LLP, Atlanta, Georgia, USA; Website Officer, North American Regional Forum*

Paul Sandosham *Clifford Chance Asia, Singapore, United Arab Emirates*

Douglas Smith *Soewito Suhardiman Eddymurthy Kardono (SSEK), Jakarta 12960, Indonesia*

Kimitoshi Yabuki *Yabuki Law Offices, Tokyo, Japan; Treasurer, Pro Bono Committee*

Philip Zhang *Zhong Lun law Firm, Beijing, China*

Aircraft accident investigation and 'just culture'

Presented by the Aviation Law Committee and the Criminal Law Committee

Session Chair

Meg Strickler *Conaway & Strickler, PC, Atlanta, Georgia, USA; Co-Chair, Criminal Law Committee*

Aircraft accidents generate much interest on various levels.

This session will explore the law and practice in various countries with regards to the investigation of such accidents and discuss important cases. In air transportation the most crucial issue is safety. And the key to the successful implementation of safety regulations is to attain a 'just culture' reporting environment of these accidents. There is a need to learn from accidents through safety investigation so as to take appropriate action to prevent the repetition of such events. Gross negligence, wilful violations and destructive acts should not be tolerated, but where to draw the line?

Speakers

Dane Jaques *McKenna Long & Aldridge, McLean, Virginia, USA*

Frank Manuhutu *European Aviation Safety Agency, Cologne, Germany*

Anna Masutti *LS Lexjus Sinacta, Bologna, Italy*

Astrid Mignon Colombet *Soulez Lariviere & Partners, Paris 75017, France*

Gabriel Olowo *Sabre NMC, Lagos, Nigeria*

Aircraft finance structures and issues affecting Japan and the Asian region

Presented by the Aviation Law Committee

Session Co-Chairs

Carlos Sierra *Abogados Sierra y Vazquez SC, Mexico DF, Mexico; Secretary-Treasurer, Aviation Law Committee*

James Tussing *Fulbright & Jaworski LLP, New York, USA; Senior Vice-Chair, Aviation Law Committee*

This panel will explore structures used in Japan and Asian aircraft finance markets. Tax and operating leases, bank and export credit agency (known in trade finance as ECA) financing will be examined as well as withholding, bankruptcy and repossession risk and the impact of Cape Town.

Speakers

Marwan Amr *AWAS, Singapore, Singapore*

Harvey Lau *Baker & McKenzie, Shanghai, China*

Linda Lee *Hong Kong Aviation Capital, Hong Kong, Hong Kong SAR*

Masao Masuda *Development Bank of Japan Inc, Tokyo, Japan*

Katsu Sengoku *Nishimura & Asahi, Tokyo, Japan*

How can airlines generate revenue?

Presented by the Aviation Law Committee and the International Sales Committee

Session Chair

Professor Mia Wouters *LVP Law, Brussels, Belgium; Chair, Aviation Law Committee*

This session will consider opportunities in selling airlines tickets and ancillary services such as baggage allowance, seat assignments, meals on board, priority check-in, etc. Airlines practically invented the concept of customer experience. Only the carriers that are the most innovative about generating extra revenue will survive. So it's time to get creative. The next generation of passengers will demand not just a flight but a personalised experience. Are we ready to fly?

Speakers

Anthony Cordato *Cordato Partners, Sydney 2000, New South Wales, Australia*

Frederic Malaud *International Civil Aviation Organization (ICAO), Montreal, Québec, Canada*

Amir Singh Pasrich *I.L.A. Pasrich & Company, New Delhi, India*

Catherine Pawluch *Davis LLP, Toronto, Ontario, Canada*

Laura Pierallini *Studio Pierallini, Rome, Italy*

Steven Thompson *XXIV Old Buildings, London, England*

Lender liability: present and future

Presented by the Banking Law Committee

Session Co-Chairs

Russell DaSilva *Hogan Lovells US LLP, New York, USA; Vice-Chair, Banking Law Committee*

Judith Elkin *Haynes & Boone, New York, USA*

In many countries, lender liability increasingly plays an important role in the structuring of long-term financings, including cross-border and infrastructure related transactions. Considerations of lender liability can affect the process of negotiation, the terms of documents, the administration of credits, the handling of defaults, the details of renegotiation, the management of syndicates and the enforcement of remedies. This session will focus on how this topic has been addressed in the courts, and how lenders can protect themselves in documentation and communications.

Speakers

Caroline Edwards *Travers Smith, London, England*

Clemens Hasenauer *Cerha Hempel Spiegelfeld Hlawati, Vienna, Austria*

Naoyuki Kabata *Anderson Mori & Tomotsune, Tokyo, Japan; Vice-Chair, Banking Regulation Subcommittee*

Julian Peña *Allende & Brea, Buenos Aires, Argentina; Newsletter Editor, Antitrust Committee*

Giuseppe Schiavello *Gianni, Origoni, Grippo, Cappelli & Partners, Rome, Italy; Secretary, Banking Law Committee*

Lending in an exchange controls environment - what you need to know

Presented by the Banking Law Committee

Session Co-Chairs

Ulrike Naumann *Bowman Gilfillan Inc., Sandton, South Africa; Website Officer, Banking Law Committee*

Roberto Silva *Marval, O'Farrell & Mairal, Buenos Aires, Argentina; Vice-Chair, Banking Law Committee*

The session will discuss lending in countries which still have exchange controls. The situation in the BRICs, Argentina and other countries that still use exchange controls will be looked upon. The session is particularly aimed for participants from countries where exchange controls have long been removed.

Speakers

Etienne Gelencsér *Shearman & Sterling, Tokyo, Japan*

Luis Lopez-Duran *Hoet Pelaez Castillo & Duque, Caracas, Venezuela*

Vassily Rudomino *Law Firm ALRUD, Moscow, Russian Federation; LPD Council Member*

Cyril Shroff *Amarchand Mangaldas, Mumbai, India*

Your money is in the Cloud: mobile payments, virtual currencies, and other issues at the intersection of real money and digital reality

Presented by the Banking Law Committee and the Electronic Entertainment and Online Gaming Subcommittee

Session Co-Chairs

Ewa Butkiewicz *Wardynski & Partners, Warsaw, Poland; Chair, Financial and Banking Law Conferences Subcommittee*

Mark Methenitis *T-Mobile USA, Richardson, Texas, USA; Vice-Chair, Electronic Entertainment and Online Gaming Subcommittee*

We were used to keeping our money in our wallets; then it was held in bank accounts. Recently, it found its way into our mobile phones. Now it can be parked in a cloud. What are the new challenges to the operation of the monetary system? Is it safe for customers? And what about all digital currency? These and other issues will be discussed at the panel. The speakers will endeavour to provide the audience with the best and up-to-date answers. However, the rapid pace of change in this sector coupled with new technological developments is likely to require updated answers at frequent intervals.

Speakers

Rob Bratby *Olswang Asia LLP, Singapore, Singapore*

Vijay Chugh *Reserve Bank of India, Mumbai, India*

Philippe Hoss *Elvinger Hoss & Prussen, Luxembourg, Luxembourg*

Marvin Jones *QuickyCoin.com, Scottsdale, Arizona, USA*

Bobby Lee *BTC China, Shanghai, China*

Klaus Löber *Bank for International Settlements, Basel, Switzerland; Publications Officer, Banking Law Committee*

BIC SHOWCASE: Change and opportunity - the challenge of administering justice in shifting legal environments

Presented by the Bar Issues Commission and the HRI - Human Rights Institute

The BIC Showcase will invite bar leaders from a range of countries involved in rapid political change, and where the governments wish to establish strategic plans to improve their country's legal systems, to discuss:

- the challenges of organising and strengthening an independent bar association;
- the practical steps they have taken on legal education and training;
- how they are overcoming practical issues such as the needs of different ethnic and religious groups, language differences and poverty;
- how they are tackling challenges relating to the development of key state institutions responsible for the administration of justice; and
- what assistance the international legal profession can provide in terms of supporting the efforts of local professional bodies.

'Character machination': 140 intangible characters can have tangible professional consequences testing the very character, integrity and independence of the legal profession

Presented by the Bar Issues Commission

Session Co-Chairs

Anurag Bana *International Bar Association, London, England*

Claudio Visco *Macchi di Cellere Gangemi, Rome, Italy; Vice-Chair, Bar Issues Commission*

Social media encourages conversation on a global scale. In turn, these conversations have the ability to test the integrity and independence of the legal profession. Legal professionals are increasingly using social media without completely understanding the ethical/deontological implications and its impact on the justice delivery system. Maintaining public confidence is one of the driving forces behind the imposition of ethical duties by the bars on lawyers. So how should legal professionals explore their professional relationship with social media websites like Twitter, Facebook, LinkedIn, and Google+? Is it possible to distinguish private from professional use of social media? How should legal professionals go about using such technology so as to be consistent with the administration of justice? This interactive session will discuss the recently drafted IBA International Principles on Social Media Conduct for Bar Associations and will also explore the intricacies of a legal professional's online activity and how social media could in turn be a truly useful tool when used appropriately.

Speakers

Steven Richman JD *Duane Morris LLP, Cherry Hill, New Jersey, USA; Co-Chair, International Sales Committee/Professional Ethics Committee*

Emma Sadleir *Media Law Consultant, Johannesburg, South Africa*

Mark Stephens *HowardKennedyFSI LLP, London, England; Senior Vice-Chair, Art, Cultural Institutions and Heritage Law Committee*

Hiroshi Uchiyama *Suzuki Toshihiro Law Firm, Hamamatsu, Japan*

IBA SHOWCASE: We're all human rights lawyers now - the convergence of business and human rights and what it means for you

Presented by the Legal Practice Division (LPD), the Bar Issues Commission, the Section on Public and Professional Interest, the Corporate Social Responsibility Committee and the HRI - Human Rights Institute

Session Co-Chairs

Deborah Enix-Ross *Debevoise & Plimpton LLP, New York, USA; Officer, Bar Issues Commission*

Neil Kirby *Werksmans Attorneys, Johannesburg, South Africa; Chair, Healthcare and Life Sciences Law Committee*

International recognition of the corporate responsibility to respect internationally recognised human rights has rapidly increased in recent years, culminating in July 2011 with the UN General Assembly's unanimous adoption of the Guiding Principles on Business and Human Rights. The Guiding Principles require that states protect human rights, that businesses respect human rights, and that both entities provide effective mechanisms of redress for instances when rights are not protected or respected. Moreover, with the growth of social media and the NGO community, society's awareness of, and expectations regarding the protection of, human rights are changing. The business community appreciates that it needs to respond to this movement. But what does this mean for the legal profession? Bar

associations, law societies, civil societies, outside counsel and in-house counsel are engaged in a variety of practical projects to implement the Guiding Principles, but the impact is potentially even more wide-ranging: clients increasingly need human rights advice in relation to a range of commercial activities. And what are the obligations of those involved in the business of law? This session will bring together all of these relevant stakeholders to share insights and action plans.

The 2014 IBA Pro Bono Award will be presented at this session.
Award sponsored by Lexis Nexis.

Speakers

Yasmin Batliwala *Advocates for International Development, London, England*

Stéphane Brabant *Herbert Smith Freehills LLP, Paris, France; Co-Chair, Corporate Social Responsibility Committee*

David L Deisley *NOVAGOLD Resources Inc, Salt Lake City, Utah, USA*

Robert Heslett *The Law Society of England and Wales, London, England; IBA Council Member, The Law Society of England and Wales*

Lilian Rae Lindsay *Clifford Chance LLP, London, England*

John Sherman III JD *Shift Project Ltd, Brookline, Massachusetts, USA*

Daisuke Takahashi *Shinwa Law Office, Tokyo, Japan*

Rokujuu no tenarai - It is never too late to learn

Presented by the Bar Issues Commission and the Academic and Professional Development Committee

This session, presented by the Bar Issues Commission together with the Academic and Professional Development Committee with the support of the Japan Federal Bar Association, will present the results of the survey conducted by the BIC Training Working Group to analyse the various systems applied in different jurisdictions for continuing legal education and the draft policy guidelines prepared and suggested by the Working Group for approval by the IBA Council.

Cross-border legal services - the findings

Presented by the BIC International Trade in Legal Services Committee

Session Chair

Russell Miller AM *Minter Ellison, Sydney, New South Wales, Australia; Chair, BIC International Trade in Legal Services Committee*

In this session the IBA President, Michael Reynolds, will launch the IBA Global Legal Services Report and website. The Report provides a deep and rich source of important data for Bars, firms and Governments on legal practice in over 70 countries. It contains, for example, information on:

- rules governing local and foreign legal practice
- ethical or regulatory requirements a licensed local or foreign lawyer must comply with
- restrictions on foreign lawyers, such as association with, employing or being employed by local lawyers

Speakers

Alison Hook *Hook International, London, England; International Trade in Legal Services Committee*

Michael Reynolds *Allen & Overy LLP, Brussels 1150, Belgium; IBA President*

Fear of flying or just worried about your co-pilot? Working cross border and in association with lawyers from other jurisdictions

Presented by the BIC International Trade in Legal Services Committee, the Immigration and Nationality Law Committee and the Regulation of Lawyers' Compliance Committee

Session Chair

Russell Miller AM *Minter Ellison, Sydney, New South Wales, Australia; Chair, BIC International Trade in Legal Services Committee*

Stephen Revell *Freshfields Bruckhaus Deringer LLP, Singapore, Singapore; Chair, Regulation of Lawyers' Compliance Committee*

Nicolas Rollason *Kingsley Napley LLP, London, England*

Following on from our highly successful session in Boston, this cross-committee collaboration within the IBA intends to look in greater depth at the practical issues facing lawyers who are trying to work across jurisdictional boundaries, focusing on regulation, tax and immigration issues and will seek to identify how the IBA can help to foster best practice for cross-jurisdictional and multijurisdictional work.

Speakers

Nicole Bigby *Berwin Leighton Paisner LLP, London, England; Senior Vice-Chair, Regulation of Lawyers' Compliance Committee*

Anjali Greenwell *PWC Legal LLP, London, England*

Alexander Muranov *Muranov Chernyakov & Partners, Moscow, Russian Federation*

Levelling the playing field - defending multinationals in a world of increased cross-border cooperation

Presented by the Business Crime Committee

Session Co-Chairs

Fabio Cagnola *Studio Legale Bana, Milan, Italy; Senior Vice-Chair, Business Crime Committee*

Frederick Davis *Debevoise & Plimpton LLP, Paris, France; Treasurer, Business Crime Committee*

The session will look at:

- Conflicting legal obligations
- Data privacy
- Attorney-client privilege
- Duplicative sanctions
- Conflicting rules on witness rights
- Taxes
- Securities and anti-competition
- Extended international cooperation and joint prosecutions (for example, the TOTAL case in France).

Speakers

David Kirk *McGuirewoods, London, England*

Jorge Nemr *Leite, Tosto e Barros Advogados, São Paulo, Brazil; Membership Officer, Business Crime Committee*

Taek Rim Oh *Lee & Ko, Seoul 100-770, South Korea*

Avvocato Francesca Pedrazzi LL.M *Studio legale Associato Alberto Alessandri, Milan, Italy*

Matthew Reinhard *Miller & Chevalier Chartered, Washington, DC, USA; Membership Officer, Criminal Law Committee*

The Unusual Suspects: the in-house counsel, compliance officer and external counsel as criminal accused

Presented by the Business Crime Committee

Session Co-Chairs

Mark Rochon *Miller & Chevalier Chartered, Washington, DC, USA; Co-Chair, Business Crime Committee*

Brian Spiro *BCL Burton Copeland, London, England; Co-Chair, Business Crime Committee*

Are the rising demands on the role of the in house counsel, MLRO and compliance officer imposed by constant new laws, rules and regulations increasing the risk that in performing their role people will become a suspect in a criminal or regulatory breach investigation? Are we heading towards the position where no one will want to perform the role due to the risks involved? In the business world many business deals/financial transactions are prepared with the help of business/financial/legal advisers. What happens when these deals/transactions are alleged to be unlawful? Recent cases have shown the prosecutors' appetite to criminally pursue legal and other professional advisors, for example, in the case of aggressive tax planning.

Speakers

Rod Fletcher *Herbert Smith Freehills LLP, London, England*

Sasha Kalb *3M Hong Kong, Hong Kong, Hong Kong SAR*

Jonathan Mattout *Herbert Smith Freehills LLP, Paris, France*

Akihisa Shiozaki *Nagashima Ohno & Tsunematsu, Tokyo, Japan*

Mauro Wolfe *Duane Morris LLP, New York, USA; Website Officer, Criminal Law Committee*

Start-ups and capital markets: 'JOBS Acts' around the world - stimulating growth or blowing a bubble?

Presented by the Capital Markets Forum

Session Co-Chairs

Tatsu Katayama *Anderson Mori & Tomotsune, Tokyo, Japan; Senior Vice-Chair, Capital Markets Forum*

Derk Lemstra *Stibbe, Amsterdam, Netherlands; Secretary-Treasurer, Capital Markets Forum*

This session will look at recent developments around the world aimed at stimulating growth by allowing start-up companies to access the capital markets more easily. Will relaxed regulations lead to economic growth and more jobs or merely increased risks for investors? We will discuss new rules, such as the JOBS Act in the United States, Japan and elsewhere, intended to streamline access to capital for new entrepreneurs, and the crowd funding phenomenon.

Speakers

Atsuo Akai *Music Securities, Tokyo, Japan*

Katherine Ashton *Debevoise & Plimpton LLP, London, England; Co-Chair, Capital Markets Forum*

Michele Delfini *Chiomenti Studio Legale, Milan, Italy*

Noreen Weiss *MacDonald Weiss PLLC, New York, USA*

Closely Held and Growing Business Enterprises Committee

Company financing: alternative funding for private companies

Presented by the Closely Held and Growing Business Enterprises Committee

Session Co-Chairs

Andrés Cerisola *Ferrere, Montevideo, Uruguay; Senior Vice-Chair, Closely Held and Growing Business Enterprises Committee*

Alejandro Paya *Cuatrecasas, Gonçalves Pereira SLP, Barcelona, Spain; Scholarship Officer, Closely Held and Growing Business Enterprises Committee*

Privately owned companies, from small to large, have faced an extraordinary contraction in access to credit since the start of the international financial crisis. With banks more reluctant to lend money, and subject to an ever increasing regulatory burden, businesses are either unable to finance operations or grow without tapping new and frequently novel sources of capital. Technology, both electronic and legal, as well as creativity and entrepreneurial spirit of many financing innovators, are playing a key role in filling the vacuum that the partial withdrawal of traditional banking is leaving. Our session focuses on how capital and credit markets have begun to adapt to the new reality of tighter bank lending. It covers the rapid rise of new financing mechanisms increasingly relevant for private companies and rapidly expanding in the last few years, including:

- Non-bank banking and shadow or direct lending.
- Crowdfunding, Crowdlending and P2P models.
- Business Angels, Venture Capital and Private Equity.
- Debt capital markets and private offerings.
- Novel instruments such as royalty-based financing.

We will look into the features and trends of each of these sources of alternative funding for private companies and debate who the dominating players are in this space. We will also tackle how alternative funding sources are being developed, structured and documented, and what legal and contract issues are relevant to each of them. Finally, we will address what lawyers should be aware of to adapt to this new environment.

Speakers

Megan Gates JD *Mintz Levin Cohn Ferris Glovsky and Popeo PC, Boston, Massachusetts, USA*

Peter King *Weil Gotshal & Manges, London, England*

Paulo Rocha LL.M *Demarest Advogados, São Paulo, Brazil*

Brian Strawn *White & Case LLP, Tokyo, Japan*

Pablo Viñals Blake *Marval, O'Farrell & Mairal, Buenos Aires, Argentina*

Noreen Weiss *MacDonald Weiss PLLC, New York, USA*

Don't fence me in - family discipline vs individual freedom of family members

Presented by the Closely Held and Growing Business Enterprises Committee and the Individual Tax and Private Client Committee

Session Co-Chairs

Harald Gesell *Oppenhoff & Partner Rechtsanwälte, Cologne, Germany*

Raul-Angelo Papotti *Chiomenti Studio Legale, Milan, Italy; Committee Liaison Officer, Individual Tax and Private Client Committee*

The session looks at the different intents of the family and individual family members and how those can be harmonised. The session will examine these issues from a combined corporate and tax law perspective, focusing on both the company and its shareholders.

Speakers

Hyeon Deog Cho *Kim & Chang, Seoul, South Korea*

Valdo De Rizzo *LOBO & DE RIZZO ADVOGADOS, São Paulo, Brazil*

Hugo Diener *Darros Villey Maillot Brochier, Paris, France*

Freddy Karyadi *Ali Budiardjo, Nugroho, Reksodiputro, Jakarta, Indonesia*

Von Sanborn *Withers Wordwide, New York, USA*

Sonia Velasco *Cuatrecasas, Gonçalves Pereira SLP, Barcelona, Spain; Co-Chair, Taxes Committee*

Entrepreneurial environment: finding and using innovation clusters to build start-ups

Presented by the Closely Held and Growing Business Enterprises Committee and the Young Lawyers' Committee

Session Co-Chairs

Makoto Hirasawa *Okuno & Partners, Tokyo, Japan; Vice-Chair, Young Lawyers' Committee*

Marco Rizzi *Froriep, Zurich, Switzerland; Conference Coordinator, Closely Held and Growing Business Enterprises Committee*

A panel of policy-makers and experts will analyse innovation clusters and the legal factors that contribute to their success.

Learn what innovation clusters are and how they support the creation and growth of young businesses. Compare innovation clusters from all over the globe and exchange views on their successes and failures in fostering new enterprises.

Speakers

Sidika Baysal Hatipoglu *B+B Law Office, Istanbul, Turkey; Young Lawyers Liaison Officer, European Regional Forum*

Andrew Frei *Dale & Lessmann LLP, Toronto, Ontario, Canada; Website Officer, Closely Held and Growing Business Enterprises Committee*

Bruno Maggi *Senise, Moraes & Maggi Sociedade de Advogados, São Paulo, Brazil*

Marco Monaco Sorge *Tonucci & Partners, Rome, Italy; European Forum Liaison Officer, Young Lawyers' Committee*

Valerie Ong *Rodyk & Davidson LLP, Singapore, Singapore*

Jacobus Petrus Pretorius *ENSafrica, Cape Town, South Africa*

Is Skype the limit? Are phone bills a thing of the past?

Presented by the Communications Law Committee

Voice over Internet Protocol (VoIP) telephony has transformed telecommunications during the past decade. Suppliers, such as Skype, have developed a range of innovative and low cost (and even no cost) services that have become wildly popular with consumers, while at the same time threatening incumbent operators and puzzling regulators. In response to the VoIP revolution, many jurisdictions have developed VoIP-focused regulations or other forms of guidance that attempt to address the appropriate regulatory treatment for VoIP service providers. At one extreme, some jurisdictions have tried to outlaw certain VoIP services. And while most others have accepted that VoIP services can indeed be offered to their citizens, they have imposed varying degrees of regulatory supervision over the services and the providers. Where regulation has been imposed, many questions and grey areas nonetheless remain. This session will explore the latest regulatory developments relating to VoIP services. It will discuss the approaches that various jurisdictions have taken to regulating VoIP services and how these are changing in light of new technologies, new devices and new applications. By looking into the future concerns that VoIP service providers are likely to face as VoIP technology continues to develop and evolve, this session will assess the practical implications for businesses, telecom operators and consumers.

Is there a trade-off between privacy and security?

Presented by the Communications Law Committee and the Technology Law Committee

The privacy debate triggered by the Snowden NSA scandal places again profiling under the general spotlight. While the EU is discussing new regulations modifying the 1995 Privacy Directive, and 'safe harbour' clauses are being analysed with respect to use of data for operators acting worldwide, the debate is now open as to which extent should information circulating freely on the web be subject to explicit consent, and which is the final threshold of individual rights with respect to digital identities.

Should a free 'white space' in the use of data be allowed? Information on the web appears to be of fundamental importance in an intelligent and integrated world, affecting also consumer needs and social-impact behaviours. Can we differentiate between a 'positive' and a 'negative' use or treatment of data? And if so, what is the footprint of a digital profile? Are digital identities on the web (profiles) still identical to personal (human) identities? To which extent? How does the right to be forgotten enter into the debate? Is identity theft possible from profiling? And should the same protective measures apply to all identities (human and digital) in the same way? How must the evolving 'hacking back' development be seen in that context?

Profiling is an 'ex post' exercise done by means of mathematical algorithms, forcing identification of future probabilistic behaviours. Aside consumer actions and preferences, it may directly affect economic and social values, such as social policies, welfare, transportation and social needs. Aside analysing due process and regulation on profiling and liability regimes, the session will delve into case studies on the constraints and limitation obligations of operators, including search engines. However, due to the widespread availability and possibility of linking data on the internet and the fact that technical devices whose operation is based on the processing of personal data pervade our everyday lives, the session will analyse also a number of side issues referring to profiling:

- Transparency and individual control on the decision on whether or not own personal data may be processed for the purpose of profiling or measures based on it
- Right of operators to subordinate premium treatments to generic consent on use of data (to the limit of identity theft)
- Right of the data subjects to access, to modify or to delete the profile information attributed to them and to refuse any measure or decision based on it or have any measure or decision reconsidered with the safeguard of human intervention (right to be forgotten);
- Responsibility and accountability of data controllers
- Definitions of security and suitable measures to safeguard the data subject's rights and freedoms
- Possible balanced approach to profiling limits

In that context, aspects of cyber security should also be explored further: is there a legitimate use of data for counter-attack strategies, for example, by planting false information, creating decoys that gather information about intruders, and even adopting digital vigilantism and 'hacking back' at the cyber raiders?

Consumer Litigation Committee

Collective redress across borders - how consumers are flexing their multi-jurisdictional muscle

Presented by the Consumer Litigation Committee and the Judges' Forum

Practitioners and judges at the heart of leading cross-border cases will share their insights into the challenges for multijurisdictional relief and how participants and legal systems have been innovating across the range of procedural features - from the exercise of jurisdiction to cross-border cooperation and communication between courts - in order to open up the prospects for better consumer protection through collective redress.

David v Goliath - the financial consumer and financial entities

Presented by the Consumer Litigation Committee, the Banking Law Committee and the International Sales Committee

Session Co-Chairs

Alessandro Barzaghi LL.M *Cocuzza & Associati, Milan, Italy; Chair, International Conventions and Trade Agreements Subcommittee*

Michael Steen Jensen *Gorrissen Federspiel, Copenhagen, Denmark; Chair, Innovations in Financing Transactions Subcommittee*

Not only do consumers need protection from defective products, they also need protection from financial service providers. There are many obstacles in the way of consumers seeking redress against 'the big green giants' but the actions taken by regulators, NGO's and other players to remove them might also put financial companies in disadvantage. This session will examine issues such as financial products, selling methods, the exclusion and indemnification clauses contained in financial services contracts, collection methods, the location of financial service providers and the prohibitive cost of litigation. A cross-border analysis of legislation and of real recent cases from around the globe will also take place to determine whether any jurisdiction has been successful in leveling the playing field between the consumer and the almighty financial service provider.

Speakers

Fernando Azofra Vegas *Uría Menéndez Abogados SLP, Madrid, Spain; SIRC Liaison Officer, Banking Law Committee*

Martin Hyde *Maurice Blackburn, Melbourne, Victoria, Australia*

Ken Kawai *Bingham McCutchen LLP, Tokyo, Japan*

Frank Mayer III *Pepper Hamilton LLP, Philadelphia, Pennsylvania, USA*

Corporate and M&A Law Committee

Corporate governance: proxy advisors and executive compensation

Presented by the Corporate and M&A Law Committee

Session Co-Chairs

Sergio Sánchez Solé *J&A Garrigues SLP, Madrid, Spain; Chair, Corporate Governance Subcommittee*

David Sneider *Simpson Thacher & Bartlett, Tokyo, Japan*

Part 1: The increasingly prominent role of proxy advisors. Is regulation necessary?

Part 2: Executive compensation: initiatives around the world

This session will be split in two parts. The first part will deal with the role of proxy advisors. Special attention will be devoted to the challenges resulting from their increasing importance in most markets and to the debate on the need to regulate activity. The second part will deal with executive compensation. Initiatives around the world on the limits of executive compensation will be examined, trying to identify common trends as well as potential and actual drawbacks.

Speakers

Martha Carter *Institutional Shareholder Services Inc., Rockville, Maryland, USA*

Professor Robert Daines *Stanford Law School, Stanford, California, USA*

Michelle Edkins *Blackrock, Inc, San Francisco, California, USA*

Ellisa Habbart *The Delaware Counsel Group LLP, Wilmington, Delaware, USA; Secretary, Corporate Governance Subcommittee*

Gustaf Kemperink *Van Doorne NV, Amsterdam, Netherlands*

Takashi Toichi *Anderson Mori & Tomotsune, Minato-ku, Japan; Secretary, Current Legal Developments Subcommittee*

Current legal developments in M&A

Presented by the Corporate and M&A Law Committee

Session Co-Chairs

Rodrigo Ferreira Figueiredo *Mattos Filho Veiga Filho Marrey Jr e Quiroga Advogados, São Paulo, Brazil; Newsletter Vice-Editor, Corporate and M&A Law Committee*

Hans-Jörg Ziegenhain *Hengeler Mueller, Munich, Germany; Chair, Current Legal Developments Subcommittee*

This session provides a review of key developments in corporate and M&A law from a number of leading jurisdictions around the world. With a particular focus on current trends and anticipated changes in the law affecting corporate and M&A practice, the session affords an invaluable opportunity for practitioners and other parties interested in international M&A work.

Speakers

Selin Beceni *Köksal Attorney Partnership, Istanbul, Turkey*

Nicola Charlston *King & Wood Mallesons, Melbourne, Victoria, Australia; Conference Coordinator Asia Pacific, Corporate and M&A Law Committee*

Cristina Fussi *De Berti Jacchia Franchini Forlani Law Firm, Milan, Italy*

Christian Hoedl *Uría Menéndez Abogados SLP, Madrid, Spain; Vice-Secretary, Corporate and M&A Law Committee*

Anthonie Schutte *De Brauw Blackstone Westbroek, Amsterdam, Netherlands*

Taro Tsunoda *Anderson Mori & Tomotsune, Tokyo, Japan*

Paul White *A&L Goodbody, Dublin, Ireland*

Yun Zhou *Zhong Lun Law Firm, Shanghai, China*

Damien Zoubek *Cravath, Swaine & Moore LLP, New York, USA; Conference Coordinator North America, Corporate and M&A Law Committee*

Deal certainty and contingent consideration

Presented by the Corporate and M&A Law Committee

Session Co-Chairs

Martin Brodey *Dorda Brugger Jordis Rechtsanwälte GmbH, Vienna, Austria; Website Officer, Corporate and M&A Law Committee*

Craig Cleaver *Slaughter & May, London, England; Vice-Chair, Corporate and M&A Law Committee*

Just like King Sisyphus, forever condemned to roll a boulder up a hill only to see it roll back down, experienced M&A lawyers know that, no matter how much they have 'perfected' the deal-making process, deals will still fall through in new and unexpected ways. The panel will discuss creative solutions that have been adopted in this ongoing challenge to create deal certainty in a changing environment and particularly the issues this throws up on cross-border transactions. In addition the panel will examine how consideration can be structured so that it links in with the performance of the business being sold. Specific topics on deal certainty include: strength of financing commitments; alternative structures

to complete; anti-trust remedies; limiting termination rights and break fees (including for change of recommendation, failure to obtain shareholder approval and failure to fund). The discussion on structuring contingent consideration includes examining the approach to retention amounts and earn-out provisions.

Speakers

Nicola Charlston *King & Wood Mallesons, Melbourne, Victoria, Australia; Conference Coordinator Asia Pacific, Corporate and M&A Law Committee*

Hilda Chiu *95 Queensway, Hong Kong, Hong Kong SAR*

Urs Gnos *Walder Wyss Ltd, Zurich, Switzerland*

Nanette Heide JD *Duane Morris LLP, New York, USA*

Francisco (Chico) Mussnich *Barbosa, Müssnich & Aragão, Rio de Janeiro, Brazil*

Hajime Tanahashi *MORI HAMADA & MATSUMOTO, Tokyo, Japan*

Interim periods in acquisition agreements

Presented by the Corporate and M&A Law Committee

This session will focus on the typical issues that arise during interim periods in M&A transactions, how such issues impact or depend upon the purchase price, the nature of closing conditions in light of the parties' objectives, risk allocation during the interim period and restricted activities intended to preserve the target's value beyond standard covenants to carry on the business in the ordinary course.

M&A in Asia: inbound and outbound challenges

Presented by the Corporate and M&A Law Committee and the Asia Pacific Regional Forum

Session Co-Chairs

Jocelyn Kelley *Blake Cassels & Graydon LLP, Vancouver, British Columbia, Canada; Senior Vice-Chair, Corporate and M&A Law Committee*

Hans Witteveen *Stibbe, London, England; Publications Officer, Corporate and M&A Law Committee*

Positive economic growth in Asia has been a driver of M&A activity in the Asia-Pacific region. In Part 1 of this session, a panel of senior M&A lawyers will examine the key issues to be considered when structuring acquisitions in the Asia-Pacific region. In Part 2 of this session, senior M&A practitioners will explore the challenges facing Asian companies when undertaking acquisitions in Europe, the US, South America and Africa.

Speakers

Alberto Bragança *Veirano Advogados, Rio de Janeiro, Brazil*

Michael Burian *Gleiss Lutz, Stuttgart, Germany*

William Chua *Sullivan & Cromwell LLP, Hong Kong, Hong Kong SAR; Vice-Chair, Mergers and Acquisitions Subcommittee*

Ezra Davids *Bowman Gilfillan Inc, Johannesburg, South Africa*

Oene Marseille *Ali Budiardjo Nugroho Reksodiputro, Jakarta, Indonesia*

Yuto Matsumura *Mori Hamada & Matsumoto, Tokyo, Japan; Secretary, Private Equity Subcommittee*

Zia Mody *AZB & Partners, Mumbai, India*

Veronica O'Shea *Herbert Smith Freehills LLP, Raffles Place, Singapore*

Shareholder activism: a growing global trend

Presented by the Corporate and M&A Law Committee

Session Co-Chairs

Steven Cohen *Wachtell, Lipton, Rosen & Katz, New York, USA; Journal Editor, Corporate and M&A Law Committee*

Christian Herbst *Schönherr Rechtsanwälte GmbH, Vienna, Austria; Senior Vice-Chair, Corporate and M&A Law Committee*

Shareholder activism has become a dominant, perhaps the dominant, trend affecting listed company boards and governance today in the US markets, and it is growing around the world. Activism has a meaningful impact on M&A dealmaking. This session will examine the origins of this trend and what it means to companies and to dealmaking around the world. How do activists select targets? What tools and tactics do they employ? Is the US experience representative? What does the future look like for activism in the US and around the world?

Speakers

Jacques Buhart *McDermott Will & Emery AARPI, Paris, France; Honorary Life Member of Council and Association*

Professor Robert Daines *Stanford Law School, Stanford, California, USA*

Justice Randall Holland *Wilmington, Delaware, USA*

Charles Martin *Macfarlanes LLP, London, England; Vice-Chair - Europe, Law Firm Management Committee*

Satoru Murase *Bingham McCutchen Murase, New York, USA*

Maximilian Schiessl *Hengeler Mueller, Düsseldorf, Germany*

John Williamson-Noble *Gilbert & Tobin, Sydney, New South Wales, Australia; LPD Council Member*

Structuring the deal in the light of BEPS (Base Erosion and Profit Shifting)

Presented by the Corporate and M&A Law Committee and the Taxes Committee

Session Co-Chairs

Albert Collado Armengol *J&A Garrigues SLP, Madrid, Spain*

Guy Harles *Arendt & Medernach, Luxembourg, Luxembourg; Treasurer, Corporate and M&A Law Committee*

The OECD has placed equitable sharing of corporate income tax paid by multinational enterprises high on its agenda. Whether profits should be taxed where income is generated or where providers of goods and services are located is heavily debated, as is the freedom of companies to keep funds in subsidiaries before repatriating them. The debate may influence the freedom of companies to choose the place from which to do business and how to structure transactions. The panel will focus on these issues and the way they influence how deals are structured by practitioners.

Speakers

Bertrand Cardin *Darros Villey Maillot Brocher, Paris, France*

Philip Gelston *Cravath, Swaine & Moore LLP, New York, USA*

Andrew Loan *Macfarlanes LLP, London, England; Young Lawyers Liaison Officer, Taxes Committee*

Alain Ranger *Fasken Martineau DuMoulin LLP, Montreal, Québec, Canada; Vice-Chair, Taxes Committee*

Mark van Casteren *Loyens & Loeff, Amsterdam, Netherlands*

Corporate Counsel Forum.

Corporate corruption & bribery: understanding complex anti-corruption laws in different jurisdictions and role of legal counsel in education and prevention

Presented by the Corporate Counsel Forum.

Session Chair

Akhil Prasad *Boeing International Corporation India Private Limited, Delhi, India; Regional Representative - India, Corporate Social Responsibility Committee*

This session will look at the aspects of anti-corruption laws in different parts of the world and more so in reference to corporations that have global operations. The key aspects that the session will address are:

- Corporate corruption is growing in today's world. What are some of the better practices to check corruption at workplace? How effectively it helps in reduction of white collar crimes?
- Comparing and contrasting third parties/ vendor due diligence requirements.
- Enforcement and execution of anti-bribery rules and corruption act requirements.
- Demonstrating how ethics and anti-corruption compliance can benefit your company's bottom line.
- Should there be a formal policy on Whistleblowers? What should be the ideal mix?
- What role should a general counsel office play in corporate corruption and bribery?

Speakers

Vanessa Blackmore *Sullivan & Cromwell LLP, London, England; Vice-Chair, Corporate and M&A Law Committee*

Dr Nechi Ezeako FCIS *EL-Values Advisory, Lagos, Nigeria; Corporate Counsel Forum Liaison Officer, African Regional Forum*

VK Jyothi *Madura Garments, Mumbai, India*

Bradley Klein *Skadden Arps, Hong Kong, Hong Kong SAR*

Ian McDougall *LexisNexis, New York 10022, New York, USA*

Corporate Counsel Forum breakfast

Presented by the Corporate Counsel Forum.

Closed meeting for in-house counsel only to discuss matters of interest relevant to in-house counsel.

Corporate counsel: confronting new challenges

Presented by the Corporate Counsel Forum.

Session Chair

Abhijit Mukhopadhyay *Hinduja Group, London, England*

The session will consider how Corporate Counsel is managing new types of risk, guiding corporate conduct and becoming increasingly involved in business strategy.

The session will be co-chaired by Kathryn Britten of KPMG, who will present key findings from KPMG's new Corporate Counsel survey 'Over the horizon: How corporate counsel are crossing frontiers to address new challenges', and invite comments from the panel and audience. KPMG's 2014 survey has been prepared by seeking information from leading Corporate Counsel from around the world in respect of the key challenges identified in KPMG's 2012 Corporate Counsel Review, 'Beyond the Law'.

Speakers

Amit Bansal LL.M *Kundra & Bansal, New Delhi, India*

Kathryn Britten *KPMG LLP, London, England*

Dr Nechi Ezeako FCIS *EL-Values Advisory, Lagos, Nigeria; Corporate Counsel Forum Liaison Officer, African Regional Forum*

VK Jyothi *Madura Garments, Mumbai, India*

Structuring social entrepreneurship organisations

Presented by the Corporate Law Section, the Closely Held and Growing Business Enterprises Committee, the Corporate and M&A Law Committee and the Corporate Social Responsibility Committee

Socially responsible and charitable activities have long been part of the for-profit corporate and entrepreneurial landscape. More recently, however, many entrepreneurs seek to meld their business pursuits and their charitable causes into a single endeavour, requiring interesting compromises between the economic interests of investors, the fiduciary duties of managers and the interests of non-investor constituencies. This session will discuss the growing phenomenon of the social entrepreneur, the obstacles that current legal forms may pose to social entrepreneurs seeking to serve profit motives and charitable objectives at the same time, and the new legal structures that are being developed or legislated to help bridge the gap.

Handouts and hubris: a discussion of the 'sphere of Influence' in contemporary CSR

Presented by the Corporate Social Responsibility Committee and the European Regional Forum

Session Chair

Martijn Scheltema *Pels Rijcken & Droogleever Fortuijn NV, Den Haag, Netherlands; Regional Representative Western Europe, Corporate Social Responsibility Committee*

The notion of a corporate 'sphere of influence' is central to many of today's debates in the field of corporate social responsibility (CSR). This (contested) notion entails both 'impact' on those affected and 'leverage' over those who can contribute to change. This concept includes not only subsidiaries and contractual relationships with suppliers, but also parties over which business enterprises do not exercise legal control, such as suppliers in a long supply chain. Managing these 'spheres of influence' is a major challenge. Our panel will address best practices for meeting this challenge. Several common CSR problems (eg, resettlement issues, relationships with local communities, human rights and labour conditions) will be discussed from the 'sphere of influence' perspective in different industries.

Speakers

Stéphane Brabant *Herbert Smith Freehills LLP, Paris, France; Co-Chair, Corporate Social Responsibility Committee*

Jeffrey Collins *Chevron, San Ramon, California, USA; Secretary, Corporate Social Responsibility Committee*

Johannes de Groot *UTZ Certified, Amsterdam, Netherlands*

Edie Hofmeister *Tahoe Resources Inc, Reno, Nevada, USA*

Kiyoshi Honda *Nagashima Ohno & Tsunematsu, Tokyo, Japan*

Akhil Prasad *Boeing International Corporation India Private Limited, Delhi, India; Regional Representative - India, Corporate Social Responsibility Committee*

How do you do corporate social responsibility in Asia?

Presented by the Corporate Social Responsibility Committee and the Asia Pacific Regional Forum

Session Co-Chairs

Peter Stern *Facebook Inc., Menlo Park, California, USA; Co-Chair, Corporate Social Responsibility Committee*

With the continued expansion of the global economy and the 'rise' of Asia, much recent activity in CSR has focused on Asia. More than ever, companies are making, buying, and selling products in Asia, and these products touch every consumer in the world. Asia is also a hub for extracting and trading natural resources, with the potential for great impact on the land and local communities. Our panel of lawyers and leading company representatives will address the key legal aspects of CSR in Asia. What are Asia's prevailing legal norms of CSR? What mechanisms are available for CSR violations? And how do recent CSR initiatives from Europe and the US fit with traditional Asian notions of social responsibility?

Speakers

Professor Bryan Horrigan *Monash University, Clayton, Victoria, Australia*

Zhibek Karamanova LL.M *VISOR Holding LLP, Almaty, Kazakhstan*

Makoto Saito *Saito Law Office Legal Profession Corp, Tokyo, Japan*

Monica Sun *Herbert Smith Freehills LLP, Beijing, China*

Daisuke Takahashi *Shinwa Law Office, Tokyo, Japan*

Keiichi Ushijima *Ernst & Young Institute Co Ltd, Tokyo, Japan*

Wook Yoo *Bae, Kim & Lee, Seoul, South Korea*

Hazardous plants - how to tackle environmental risks in insolvency

Presented by the Creditors' Rights Subcommittee, the Insolvency Section and the Environment, Health and Safety Law Committee

Session Co-Chairs

Glen McLeod *Glen McLeod Pty Ltd, Perth, Western Australia, Australia; Senior Vice-Chair, Environment, Health and Safety Law Committee*

Dr Kirsten Schümann-Kleber LL.M *GÖRG Partnerschaft von Rechtsanwälten mbB, Berlin, Germany; Co-Chair, Creditors' Rights Subcommittee*

In view of the potentially high costs of remedying environmental contamination and potential criminal liability, dealing with environmental risks in the context of financially-distressed companies is like a game of hot potato - nobody wants to become burned holding it. The game players are usually the owners of hazardous businesses, business management, potential investors, lenders, insolvency practitioners who may be appointed if an insolvency cannot be avoided, as well as all others who may have had and may gain control over contaminated property or may have contributed to environmental pollution discharges.

The session will illustrate the differences between the environmental regulatory structures in different parts of the world and will also address common considerations, as well as options for the different parties involved who are at risk of becoming the targets of regulatory investigations or parties with clean-up demands. The panelists will also discuss ways to navigate environmental risks in a way to limit these for the respective parties to the extent possible and they will consider whether there are situations where it may be appropriate for taxpayers to bear these risks in order to promote the continuation of a business. Last but not least, specific cross-border aspects shall be addressed as well.

Speakers

Cheryl Edwardes LL.M *Como, Western Australia, Australia; Programme Officer, Environment, Health and Safety Law Committee*

Mark Errington *Environmental Resources Management ERM, New York, USA*

Hironori Ishizaka *Anchor Management Inc, Tokyo, Japan*

Ryo Okubo LL.M *Nagashima Ohno & Tsunematsu, Tokyo, Japan*

James Redwine *Independent Consulting Practice, Baton Rouge, Louisiana, USA*

Broken bad: money laundering issues with online gaming, virtual currency and other techniques

Presented by the Criminal Law Committee, the Electronic Entertainment and Online Gaming Subcommittee, the Intellectual Property and Entertainment Law Committee and the Technology Law Committee

Session Co-Chairs

Frederick Chilton *Emil Ford Lawyers, Sydney, New South Wales, Australia; IBA Council Member, Law Society of Australian Capital Territory*

Meg Strickler *Conaway & Strickler, PC, Atlanta, Georgia, USA; Co-Chair, Criminal Law Committee*

Criminals are increasingly using the cyber world to launder money. This panel will examine some of the typical examples of cyberlaundering and then address ways of combatting cybercrime.

Virtual currencies, such as Bitcoin, WebMoney, Paymer, PerfectMoney, Liberty Reserve etc, which are being used to transfer money anonymously, will be discussed. In addition, online games including Second Life and World of Warcraft will also be reviewed. Criminals launder money by using game currencies that can be exchanged for real money in different countries. Finally, micro money laundering, using sites like PayPal or eBay, will be analysed for the latest developments in cyber laundering.

There is barely any means of monitoring, policing or regulating the virtual world. This panel will provide a lively debate on how to combat global cyber money laundering issues.

Speakers

Ewa Butkiewicz *Wardynski & Partners, Warsaw, Poland; Chair, Financial and Banking Law Conferences Subcommittee*

Jeremy Dickerson *Burges Salmon LLP, Bristol, England*

Marvin Jones *QuicklyCoin.com, Scottsdale, Arizona, USA*

Bobby Lee *BTC China, Shanghai, China*

Mark Methenitis *T-Mobile USA, Richardson, Texas, USA; Vice-Chair, Electronic Entertainment and Online Gaming Subcommittee*

Monty Raphael QC *Peters & Peters, London, England*

Denis Rice *Arnold & Porter LLP, San Francisco, California, USA*

Jean-Loup Richet *Sorbonne Graduate Business School and ESSEC Business School – Institute for Strategic Innovation & Services, Maurepas, France*

Jason Williams *Bitpos, Sydney, New South Wales, Australia*

Ashley Winton *White & Case LLP, London, England*

Sex and the State: the regulation of sexual behaviour in criminal laws worldwide

Presented by the Criminal Law Committee, the Human Rights Law Working Group and the Lesbian, Gay, Bisexual and Transgender Issues Committee

Session Co-Chairs

Ross Ashcroft *Brisbane, Queensland, Australia; Chair, Human Rights Law Working Group*

Ben Rose *Hickman & Rose, London, England; Vice-Chair, Criminal Law Committee*

The regulation of sexual behaviour is an area where morality and the law intersect. This joint session will examine a number of the key issues linked to the criminalisation of sexual behaviour in various jurisdictions.

Our diverse panel of experts will explore the complex legal and political ramifications that arise from using the criminal law to control the most intimate areas of human relationships.

Speakers

Carol Ajie LL.M *C N Ajie & Co, Apapa, Nigeria; Africa Regional Officer, Human Rights Law Working Group*

Shereen El-Feiki *Frelance, London, England*

Anand Grover *Lawyers Collective/United Nations, Mumbai, India*

Kazuko Ito *Mimosa Forest Law Office, Tokyo, Japan*

Pablo Pejlatowicz *Asociación por los Derechos Civiles (Association for Civil Rights (ADC)), Buenos Aires, Argentina*

Zhara Stardust *Scarlett Alliance, Sydney, New South Wales, Australia*

Criminal Law Section

Corruption in sport

Presented by the Criminal Law Section and the Sports Law

Football, cricket, the Olympic Games, horse racing, snooker and sumo wrestling have all grappled with issues of corruption and match-fixing. This session, featuring speakers from the Criminal Law Section and the Sports Law subcommittee, together with guest speakers from the world of sport, discusses recent high profile corruption scandals. What is the role of the law in combatting corruption in sport and are these issues better dealt with through self-regulation?

Are companies underestimating the special abilities of disabled people in the workplace?

Presented by the Disability Rights Working Group

When thinking of disabled people in the workplace, many employers first think of the obstacles and disadvantages by which such people are challenged. But employers with such attitudes may be missing out. Sometimes a disability can also offer a chance, both for the employee and the employer.

Disabled individuals often bring special skills to the workplace. Employees who are blind, or autistic, who have other disabilities are sometimes hired for the particular positive characteristics associated with their disability. For example, a lack of sight may be compensated for by an increase in other senses, and autistic individuals may have special skills identifying mistakes or defects in complex programs. This session will explore legal challenges in hiring disabled employees and the way that employers overcome them. It will consider how employers can look beyond traditional prejudices against people with disabilities in the workplace and provide much needed employment opportunities to the disabled while still getting bang for their buck. The session will also explore how disabled employees may be evaluated in relation to other employees, compensation and benefits issues, as well as challenges in terminating employment when things don't go as hoped.

Discrimination and Equality Law

Fashion, furs and faux pas - is there more scope to fairly discriminate in the fashion and luxury goods industry?

Presented by the Discrimination and Equality Law

Many employers in the fashion and luxury goods industry place a premium on their employees projecting the image, look and feel of the high fashion brands they promote. Are these employers able to justify discriminating against employees on the basis that they are ugly, have the wrong body shape or do not have 'the look' of the employer's brands? Can they impose dress codes requiring specific glamour in appearance or have codes of conduct that tread into areas of physical attributes or the personal and after hours life of their employees much more so than in other industries? And are the sexual harassment boundaries any different in such an environment?

In this session, lawyers and in-house counsel will explore these issues, analyse cases and look to reconcile business and employment realities with anti-discrimination constraints.

International employment and discrimination law, and what the future holds for the evolving interplay between Asia and the Western world

Presented by the Discrimination and Equality Law and the Employment and Industrial Relations Law Committee

Japanese companies, for many years, led Asia in bringing its industry and financial services businesses to the Western world. In doing so, they tested the boundaries of employment and labour law issues. While fabulously successful, they were often the target of women and minorities who claimed that they discriminated in favour of men and non-minorities. They were also early leaders in the process of bringing expatriates to their organisations, which also led to discrimination claims. Further, to a degree, they sought to export their internal employment practices and ethical guidelines across borders, sometimes leading to cultural challenges.

Japanese companies have now, in many respects, become role models for successful cross-border employment and business practices, and other Asian nations, including Korea and China, are making inroads into the West. To some degree, they have learned from the Japanese; but they continue to make their own mistakes, as well.

This session, including speakers from China, Europe, Japan, Korea, the US, and elsewhere, will explore these issues and identify the ways that Asian companies can grow across borders successfully and be role models for other multinational employers.

Dispute Resolution Section

Dispute resolution showcase

Presented by the Dispute Resolution Section

Session Co-Chairs

Jalal El Ahdab *Ginestié Magellan Paley-Vincent, Paris, France; Senior Vice-Chair, Mediation Committee*

Michael Hales *Minter Ellison, Perth, Western Australia, Australia; Co-Chair, Litigation Committee*

Christian Leathley *Herbert Smith Freehills LLP, London, England; Website Officer, Arbitration Committee*

John Reynolds *White & Case LLP, London, England*

The session will focus the issues that arise when negotiating settlements of disputes with people from different cultures and the techniques and strategies necessary to be successful. It will consider different cultures' attitudes to fighting and resolving disputes, and their use of alternative dispute resolution. It will look at the preferred negotiating styles of various nationalities and whether and how negotiating styles and body language should be adjusted to accommodate this. It will discuss the issues of hierarchy, hidden decision makers, the impact of 'No' and whether different cultures have different views about when a deal has been reached and also about what constitutes a 'fair' settlement.

The session will be as relevant to transactional lawyers as their dispute resolution counterparts.

The panel will comprised a range of experts in this field.

Speakers

Professor William Burke-White JD *University of Pennsylvania Law School, Philadelphia, Pennsylvania, USA*

Eliane Karsaklian *Ubi & Obi, Neuilly sur Seine, France*

Jun Hee Kim *Hyundai Heavy Industries, Ulsan, South Korea*

Evgenia Loewe *Renova Management AG, Moscow, Russian Federation*

Professor Jerry McAlinn *Keio University Law School, Tokyo, Japan*

Danny McFadden *CEDR Asia Pacific, Hong Kong, Hong Kong SAR*

Electronic Entertainment and Online Gaming Subcommittee

Electronic games summit

Presented by the Intellectual Property, Communications and Technology Section, the Electronic Entertainment and Online Gaming Subcommittee and the Asia Pacific Regional Forum

The electronic games industry has developed into one of the largest entertainment industries. Blockbuster sequel game Grand Theft Auto 5 (GTA5) has just been launched with a production budget of over US\$250m and sales reaching over US\$1bn within the first week. The increase of mobile gaming through social gaming, with hit games such as Candy Crush, is unprecedented and generates significant revenues. This full day section topic will feature a keynote speaker from the games industry and be divided into four blocks throughout the full day, including the protection and licensing of content (IP), advertising and rights of publicity (media), data protection and user interface (technology) as well wireless and mobile networks interplay where the trend puts electronic games as the jewel of content (communication).

Speaker

David Stelzer *Creative Artists Agency, Los Angeles, California, USA*

Age issues in the workplace

Presented by the Employment and Industrial Relations Law Committee and the Discrimination and Equality Law

This session will focus on a variety of topics, including:

- Legal issues and dynamics of a multi generational workforce
- Discrimination in the workplace on the basis of age
- Children at work/child labour issues
- Crisis in the employment sector: young workers suffering from high unemployment rates
- Adapting the workplace to an ageing workforce
- Old people activation schemes
- The role of seniority in employment contracts linked with remuneration

Labour market reforms across Europe, Asia and the Americas - do they really boost competitiveness?

Presented by the Employment and Industrial Relations Law Committee

Session Co-Chairs

Oscar de la Vega *Littler de la Vega y Conde SC, Mexico DF, Mexico; Co-Chair, Employment and Industrial Relations Law Committee*

Jean-Francois Gerard *Freshfields Bruckhaus Deringer, Brussels, Belgium*

Many countries around the world have recently introduced reforms intended to increase the flexibility of their labour markets and stimulate employment. Other countries, including Japan, are considering following suit.

In Europe, the reforms are often a direct consequence of the sovereign debt crisis and were imposed by institutions, such as the IMF, EU and the ECB (known as the 'Troika' when acting together), in exchange for financial support. But in other parts of the world, the drivers are different. In Japan, planned labour market reforms are part of a wider plan to make the country more attractive to foreign investors. Mexico is also hoping to encourage investment by implementing reforms designed to increase the flexibility of its labour market.

The million dollar question is whether these reforms are effective. Germany, which was one of the first European countries to reform its labour market, back in 2004, seems to be doing very well. The outlook in Spain has also improved somewhat; key players in the automotive industry have announced new investments in the country, taking advantage of the lower labour costs that have resulted from the economic and employment reforms. Not everyone shares this optimism, however, and trade unions are concerned by what they consider to be a deregulation agenda.

This session will look at current developments in Europe, Asia and the Americas, what type of reforms are being put in place (ie changes to employment law and/or labour relation regimes), whether there are commonalities between countries and regions, what works and what doesn't, and the long term consequences for employee relations.

Part 1

Setting the scene - why labour market reforms matter (or not):

- The view of the global employer
- Reforming Japan's economy: changing employment laws?
- Labour market reforms in Europe
- Labour market reforms in Latin America
- The view from the top - the IMF/World bank
- The view from trade unions

Part 2

Panel discussion:

- Is there a global pattern for reforms?

- Are reforms effective? Which ones work best? Are countries seeing more investments as a result?

- What are the long term consequences on employee relations?

- What's next?

Speaker

Robert Mignin *Baker & McKenzie LLP, Chicago, Illinois, USA; Vice-Chair, IBA Global Employment Institute*

Understanding employee compensation and benefits

Presented by the Employment and Industrial Relations Law Committee and the Taxes Committee

Session Co-Chairs

Juan Bonilla Magister Juris, Oxford *Cuatrecasas Goncalves Pereira SLP, Madrid, Spain; Communications Officer, Employment and Industrial Relations Law Committee*

Marianne Granhøj *Kromann Reumert, Copenhagen, Denmark; Secretary, Employment and Industrial Relations Law Committee*

Multinational companies face significant challenges in creating global benefits and compensation packages. In addition to making sure that offerings to employees in various countries provide 'equal pay for equal work', companies and their legal advisers must ensure that their benefits and compensation offerings comply with applicable law and do not create legal exposure for the parent company and its local affiliates. Designing global compensation and benefits packages that adequately meet employee needs without undue cost to the employer, while also complying with a patchwork of legal rules and regulations, takes careful planning. This session will provide a roadmap for navigating these issues and risks with a multinational company.

Speaker

Todd Solomon *McDermott Will & Emery LLP, Chicago, Illinois, USA; Co-Chair, Lesbian, Gay, Bisexual and Transgender Issues Committee*

Three Mile Island, Chernobyl, Fukushima: lessons learned and being learned

Presented by the Energy, Environment, Natural Resources and Infrastructure Law Section

Session Co-Chairs

Guido De Clercq *GDF Suez SA, Paris-la-Défense, France; Corporate Counsel Forum Liaison Officer, Power Law Committee*

Shane Freitag *Borden Ladner Gervais LLP, Toronto, Ontario, Canada; Chair, Water Law Committee*

Michelle Ouellette *Best Best & Krieger LLP, Riverside, California, USA; Senior Vice-Chair, Environment, Health and Safety Law Committee*

José Luis Vittor *Hogan Lovells LLP, Houston, Texas, USA; Senior Vice-Chair, Water Law Committee*

This session will explore the legal lessons that we have learned as a result of the Three Mile Island, Chernobyl and Fukushima incidents. In particular it will address how the legal community has responded to these incidents from a liability, regulatory and contractual perspective. It will also address what additional legal/regulatory steps should be considered (i) in respect of existing and future nuclear generating stations, (ii) to address any claims or consequences arising from nuclear incidents and (iii) to reduce or prevent future nuclear incidents from occurring.

Speakers

Oleh Dudkin *Verkhovna Rada of Ukraine, Kiev, Ukraine*

Kevin Ewing *Bracewell & Giuliani LLP, Washington, DC, USA*

Donald Gavin *Akerman LLP, Vienna, Virginia, USA*

Kristo Katmeridis *GDF Suez, Brussels, Belgium*

Paul rice *Pinsent Masons, London, England*

Pierre Doumont *GDF Suez, Brussels 1000, Belgium*

Akihiro Sawa *21st Century Public Policy Institute, Tokyo, Japan*

Accommodating social impacts in major project environmental permitting: where should the line be drawn?

Presented by the Environment, Health and Safety Law Committee and the Corporate Social Responsibility Committee

Session Chair

David Estrin *Gowling Lafleur Henderson LLP, Toronto, Ontario, Canada; Chair, Environment, Health and Safety Law Committee*

Over the last several decades the environmental assessment and permitting of major project proposals such as dams, highways, mines or other industrial facilities has invariably required consideration and mitigation of environmental impacts. More recently there has been increasing demand, as part of these environmental processes, for the project to also gain a 'social licence', which recognises and accommodates the project's social impacts - not just by examining alternative layouts and design, but more broadly by requiring the proponent or local government to accommodate demands for new community infrastructure, such as schools, hospitals and utilities, and possibly the sharing of project revenues.

This session will discuss examples of how environmental regulatory authorities in different parts of the world have, to date, in the context of major project environmental approvals, analysed the social impact and community burdens of major projects, and considered mitigating and accommodating these impacts by such means as requiring new community infrastructure and training, and sharing of benefits between the proponent and communities. The session should also provide an opportunity for proponents, community representatives and local authorities to provide their views on this challenging topic.

Speakers

Cheryl Edwardes LL.M *Como, Western Australia, Australia; Programme Officer, Environment, Health and Safety Law Committee*

Zhibek Karamanova LL.M *VISOR Holding LLP, Almaty, Kazakhstan*

Giannalberto Mazzei *Macchi di Cellere Gangemi, Rome, Italy*

Angeles Murgier *Brons & Salas, Buenos Aires, Argentina; Vice-Chair, Environment, Health and Safety Law Committee*

Lina Pimentel Garcia *Mattos Filho, Veiga Filho, Marrey Jr. e Quiroga Advogados, São Paulo, Brazil; Website Officer, Environment, Health and Safety Law Committee*

Hon Justice Brian Preston *Land and Environment Court of New South Wales, Sydney, New South Wales, Australia*

João Paulo Santos *National Environmental Council of the Ministry of the Environment, Brasilia, Brazil*

IBA SHOWCASE: Climate change justice and human rights - Presidential Task Force findings and recommendations for legal and institutional reforms

Presented by the Environment, Health and Safety Law Committee and the HRI - Human Rights Institute

Climate change is dramatically affecting the planet and its people, with recent alarming examples in the Asia-Pacific region, Australia, Africa and the Americas. Justice and human rights concerns from climate change impacts are exponentially increasing. The IBA Presidential Task Force on Climate Change Justice and Human Rights, comprised of experts and practitioners in environmental law and human rights, was established in January 2013 to ensure the voice of the global legal profession is fully heard in this important debate.

Utilising world-leading expert advice and IBA member input from the 2013 Boston Annual Meeting Showcase Session www.ibanet.org/Conferences/boston_climatechange.aspx, the Task Force is preparing recommendations to government and world institutions as to legal measures that could be implemented to aid in the prevention and mitigation of climate change and protect the human rights of vulnerable communities.

At the 2014 Tokyo Showcase Session, highlights of the Task Force report findings and recommendations will be presented. IBA members will have the further opportunity to dialogue with Task Force members and world-leading experts regarding the Task Force findings, the recommended reforms and actions appropriate to affect climate change justice and human rights, and the contribution lawyers, the judiciary and government leaders can play in achieving these objectives.

IBA members are invited to engage at this showcase session with the Task Force members and experts in order to help carry the Task Force findings and recommendations forward to the attention of appropriate governments and institutions within member countries, as well as at regional and international levels.

The international environmental law consequences of natural resource and energy extraction

Presented by the Environment, Health and Safety Law Committee

Session Chair

Roger Martella *Sidley Austin LLP, Washington, DC, USA; Secretary, Environment, Health and Safety Law Committee*

Michelle Ouellette *Best Best & Krieger LLP, Riverside, California, USA; Senior Vice-Chair, Environment, Health and Safety Law Committee*

Nations are increasingly looking to other countries and continents as a source of addressing rapidly growing demands for natural resource and energy commodities, triggering environmental law issues in both the domestic and foreign countries, as well as international obligations. Meanwhile, some nations are restricting trade of their own natural resources and energy commodities (including rare earth minerals). These developments are raising questions related to the environmental liability of organisations under domestic, foreign, and international environmental laws. This session will discuss considerations relevant to both multinational companies and foreign governments in pursuing trade and resource and energy development in other nations, as well as environmental and trade law implications of restrictions imposed by nations on the export of resources. The session will be orientated toward any lawyers who work on issues pertaining to trade of energy commodities and natural resources and will not assume expertise in international environmental law.

Speakers

Professor Francisco Javier de Cendra de Larragán *IE Law School, Madrid, Spain*

Peter Leon *Webber Wentzel, Johannesburg, South Africa; LPD Council Member*

Kevin O'Callaghan *Fasken Martineau DuMoulin LLP, Vancouver, British Columbia, Canada; Regional Representative North America, Corporate Social Responsibility Committee*

Eyes wide shut: big brands and the good life, but for whom?

Presented by the European Regional Forum, the Asia Pacific Regional Forum, the Corporate Social Responsibility Committee, the Intellectual Property and Entertainment Law Committee, the Latin American Regional Forum and the Product Law and Advertising Committee

Session Co-Chairs

Claudio Doria Tölle *J&A Garrigues SLP, Madrid, Spain; Vice-Chair, European Regional Forum*

Alexandra Neri *Herbert Smith Freehills LLP, Paris, France; Vice-Chair, Intellectual Property and Entertainment Law Committee*

Building global brands and the maintenance of those brands' reputation and consumer desirability are the key to success in virtually every industry. The fashion and luxury industries are firmly in the spotlight, appropriately, but so too are other industries such as the automotive, electronics and food, which cannot afford to ignore what happens farther back the supply chain.

The session will discuss the good and bad practices in exposed industries, including topics related to product design, supply chain, brand awareness and values, marketing strategies, responsible communication and reputation, codes of conduct and compliance, consumers ethics, local communities grievance and dispute resolution mechanisms, among others.

Speakers will be selected brand PR executives, journalists and bloggers, members of NGOs, in-house counsel, compliance officers and other experts in the legal practice .

Speakers

Clara Bazan *Mapfre Insurance Company, Madrid, Spain*

Javier Chercoles *Primark Stores Ltd, Reading, England*

John F Doherty *Penningtons Manches LLP, London, England; Corporate Counsel Forum Liaison Officer, Product Law and Advertising Committee*

Eugenio Hurtado-Segovia *Ramirez Gutierrez-Azpe Rodriguez-Rivero y Hurtado SC, Mexico City, Mexico; Vice-Chair, Latin American Regional Forum*

David O'Donnell *Mason Hayes & Curran, Dublin 4, Ireland; Programme Officer, European Regional Forum*

Martijn Scheltema *Pels Rijcken & Droogleever Fortuijn NV, Den Haag, Netherlands; Regional Representative Western Europe, Corporate Social Responsibility Committee*

Akihisa Shiozaki *Nagashima Ohno & Tsunematsu, Tokyo, Japan*

IBA SHOWCASE: Best legal practices for an effective global response to human trafficking

Presented by the Family Law Committee and the Section on Public and Professional Interest

Combating trafficking of human beings - modern day slavery - demands a comprehensive approach. It requires a commitment from all sectors of society: public health and social services workers and agencies, community and faith-based organisations, law enforcement, the legal profession, businesses and foundations, and private citizens.

In the decade since the United Nations trafficking 'Palermo Protocols' entered into force, anti-trafficking experts have learned a great deal about what works - and what does not. Successful strategies can disrupt trafficking into forced labour, trafficking into forced prostitution, as well as the commercial exploitation of children. Trafficking does not affect only women, but also men and children.

Experts recommend a 'victim-centred approach', a focus on the needs of each victim during all phases of a criminal investigation and prosecution. Successful programmes empower victims, providing them with access to justice that ensures respect for their human rights and dignity. Multi-disciplinary teams made up of law enforcement, social service and health care providers, lawyers, prosecutors, and judges are a crucial element in combating this human rights scourge.

The world has a long way to go to eliminate human trafficking. The International Labor Organization estimates that 20.9 million men, women, and children are held in servitude around the globe. But in 2012, there were just 7,705 prosecutions in the entire world.

What can be done? This IBA Showcase Session will focus on successful initiatives aimed at eliminating all forms of human trafficking. High-level experts will discuss legal remedies designed to end such trafficking. Speakers will highlight supply chain compliance efforts, governmental regulation of trafficking, prosecution strategies, as well as other successful regional and international initiatives to hold traffickers accountable.

New developments of the IBA Presidential Task Force on Human Trafficking since the Boston IBA Showcase Session on this subject will also be announced at the end of the session, with discussion of opportunities to help participate in further activities.

Open committee business meeting

Presented by the Family Law Committee

An open meeting of the Family Law Committee will be held to discuss matters of interest and future activities.

The Hague Child Abduction Convention Symposium

Presented by the Family Law Committee and the Immigration and Nationality Law Committee

Session Co-Chairs

Zenobia du Toit *Miller Du Toit Cloete Inc, Cape Town, South Africa; Vice-Chair, Family Law Committee*

Anne O'Donoghue MRS *Immigration Solutions Lawyers, Sydney, New South Wales, Australia*

The seminar will be of interest to all judges and lawyers practising family law, central authority personnel, Legal Aid authority staff, diplomats, police and other law enforcement agencies, social workers and family ADR experts involved in child abduction cases. The seminar will be presented by experts with experience in operating the Convention, emphasising in particular the role of the child and the voice of the child, with an overview of practice throughout Europe, the Pacific Rim and the Americas. The increasing role of mediation in these cases will also be highlighted during the Symposium.

Speakers

Jacqueline Bart *Bart Law, Toronto, Ontario, Canada*

Anne-Marie Hutchinson OBE *Dawson Cornwell, London, England*

Hon Justice Michelle May *Family Court of Australia, Brisbane, Queensland, Australia*

Mikiko Otani *Tokyo Public Law Office, Mita Branch, Tokyo, Japan; Co-Chair, Women Lawyers' Interest Group*

Anselmo Reyes *Asia Specific Regional Office of the Hague, The Hague, Netherlands*

'Til the sooner of death and divorce do us part: the use of Trusts, marital agreements and other structures in the protection of wealth upon the termination of marriage

Presented by the Family Law Committee and the Individual Tax and Private Client Committee

Session Chair

Joshua Rubenstein *Katten Muchin Rosenman LLP, New York, USA*

When one or both of the spouses have substantial assets, the difficulties of handling the legal repercussions of the breakdown or end of the relationship become even more complicated. The session will focus on the practical aspects of protecting wealth and on international litigation about marital rights, and is designed to take a comparative look at prenuptial and postnuptial agreements, what structures may be appropriate, entitlement to assets from trusts, family protocols and constitutions, and the attitude of courts in different jurisdictions towards discovery of information, privilege, disclosure and confidentiality.

Speakers

Marcus Dearle *Withers, Central, Hong Kong SAR; International Liaison Officer, Family Law Committee*

Lyat Eyal *Alon Kaplan International Law Firm, Tel Aviv, Israel*

Line-Alexa Glotin *UGGC Avocats, Paris, France*

Kinga Weiss *Walder Wyss Ltd, Zurich, Switzerland*

Financial Services Section

Derivatives for dummies

Presented by the Financial Services Section

Derivatives contracts have a long history but their use became much more widespread from the 1980s, notably with the introduction of interest rate and currency swaps. As they became more ubiquitous the line between entering into derivative contracts for less commercial reasons and taking a financial punt on future events became blurred.

The explosion in derivatives activity culminated in the US mortgagebacked securities market, arguably the primary cause of the 2008 global financial crisis. This session will demystify the world of derivatives, explain exactly what they are, their purpose and rationale.

The critical role of the advocate in achieving justice

Presented by the Forum for Barristers and Advocates, the Professional Ethics Committee and the Young Lawyers' Committee

Session Co-Chairs

Hon Justice Martin Daubney *Supreme Court of Queensland, Brisbane City East, Queensland, Australia; Senior Vice-Chair, Judges' Forum*

Michael Stewart QC *Brisbane, Queensland, Australia; Vice-Chair, Forum for Barristers and Advocates*

An independent Bar and an independent Judiciary, both exhibiting high standards of competence and integrity, are critical to the rule of law. This session will consider and address the vital role of independent counsel in assisting judges to achieve a just result through the effective and objective presentation of cases in courts and tribunals. Focus will be on:

- The independence and duties of counsel, including at ex parte hearings
- The reliance by judges on the open and objective presentation of cases, even in an adversarial system
- The sanctions available to the courts to deal with counsel who fail to maintain required standards
- The risks attendant on the use of such powers, and how to sanction inappropriate judicial behaviour in court

Speakers

Prof Dr Rouven Bodenheimer MA *LLS Lungerich Lenz Schuhmacher, Cologne, Germany; Advisory Board Member Young Lawyers' Committee and Law Firm Management Committee*

Russell Adam Coleman SC *Temple Chambers, Admiralty, Hong Kong SAR*

Chantal-Aimée Doerries QC QC *Atkin Chambers, London, England; President / Chairperson, Bar Council of England and Wales*

Nicholas Lavender QC *Bar of England and Wales, London, England*

Justice Frank Stock GBS *Non-Permanent Judge of the Hong Kong Court of Final Appeal & Chairman of the Judicial Institute of Hong Kong, Hong Kong, Hong Kong SAR*

General Interest

A conversation with: dealing with past state supported crimes - should future generations be held responsible?

Presented by the Forum for Barristers and Advocates

Session Co-Chairs

Todd Benjamin *CNN International Networks, London, England*

Today the international community actively condemns human rights violations ; it provides recognition to victims and accountability of perpetrators through political and legal measures.

Increasingly though, victims of historic abuse by states are calling for recognition, apology and reparation from present day governments. Historic abuses can leave a legacy affecting future generations , but should citizens of present day states pay the price for abuses committed by past governments?

This 'Conversation with...' will examine the ethical and legal considerations surrounding this issue, including the legacy of historic abuse, state recognition of responsibility, reparations for victims, and the scope and limitations of international law.

Speakers

Professor M Cherif Bassiouni *DePaul University College of Law, Chicago, Illinois, USA*

Noriko Omori *Machida Law Office, Tokyo, Japan*

Healthcare and Life Sciences Law Committee

Open committee business meeting and breakfast

Presented by the Healthcare and Life Sciences Law Committee

A business meeting and breakfast of the Healthcare and Life Sciences Law Committee will be held to discuss matters of interest and future activities of the committee.

Sex, drugs and legal practice: stress, alcohol and substance abuse in the profession

Presented by the Healthcare and Life Sciences Law Committee, the Bar Issues Commission, the Criminal Law Committee, the Employment and Industrial Relations Law Committee, the Forum for Barristers and Advocates, the Law Firm Management Committee and the Professional Ethics Committee

Session Co-Chairs

Dr Stephan Rau *McDermott Will & Emery, München, Germany; Publications Officer, Healthcare and Life Sciences Law Committee*

An analysis by experts in legal practice and in healthcare about the pressures on lawyers, the toll substance abuse takes on lawyers in general, the support programmes introduced by bar associations and the success of those programmes in addressing substance abuse problems in the profession.

A taboo or a topic too much talked about and/or having too little practical relevance?

Psychologists and lawyers will discuss these and other questions starting from a few case studies which will be presented. Active involvement of any interested other parties is highly welcome.

Speakers

Jonas Bergstein *Bergstein Abogados, Montevideo, Uruguay*

Peter Chaffetz *Chaffetz Lindsey LLP, New York, USA; Sponsorship Officer, Litigation Committee*

Mark Hepburn *LawCare, Inverurie, Scotland*

Luís Mendes *Pinheiro Neto Advogados, São Paulo, Brazil*

Miyuka Nishi *Nishi Law Firm, Minato-ku, Japan*

Merete Smith *The Norwegian Bar Association, Oslo, Norway*

Robert Vineberg *Davies Ward Phillips & Vineberg LLP, Montreal, Québec, Canada*

Culture vs human rights?

Presented by the HRI - Human Rights Institute

Human rights are described as being universal, inalienable and indivisible. However, the universality of human rights is strongly contested. Values shape human progress, yet values are not universally uniform. Post-colonial countries in particular allege that human rights norms perpetuate a 'Western' hegemony. Religious groups argue about the 'proper' place for and treatment of women and minorities in society. How can the competing claims of cultural diversity and universal human rights be reconciled? Yet, is there necessarily a clash between them?

Cultural issues are frequently raised in order to shut down dialogue about rights. This session aims to do the reverse. A distinguished panel will debate the apparent clash between human rights norms and cultural values and practices, considering, amongst other issues, xenophobia, homophobia and women's rights.

Human rights in Myanmar

Presented by the HRI - Human Rights Institute

Myanmar (Burma) is undergoing significant political reform. However, the road ahead is marked by just as many challenges as opportunities. The human rights situation in Myanmar remains one of the biggest challenges facing the rule of law in the country today. Myanmar's 2008 Constitution formally guarantees a number of important rights, but national institutions frequently lack the capacity to put them into effect. Human rights organisations report evidence of ethnic cleansing and crimes against humanity committed against the ethnic minority group Rohingya. The session will take stock of recent democratic advances towards democracy and discuss prospects for the future fulfilment of human rights in Myanmar.

IBAHRI SHOWCASE: Human rights in North Korea - acceptance and implementation

Presented by the HRI - Human Rights Institute

In March 2013, the United Nations Human Rights Council established a Commission of Inquiry (COI) on human rights violations in North Korea. The COI was chaired by Hon Michael Kirby, past Justice of the High Court of Australia and IBAHRI Council Member. The COI's mandate extended to investigation of political prison camps, discrimination, starvation and famine, lack of free expression and media, public execution and absence of fair trial rights.

The COI report was recently delivered, covering all mandate topics and specifically addressing the issue of whether crimes against humanity have been established and if so how those responsible may be rendered accountable to international law and to their victims. One topic of special interest to Japan was the abduction over an extended period of foreign nationals by agents of the North Korean state.

Chairman Kirby's participation in this plenary panel ensures that it will be a lively, candid and hard-hitting debate. North Korea's possession of nuclear weapons adds a security dimension to this timely study of international human rights law in action.

International Bar Association's Human Rights Institute (IBAHRI) General Meeting

Presented by the HRI - Human Rights Institute

Conference attendees are invited to participate in this general meeting of the IBAHRI. IBAHRI officers will be present to answer questions and respond to suggestions related to the past, current, and future work of the Institute.

Legal trends in the new developments of international strategic human resources policies of multinationals: reports of the Global Employment Institute

Presented by the Human Resources Section

In this session we will review the reports that the IBA Global Employment Institute (GEI) will conclude in 2014:

- a) The 3rd Annual Global Report - Reviewing recent trends and developments in employment law and HR practice in approximately 40 jurisdictions, this report includes global trends and details of key cross border issues of concern to multinational companies in a number of those jurisdictions. It also looks at talent shortages, global leadership issues, cross-border cultural issues, international relocation, cross-border investigations, extraterritorial laws, and government diversity quotas.
- b) The ILS Report - The application of Convention 87 and Convention 98 of the ILO to labour relations in multinationals, including the references of those conventions in global codes of conduct and the impact of international labour standards on international human resources policies.
- c) The Age Report - Throughout the early years of this 21st century we have witnessed major changes in the way employees coexist and interact inside companies. This change is very much influenced by the technology and communications revolution, the arrival of very young and talented employees (at different levels), the longer life expectancy and the new roles and ways of interaction. The report will discuss generational differences and the new challenges presented when recruiting; how companies and workers communicate and interact; talent developing; leadership and team work, values, commitment, expectations and ways to motivate; how to deal with change; and other aspects such as management techniques, productivity, building teams, flexibility, telework, youth employment, early retirement, definition of working day, vacations, private live exposure and freedom of speech.
- d) The Net Report (update) - An update of the report concluded by the GEI in 2013 about the impact of social nets on employment relations.

Human rights in the time of austerity

Presented by the Human Rights Law Working Group, the Access to Justice and Legal Aid Committee, the Bar Issues Commission, the Poverty, Empowerment and the Rule of Law Working Group and the Women Lawyers' Interest Group

Session Co-Chairs

Madelaine Geuzi-Karaian *Beretta Godoy, Buenos Aires, Argentina; Latin American Liaison Officer, Human Rights Law Working Group*

Emi Omura *Japan Federation of Bar Associations, Chiyoda-ku, Tokyo, Japan; Asia Regional Officer, Human Rights Law Working Group*

In times of economic austerity, the management of economic resources becomes a more central focus of governments everywhere. However, sometimes governments go too far in their management strategies and policies, jeopardising the human rights of all in society, as well as placing considerable constraints on the legal and justice system. The session will examine what impact economic conservatism is having on human rights, from limiting access to legal aid funds and access to lawyers, to an increase in problems associated with litigants in person, to wider social implications, such as access to basic safety nets in society to access welfare, education and medical services.

Speakers

Keiko Kamioka *Director, Office for Japan, International Labour Office, Tokyo, Japan*

Jorge Lazo *Lazo, De Romaña & Gagliuffi Abogados, Lima, Peru*

Russell Raikes *McKenzie Lake LLP, London, Ontario, Canada; Communications and Membership Officer, Indigenous Peoples Committee*

Lucy Scott-Moncrieff *Scott-Moncrieff and Associates Ltd, London, England; Co-Chair, Access to Justice and Legal Aid Committee*

Nabutola Wanjala *High Court of Kenya, Nairobi, Kenya*

IBA Global Employment Institute

Open committee business meeting and lunch

Presented by the IBA Global Employment Institute

A business meeting and lunch of the IBA Global Employment Institute , open to all members and guests, will be held to discuss matters of interest and future activities of the Institute.

Immigration and Nationality Law Committee

Pre-immigration planning and exit taxation, visas and passport shopping

Presented by the Immigration and Nationality Law Committee and the Individual Tax and Private Client Committee

Session Co-Chairs

Gerd Goyvaerts *Tiberghien Advocaten, Antwerp, Belgium; Publication and Newsletter Editor, Individual Tax and Private Client Committee*

Karl Waheed *Karl Waheed Avocats, Paris, France; Corporate Counsel Forum Liaison Officer, Immigration and Nationality Law Committee*

Globally mobile executives, entrepreneurs and private investors face many legal challenges as they cross borders to change their residence. In this session the panellists will discuss immigration law implications as well as tax aspects relevant to individuals who relocate from one jurisdiction to another.

Speakers

Leigh-Alexandra Basha *Holland & Knight LLP, McLean, Virginia, USA; Officer, LPD Conference Quality Committee*

Jack Bernstein *Aird & Berlis LLP, Toronto, Ontario, Canada*

Clayton Cartwright JD *The Cartwright Law Firm, LLC, Columbus, Georgia, USA*

Brian Harris *Brian Harris & Co, London, England*

Marco Mazzeschi *Mazzeschi, Milan, Italy*

Wim Nan *Loyens & Loeff, Amsterdam, Netherlands*

Dirk Nuyts *Fragoman, Brussels, Belgium*

Yusra Siddiquee *Norton Rose Fulbright LLP, Toronto, Ontario, Canada*

The new world order - addressing challenges in the global search for talent

Presented by the Immigration and Nationality Law Committee, the Employment and Industrial Relations Law Committee and the IBA Global Employment Institute

The session will deal with labour shortages ('lack of talent'), how to attract (highly) skilled migrants as well as with remedies and solutions for companies.

'When the tornado hits': crisis management in the face of disaster

Presented by the Immigration and Nationality Law Committee

Session Chair

Catherine Sas QC QC *Miller Thomson LLP, Vancouver, British Columbia, Canada; Website Officer, Immigration and Nationality Law Committee*

This session will deal with large-scale evacuation and global risk issues that companies face, particularly as it applies to their foreign workers

Speakers

Enrique Arellano *Enrique Arellano Rincón Abogados SC, Mexico City, Mexico; Council Member, IBA Global Employment Institute*

Poorvi Chothani *LawQuest, Mumbai, India*

Howard Greenberg *KPMG Law LLP, Toronto, Ontario, Canada*

Julia Onslow-Cole *PWC Legal LLP, London, England; SPPI Council Member*

Akhil Prasad *Boeing International Corporation India Private Limited, Delhi, India; Regional Representative - India, Corporate Social Responsibility Committee*

Yoshio Shimoda *ILS Shimoda Office, Tokyo, Japan*

Indigenous Peoples Committee

Eye to eye: business partnerships between indigenous groups (I2I)

Presented by the Indigenous Peoples Committee

We will explore how the traditional corporate to indigenous group business relationship is about to change . Large and small corporations have often had the upper hand in dealing with indigenous groups leaving the former with preferential access to resources and the latter with a legacy of little more than tailings ponds. The times are, however, changing, and aboriginal groups worldwide are connecting and sharing experiences, resources and support. The corporate world needs to recognise the coming changes and adapt or die. We will explore the changes coming, and discuss how non-indigenous companies can remain relevant and still profit from indigenous held resources. If you are corporate counsel for any extraction industry, counsel for, interested in or a member of an indigenous group, you need to attend to see the future.

Individual Tax and Private Client Committee

'... There's some corner of a foreign field': dying abroad with assets at home or dying at home with assets abroad - international succession and probate

Presented by the Individual Tax and Private Client Committee

Session Chair

Daniel Simon *Collyer Bristow LLP, London, England; Secretary, Individual Tax and Private Client Committee*

A distinguished, multi-jurisdictional panel will consider the complexities of cross-border estates, including conflicting succession laws, probate formalities and taxation. The emphasis will be on practical solutions to minimise problems and taxation for your clients, be they common law or civil law residents.

Speakers

Bijal Ajinkya *Khaitan & Co, Mumbai, India*

Jürg Greter *MGR Meier Greter Attorneys, Zurich, Switzerland*

Anne Guichard *SCP GILLES ET ASSOCIES, 75001 Paris, France*

Catherine Watson *McInnes Cooper, Halifax, Nova Scotia, Canada; Treasurer, Individual Tax and Private Client Committee*

Structuring ownership of luxury items: planes, yachts and Louis Vuitton handbags

Presented by the Individual Tax and Private Client Committee

Session Chair

Jerome Assouline *Cabinet Sekri Valentin Zerrouk, Paris, France; Scholarship Officer, Individual Tax and Private Client Committee*

Clients increasingly understand that the enjoyment of an asset is independent from the ownership of that asset. Furthermore, the use of an ownership structure can enhance confidentiality and improve management possibilities.

However, private asset ownership structures do not sit comfortably with all legal and tax systems, especially where the structure relies on corporate entities. The speakers will discuss their experience with asset ownership structures in their jurisdictions, the issues these structures face and the solutions (if any) which are available.

Assets covered will include: cars, yachts, private jets and works of art.

Speakers

Oliver Court *Macfarlanes LLP, London, England*

Pedro Fernández *J&A Garrigues SLP, Madrid, Spain*

Marion Sangen-Emden *Heuking Kühn Lüer Wojtek, Düsseldorf, Germany*

Michael Shikuma *Morrison & Foerster LLP, Tokyo, Japan*

Nadia Tarolli Schmidt *Vischer AG, Basel, Switzerland*

Megan Worrell JD *Duane Morris LLP, New York 10036-4003, New York, USA*

The lawyers' guide to the best clients: finding, minding and grinding

Presented by the Individual Tax and Private Client Committee

Session Chair

Olga Boltenko *Withers LLP, Zurich, Switzerland; Senior Vice-Chair, Individual Tax and Private Client Committee*

No matter if you are a finder, minder or grinder, there are essential practice issues the private client lawyer will confront. This interactive roundtable format discussion will break down the essential elements of representing your client including:

- how to handle existing clients;
- how to attract new clients directly or by referral;
- how to be sure you get paid;
- what if your client is up to no good? and
- how to fire a client with style when you must.

Speakers

Gabrielle Nater-Bass *Homburger AG, Zurich, Switzerland*

Peter Utterström *Hellström Advokatbyrå KB, Stockholm, Sweden*

Philip Van Hilten *No More Worries BV, Amsterdam, Netherlands*

Do it without the judge? Guidelines for out-of-court restructuring in cross border cases - the Asian approach

Presented by the Insolvency Section

Adversarial litigation based on judicially supervised insolvencies often results in erosion of value, loss of flexibility and elongated timelines for debtors, creditors and other stakeholders alike. Where possible, early and decisive negotiations between an insolvent or near insolvent debtor and its creditors can be extremely advantageous in achieving a consensual, cost-effective and timely workout, and thereby preserves value, maximising the likelihood of ultimate success for the business enterprise. A panel of leading experts will discuss pitfalls and advantages of informal and out-of-court workouts, both in the domestic and cross-border context. Recent developments as reflected in Asian guidelines and model agreements will be compared and contrasted to European and North American experience to provide a pan-global view of this rapidly developing area.

Licence to kill - the effects of insolvency on IP licence and similar agreements

Presented by the Insolvency Section and the Intellectual Property and Entertainment Law Committee

Session Co-Chairs

Matthias Nordmann *SKW Schwarz Rechtsanwälte, Munich, Germany*

Odd Swarting *Setterwalls Advokatbyrå AB, Stockholm, Sweden; Co-Chair, Legislation and Policy Subcommittee*

Intellectual property contributes enormously to our economies. Industries across the world rely on the adequate protection and enforcement of their patents, trademarks, copyrights and know how. Intellectual property and in particular licences represent an increasingly important part of the assets of a company be it developed or acquired technology, licences, name or trademark licences or licences with regard to text, photo or audiovisual material or software. While insolvency proceedings of parties to intellectual property licences (or similar agreements) can pose material threats to the prospects of the business concerned, there are still many uncertainties as to the fate of a licence, applicable law, place of jurisdiction in such proceedings etc.

This session will provide an overview of the most relevant legal issues in an international context. It will provides guidance to parties to intellectual property agreements, insolvency trustees and their attorneys for a better understanding of the mechanisms of insolvencies and the effect that such proceedings may have upon license agreements with an insolvent entity.

Whether you are an IP lawyer in private practice, an insolvency practitioner or a general counsel in an international business undertaking, this commercially focused session will provide you with practical insight to the relevant legal issues.

Speakers

Shinnosuke Fukuoka *Nishimura & Asahi, Tokyo, Japan*

Yuval Horn *Horn & Co, Tel Aviv, Israel; Outreach Enabling Technology Officer, Technology Law Committee*

Tu Jinning *Anderson Mori & Tomotsune, Tokyo, Japan*

David Kennedy *Gibson, Dunn & Crutcher LLP, Palo Alto, California, USA*

The best things in life aren't free: post-commencement financing of companies and enterprise groups in cross-border insolvency

Presented by the Insolvency Section

Session Co-Chairs

Karen O'Flynn *Clayton Utz, Sydney, New South Wales, Australia; Vice-Chair, Insolvency Section.*

Restructuring cross-border company groups is at the forefront of legal reform in the EU and elsewhere - but arranging group financing essential to restructuring can be a minefield of conflicting national rules with dire enforcement and liability consequences. Leading practitioners will discuss group financing strategies for navigating successfully through informal and formal restructurings. Panellists will discuss issues of collateralisation, supplier credit, guarantees, priorities (and super-priority liens) for funds advanced, strategies to reduce borrowing costs (including competitive bidding), and suggestions for avoiding jurisdictional conflicts and litigation.

Speakers

David Ereira *Linklaters LLP, London, England*

Marcia Goldstein *Weil Gotshal, New York, USA*

Neil McDonald *Hogan Lovells LLP, Beijing, China*

Dr Andreas Spahlinger *Gleiss Lutz Rechtsanwälte, Stuttgart, Germany*

Hajime Ueno *Nishimura & Asahi, Tokyo, Japan*

Insurance Committee

Buying an insurance company - what's the big deal?

Presented by the Insurance Committee and the Corporate and M&A Law Committee

Session Co-Chairs

John Larkin *William Fry, Dublin, Ireland; Senior Vice-Chair, Insurance Regulation Subcommittee*

Rabbe Sittnikow *Hannes Snellman Attorneys Ltd, Helsinki, Finland; Secretary, Corporate and M&A Law Committee*

The session, chaired by the Insurance Regulatory Subcommittee, will focus on the specific issues that are faced by M&A lawyers in the context of an acquisition (whether shares or assets) involving an insurance or reinsurance company (due diligence, negotiation of transaction documents, representation and warranties, regulatory approvals, etc).

Speakers

Pelin Baysal *Mehmet Gün & Partners, Istanbul, Turkey; Website Officer, Insurance Committee*

Andrew Brands *Great-West Life/London Life/Canada Life, Toronto, Ontario, Canada*

Lee Wong Chen *Rahmat Lim & Partners, Kuala Lumpur, Malaysia*

Alexander Dye *Willkie Farr & Gallagher, New York, USA*

Hiro Sugimoto *Mitsubishi UFJ Morgan Stanley Securities Co Ltd, Tokyo, Japan*

William Torchiana *Sullivan & Cromwell LLP, New York, USA*

International insurance programmes

Presented by the Insurance Committee

The session will focus on a number of issues relating to the conclusion of international insurance programmes such as structuring of an international programme, including self-insured retentions, fronting and layering of a programme, regulatory issues and 'admitted' versus 'non-admitted' insurance, payment of premium and tax issues, the use of financial interest clauses.

Twin pillars of insurance and reinsurance? The duty of utmost good faith and the follow the settlements doctrine

Presented by the Insurance Committee

Session Chair

David Greenwald *Jenner & Block LLP, Chicago, Illinois, USA; Senior Vice-Chair, Insurance Committee*

The panel will address the differences among jurisdictions regarding these basic insurance and reinsurance doctrines, and the practical effects these differences have for parties to insurance and reinsurance contracts around the world. It will include a report by the insurance committee on its annual substantive project regarding the duty of utmost good faith.

Speakers

Laura Bange *Edwards Wildman Palmer LLP, Boston, Massachusetts, USA*

Assunta Di Lorenzo *McMillan LLP, Montreal, Québec, Canada; Special Projects Officer, Insurance Committee*

Daniela Duque Estrada *Castro, Barros, Sobral, Gomes Advogados, Rio de Janeiro, Brazil*

Miki Fujita *Nishimura & Asahi, Tokyo 107-6029, Japan*

Simon Goh *Rajah & Tann LLP, Singapore, Singapore; Secretary, Insurance Committee*

Peter Mann *Clayton Utz, Sydney 2001, New South Wales, Australia*

Patric McGonigal *Hogan Lovells Horitsu Jimusho Gaikokuho Kyodo Jigyo, Tokyo, Japan*

Peter Rogan SC *Ince & Co LLP, London, England*

Intellectual Property and Entertainment Law Committee

A view on pharmaceutical patents in the BRICS world

Presented by the Intellectual Property and Entertainment Law Committee and the Healthcare and Life Sciences Law Committee

Session Co-Chairs

Özge Atılgan Karakulak *Mehmet Gün & Partners, Istanbul, Turkey; Vice-Chair, Patent Law Subcommittee*

Trevor M Cook *Bird & Bird LLP, London, England*

In recent years, developments in many BRICS (and emerging) countries have made it more difficult for pharmaceutical companies who develop new pharmaceuticals, and methods of delivering those pharmaceuticals, to obtain patent protection for their inventions or to enforce the patents they have. These developments have included:

- the erection of significant barriers to the obtaining of patent protection for pharmaceutical inventions;
- the ordering of compulsory licences on terms which many developers of pharmaceutical products consider to be unjust; and
- the erection of significant barriers to enforcing pharmaceutical patents.

Those on one side of the debate say that these developments represent a breach of the TRIPS Agreement, discourage innovation by curtailing the return on investment necessary to fund new medicines and, that many of the restrictions placed on pharmaceutical patents in BRICS (and emerging) economies have been put in place to protect local generic manufacturers who supply products not only in their own countries but in many other countries (including developed countries).

Those on the other side of the debate say that the above steps are justified under the TRIPS Agreement and that they are needed to make medicines more cheaply available in emerging countries.

This session will look at how pharmaceutical patents are treated in BRICS (and emerging) economies and what, if anything, should be done to deal with these competing interests.

Speakers

Juergen Dressel *Novartis AG, Basel, Switzerland*

Beth Jacob *Kelley Drye & Warren LLP, New York, USA; Chair, Healthcare and Life Sciences Law Committee*

Hiroshi Morita *Astellas Pharma Inc., Tokyo, Japan*

Murali Neelakantan *Cipla, Mumbai, India*

Emerging IP issues and Alternative Dispute Resolution - how to protect IP in a global economy and during trade fairs

Presented by the Intellectual Property and Entertainment Law Committee, the International Franchising Committee and the International Sales Committee

Session Co-Chairs

Kristofer Bott *GvW Graf von Westphalen, Frankfurt am Main, Germany; Publications Officer, IP and Entertainment Law Publications Subcommittee*

Kimberley Nobles JD *K&L Gates LLP, Irvine, California, USA*

This session explores emerging IP issues and Alternative Dispute Resolution mechanisms, in particular new issues in IP and the protection of IP at trade fairs.

In recent years, there has been a marked increase in disputes concerning intellectual property (IP) protection in emerging markets around the world. The explosion of e-commerce and a truly global economy means that the need for efficient and adequate IP protection can no longer be ignored. With new technology and a global economy, new issues in the protection of IP have emerged worldwide. Moreover, businesses in China and India, in particular, have seen an escalation in calls for better protection and enforcement of IP rights. In this context, businesses are increasingly relying on alternative dispute resolution ('ADR'), such as arbitration, mediation, and expert determination, as cost-effective and efficient alternatives to court based litigation. The Canton Trade Fair, hosting more than 55,000 booths, and the Baselworld Watch and Jewellery Show in Switzerland, where each spring some 1,450 companies from the watch, jewellery and precious-stone industries showcase their latest products have both set up dispute resolution panels that intervene and decide IP disputes, which often arise between exhibitors or between an exhibitor and a third party during these fairs.

This session will focus on which the new and emerging IP issues are, what kind of protection is available, how the enforcement of IP rights during trade fairs works in different jurisdictions, and how the different forms of ADR can be effectively used to deal with emerging IP issues in general. The session will also refer to the standards and rules that

WIPO has recently set in this field and discuss the issue of how these panel decisions inter-relate with the court system.

Speakers

Denis Berger *Eiger, Shanghai, China*

Stephen Foxman *Eckert Seamans, Philadelphia, Pennsylvania, USA*

Orit Gonen *Gilat Bareket & Co Reinhold Cohn Group, Tel Aviv, Israel*

Bernie Hung *Hung Au Yeung & Partners, Wanchai, Hong Kong SAR*

Lindong Pan *Wang Jing & Co. Law Firm, Shenzhen, China*

Nik Ramchand *Davies Collison Cave, Melbourne, Victoria, Australia*

Matthew Sant *Broadcom Corporation, Irvine, California, USA*

Eric Wilbers *WIPO, Geneva, Switzerland*

FRAND Declaration, is it a gentleman's agreement?

Presented by the Intellectual Property and Entertainment Law Committee and the Litigation Committee

Session Co-Chairs

Yoshifumi Onodera *Mori Hamada & Matsumoto, Tokyo, Japan; Website Officer, IP and Entertainment Law Publications Subcommittee*

John Wilson *John Wilson Partners, Colombo, Sri Lanka; Vice-Chair, Intellectual Property and Entertainment Law Committee*

This unique session supported by the Japan Federation of Bar Associations (JFBA) Committee on Intellectual Property will be held at the IP High Court of Japan and an IP High Court Judge will participate as a speaker /panelist.

The session will focus on the patent litigation in relation to FRAND declarations and standard essential patents ('SEPs').

In recent years, the importance of technical standards including SEPs in various technical areas, especially in information technologies and telecommunications, has increased. Based on the IPR policies of the Standards Setting Organizations ('SSOs'), patentees who wish to participate in the standards make FRAND (Fair, Reasonable, And Non-Discriminatory terms) declarations to SSOs regarding their willingness to license such SEPs to other members of the SSOs. However, generally, such FRAND declarations are made solely by the patentee to the SSO and the actual licensing terms of any licensing agreements between patentees of SEPs and other members of the SSOs regarding licensing of SEPs are left to be negotiated. The legal nature and effect of the FRAND declarations in so far as the position between patentees is concerned are unclear and has been the subject of numerous international patent disputes. Examples include the Apple v Samsung cases and Motorola v Microsoft cases A. considerable body of jurisprudence from many jurisdictions such as Japan, the US, EU, China, Korea and others is evolving.

Issues to be discussed in this session will include recent and important developments in patent litigation in connection with FRAND declarations and SEPs. The session will focus on various aspects of this important and topical issue from the points of view of not only courts and attorneys but also IT industry players and SSOs.

A short (about 15-20 minutes) guided tour of the IP High Court of Japan will be held just before the session.

Speakers

Sue Gilchrist *Herbert Smith Freehills LLP, Sydney, New South Wales, Australia*

Eiji Kayatama *Abe Ikubo & Katayama, Tokyo, Japan*

Stephen McGrath *Microsoft Corporation, Redmond, Washington, USA*

Ralph Nack *Noerr LLP, München, Germany*

Seiji Ohno *Ohno & Partners, Tokyo, Japan*

Ryuichi Shitara *High Court of Japan, Tokyo, Japan*

IP and licensing strategies in the fashion industry

Presented by the Intellectual Property and Entertainment Law Committee

Session Co-Chairs

Gregor Bühler *Homburger AG, Zurich, Switzerland; Vice-Chair, Intellectual Property and Entertainment Law Committee*

Anthony Lupo *Arent Fox LLP, Washington, DC, USA; Chair, Copyright and Entertainment Law Subcommittee*

The world of fashion is facing new challenges every day. Fashion and luxury good clients employ sophisticated strategies for dealing with global distribution, licensing issues, IP, counterfeiting, marketing and data issues.

This panel will promote a dynamic discussion between specialized attorneys and in-house counsels on the best strategies in the fashion industry for dealing with international licensing, distribution, intellectual property protection, grey market goods, advertising, data collection, and omni-channeling. In addition, the panel will discuss maximizing the protection of their valuable brands and designs, deciding between trade dress or design patents and copyright protection; and the importance of using celebrity images and the relevant impact of image rights in the industry.

Speakers

Jasmine Karimi *Coach, Kowloon, Hong Kong SAR*

Charmaine Koo *Deacons, Central, Hong Kong SAR*

Michael Riha *CBR Fashion Holding, Celle, Germany*

Claudia Schulz *Barbosa Mussnich & Aragao, Rio de Janeiro, Brazil*

Tiffany Walden *Tony Burch, New York, USA*

Dr Christiane Zedelius *Noerr Stiefenhofer Lutz, Munich, Germany*

Non-traditional trademarks

Presented by the Intellectual Property and Entertainment Law Committee

Session Co-Chairs

Johan Kahn *Advokatfirman Delphi, Stockholm, Sweden; Vice-Chair, Licensing Intellectual Property and International Treaties Subcommittee*

Alfred Meijboom *Kennedy Van der Laan NV, Amsterdam, Netherlands; Chair, Trademark Law Subcommittee*

This session will provide an overview of the treatment of non-traditional marks in various jurisdictions around the globe and will try to find answers to the question of how to distinguish between and deal with the diverse non-traditional marks that are gaining in popularity. It will discuss the latest cases involving non-traditional trademarks such as Louboutin's shoes (in particular its red soles), the scope of protection for non-traditional trademarks, the limits thereof and the do's and don'ts among the endless possibilities when it comes to non-traditional marks. We will evaluate what more can or needs to be done to harmonise the protection of non-traditional trademarks on an international scale.

Speakers

Masaru Adachi *Coca-Cola (Japan) Company Limited, Tokyo, Japan*

Richard Cobden *Nigel Bowen Chambers, Sydney, New South Wales, Australia*

Hugh Melamdowitz *Spoor & Fisher, Gauteng, South Africa*

Christine Redfield *Fenwick & West, Mountain View, California, USA*

Kelly Zong *Grandall, Beijing, China*

Intellectual Property, Communications and Technology Section

Around the tables - breakfast and a taste of hot topics in the Intellectual Property, Communications and Technology Law Section

Presented by the Intellectual Property, Communications and Technology Section

This always very dynamic and well-attended session enables you to select from a menu of hot topics in the IP, communications, media and technology sectors and participate in roundtable discussions.

The format is interactive networking and topics are selected to be of current interest and likely to stimulate a lively debate. Moderators on each table introduce the table topic and the participants do the rest. Background knowledge or experience within areas for discussion is not required. You will have the opportunity to discuss four or five topics: at scheduled turnover times the participants move around the tables to the next topic of their choosing.

Our menu will include hot and 'late breaking' topics in the areas of intellectual property law, internet law and mobile technologies, technology contracting and dispute resolution, arts law and space law.

Discussion is usually around the interface of law, business and technology, with a global focus. Many topics for discussion are often the subject of considerable public and media interest and this will be the case again. In participating in the table topics you will gain a greater insight into these areas and be able to add your own comments. Each topic will be the subject of a report, which will be published on the section webpage. In addition, a 'degustation' breakfast buffet will be hosted in the room so that no time is wasted for those who want to boost their energy levels prior to or during the session. The session will provide you with a great opportunity to meet many other lawyers and to discuss topics of mutual interest with them: don't forget your business cards. We welcome new participants in these discussions. We will also be soliciting your views about your areas of interest and other suggestions, to enable the Section to programme future activities accordingly.

Speakers

Pieter Ariëns Kappers *Boekel De Neree NV, Amsterdam, Netherlands; Chair, Art, Cultural Institutions and Heritage Law Committee*

Peter Bartlett *Minter Ellison, Melbourne, Victoria, Australia; LPD Council Member*

Ceylin Beyli LL.M *CBL Law Office, Istanbul, Turkey; Chair, Disputes and Rights Subcommittee*

Bill Bunker *Knobbe Martens Olson & Bear LLP, Irvine, California, USA*

Laura Christa *Christa & Jackson, Los Angeles, California, USA; LPD Council Member*

Christine Collard *Borden Ladner Gervais LLP, Ottawa, Ontario, Canada; Treasurer, Intellectual Property and Entertainment Law Committee*

Jeffrey Costellia *Nixon Peabody, Washington, DC, USA*

Ruwani Dantanarayana *John Wilson Partners, Colombo 12, Sri Lanka*

Benjamin Du Chaffaut *Google France, Paris, France; Chair, Internet Business Subcommittee*

Eva Fredrikson *Advokatfirman Vinge, Stockholm, Sweden*

Simon Gallant *Gallant Maxwell Limited, London, England*

Sharon Gazit *Goldfarb Seligman Law Office, Tel Aviv, Israel*

Haruo Hamada *Universal Patent Bureau, Tokyo, Japan*

Marc Hilber *Oppenhoff & Partner, Cologne, Germany; Chair, Emerging Technologies Subcommittee*

Joacim Johannesson *Setterwalls Advokatbyrå AB, 103 93 Stockholm, Sweden*

Elizabeth Kelley *Hewlett Packard Co, herndon, Virginia, USA; Chair, Outsourcing and Shared Services Subcommittee*

Prof Souichirou Kozuka *Gakushuin University, Tokyo, Japan; Vice-Chair, Space Law Committee*

Klaus Kraatz *KRAATZ & KRAATZ, Kronberg, Germany*

Robert Krupka *Krupka Law Group, P.C., Los Angeles, California, USA*

Peter Leonard *Gilbert & Tobin, Sydney, New South Wales, Australia*

James Martin *Field Fisher Waterhouse LLP, London, England*

Javier Martínez Bavière *Pedro Aleman Abogados, Madrid, Spain*

Rebecca McDougall *Miles & Stockbridge, Washington, DC, USA*

Joaquin Muñoz *Abanlex Abogados, Madrid, Spain*

Dr Trevor Nagel *White & Case LLP, Washington, DC, USA*

Rehman Noormohamed *Michelmores LLP, Exeter, England; Membership Officer, Communications Law Committee*

Dr Matthias Orthwein LL.M *SKW Schwarz, Munich, Germany*

Sarah Pearce *Edwards Wildman Palmer UK LLP, London, England*

Doil Son *Yulchon LLC, Seoul, South Korea*

Aku Sorainen *SORAINEN, Tallinn, Estonia; Senior Vice-Chair, Law Firm Management Committee*

Massimo Sterpi *Studio Legale Jacobacci & Associati, Rome, Italy*

Vagn Thorup *Kromann Reumert, Copenhagen Ø, Denmark; LPD Council Member*

Anne Vallery *VVGB Advocaten Avocats, Brussels, Belgium; Secretary, Communications Law Committee*

Joanne Wheeler *CMS Cameron McKenna, London, England; Chair, Space Law Committee*

Andrew Wiseman *Allens, Sydney, New South Wales, Australia*

Roger Wyand QC *Hogarth Chambers, London, England; Chair, Patent Law Subcommittee*

Yuji Yamaguchi *Yuasa and Hara, Tokyo, Japan*

International Construction Projects Committee

East meets West - a comparative approach to EPC project delivery

Presented by the International Construction Projects Committee

Session Co-Chairs

Anthony Marshall *Hogan Lovells LLP, London, England; Vice-Chair, International Construction Projects Committee*

Wanda Ternau *FSI SpA, Rome, Italy; Senior Website Officer, International Construction Projects Committee*

This session will consider industry and institutional standard form template contracts and their key provisions in different jurisdictions, with an emphasis on lessons learned in Japan, South Korea, China, Singapore and countries using such standard form templates.

Speakers

Philip Jeyaretnam SC *Rodyk & Davidson LLP, Singapore, Singapore; Co-Chair, Dispute Resolution Subcommittee*

Alex Kim *Bae, Kim & Lee LLC, Seoul, South Korea*

Mirella Lechna *Wardynski & Partners, Warsaw, Poland; Treasurer, Water Law Committee*

Tepei Mogi *Oh-Ebashi LPC & Partners, Osaka, Japan*

Aisha Nadar *Advokatfirman Runeland AB, Stockholm, England; Co-Chair, Project Establishment Subcommittee*

Sundra Rajoo Nadarajah *Kuala Lumpur Regional Centre for Arbitration (KLRCA), Kuala Lumpur, Malaysia*

Andrew Osemedua Odum *A. D. Odum & Co, Asaba, Nigeria*

Give me a break! Interim relief in civil and common law

Presented by the International Construction Projects Committee

Session Chair

Claus H Lenz *LLS Lungerich Lenz Schuhmacher, Cologne, Germany; Vice-Chair, International Construction Projects Committee*

This session will consider the issue of availability of various types of interim relief under the contracts and in the courts of different common and civil law jurisdictions, with a discussion as to the practicality of seeking such remedies in various circumstances.

Speakers

Robert Bernstein *Holland & Knight, LLP, New York, USA; Treasurer, Human Rights Law Working Group*

Thomas Frad *KWR Karasek Wietrzyk Rechtsanwälte GmbH, Wien, Austria*

Tuomas Lehtinen *Castrén & Snellman, Helsinki, Finland; Vice-Chair, Project Establishment Subcommittee*

Professor Rashda Rana *Thirty Nine Essex Street Chambers, Singapore, Singapore; Vice-Chair, Dispute Resolution Subcommittee*

Dr Thomas Stickler *Redeker Sellner Dahs Rechtsanwälte Partnerschaftsgesellschaft mbB, Leipzig, Germany*

It's all about the Dough Re Mi - an interactive approach to the claim game

Presented by the International Construction Projects Committee

Session Co-Chairs

Donald Gavin *Akerman LLP, Vienna, Virginia, USA*

Prof Doug Jones AO AO RFD *Clayton Utz, Sydney, New South Wales, Australia*

Steven Stein *Stein Ray LLP, Chicago, Illinois, USA*

This session, which will be based upon a fact pattern presented to the participants at the commencement of the session, will involve participants taking active roles in the claim presentation and resolution process.

Speakers

Mike Allen *EC Harris, Wanchai, Hong Kong SAR*

Edward Corbett *Corbett & Co International Construction Lawyers Ltd, Teddington, England*

Christian Johansen *Bruun & Hjejle, Copenhagen, Denmark*

Aisha Nadar *Advokatfirman Runeland AB, Stockholm, England; Co-Chair, Project Establishment Subcommittee*

Say what? The rules of interpretation at civil and common law

Presented by the International Construction Projects Committee

Session Co-Chairs

Professor Ian Bailey SC *Ground Floor Wentworth Chambers, Sydney, New South Wales, Australia*

Andrew Stephenson *Corrs Chambers Westgarth, Melbourne, Victoria, Australia*

This session will address the interpretation of contracts in these two different systems , and related issues such as the admissibility of evidence and the burden(s) of proof from such different perspectives.

Speakers

Paul Cowan *4 New Square, London, England*

Shona Frame *MacRoberts LLP, Glasgow, Scotland; Vice-Chair, Project Execution Subcommittee*

Samuel Moss *Lalive, Geneva, Switzerland*

Andrew Robertson *Piper Alderman, Adelaide, South Australia, Australia*

Saket Shukla *Phoenix Legal, New Delhi, India*

Show me the money: keeping the money - financial security in construction contracts

Presented by the International Construction Projects Committee

Session Co-Chairs

Helmut Johannsen *Fasken Martineau DuMoulin LLP, Vancouver, British Columbia, Canada; Co-Chair, Project Execution Subcommittee*

Roger Ter Haar *Crown Office Chambers, London, England*

This session will address issues of concern to owners, contractors, subcontractors and suppliers arising when financeability is in issue, including the need to satisfy lender requirements, risk allocation and management, security for payment, security for performance, and the role of insurance as a risk transfer mechanism.

Speakers

Sarah Biser *McCarter & English LLP, New York, USA*

Frederick Fucci *Troutman Sanders LLP, New York, USA*

Phillip Greenham *Minter Ellison, Melbourne, Victoria, Australia*

Naoki Iguchi *Nagashima Ohno & Tsunematsu, Tokyo, Japan*

Marco Padovan Avv. *Studio Legale Padovan, Milan, Italy*

Michael Yoshii *Latham & Watkins, Tokyo, Japan*

A marriage made in heaven? Private equity and international franchising

Presented by the International Franchising Committee

Session Chair

Francesca Turitto *Roma Legal Partners, Rome, Italy; Newsletter Editor, International Franchising Committee*

This session will review the continuing attraction of franchising and private equity to one another. It will examine why franchising is attractive as a successful business model; the growth and trends for private equity in international franchising; and the key legal issues arising in the pre- and post-acquisition phases of a private equity transaction; and flash-points for success and failure. Both legal and business perspectives will be presented.

Speakers

Luciana Bassani *Dannemann Siemsen Bigler & Ipanema Moreira, Rio de Janeiro, Brazil; Website Officer, International Franchising Committee*

Dominic Hui *Ribeiro Hui (Shanghai), Shanghai, China*

David W Koch *Plave Koch PLC, Reston, Virginia, USA*

Sajai Singh *J Sagar Associates, Bangalore, India; Chair, Corporate Information Governance Subcommittee*

News from around the world: recent developments in franchise law

Presented by the International Franchising Committee

Session Chair

Andrew Loewinger *Nixon Peabody LLP, Washington, DC, USA; Chair, International Franchising Committee*

The session will discuss recent franchise law developments in selected countries (including Australia, Russia, and the United States) and in the recent OECD Guidelines.

Speakers

Michael G Brennan *DLA Piper LLP (US), Chicago, Illinois, USA*

Alberto Echarri *Ernst & Young Abogados SLP, Madrid, Spain*

Thomas Mundry *Noerr LLP, Moscow, Russian Federation*

Andrew Wiseman *Allens, Sydney, New South Wales, Australia*

The Goldilocks question: is government regulation of franchising, licensing, and distribution in Asia too much, too little, or just right?

Presented by the International Franchising Committee

Session Chair

Jeffrey Brimer *Faegre Baker Daniels LLP, Denver, Colorado, USA; Membership Officer, International Franchising Committee*

There is more regulation of franchising, licensing, and distribution sales and relationships in Asia than on any other continent. This session will survey the laws and regulations that apply to franchising, licensing and distribution relationships under franchise and related laws in Asian countries. Local experts will discuss the breadth and impact of these laws on franchisors, licensors and others; the extent to which there is over-regulation; and techniques for dealing with these laws.

Speakers

Mai Thi Minh Hang *Russin & Vecchi, Hanoi, Vietnam*

Etsuko Hara *Anderson Mori & Tomotsune, Tokyo, Japan*

Nadia Harto *Hiswara Bunjamin & Tandjung, Jakarta, Indonesia*

Terry KIM *LeeKo, Anyang, South Korea*

Sai Fong Wong *Shearn Delamore & Co., Kuala Lumpur, Malaysia*

Philip Zeidman *DLA Piper, Washington, DC, USA; Honorary Life Member of Council and Association*

International Organisations Subcommittee

For a world with global rules and standards: 50 years of experience of Japan at the OECD

Presented by the International Organisations Subcommittee and the Public Law Committee

Drawing on the role of Japan in the Organisation for Economic Co-operation and Development (OECD), on the occasion of the 50th anniversary of Japan's membership in the OECD, the panel will look at how international organisations like the OECD shape the international and national legal framework through soft law and at the same time how members of an international organisations may seek to multilateralise national priorities. The panel will confront officials of international organisations, government officials but also academics and professional lawyers and explore ways and means to shape effective global rules and standards in the 21st century.

Asia goes West: Asian investments in the countries of the Mediterranean Union - options and challenges

*Presented by the International Sales Committee, the Arab Regional Forum and the Asia Pacific Regional Forum
Session Co-Chairs*

Sönke Lund *Monereo Meyer Marinel-Io Abogados SLP, Barcelona, Spain; Senior Vice-Chair, International Sales Committee*

Neerav Merchant *Majmudar & Partners, Mumbai, India*

John P Bang *Bae, Kim & Lee LLC, Seoul, South Korea; Newsletter Editor, Litigation Committee*

Donia Hedda Ellouze *Cabinet Donia Hedda Ellouze, Tunis, Tunisia*

Mehmet Gün *Mehmet Gun & Partners, Istanbul, Turkey*

Chika Igarashi *Nishimura & Asahi, Minato-ku, Japan*

Debolina Partap *Wockhardt, Maharashtra, India*

George Ribeiro *Ribeiro Hui, Central, Hong Kong SAR; Website Vice-Officer, International Sales Committee*

Prof Dr Gerhard Wegen *Gleiss Lutz, Stuttgart, Germany*

Gil White *Herzog Fox & Neeman, Tel Aviv, Israel*

Regional, legal and cultural interaction connect Asia with the Mediterranean and link traders, merchants, banks and lawyers from China, India, Japan and other Asian countries to the Mediterranean Sea, thus re-establishing commercial relations. The Union for the Mediterranean, with its 43 member states, offers interesting hubs in particular for developing trade in Europe, Asia and Africa. The session will deal with the legal challenges involved in this new trend, the different legal environments of civil and common law, and of Sharia and Confucian law, all in the context of the relevant international Treaties. Selected topics will be discussed at roundtables, where legal and business professionals will discuss with the audience the most essential developments in these highly populated regions.

Speakers

Dr Florian Amereller LL.M *Mena Associates in Association with Amereller Rechtsanwälte, Baghdad, Iraq*

Thierry Amram *General Electric Transportation Europe Middle East & Africa, Barcelona, Spain*

Fady Kardous L.L.B *Kardous Law Office, Damascus, Syrian Arab Republic*

Batteries drive the future: distribution and sales models for electric vehicles

Presented by the International Sales Committee and the Product Law and Advertising Committee

East Asia currently stands out for having more than half of the value of sales of electric vehicles, and cars only account for about half of the value of the electric vehicle business worldwide. China is the world's leading buyer of e-bikes, whilst Japan is the top consumer of hybrid cars. The development and sale of electric cars are on a sharp rise, with major implications for the sales and distribution networks. The EU Commission aims to establish a European strategy on clean and energy-efficient vehicles and several initiatives are being taken worldwide with a view to developing and promoting the sale of electric vehicles. This session will focus on the new challenges for the sales and distribution systems for electric vehicles while discussing current trends in promoting the use and sale of electric vehicles.

Targeting the Asian market: setting up or taking over a sales and distribution network in Asia

Presented by the International Sales Committee, the Asia Pacific Regional Forum and the Closely Held and Growing Business Enterprises Committee

Session Co-Chairs

Caroline Berube *HJM Asia Law, Guangdong, China; Chair, Licensing Intellectual Property and International Treaties Subcommittee*

Riccardo Cajola LL.M *Cajola & Associati, Milan, Italy; Vice-Chair, Complex Acquisitions Subcommittee*

Asia, in particular China and India, is the fastest growing and most-promising market for European and North American companies. Conquering the Asian market successfully will be a key condition to withstanding globalised competition. In addition, the Asian market provides industry newcomers with enormous opportunities to become local champions and achieve market shares in foreign markets they would never achieve in their home market. Consequently, this session will focus on best practices for sale and distribution in Asia. Legal experts and local industry representatives will discuss legal and practical tricks and traps connected to the establishment of a distribution network (either by way of green-field investments or joint ventures) or the takeover of existing distributors.

Speakers

Dalton Albrecht LL.M *Couzin Taylor LLP, Toronto, Ontario, Canada; Special Projects Deputy Officer, International Sales Committee*

Christopher Blake *Hahn Loeser & Parks LLP, Cleveland, Ohio, USA; Chair, Supply Chain and Logistics Subcommittee*

Lise Lotte Hjerrild *Horten, Copenhagen, Denmark; Communications Officer, Women Lawyers' Interest Group*

Steven Howard *Singapore, Singapore*

Leelee Jiang *Ribeiro Hui, Shanghai, China*

Rusmaini Lenggogeni S.H., LL.M *Soewito Suhardiman Eddymurthy Kardono, Jakarta, Indonesia*

Peter Leonard *Gilbert & Tobin, Sydney, New South Wales, Australia*

Abhijit Mukhopadhyay *Hinduja Group, London, England*

Yuichiro Nukada *Anderson Mori & Tomotsune, Minato-ku, Japan; Young Lawyers Liaison Officer, Closely Held and Growing Business Enterprises Committee*

Amir Singh Pasrich *I.L.A. Pasrich & Company, New Delhi, India*

Waging war financially - economic and trade sanctions in the 21st century

Presented by the International Sales Committee, the Banking Law Committee, the Business Crime Committee and the International Trade and Customs Law Committee

Session Co-Chairs

Judith Lee *Gibson, Dunn & Crutcher LLP, Washington, DC, USA; Membership Vice Officer, International Sales Committee*

Horacio A Lopez-Portillo Jaso *Vazquez Tercero y Asociados SC, Mexico DF, Mexico; Chair, Export Controls, Sanctions and Anti-Corruption*

Economic sanctions on 'bad' countries and 'bad guy' individuals have become an increasingly popular method of 'financial' warfare. While the US is expanding the extra-territorial reach of its sanctions, especially on Iran and Cuba, the EU is imposing new reporting requirements, even for companies engaging in legal business, and companies in Asia are frequently in the crosshairs as they continue to do business with certain countries and individuals.

The session aims at providing practical guidance on how to navigate through these various sanctions regimes, and avoid civil penalties that can be as high as \$1bn and criminal penalties that can land executives in prison. It will also address arguments against the use of sanctions - that the 'collateral damage' of this new kind of warfare includes innocent and vulnerable populations already struggling under regressive governments.

Speakers

John Boscaroli *McCarthy Tetreault, Toronto, Ontario, Canada*

Max Diener Sala *Ministry of Foreign Affairs of Mexico, Mexico D F, Mexico*

Philip Haellmigk *Bird & Bird LLP, Munich, Germany*

Tadashi Maeda *Japan Bank for International Cooperation, Tokyo, Japan*

Ulrike Naumann *Bowman Gilfillan Inc., Sandton, South Africa; Website Officer, Banking Law Committee*

James Reilly *University of Sydney, Sydney, New South Wales, Australia*

Vassily Rudomino *Law Firm ALRUD, Moscow, Russian Federation; LPD Council Member*

Bradley Smith *Office of Foreign Assets Control, Washington D.C., DC, USA*

International Sales, Franchising and Product Law Section

Hot topics in the International Sales, Franchising and Product Law Section

Presented by the International Sales, Franchising and Product Law Section

This session will comprise a series of roundtable discussions on various topics presented by the International Sales, Franchising and Product Law Section.

China: dealing with challenges

*Presented by the International Trade and Customs Law Committee, the Asia Pacific Regional Forum, the Intellectual Property and Entertainment Law Committee and the International Sales Committee
Session Co-Chairs*

Caroline Berube *HJM Asia Law, Guangdong, China; Chair, Licensing Intellectual Property and International Treaties Subcommittee*

Alan Lebowitz *Grunfeld Desiderio Lebowitz, New York, USA*

This session will discuss regulatory, business and cultural challenges related to doing business with China. Topics such as intellectual property, customs, export controls, trade, product liability, currency controls, investment, anti-trust, state enterprises, arbitration and other issues will be discussed in a frank and open manner. The first half of the session will discuss in-bound investment and trade, and the second half of the session will discuss out-bound investment and trade.

Speakers

Simon Holmes *King & Wood Mallesons, London, England*

Takashi Nakayama *Toshiba Corporation, Tokyo, Japan*

Peter Pang *Dickinson Wright, Washington, DC, DC, USA*

George Ribeiro *Ribeiro Hui, Central, Hong Kong SAR; Website Vice-Officer, International Sales Committee*

Douglas Smith *Soewito Suhardiman Eddymurthy Kardono (SSEK), Jakarta 12960, Indonesia*

Christopher Tahbaz *Debevoise & Plimpton LLP, New York, USA; Senior Vice-Chair, Litigation Committee*

Catherine Wang *DSM (China) Limited, Shanghai, China*

Making free trade agreements work for you

*Presented by the International Trade and Customs Law Committee and the Asia Pacific Regional Forum
Session Co-Chairs*

Ameera Ashraf *WongPartnership, Singapore, Singapore; Secretary, Asia Pacific Regional Forum*

Guillermo Sanchez Chao *Chvez Ruiz Zamarripa Y Cia, S.C., Uxbridge, Mexico*

The proliferation of regional and bilateral trade agreements around the world has created another layer of laws for lawyers and their clients. Harmonisation and coordination of domestic laws in intellectual property, competition and trade, investment protection and dispute resolution present novel and continuing issues for practitioners and their clients, as well as new regional institutions and forums. The panel will present practical advice on how advocates can effectively protect client interests in a new and developing environment.

Speakers

Eric Emerson *Steptoe & Johnson LLP, Beijing, USA; Vice-Chair, International Trade and Customs Law Committee*

Nankunda Katangaza *Law Society of England and Wales, London, England; Programme Officer, African Regional Forum*

Alan Lebowitz *Grunfeld Desiderio Lebowitz, New York, USA*

Sung Bum Lee *YOON & YANG LLC, Seoul, South Korea*

Hiroshige Nakagawa *Anderson Mori & Tomotsune, Tokyo, Japan*

Investment Funds Committee

Asia - merging into the global investment community

Presented by the Investment Funds Committee

Fund regulation in Asia - reinventing the wheel or retightening the wheel nuts? Asia rules - lessons learned from regulation in the US and Europe. Topics to be discussed include: Asian recognition agreements, in particular the proposed APEC and ASEAN passports and the Hong Kong/PRC mutual recognition agreements; updates on the position of UCITS in Asia; structuring products outside Japan for sale to Japanese investors; and the practical impact of AIFMD.

What's my name, and does it matter - securities law considerations for listed investment funds

Presented by the Investment Funds Committee and the Securities Law Committee

Session Chair

Alfred Page *Borden Ladner Gervais LLP, Toronto, Ontario, Canada; Senior Vice-Chair, Securities Law Committee*

A securities and fund regulatory analysis of closed-end and other listed funds or quasi-funds vehicles, including operating companies and/or more passively operated assets organised in the form of trusts, funds disguised as operating companies and generally for listed/exchange traded funds.

Judges' Forum

Judicial education for judges

Presented by the Judges' Forum and the Academic and Professional Development Committee

Session Chair

Hon Justice Martin Daubney *Supreme Court of Queensland, Brisbane City East, Queensland, Australia; Senior Vice-Chair, Judges' Forum*

The session will discuss the need for ongoing education of judges and highlight different approaches in various jurisdictions.

Speakers

Sir Dennis Byron *Caribbean Court of Justice, Port of Spain, Trinidad and Tobago; Vice-Chair, Judges' Forum*

Russell Adam Coleman SC *Temple Chambers, Admiralty, Hong Kong SAR*

Hon Justice James Douglas *Supreme Court of Queensland, Brisbane City East, Queensland, Australia*

Judge Charles Tellier *Service de Cooperation, French Embassy, Belgrade, Serbia*

Latin American Regional Forum

Cross-border deals between Asian and Latin American companies - the untold stories by both in-house and outside counsel who lived through them

Presented by the Latin American Regional Forum and the Asia Pacific Regional Forum

The Latin American Regional Forum presents a session on the challenges, peculiarities, cultural differences and pitfalls of cross-border deals between Asian and Latin American companies. The panel will feature top in-house and outside counsel from different jurisdictions within those regions discussing actual transactions that they lived through and the lessons they learned in the trenches.

Generation Y: from junior associates to new clients

Presented by the Latin American Regional Forum, the Asia Pacific Regional Forum and the Law Firm Management Committee

Session Co-Chairs

Ricardo Veirano *Veirano Advogados, São Paulo, Brazil; Senior Vice-Chair, Latin American Regional Forum*

Carolina Zang *Zang Bergel & Viñes Abogados, Buenos Aires, Argentina; Secretary, Latin American Regional Forum*

The 5 'Rs' of Generation Y: Relation, Referral, Reach, Relevance, Reputation. How far legal firms are from meeting these standards? Evolution of Generation Y in Asia and in Latin America. Yesterday's junior associates may be today's clients. While there are similarities in attitudes and values worldwide there are some subtle and not-so-subtle differences. Understanding these differences will help cross-border organisations improve their attraction and retention campaigns as well as know what 'Y' clients of new-born companies expect from law firms.

Speakers

Jonathan Kushner *Kreab Gavin Anderson, Tokyo, Japan*

Takao Nakamura *Torikai, Tokyo, Japan*

Yuichiro Omori *Baker & McKenzie, Tokyo, Japan*

Timothy Powers *Haynes & Boone, Dallas, Texas, USA; Chair, Constitution Committee*

Law Firm Management Committee

Disaster recovery

Presented by the Law Firm Management Committee

Session Co-Chairs

Norman Clark *Walker Clark LLC, Fort Myers, Florida, USA; Advisory Board Member, Law Firm Management Committee*

Charles Coward *Uría Menéndez Abogados SLP, Barcelona, Spain*

Fires, storms, floods, electricity outage and other disasters may be the end of a firm - hardly a day goes by that we do not receive news of another major disaster. The panel will analyse the measures that should be taken to avoid or diminish the effects of disasters. By attending this session you will hear first-hand accounts of colleagues that have lived through disasters and learn how to be better equipped to recover if disaster strikes your firm.

Speakers

Stephen Bowman *Bennett Jones LLP, Toronto, Ontario, Canada*

Yoshiaki Muto *Baker & McKenzie GJB Tokyo Aoyama Aoki Koma Law Office, Tokyo, Japan*

Fernando Pelaez-Pier *Hoet Pelaez Castillo & Duque, Caracas, Venezuela; Honorary Life Member of Council & Association*

Govern the ungovernable - best forms of law firm structures

Presented by the Law Firm Management Committee

Session Co-Chairs

Maximo Bomchil *M & M Bomchil, Buenos Aires, Argentina; Co-Chair, Law Firm Management Committee*

Richard Turnor *Maurice Turnor Gardner LLP, London, England*

Eight distinguished law firm managers and advisers will discuss the best legal structures for a successful firm from the point of view of equity participation, management, performance management and partner participation in policy making. They will also discuss the regulatory and practical challenges created by practicing in multiple jurisdictions and how they might be overcome.

The session will develop through a series of questions that the co-chairs will raise to the panelists and which should provoke a lively discussion among them and with the floor.

Speakers

Yoshimasa Furuta *Anderson Mori & Tomotsune, Tokyo, Japan*

Myra Garrett *William Fry, Dublin, Ireland*

Nicolas Herrera *Guyer & Regules, Montevideo, Uruguay; Advisory Board Member, Law Firm Management Committee*

Masaki Hosaka *Nishimura & Asahi, Tokyo 107-6029, Japan*

Robert Millard *Venturis Consulting Group LLP, London, England; Secretary, Law Firm Management Committee*

Pierre Raoul-Duval *Cabinet Gide, Paris, France; Advisory Board Member, Law Firm Management Committee*

Francisco Urrutia *Posse Herrera Ruiz, Bogotá, Colombia; Website Officer, Oil and Gas Law Committee*

David Zalmanovitsh *GLawBAL, Ramat Gan, Israel*

Is there ground for one to feed the other? - Interaction between international and local firms

Presented by the Law Firm Management Committee

International firms will rely on local firms in those jurisdictions where they have decided not to build up domestic competence. In the opposite direction, in jurisdictions in which international firms operate, local firms are likely to channel their work to network firms from which they can expect work flow. The panel will discuss the impact of these parameters.

Law firm management value added café

Presented by the Law Firm Management Committee

Session Co-Chairs

Mitsuru Chino *Itochu Corporation, Tokyo, Japan*

Christoph Vaagt *Law Firm Change Consultants, Munich, Germany; Advisory Board Member, Law Firm Management Committee Advisory Board*

"Beyond Legal? The ever-increasing demand for advice to address business issues in this global day and age!"

An invitation to the Law Firm Management Café to discuss the challenges and opportunities in providing "value added" advice to clients:

In today's environment with an emphasis on corporate governance, corporate clients and their management face difficult issues which have no right or wrong answer. Rather, these issues touch upon the value the clients wish to uphold in forming their identity and formulating their corporate strategy. Clients often turn to their legal advisors for guidance in this process. How should legal advisors address issues which go beyond the mere interpretation of the law? How can lawyers assist their clients in becoming "good corporate citizens"? Most importantly, what is the role of lawyers and good corporate governance?

In this extraordinary workshop, we will address how each individual law firm and each individual practitioner perceives its role in creating better value for their clients and how they achieve this objective.

To this end, the first session explores opportunities and best practices which result in value creation through legal advice:

- What challenges and opportunities result from the ever more demanding clients and the pressures they are in?
- What is the value that lawyers can provide to these clients?
- Best Practices: What kind of examples are there for exceptional client service, in particular in cross border work?
- How can legal advice be more focused in regard to business issues? (How can the ambivalence between legal and business advice be played to the advantage of all sides?)
- What are the success factors in the creation of higher value for clients?

In the second session after the break, we will focus on organisational and individual implementation issues:

- How can lawyers realise the opportunities which lie in the client value-creation processes?
- Which particular strength and talents are relevant in a high client value creation?
- How will the individual competences and organisational standards need to change in creating better value?
- How can a firm demonstrate this particular quality to clients?

The table - chairs will involve the audience in this interesting discussion using the interactive format based on a setting called "world café"!

Come, participate actively and be surprised!

Speakers

Marc Bartel *Heidrick & Struggles, Paris, France*

Nick Carter-Pegg *BDO LLP, London, England*

Jaime Fernandez Madero *Fernandez Madero Consulting, Buenos Aires, Argentina*

Rainer Loges *Gleiss Lutz, Munich, Germany*

Dr Irina Paliashvili *Ukrainian Legal Group LLC, Kiev, Ukraine*

Malcolm Pike *Addleshaw Goddard LLP, London, England; Website Officer, Law Firm Management Committee*

Biörn Riese *Mannheimer Swartling Advokatbyrå AB, Stockholm, Sweden; Advisory Board Member, Law Firm Management Committee*

Francisco Urrutia *Posse Herrera Ruiz, Bogotá, Colombia; Website Officer, Oil and Gas Law Committee*

Ronaldo Veirano *Veirano Advogados, Rio de Janeiro, Brazil; Co-Chair, Law Firm Management Committee*

Vladislav Zabrodin *Capital Legal Services, Moscow 105602, Russian Federation*

Law firm visits

Presented by the Law Firm Management Committee

Delegates will visit several Tokyo law firms to discuss strategy, practice areas and practice management, organisational issues, marketing and office systems.

Managing partners breakfast

Presented by the Law Firm Management Committee

If you are a managing partner or have some other leadership or management role in your firm, this breakfast will give you the opportunity to exchange views and share experiences in an informal atmosphere.

More for less: efficiency, charging structures and client relationship management

Presented by the Law Firm Management Committee

Session Co-Chairs

Rachel Eng *WongPartnership LLP, Singapore, Singapore*

Charles Martin *Macfarlanes LLP, London, England; Vice-Chair - Europe, Law Firm Management Committee*

The dynamics of relationships in the legal market are undergoing fundamental change. The balance of power has shifted away from law firms and in favour of clients. Often clients are lawyers themselves and are under internal pressure to ensure value for money. They bring to this a deep understanding of how law firms work. They are demanding much greater efficiencies and charging structures, which both attempt to reduce costs and are often innovative and designed to encourage efficiency and risk sharing. As both clients and law firms become more complex organisations, so client relationship management and the part that fee arrangements play in it is becoming more important and more challenging on both sides. The panel will discuss these issues and how to address them.

Speakers

Steven Cohen *Wachtell, Lipton, Rosen & Katz, New York, USA; Journal Editor, Corporate and M&A Law Committee*

Alan Hodgart *Hodgart Associates, London, England*

Masahiro Homma *Nissin Foods Holdings Co.,Ltd., Tokyo, Japan*

Akira Kawamura *Anderson Mori & Tomotsune, Tokyo, Japan; IBA Past President*

Squeezed by globalisation? The position of mid-sized firms

Presented by the Law Firm Management Committee

Session Co-Chairs

Aku Sorainen *SORAINEN, Tallinn, Estonia; Senior Vice-Chair, Law Firm Management Committee*

Tomohiro Tohyama *TMI Associates, Tokyo, Japan*

What slice of the market will remain for mid-sized firms in the future? The panellists will discuss the responses available for mid-sized firms in the new environment.

Speakers

Ugur Aktekin *Mehmet Gun & Partners, Istanbul, Turkey; Advisory Board Member, Law Firm Management Committee*

Mariano Batalla *Batalla Abogados, San José, Costa Rica*

Jeffrey Blount *Norton Rose Fulbright, Central, Hong Kong SAR; LPD Council Member*

Abhijit Mukhopadhyay *Hinduja Group, London, England*

Gianmatteo Nunziante *Nunziante Magrone Studio Legale Associato, Rome, Italy; LPD Council Member*

Abe Schear *Arnall Golden Gregory LLP, Atlanta, Georgia, USA; Communications Officer, Law Firm Management Committee*

Legal Practice Division (LPD)

Legal Practice Division General Meeting

Presented by the Legal Practice Division (LPD)

All division members are encouraged to attend this meeting and are invited to put to the officers any questions they may have, relevant to the work of the Division.

The agenda for the meeting, which will be published on the IBA website prior to the conference and in the final conference programme, will include the election of LPD Council members to serve from 1 January 2015 - 31 December 2018 and LPD Chair, Vice-Chair, Treasurer and Assistant Secretary-Treasurer to serve from 1 January 2015 - 31 December 2016.

Leisure Industries Section

Crossing the line

Presented by the Leisure Industries Section and the Arbitration Committee

Session Co-Chairs

Kate Brown de Vejar *Curtis, Mallet-Prevost, Colt & Mosle SC, Mexico D.F., Mexico*

Javier Medin *Alfaro Abogados, Buenos Aires, Argentina; Chair, Sports Law*

The session will examine the use of arbitration by sports federations for redressal of disputes; discuss the nature of arbitral agreements in professional player contracts/management contracts where the trigger is misconduct; discuss arbitration clauses in player endorsement contracts; and examine opportunities in general for arbitration in relation to sports misconduct.

Speakers

Jeffrey Kessler *Winston & Strawn, New York, USA*

Beng Choo Low *Secretary General of the World Baseball Softball Confederation and Vice-President of the Olympic Council of Malaysia, Kuala Lumpur, Malaysia*

Prof Richard McLaren *Western University Canada, London, Ontario, Canada*

Antonio Rigozzi *Lévy Kaufmann-Kohler, Geneva, Switzerland*

Lesbian, Gay, Bisexual and Transgender Issues Committee

Mr, Ms or Mx? Legal issues facing transgender persons

Presented by the Lesbian, Gay, Bisexual and Transgender Issues Committee, the Family Law Committee and the HRI - Human Rights Institute

Session Co-Chairs

Federico Godoy *Beretta Godoy, Buenos Aires, Argentina; Co-Chair, Lesbian, Gay, Bisexual and Transgender Issues Committee*

Todd Solomon *McDermott Will & Emery LLP, Chicago, Illinois, USA; Co-Chair, Lesbian, Gay, Bisexual and Transgender Issues Committee*

This panel will focus on the unique legal issues facing transgender individuals around the globe. Part of the session will focus on workplace and discrimination issues, with a description of what multinational employers have done to address their transgender population as well as a survey of global discrimination laws and their coverage (or lack thereof) of gender identity and expression discrimination. The session will also focus on family law issues, insurance coverage and related tax issues, and human rights/violence/incarceration issues faced by transgender individuals. The panel will attempt to demystify the complex myriad of legal issues faced by perhaps the most marginalised sector of the LGBT community.

Speakers

D'Arcy Kemitz *National LGBT Bar Association, Washington, DC, USA*

Dorothy Oken'ova *Center for Reproductive Health and Sexual Rights (INCRESE), Minna, Niger*

Maria Rachid *City Councilor for the City of Buenos Aires, Not provided, Argentina*

David John Ryken *Ryken and Associates, Auckland, New Zealand; Vice-Chair, Lesbian, Gay, Bisexual and Transgender Issues Committee*

Matthias Stupp *White & Case LLP, Hamburg, Germany*

Takafumi Suzuki *Sexual Committee of the Japan Federation of Bar Associations, Tokyo, Japan*

Litigation Committee

Master class: using courtroom litigation to support arbitration in Asia

Presented by the Litigation Committee, the Arbitration Committee and the Asia Pacific Regional Forum

Session Co-Chairs

Sunil Abraham *Zul Rafique & Partners, Kuala Lumpur, Malaysia; Senior Vice-Chair, Asia Pacific Regional Forum*

David Arias *Arias SLP, Madrid, Spain; Co-Chair, Conflicts of Interest Subcommittee*

Christopher Tahbaz *Debevoise & Plimpton LLP, New York, USA; Senior Vice-Chair, Litigation Committee*

The proliferation of Court-ordered remedies to support arbitration has extended across the globe, but perhaps in no region with as much prominence as in Asia. Court assistance in evidence gathering, interim measures, and now court-ordered enforcement of emergency arbitral awards have all become important litigation-based tools in support of arbitration in some of the most innovative Asian jurisdictions. But at the same time, the availability of Court-ordered assistance varies widely even across Asia, especially in the cross-border context. For example, while emergency relief ordered abroad can be enforced by courts in Hong Kong, the recent Balco decision in India appears to have limited the availability of interim measures available from Indian courts in support of foreign arbitrations. In this Master Class, experts based in Asia and abroad will focus on exactly which court-ordered measures are available in key jurisdictions - and which are not - and will challenge delegates who attend to think strategically about ways to deploy these measures in support of international arbitration.

Speakers

John Choong *Freshfields Bruckhaus Deringer, Hong Kong, Hong Kong SAR*

Akihiro Hironaka *Nishimura & Asahi, Minato-ku, Japan*

Shreyas Jayasimha *Aarna Law, Bangalore, India*

Christine Kang *Jun He, Beijing, China*

Sae Youn Kim *Yulchon, Seoul, South Korea*

Swee Yen Koh *WongPartnership LLP, ., Singapore*

Multi-jurisdictional chess: pursuing and defending price-fixing and other investigations & claims in an inter-connected financial world

Presented by the Litigation Committee

Session Co-Chairs

Sandrine Giroud *LALIVE, Geneva, Switzerland*

Marcin Radwan-Röhrenscheff *advocate Radwan-Röhrenscheff Spk, Warsaw, Poland; Publications Officer, Litigation Committee*

The LIBOR/TIBOR/EURIBOR and the payment card interchange fee cases have led to serious claims against some of the world's leading international financial institutions. These include allegations of wide-ranging price-fixing and other questionable practices. These allegations raise complex issues for the institutions themselves, as well as for regulators and for corporate and individual claimants.

This session will provide detailed insight into the intricacy of disputes about price-fixing and other complex cases in the financial services sector such as credit card interchange fee cases. Lawyers armed with concrete experience of these cases will explore the route to redress, discussing investigation management, litigation strategies, and the pitfalls and solutions in bringing or defending these complex financial claims.

This session will also consider possible legal tools such as private enforcement tools, collective redress mechanisms, antitrust or criminal actions. The session will adopt a multijurisdictional approach involving litigators from the US, the EU, Asia and Russia (CIS).

There will be a focus on both procedural issues (such as gathering evidence, service, jurisdictional challenges, and statute of limitations) and on substantive issues (such as identification of applicable law, privilege against self-incrimination and the determination of damages).

Speakers

Kris Dekeyser *European Commission, Brussels, Belgium*

Clement Dupoirier *Herbert Smith Freehills LLP, Paris 75008, France*

Dorothy Hansberry *Hansberry Competition, Warsaw, Poland*

Kozo Kawai *Nishimura & Asahi, Tokyo, Japan*

Gary Kubek *Debevoise & Plimpton LLP, New York, USA*

Matt McCahearty *Macfarlanes LLP, London, England*

Ryuhei Mogi *Oh-Ebashi LPC & Partners, Tokyo, Japan*

Vanessa Turner *Allen & Overy LLP, Brussels, Belgium*

Fedor Vyacheslavov *College of advocate ALRUD, Moscow, Russian Federation; Regional Representative Russian Federation, Litigation Committee*

Tiered dispute resolution clauses: best practice and enforcement of obligations to negotiate in good faith

Presented by the Litigation Committee

Session Co-Chairs

Frederick Acomb *Miller Canfield, Detroit, Michigan, USA; Website Co-Editor, Litigation Committee*

Liam Kennedy *A&L Goodbody, Dublin, Ireland; Co-Chair, Litigation Committee*

Tiered dispute resolution clauses are now very common, but do they work? How do you enforce an obligation to negotiate in good faith? In some jurisdictions they are not enforceable at all. Do such clauses achieve their aim or can these 'midnight clauses' lead to nightmares.

Speakers

Luming Chen *Jun He Law Offices, Shanghai, China; Regional Representative Asia General, Litigation Committee*

Anna Grishchenkova *FBK-Legal, Moscow, Russian Federation*

Simon Hart *RPC LLP, London, England*

Félix J Montero *Pérez-Llorca Abogados SLP y CIA, S.COM.P., Madrid, Spain; Membership Officer, Litigation Committee*

Hiroki Wakabayashi *Anderson Mori & Tomotsune, Tokyo, Japan*

Maritime and Transport Law Committee

Hot topics in the maritime industry

Presented by the Maritime and Transport Law Committee

Session Chair

Jan Dreyer *Dabelstein & Passehl, Hamburg, Germany; Chair, Maritime and Transport Law Committee*

This session will deal with topics moving the maritime and transport industry from financial crisis to alternative dispute resolution, from new developments in the logistic industry to recent changes in maritime law.

Speakers

Jörgen Almelöv *Setterwalls Advokatbyrå AB, Stockholm, Sweden*

Elinor Dautlich *Holman Fenwick Willan LLP, London, England; Newsletter Editor, Maritime and Transport Law Committee*

Kah Wah Leong *Rajah & Tann LLP, ., Singapore*

Jonathan Lux *Stone Chambers, London, England*

Aldo Mordiglia *Studio Legale Mordiglia, Genoa, Italy*

Shuji Yamaguchi *Okabe & Yamaguchi, Tokyo, Japan*

Yi Zhou *Co-Effort Law Firm LLP, Shanghai, China*

Insurance concepts for the maritime industry

Presented by the Maritime and Transport Law Committee and the Insurance Committee

The maritime and insurance industries have been closely linked for many years. Marine insurance was the earliest well-developed type of insurance and the standardised clauses for the use of marine insurance developed by Lloyd's and the Institute of London Underwriters back in the 19th century are still in use. This session will be presented in conjunction with the Insurance Committee and will deal with both general non-marine and marine insurance concepts that have an impact on the maritime industry, including but not limited to disclosure, good faith, alteration of risk, misconduct of the assured, warranties and regulatory issues.

Multimodal transport in East Asia and interplay with sales contracts: how to get things right

Presented by the Maritime and Transport Law Committee and the International Sales Committee

The session will focus on issues related to multimodal transports in East Asia, using case studies and analysing the interplay with sale contracts. The speakers will focus on the peculiarities existing in East Asia (making a comparison with other jurisdictions), liability regimes, role of agents and freight forwarders, latest developments in case law and legislation. Furthermore it will also include an analysis of the most relevant and frequent issues related to sale documents, transfer of rights and risks, use of incoterms, letters of credit, and marine insurance, with a practical and interactive approach.

New concepts in vessel status: what is a vessel and why does it matter?

Presented by the Maritime and Transport Law Committee

Session Co-Chairs

Gregory Poulos *Cox Wootton Griffin Hansen & Poulos LLP, San Francisco, California, USA*

Martin L Sandgren *Siemens Wind Power A/S, Vejle, Denmark*

It has been said and repeated that, 'there is no watertight definition, even of a ship'. It is intuitive to associate the concept of a 'ship' with a large self-propelled and manned vessel, with a traditional single horizontal hull, used to move goods or passengers between ports. However, it is less clear to what extent non-traditional vessels and other floating structures and objects qualify as 'ships'.

The topic is of current interest because of developing technologies, such as unmanned maritime systems and floating

wind turbines, as well as for various types of mobile drilling platforms and other floating structures used in the off-shore oil and gas industry, and pleasure crafts, such as jet-skis and floating casinos. What qualify as a 'ship' is important for a wide range of legal matters within the areas of maritime and other law, including:

- Liability, including civil liability for collisions, pollution and personal injuries
- Jurisdiction, time limits and enforcement
- Flagging, registration, ownership, title, security, arrest
- Criminal law
- Salvage
- Corporate law, competition law and labor law
- Safety, crewing, training and cabotage
- Taxes, dues and subsidies
- Accounting, finance and insurance

The session will involve an interactive comparative analysis of to what extent and for what legal purposes certain selected non-traditional floating structures qualify as 'ships' in certain selected jurisdictions and under international maritime law and conventions.

Speakers

John Kimbell *Quadrant Chambers, London, England*

Johannes Nielsen *Bech-Bruun, Copenhagen, Denmark*

Eduardo Real *De Castro & Robles, Panama City, Panama*

Michael Sturley *The University of Texas School of Law, Austin, Texas, USA*

Helen Tung *One Temple Avenue Chambers, London, England*

Don't shoot the messenger: imposing liability on internet intermediaries for user-generated content - what should the rules be?

Presented by the Media Law Committee and the Technology Law Committee

Session Chair

Jean-Frederic Gaultier *Olswang, Paris 75008, France; Chair, Media Law Committee*

As with so many other areas involving the internet, jurists and legislatures around the world have taken very different approaches as to when, if at all, news websites, search engines and social media platforms should be held liable to third parties for the content posted by their users, and to their users for the privacy of their data. Every hour of the day millions upon millions of posts, tweets, blogs and other bits of data travel the highways and byways of the digital world - and this vast amount of data often makes it virtually impossible for an ISP or social media operator to monitor, review or edit out actionable user content. What should the rules of the road be regarding internet intermediary liability for user content and data that may be defamatory, violate privacy rights or infringe copyright? In a wide-ranging discussion, that will be broken down into two panels, this session will focus on how different legal systems have formulated very different solutions to these thorny problems.

Panel 1 (14:30-16:00): The laws of several countries (under tort principles developed in the paper world) hold internet intermediaries strictly liable for defamatory user-generated content - often resulting in self-censorship and free expression concerns. Still other nations (particularly in Europe) have adopted a notice and take down regime—which some criticize as granting a heckler's veto, since many websites, to avoid liability, often simply take down challenged user content even though it may not be actionable. And at the other end of the spectrum, US law immunizes websites and other internet intermediaries from tort liability for user-generated content-leading to charges by some that this rule encourages defamatory posts and tweets from anonymous users, leaving injured victims with no effective redress. Divergent national views on intermediary liability likewise apply to user content that infringes copyright. Our first panel will discuss these very different legal regimes, the free speech issues posed by unrestricted intermediary liability and the practical effects that conflicting national laws are having on websites, search engines and social media providers around the world.

Panel 2 (16:00-17:30): Internet intermediaries are also under increasing-and often contradictory-pressures when it comes to data privacy. Recently, the European Court of Justice, in its landmark Google Spain decision, ruled that the EU's Data Protection Directive encompasses a 'right to be forgotten' - the right of individuals to demand that their personal data be removed from search engines when the data, by reason of the passage of time, has become irrelevant or excessive in relation to any public interest in the data. On the other side of the Atlantic, US Courts have been grappling with whether the monitoring by the US Government of the telephone metadata of millions of Americans - the secret surveillance program revealed by Edward Snowden - constitutes an unconstitutional invasion of privacy. Focusing on these and other developments, the second panel will explore what are reasonable expectations of privacy in the digital age - both vis-à-vis the media and vis-à-vis the government - and discuss the evolving policies being implemented of Internet intermediaries faced with both user demands for data privacy and government demands for data disclosure.

The second session will be held under Chatham House Rules.

Speakers

Robert Balin *Davis Wright Tremaine LLP, New York, USA; Vice-Chair, Media Law Committee*

Steve Crown *Microsoft Corporation, Seattle, Washington, USA*

Jameel Jaffer *American Civil Liberties Union, New York, USA*

Yoshiyuk Miyashita *Nishimura & Asahi, Tokyo 107-6029, Japan*

Joaquin Muñoz *Abanlex Abogados, Madrid, Spain*

Ebele Okobi *Yahoo!, Sunnyvale, California, USA*

Harry Roque *Roque & Butuyan Law Offices, Makati City, Philippines*

Kelli Sager *Davis Wright Tremaine LLP, Los Angeles, California, USA; Secretary, North American Regional Forum*

Samuli Simojoki *Attorneys at Law Borenus Ltd, Helsinki, Finland; Publications Officer, Media Law Committee*

Sajai Singh *J Sagar Associates, Bangalore, India; Chair, Corporate Information Governance Subcommittee*

Yuli Takatsuki *5RB, London, England*

Mediation Committee

Corporate disputes: why is mediation relevant and how does it work?

Presented by the Mediation Committee and the Closely Held and Growing Business Enterprises Committee

Corporate disputes resulting from commercial agreements and transactions are frequent and the costs and delays of litigation and arbitration are increasing. Yet, mediation is still hardly used. Should corporate and commercial lawyers care? Are mediators effective solution finders in corporate disputes?

This session will provide a comprehensive picture of the pros and cons of using mediation in corporate disputes so as to enable you to counsel your clients effectively:

- When does it make sense to mediate or to contractually provide for mediation? Which type of parties, which type of relationships, which industries, which contracts, which issues?
- Why would it work where negotiations have failed?
- How is it conducted?
- What is so special about a third-party mediator and how does he/she 'work his magic'?
- What's the role of a party's counsel in the mediation process?
- Consequences of a 'failed' mediation process: confidentiality and strategic concerns.
- What's the experience of mediation imposed by law? What's the trend?
- Should you accept a hybrid mediation/arbitration process?

Mediation as an alternative method to resolve intellectual property disputes

Presented by the Mediation Committee and the Intellectual Property and Entertainment Law Committee

Session Co-Chairs

Thomas Legler Dr. *Python & Peter, Geneva, Switzerland; WIPO Liaison, Intellectual Property and Entertainment Law Committee*

Jane Player *King & Spalding International LLP, London, England*

In many intellectual property cases, mediation is a highly effective mechanism to resolve disputes and to prevent the parties from high litigation fees and significant damage which affects the image of a business in the marketplace.

This session discusses the pros and cons of IP mediation with experienced mediators, users from the industry and their counsel. You will learn how to prepare for mediation, how it works and what are the possible results of a successful mediation. The session will also include information on the various existing rules and institutions in this field and show where state litigation or arbitration are the better way to resolve IP disputes.

Speakers

Wesley Harris *Shell Malaysia Limited, Kuala Lumpur, Malaysia*

Nobuo Hino *Hino Law & Patent Office, Tokyo, Japan*

Teruo Kato *Takeda & Hasegawa, Tokyo, Japan*

Jukka Muhonen *Orion Corporation, Espoo, Finland*

Haig Oghigian *Baker & McKenzie (Gaikokuho Joint Enterprise), Tokyo, Japan*

Daniel Ryan *Berkeley Research Group, London, England*

Eric Wilbers *WIPO, Geneva, Switzerland*

Type of advocacy required for mediation from the perspective of in-house counsel, lawyer, business and mediator

Presented by the Mediation Committee and the Corporate Counsel Forum.

Session Co-Chairs

Jawad Sarwana *Abraham & Sarwana, Karachi, Pakistan; Vice-Chair, Mediation Committee*

Henry Shyn *GE Power & Water, Seongnam-si, South Korea; Vice-Chair, Corporate Counsel Forum*

Advocacy in mediation requires a completely different approach. The session will analyse mediation advocacy based on needs of corporate counsel and other stakeholders leading up to the Mediation Committee's long-term plan to introduce mediation advocacy.

Delegates working in small groups moderated by trainers will analyse mediation advocacy from the perspective of in-house counsel, lawyer, business and mediator followed by panelists and delegates discussing issues jointly in the

plenary session.

Speakers

Gregory Gallopoulos *General Dynamics Corporation, Falls Church, Virginia, USA*

Masahiro Homma *Nissin Foods Holdings Co.,Ltd., Tokyo, Japan*

Stanley Ta-Ming Hu *Taiwan Power Company, Taipei, Taiwan*

Patric McGonigal *Hogan Lovells Horitsu Jimusho Gaikokuho Kyodo Jigyo, Tokyo, Japan*

Takashi Ogura *Taisei Corporation, Tokyo, Japan*

Yoshimi Ohara *Nagashima Ohno & Tsunematsu, Tokyo, Japan*

Nadja Alexander *International Institute of Conflict Engagement and Resolution (IICER), Hong Kong, Hong Kong SAR*

Laila El Shentenawi *Al Tamimi & Co, Dubai, United Arab Emirates*

Jun Sang Lee *Yoon & Yang LLC, Seoul, South Korea*

Jonathan Lux *Stone Chambers, London, England*

Professor Tetsuo Morishita *Sophia University, Tokyo, Japan*

Irena Vanenkova *International Mediation Institute, The Hague, Netherlands*

What real estate attorneys can learn from mediators - and vice versa

Presented by the Mediation Committee and the Real Estate Committee

Session Co-Chairs

Andrea Maia *Find Resolution, Rio de Janeiro, Brazil; Secretary-Treasurer, Mediation Committee*

Nikolaus Pitkowitz MBL-HSG *Graf & Pitkowitz, Vienna, Austria; Senior Vice-Chair, Real Estate Committee*

Mediators and real estate attorneys each possess and apply unique skills and unique tool-kits in their daily practice. This panel will demonstrate how they can learn from each other. Areas discussed will include negotiation skills, persuasive skills, techniques to overcome deadlock situations, bridging cultural differences and avoiding and preventing disputes. The panel will be interactive and apply practical examples and case studies.

Speakers

João Afonso Assis *ASSIS ADVOGADOS, Rio de Janeiro, Brazil*

Prof Dr Rouven Bodenheimer MA *LLS Lungerich Lenz Schuhmacher, Cologne, Germany; Advisory Board Member Young Lawyers' Committee and Law Firm Management Committee*

Alex Polsky *JAMS International, Los Angeles, California, USA*

Philip Skinner *Arnall Golden Gregory LLP, Atlanta, Georgia, USA; Newsletter Editor, Real Estate Committee*

Mining Law Committee

Asian investment in mining in Africa and Latin America

Presented by the Mining Law Committee, the African Regional Forum and the Asia Pacific Regional Forum

Asian investment in mining, especially in Africa and Latin America, has been steadily increasing over the last decades. Investments includes, among others, necessary large infrastructure projects such as power facilities, railways, highways, ducts, and bridges.

This session will analyse the most efficient ways in which Asian investment has been structured , addressing real examples, the legal challenges that arise and how they may be successfully addressed.

Financing of resource projects in Asian markets

Presented by the Mining Law Committee and the Capital Markets Forum

Session Co-Chairs

Michael Bourassa *Fasken Martineau Du Moulin LLP, Toronto, Ontario, Canada; Senior Vice-Chair, Mining Law Committee*

Peter Castellon *Proskauer Rose LLP, London, England; Publications Officer, Capital Markets Forum*

Asia's ever-growing appetite for natural resources led the need for financing to become increasingly challenging.

This session will analyse the most efficient ways in which financing in Asia's financial centres is developing , how the most sophisticated cases of financing are being structured, and how the legal challenges are successfully addressed.

Speakers

Jun Cheng *Zhong Lun Law Firm, Beijing, China*

Mina Park *Citigroup, Happy Valley, Hong Kong SAR*

Stephen Revell *Freshfields Bruckhaus Deringer LLP, Singapore, Singapore; Chair, Regulation of Lawyers' Compliance Committee*

Mining and infrastructure in Latin America

Presented by the Mining Law Committee and the Latin American Regional Forum

Session Co-Chairs

Florencia Heredia *HOLT Abogados, Buenos Aires, Argentina; Senior Vice-Chair, Mining Law Committee*

Luis Carlos Rodrigo Prado *Rodrigo Elías & Medrano Abogados, Lima, Peru; Compliance & Special Projects Officer, Latin American Regional Forum*

Mining is one of the most active areas in Latin America in recent decades .

Asian financial institutions, agencies and end user companies have also been involved in these investments throughout these years with special emphasis in research and investigation for geological reserves and deposits specially for certain minerals and lately as end user partners and lenders, in lithium and other related projects.

The purpose of this panel will be to address and analyse on a case by case basis these trends and scenarios in mining and infrastructure with experts from Asia and Latin America .

Speakers

Juan Sonoda *Beretta Godoy, Buenos Aires, Argentina*

Matthew Starnes *Mineral Resources Div. No. 1, Tokyo, Japan*

Multidisciplinary Practices Committee

Toto, I've a feeling we're not in Kansas anymore

Presented by the Multidisciplinary Practices Committee, the Law Firm Management Committee and the Young Lawyers' Committee

Session Co-Chairs

Mark Gilligan *Patton Boggs LLP, Abu Dhabi, United Arab Emirates; National Representatives Officer, Young Lawyers' Committee*

Dr Hermann Knott LL.M *Luther Rechtsanwaltsgesellschaft mbH, Cologne, Germany; Co-Chair, Law Firm Management Committee*

Deepa Vallabh LL.M *Webber Wentzel, Gauteng, South Africa; Secretary, Multidisciplinary Practices Committee*

The panellists will present and discuss current issues regarding the offering of multiple services by one single organisation as well as recent developments and opportunities resulting from non-lawyer ownership of law firms. Considering the drive for innovation, enhanced technology and developing talents across the legal profession the opportunities for young lawyers will be a focus of the session.

Speakers

Stephen Denyer *The Law Society of England & Wales, London, England; SPPI Council Member*

Steven Richman JD *Duane Morris LLP, Cherry Hill, New Jersey, USA; Co-Chair, International Sales Committee/Professional Ethics Committee*

Michael Roch *KermaPartners (Europe) LLP, London, England*

Negligence and Damages Committee

Hot topics in professional liability of lawyers

Presented by the Negligence and Damages Committee

Session Chair

Jack Husbands *Walkers, Road Town, Virgin Islands (British); Newsletter Editor, Negligence and Damages Committee*

Professional liability and duties towards our clients is a matter that has historically been of utmost importance in several jurisdictions; nowadays the same is the case in most countries around the globe. A panel of colleagues will update us on recent trends, focusing on the guidance given by bar associations and cases that have become of public interest for our profession.

Speakers

Yusuf Ali SAN *Yusuf O Ali & Co, Ilorin, Nigeria; Vice-Chair, Negligence and Damages Committee*

Paul Emerson *Lamb Chambers, London, England*

Lawrence Schaner *Jenner & Block LLP, Chicago, Illinois, USA*

Dror Zamir JP *Levitan Sharon & Co, Tel Aviv, Israel*

Recent trends in liabilities of officers and directors of public and private corporations

Presented by the Negligence and Damages Committee and the Corporate and M&A Law Committee

Session Co-Chairs

Samuel Nolen *Richards Layton & Finger PA, Wilmington, Delaware, USA; Co-Chair, Corporate and M&A Law Committee*

Juan Eduardo Palma Cruzat *Palma Abogados, Santiago, Chile*

A panel of experts in several jurisdictions around the globe will discuss and update attendees on this matter, which is of wide interest, particularly with regard to the way in which these issues have been dealt with in common law countries and how statutory law and court and administrative decisions have evolved in civil law jurisdictions. Recent cases of public interest will be analysed and discussed with the audience.

Speakers

Yusuf Ali SAN *Yusuf O Ali & Co, Ilorin, Nigeria; Vice-Chair, Negligence and Damages Committee*

Ting Cheng *Cravath, Swaine & Moore LLP, New York, USA*

Rachel Levitan LL.M *Levitan Sharon & Co, Tel Aviv, Israel; IBA Council Member, Israel Bar Association*

Pedro Maciel *Veirano Advogados, São Paulo, Brazil*

Professionalism and compliance

*Presented by the North American Regional Forum, the Anti-Corruption Committee, the Corporate Social Responsibility Committee and the Regulation of Lawyers' Compliance Committee
Session Co-Chairs*

Wade Coriell *King & Spalding, Houston, Texas, USA; Publications Officer, North American Regional Forum*

Luis Fernando González Nieves *SOLCARGO, Mexico Df, Mexico; Co-Chair, North American Regional Forum*

In our globalised world, professionalism and compliance issues have become multi-jurisdictional and increasingly complex. Large corporations, small business, and law firms of all shapes and sizes deal on a daily basis with the need to develop institutional compliance strategies, best practices, ethical review procedures and sanctions, and contingency plans - sometimes with overlapping and even contradictory ethical guidelines, regulatory regimes, and cultural practices in mind. And these institutions often turn to outside counsel for advice in developing these contingency programs, handling internal investigations, and responding to government probes when problems arise.

This interactive small-group session will explore topics such as how to design an international compliance program, the procedures for organising and conducting an internal investigation, the best practices for responding to government investigations, how professional liability insurance works, and the difficulties of dealing with professionalism and compliance issues in a multi-jurisdictional context.

During the first part of the program, a panel of compliance officers, government officials, and outside counsel will share their unique experiences in this area and answer audience questions. After the break, we will split up into three small discussion groups based on area of practice (compliance, investigations, and legal ethics), in order to discuss key issues more deeply and share experiences. At the end of the session, rapportuers appointed by each of the small groups will share the results of their discussions with the full audience.

Speakers

Yuichiro Nukada *Anderson Mori & Tomotsune, Minato-ku, Japan; Young Lawyers Liaison Officer, Closely Held and Growing Business Enterprises Committee*

Matthew Sant *Broadcom Corporation, Irvine, California, USA*

Matthew Sant *Broadcom Corporation, Irvine, California, USA*

Jeffrey Spalding *Halliburton, Houston, Texas, USA*

Financing oil and gas projects through non-traditional means

Presented by the Oil and Gas Law Committee

Session Co-Chairs

Brian Bradshaw *Morgan Lewis & Bockius, Houston, Texas, USA; Chair, Oil and Gas Law Committee*

Luis Alberto Erize *Abeledo Gottheil Abogados, Buenos Aires, Argentina; Council Member, Energy, Environment, Natural Resources and Infrastructure Law Section*

The financing of both upstream facilities and midstream facilities continues to evolve. This panel will address some of the recent cases of innovative financing techniques in the oil and gas industry.

Speakers

Alec Borisoff *Milbank, Tokyo, Japan*

Giovani Loss *Mattos Filho Advogados, Rio de Janeiro, Brazil; Membership Officer, Oil and Gas Law Committee*

Stewart M Robertson *Sullivan & Cromwell LLP, London, England*

Reasons for success and failure in offshore exploration and production

Presented by the Oil and Gas Law Committee

Session Chair

Francisco Urrutia *Posse Herrera Ruiz, Bogotá, Colombia; Website Officer, Oil and Gas Law Committee*

While the success or failure of any offshore activity depends ultimately on geological factors, there are many lessons to be learned with respect to structuring of investments and related agreements, including joint operating agreements.

Speakers

Syed Marzidy bin Syed Marzuki *PETRONAS Chemicals Group Berhad, Kuala Lumpur, Malaysia*

Alexandre Calmon *Veirano Advogados, Rio de Janeiro, Brazil*

Sophie Lamb *Debevoise & Plimpton LLP, London, England*

Anthony Patten *Shearman & Sterling, Singapore, Singapore*

Brad Roach *Gibson Dunn, Singapore, Singapore*

Mark Snell *ExxonMobil Iraq Services Ltd, Abu Dhabi, United Arab Emirates*

When state interests collide: exploration and production in offshore areas in dispute

Presented by the Oil and Gas Law Committee

As more and more exploration and production activities occur offshore, disputes between states as to international borders have also arisen. This panel will discuss some of the recent disputes and provide certain practical suggestions of how to address such disputes from the perspective of the investing company.

Eliminating poverty: what can lawyers do?

Presented by the Poverty, Empowerment and the Rule of Law Working Group, the Human Rights Law Working Group, the Law Firm Management Committee and the Young Lawyers' Committee
Session Chair

Peter Maynard *Peter D Maynard Counsel & Attorneys, Nassau, Bahamas; Chair, Poverty, Empowerment and the Rule of Law Working Group*

Norman Clark *Walker Clark LLC, Fort Myers, Florida, USA; Advisory Board Member, Law Firm Management Committee*

Carmen Pombo *Fundacion Fernando Pombo, Madrid, Spain; Vice-Chair, Poverty, Empowerment and the Rule of Law Working Group*

The world has the resources to eliminate poverty in our lifetime. This session investigates responsibilities and obligations for lawyers, law firms, and bar associations in building prosperous societies, founded on the rule of law, where no person lacks basic health care, is under-nourished, homeless or uneducated, or is denied equal economic and social opportunity. We will examine what lawyers are doing, can do, and should do to alleviate the symptoms of poverty, to support institutions committed to building prosperous societies and to advocate changes in political, economic and legal systems that empower rather than obstruct people's aspirations and efforts for a better life.

Speakers

Professor Bryan Horrigan *Monash University, Clayton, Victoria, Australia*

Yoko Komiyama *Former Minister of Health, Labor and Welfare of Japan, Tokyo, Japan*

Hon Artemio Panganiban *Former Chief Justice of Philippines, Makati City, Philippines*

Ruth Sebatindira LL.M *Ligomarc Advocates, Kampala, Uganda; President / Chairperson, Uganda Law Society*

Zak Yacoob *Former Justice of the Constitutional Court of South Africa, Durban, South Africa*

Power Law Committee

Evolution of the new power market

Presented by the Power Law Committee

The session will discuss how technology, regulation and the economy are reshaping the industry.

Partnering for power development; from going solo to multi-party sponsorship

Presented by the Power Law Committee

This session will consider and discuss why sponsors and stakeholders are partnering to offset risk , and the structures for doing so.

Pro Bono Committee

Pro bono and young lawyers

Presented by the Pro Bono Committee, the Academic and Professional Development Committee and the Young Lawyers' Committee

Session Co-Chairs

Makoto Hirasawa *Okuno & Partners, Tokyo, Japan; Vice-Chair, Young Lawyers' Committee*

Pamela Kovacs JD *International Development Law Organization, Rome, Italy; Communications Officer, Pro Bono Committee*

What are the challenges faced by young lawyers in conducting pro bono work and how should firms and bar associations help?

Speakers

Aster Crawshaw *Addleshaw Goddard LLP, London, England; Vice-Chair - Student and Young Lawyer Liaison, Academic and Professional Development Committee*

Kimathi Kuenyehia Sr. *Kimathi & Partners Corporate Attorneys, Accra, Ghana; Young Lawyers Liaison Officer, African Regional Forum*

Manoj Kumar BA.LLB (Hons), NLSIU *Hammurabi & Solomon, New Delhi, India*

Francisco Roggero *Bulló - Tassi - Estebenet - Lipera - Torassa Abogados, Buenos Aires, Argentina*

Product Law and Advertising Committee

Sell or repel - pushing the boundaries of legitimate advertising

Presented by the Product Law and Advertising Committee

Session Co-Chairs

Aoife Gaughan *DWF Fishburns Solicitors, Dublin 1, Ireland; Website Officer, Product Law and Advertising Committee*

Gavin Morley SC SC *Society of Advocates of Kwa Zulu-Natal, Durban, South Africa; Vice-Chair, Product Law and Advertising Committee*

What are the boundaries to legitimate advertising? Advertisers on the one hand and lawyers on the other diverge in their views, often markedly, with advertisers crying out for the lawyers 'not to be so negative and conservative' and the lawyers seeing injunctions, penalties and damages emanating from every direction unless that 'outrageous' advertising is toned down. In an interactive session, making use of multimedia, speakers from a number of jurisdictions examine issues of importance to advertising and the law, such as what really constitutes misleading advertising as opposed to simply being plain creatively funky. Aspects of advertising such as the effect on societal behaviour, comparative advertising, virals, celebrity endorsement, tweets, infomercials, product placement, pop ups and even apps are all open to discussion.

Speakers

Yumiko Aoi *City-Yuwa Partners, Tokyo, Japan*

David Jacoby *Culhane Meadows PLLC, New York, USA; Vice-Chair, Leisure Industries Section*

Colin Loveday *Clayton Utz, Sydney, New South Wales, Australia*

Sajai Singh *J Sagar Associates, Bangalore, India; Chair, Corporate Information Governance Subcommittee*

Boris Uphoff *McDermott Will & Emery Rechtsanwälte Steuerberater, München, Germany*

Dealing with conflicts in a global practice - challenges for the 21st century involving legal ethics and general morality

Presented by the Professional Ethics Committee, the Bar Issues Commission and the Bar Issues Commission

The need for identifying ethical principles and how these are taught and complied with to a fast changing legal profession, has often resulted in the law lagging behind the demands of global practice in the 21st Century. This session will focus on the following points:

- Strategies for lawyers to comply with the law, ethical principles and the relevant ethical considerations when facing international practice
- Examples and solutions involving ethics for the business and legal world with reference to the IBA 'International Principles on Conduct for the Legal Profession'
- How to act in ethical conflicts and the ethical obligations upon lawyers in international practice
- Addressing differences in common law and civil law jurisdictions for resolving ethical problems
- Building ethical competencies in lawyers from young to old lawyers and the ethical principles needed for global practice
- Application of principles to traditional law firms, multi jurisdiction law firms and in-house lawyers
- What to do when facing a problem and the means of finding an answer
- Application of international ethical principles and the required standards for dealing with a multi jurisdiction practice
- Teaching and setting ethical standards in emerging economies with particular mention of the problems for Asia Pacific , African, Latin American and eastern European lawyers.
- Strategies for building ethical principles and integrating the education and compliance of ethical principles for current practitioners and future students in Law Schools.

This session will address ways of overcoming these and other problems associated with ethics in a global practice.

Eat, Pray, Represent Me: Are you my client and do I owe you a duty?

Presented by the Professional Ethics Committee, the Closely Held and Growing Business Enterprises Committee, the Insurance Committee and the Law Firm Management Committee
Session Co-Chairs

Martin Kovnats *Aird & Berlis LLP, Toronto, Ontario, Canada*

Steven Richman JD *Duane Morris LLP, Cherry Hill, New Jersey, USA; Co-Chair, International Sales Committee/Professional Ethics Committee*

The business world has exploded with new forms of enterprise, with most jurisdictions representing comparable types of business entities. Such entities do not exist in a vacuum, and the lawyer is regularly faced with the issue of representing the individual, his or her partners, and the company they form. Complications arise when companies are bought, sold, merged and financed and new entities arise - and often the same people remain involved. Sometimes those people find themselves adverse to each other and even the company, and sometimes the company's insurer finds itself with competing interests. As the legal profession has become more competitive and lawyers seek to find and maintain clients, understanding and managing the conflicts of interest that arise in these situations is critical. Many members of the profession fail to consider conflicts of interest when the real issues to identify and manage are various duties such as duty of confidentiality; duty of loyalty and duty of not bringing the administration of justice into disrepute, among other duties. The growth of technology has made mistaken judgments less easy to rectify. The panel will examine basic principles and recent international trends in the legal profession and its management of conflicts and duties, and the effect of insurers in this arena.

Speakers

Pablo Artagaveytia *Marval, O'Farrell & Mairal, Buenos Aires, Argentina*

Harvey Jay Cohen *Dinsmore & Shohl LLP, Cincinnati, Ohio, USA; Vice-Chair, Closely Held and Growing Business Enterprises Committee*

Monika Essers *Busch Essers Rechtsanwälte, Cologne, Germany; Vice-Chair, Agency and Distribution Subcommittee*

Alberto Navarro *Navarro Castex Abogados, Buenos Aires, Argentina; IBA Council Member, Member Organisations*

Seiichi Okazaki *MORI HAMADA & MATSUMOTO, Tokyo, Japan*

Cristina Salvador *Miguel Neto Advogados, São Paulo, Brazil*

Franck Sekri *Sekri Valentin Zerrouk, Paris, France*

Myron Steele *Potter, Anderson & Corroon, LLP, Dover, Delaware, USA*

Claudio Undurraga *Prieto y Cia, Santiago, Chile; Advisory Board Representative South America, Power Law Committee*

Carlos Valls *Fornesa Abogados, Barcelona, Spain; Vice-Chair, International Sales Committee*

Ethics education

Presented by the Professional Ethics Committee and the Academic and Professional Development Committee

This session will focus on teaching ethics and standards.

Death at the hands of the state

Presented by the Public Law Committee and the Criminal Law Committee

Session Co-Chairs

Dan Conaway *Conaway & Strickler PC, New York, USA*

Davina Garrod *Bingham McCutchen, London, England; Chair, Public Law Committee*

As a result of real-time news coverage, the internet and social media networks, a large number of rule of law and human rights issues are constantly in the public domain. News headlines are dominated by regional armed conflicts, drone attacks, atrocities, suicide bombings and other examples of human suffering.

However, the focus of these issues seems to be on international criminal law and other branches of international law. In spite of a renewed global emphasis on human rights, democracy and civil rights, deaths at the hands of the state still occur at the domestic level - deaths during arrests and in detention, killings during demonstrations and strikes (peaceful or otherwise), over-zealous law enforcement, etc. Since deaths at the hands of the state fall within the wider ambit of public law (constitutional law, administrative law, criminal law and constitutional law), speakers at this session will explore a number of national and regional perspectives of this seemingly growing problem. Constitutional and other legal safeguards, criminal sanctions, inquests, remedies, civilian control of security forces and other topics will be discussed with a view to finding new answers to deal with this ongoing phenomenon.

Speakers

Professor Christo Botha *Dept of Public Law, Pretoria, South Africa; Senior Vice-Chair, Public Law Committee*

Roberto Durrieu *Estudio Durrieu, Buenos Aires, Argentina; Treasurer, Criminal Law Committee*

Daniel Machover *Hickman & Rose, London, England*

Professor Arthur Rizer *West Virginia University School of Law, Morgantown, West Virginia, USA*

Sophie Scemla *Heenan Blaikie AARPI, Paris, France*

Mauro Wolfe *Duane Morris LLP, New York, USA; Website Officer, Criminal Law Committee*

Real Estate Committee

International real estate fund raising: Who is raising what? Who would fund my project?

Presented by the Real Estate Committee

Session Co-Chairs

Boris Babic *Babic & Partners, Zagreb, Croatia; Vice-Chair, Real Estate Committee*

Jakob Schou Midtgaard *Plesner, Copenhagen, Denmark; Conference Coordinator, Real Estate Committee*

Izabela Zielinska-Barlozek *Wardynski & Partners, Warsaw, Poland; European Forum Liaison Officer, Real Estate Committee*

Based on market input from banks and investment bankers the panel will in an interactive environment discuss and share ways to attract funding in the current market through IPO of real estate vehicles, funding through joint venture structures, traditional bank financing, etc. The session will be divided in two parts. In part 1, the panel will outline the recent developments with input from the market and various regions and in part 2 we will break the session up in round table discussions of the key topics.

Speakers

Ko Hanamizu *Anderson Mori & Tomotsune, Tokyo, Japan*

Sebastian Lawson *Freshfields Bruckhaus Deringer, London, England*

Luis Moreno *Haynes & Boone, Mexico City, Mexico; LPD Council Member*

Robin Panovka *Wachtell, Lipton, Rosen & Katz, New York, USA*

Alan Rodgers *Hadef & Partners, Dubai, United Arab Emirates; Chair, Islamic Finance Subcommittee*

Luxury goods, fashion and real estate: what a real estate lawyer should know about this winning combination?

Presented by the Real Estate Committee

Experts from several jurisdictions will discuss how these kinds of transactions relate to the legal practice of real estate.

Real estate property tour

Presented by the Real Estate Committee

Building on its continued success at recent IBA Annual Conferences, the Real Estate Committee has organised its seventh special tour of the host city. An expert in the Tokyo real estate market will provide an insider's look at a number of properties and developments and will provide unique information on the real estate industry in Tokyo.

Regulation of Lawyers' Compliance Committee

Creating an appropriate compliance process

Presented by the Regulation of Lawyers' Compliance Committee and the Law Firm Management Committee

Session Chair

Stephen Revell *Freshfields Bruckhaus Deringer LLP, Singapore, Singapore; Chair, Regulation of Lawyers' Compliance Committee*

Big and small firms alike need to have processes and procedures in place to ensure they are complying with the myriad regulations that lawyers must react to. Increasingly, having those policies and procedures in place is a requirement in and of itself. We will be exploring the real world of compliance procedures and best practices through a case study approach and involving managing partners and/or compliance officers of large and small firms to provide practical ideas. With the work behind and outcome of this session, we are looking to add a compliance specific aspect to the existing Law Firm Management Committee's Managing Partners Toolkit.

Speakers

Peter Binning *Corker Binning, London, England; Secretary-Treasurer, Regulation of Lawyers' Compliance Committee*

Aldo Bulgarelli *Council of Bars and Law Societies of Europe, Verona, Italy*

Andrew Caplen *The Law Society of England and Wales, London, England; President / Chairperson, The Law Society of England and Wales*

Claudio Cocuzza *Cocuzza & Associati Studio Legale, Milan, Italy; Chair, Real Estate Committee*

Alasdair Douglas *City of London Law Society, London, England; President / Chairperson, Member Organisations*

Richard Harrison *Clyde & Co LLP, London, England*

Moira Huggard-Caine *TozziniFreire Advogados, São Paulo, Brazil; SPPI Council Advisory Board Member, SPPI Council*

Babajide Ogundipe FCI Arb *Sofunde Osakwe Ogundipe & Belgore, Lagos, Nigeria; Regional Representative Africa, Anti-Corruption Committee*

Kevin Shepherd *Venable LLP, Washington, DC, USA*

Rule of Law Action Group

Freedom of expression

Presented by the Rule of Law Action Group

Session Co-Chairs

Professor Robert Stein *University of Minnesota Law School, Minneapolis, Minnesota, USA; Co-Chair, Rule of Law Action Group*

This session will examine the doctrine of freedom of expression which is a fundamental norm of democracy and the rule of law. For democracy to function and flourish it is crucial that all people should be free to express their ideas freely. The doctrine also embraces freedom of the media to report on any issues and importantly those that are unpopular or critical of those in government. At the same time, freedom of expression is not absolute and is limited, for instance, to avoid libel, hate speech that is calculated to incite violence and copyright infringement. A panel of distinguished experts will examine the ways in which different democracies provide for freedom of expression.

Speakers

HE Masako Mori *Japanese Extraordinary Minister of State and Minister of Consumer Affairs and Gender Equality, Tokyo, Japan*

Dr Soon Juan Chee *Opposition Leader, Singapore, ., China*

Beatrice Mtetwa *Mtetwa & Nyambirai Legal Practitioners, Harare, Zimbabwe*

Hon Itsuro Terada *Chief Justice, Tokyo, Japan*

Independence of the judiciary

Presented by the Rule of Law Action Group

Session Co-Chairs

Sir Jeffrey Jowell QC *Director, Bingham Centre for the Rule of Law, London, England*

Independence of the Judiciary is recognised as being a fundamental pre-requisite for the rule of law. This follows from the recognition that equal treatment of all under the law is not possible without independent and unbiased judges to interpret and apply the law. However, in some countries, the judiciary is perceived as interfering with the will of the majority. It is resented by some leaders and legislators that unelected women and men are empowered to thwart the will of the majority. The judiciary is wholly reliant upon the executive authorities for compliance with its decisions and orders. The respect of the legislature and executive for the independence of the judiciary is thus cardinal. This session will examine these issues so essential and important for the rule of law.

Speakers

Hon Hisashi Owada *Judge and Former President, International Court of Justice, The Hague, Netherlands*

Essam Al Tamimi *Al Tamimi & Company, Dubai, United Arab Emirates*

Upal Jayasuriya *The Bar Association of Sri Lanka, Colombo 12, Sri Lanka; President / Chairperson, Member Organisations*

Hon Angelika Nussberger *Judge, European Court for Human Rights, Cologne, Germany*

Professor Robert Stein *University of Minnesota Law School, Minneapolis, Minnesota, USA; Co-Chair, Rule of Law Action Group*

Liability of intermediaries and rating agencies

Presented by the Securities Law Committee

In an increasingly risk-averse and litigious world, aggrieved investors are constantly looking for redress in the context of investments they have made that have gone bad. To what extent and when are or should financial intermediaries and rating agencies be liable for the losses suffered by investors?

Strategy, tactics and ethics in negotiation of transactions

Presented by the Securities Law Committee

Session Chair

Dieter Gericke *Homburger AG, Zurich, Switzerland; Secretary, Securities Law Committee*

Agreeing to do the deal is one thing. Negotiating the deal is another. This session will take an in-depth look at what makes a successful strategy in ensuring the deal is actually executed and how to negotiate effectively and ethically .

Speakers

Audry Li *Zhong Lun Law Firm, Shanghai, China*

David Rockwell *Sullivan & Cromwell LLP, London, England*

Asa Shinkawa *Nishimura & Asahi, Tokyo, Japan*

Cyril Shroff *Amarchand Mangaldas, Mumbai, India*

Marville Sullivan *Novartis International AG, Basel, Switzerland*

Miguel Tornovsky *Pinheiro Neto Advogados, São Paulo, Brazil; Vice-Chair, Underwriting and Distribution Subcommittee*

Trends in corporate governance - activist shareholders

Presented by the Securities Law Committee, the Capital Markets Forum and the Corporate Governance Subcommittee

Session Co-Chairs

Niels Walther-Rasmussen *Mazanti-Andersen, Korsø Jensen, Copenhagen K, Denmark; Co-Chair, Securities Law Committee*

Petra Zijp *NautaDutilh, Amsterdam, Netherlands*

The governance of public companies has undergone revolution in the past decade, as a result of initiatives on the part of lawmakers, securities regulators, stock exchanges and private actors have imposed an increasing array of substantive requirements and restrictions on the operation of boards, the selection and election of directors, the remuneration of directors, corporate reporting and many other matters. Of particular note has been the increasing importance of private actors such as hedge fund and 'activist investors', seeking to challenge or change the governance of the public companies they target.

This panel will address the different and conflicting sources of change in modern corporate governance , with a particular focus on the role of the 'interloper', and will among other things seek to answer the question of what distinguishes the 'activist' investor from the 'active' shareholder, and whether that distinction is still meaningful in light of current practice in communications (threatening and otherwise) between investors and management.

Speakers

Professor Jesper Lau Hansen *University of Copenhagen, Copenhagen, Denmark*

Ryutaro Nakayama *Nishimura & Asahi, Minato-ku, Japan*

Rafael Padilha Calábria *Barbosa Müssnich & Aragão, Rio de Janeiro, Brazil*

Steven Williams *Paul Weiss Rifkind Wharton & Garrison LLP, New York, USA*

Lost in translation: discovered in cross-cultural understanding

Presented by the Senior Lawyers' Committee and the Law Firm Management Committee

Session Chair

Peter Alfandary *PRA CrossCultural & Development, London, England; Vice-Chair, Senior Lawyers' Committee*

This session will examine how both legal and national cultures impact on our role as lawyers. A panel made up of both private practitioners and in-house counsel will discuss the impact of culture on clients and on colleagues in other jurisdictions: how can legal concepts and terms properly be translated; to what extent are the common and civil law systems reconcilable; how are contracts (and legal fees) negotiated across the globe and what impact does culture have on negotiations; what lessons can be learned from cross-border successes and failures; the cultural angle in litigation and dispute resolution; how does culture affect relationship building and business development and what are its effects on the internal management of multi-office firms or legal departments? What practical steps must lawyers take to become more culturally aware and provide a better service?

Speakers

Horacio Bernardes Neto *Motta, Fernandes Rocha - Advogados, São Paulo, Brazil; Chair, Bar Issues Commission*

Elizabeth Foster *Dentons US LLP, Los Angeles, California, USA; Membership Officer, North American Regional Forum*

Francesco Gianni *Gianni Origoni Grippo Cappelli & Partners, Rome, Italy*

John Heaps *Eversheds LLP, London, England; SPPI Council Member*

Udochi Iheanacho LL.M *Udochi Iheanacho Partnership, Lagos, Nigeria; Membership Officer, Closely Held and Growing Business Enterprises Committee*

Hongli Ma *Jun He Law Offices, Beijing, China*

Abhijit Mukhopadhyay *Hinduja Group, London, England*

Dr Irina Paliashvili *Ukrainian Legal Group LLC, Kiev, Ukraine*

Mikio Tanaka *City-Yuwa Partners, Tokyo, Japan*

You can't go home again...or can you? Strategies for managing cross-border postings

Presented by the Senior Lawyers' Committee, the Law Firm Management Committee and the Young Lawyers' Committee

Session Chair

Robert Bata *WarwickPlace Legal LLC, New York, USA; Development Officer, Senior Lawyers' Committee*

The globalisation of law practices increasingly involves either the temporary or long-term relocation of lawyers across borders. For larger firms this means moving lawyers among the various far-flung offices in their network. Other firms, regardless of size, conduct exchange programmes with correspondent firms, or send their lawyers on secondments with foreign firms or clients. Selecting the right people for these assignments can mean the difference between success and failure of the international objective. What are appropriate qualifications for expatriate lawyers, what should their role be, and what factors are relevant to deciding who should be selected? Just as important, what should lawyers take into consideration before accepting an expatriate assignment? What lessons can be learned from those who have served in such roles? A panel of distinguished lawyers and consultants with extensive experience in the management and conduct of international practices will address the challenges and rewards of foreign assignments.

- From a management perspective: does the foreign office require expatriate lawyers? Alternatively, is the exchange programme or secondment important to the relationship with the correspondent firm or foreign client? What skill sets and personal qualities should these individuals have? What precisely will be the expatriate's role in the foreign location? What are the benefits and the risks of having expatriate lawyers present in an overseas post? What systems do you have in place to ensure that the expatriate lawyer is supported in his or her new environment?

- From a young lawyer's perspective: should you volunteer for expatriate postings? What will it do for your career to undertake an expatriate assignment? What are the goals you will be expected to fulfil, and what will be the measure of success? Should there be a strict time limit on the assignment? What will be the process of re-integration once the assignment is over?

- From a senior lawyer's perspective: how did the expatriate assignment change your practice, your career, your role within the firm? Was it a positive experience or a thankless struggle? Were you accepted in your role by the local lawyers? Were you able to resume your practice once you returned home? Was your experience put to good use by your firm?

- What long-term strategies should law firms have in place to ensure that expatriate assignments are effective? How can the firm as a whole, and not just a local office, benefit from the implementation of such strategies? What can law firms learn from the experience of multinational corporations in terms of best practices for foreign assignments?

Speakers

Garth Bray *Sullivan & Cromwell, Tokyo, Japan*

Laura Devine *Laura Devine Solicitors, London, England*

Edward Epstein *Troutman Sanders, Shanghai, China*

Mark Gilligan *Patton Boggs LLP, Abu Dhabi, United Arab Emirates; National Representatives Officer, Young Lawyers' Committee*

Mark Uhryuk *Mayer Brown, Hong Kong, Hong Kong SAR*

Telemedicine by satellite: improving health care and creating legal and ethical issues

Presented by the Space Law Committee and the Healthcare and Life Sciences Law Committee

The session introduces the legal issues that could arise from the use of satellite communication system for medical services. Arthur C Clarke predicted that, thanks to the communications satellite, 'one day we may have brain surgeons in Edinburgh operating on patients in New Zealand'. The use of satellites is beginning to enhance the availability of medical service significantly to those who are currently in need of it, particularly across the developing world. Telemedicine by satellite can improve the quality of medical services, allowing even operations to be conducted remotely, allow the most efficient use of limited resources; and bridge the divide caused by unequal access to good medical services. It is a dream for residents in isolated areas to benefit from the medical service of a first class doctor located in a remote city - but only if no technical error occurs in the process.

Who takes responsibility if a technical error in the satellite communication interferes with the service and results in malpractice? What kind of liability arises from a mistake due to the unexpected disorder of satellite signals? How can the parties prepare for such unfortunate situation: by contracts, insurance or through another mechanism? What regulations must the doctor in New York comply with when remotely performing an operation in Kenya? Is a satellite a medical device? The session will introduce these issues in the form of a mock trial, based on cutting-edge studies of the subject, including the concept of 'beaming' for telemedicine services.

Taxation Section

Secondment of employees in Asia

Presented by the Taxation Section

What are the corporate and personal tax issues relating to supervising and employing people within Asian countries for limited periods of time? Do the domestic legal requirements in Asia recognising secondment agreements override treaty provisions? What is the most tax efficient way to employ foreign personnel in Asia?

Special focus will be given to criteria set forth by the various tax authorities and case law precedents in the region.

Ethical and reputational risks of international tax planning

Presented by the Taxes Committee

Session Co-Chairs

David Hardy *Osler, Hoskin & Harcourt LLP, New York, USA*

Michael McGowan *Sullivan & Cromwell LLP, London, England*

What are the ethical considerations pertinent to lawyers' roles in facilitating worldwide tax reduction? In advising clients as to the impact of tax planning from the standpoint of reputation/risk implication? Human rights implications? In explaining tax strategies to the world? In defending tax strategies against governmental challenge or providing 'after-the-fact' advice regarding disclosures? In providing pro bono advice to governments on tax policy and administration?

Speakers

Walter H Boss LL.M *Poledna Boss Kurer, Zurich, Switzerland*

Stuart Chessman *Vivendi, New York, USA*

Sternford Moyo *Scanlen & Holderness, Harare, Zimbabwe; Co-Chair, HRI - Human Rights Institute*

Kiyoshi Nakayama *International Monetary Fund, Washington, DC, DC, USA*

Manuel Sainz Orantes *Chevez Ruiz Zamarripa y Cía SC, Mexico City, Mexico*

Paul Sleurink *De Brauw Blackstone Westbroek, Amsterdam, Netherlands*

Investments in real estate

Presented by the Taxes Committee

Session Co-Chairs

Yongjun Ni LL.M *Zhong Lun Law Firm, Shanghai, China*

Marion Sangen-Emden *Heuking Kühn Lüer Wojtek, Düsseldorf, Germany*

As more and more private, public and sovereign funds are investing in real estate, the panellists will discuss the structures used for the investment and the ways divestitures are structured while identifying pitfalls and hurdles of which one should be aware.

Speakers

Antonio Barba de Alba *Cuatrecasas Goncalves Pereira SLP, Barcelona, Spain*

Kristin Konschnik *Withers, London, England*

Kwong Wing Leon *KhattarWong LLP, Singapore, Singapore*

Eric Roose *Morrison & Foerster LLP, Singapore, Singapore*

Ayzo Van Eysinga *Stibbe, Luxembourg, Luxembourg*

Life after BEPS: is there anything left in international tax planning

Presented by the Taxes Committee

Session Co-Chairs

John Gulliver *Mason Hayes & Curran, Dublin 4, Ireland*

Jörg Lüttge *Flick Gocke Schaumburg, Bonn, Germany*

The panel will discuss the most recent developments on base erosion and profit shifting (BEPS) based on the OECD's latest publications and the actions of the tax administrations most actively involved in the debate. Topics addressed by the speakers will include: is double dip financing possible? How should intangibles be managed in a global economy? How will BEPS impact low tax jurisdictions?

Speakers

Michel Collet *CMS Bureau Francis Lefebvre, Neuilly sur Seine, France; International Organisations Liaison Europe, Taxes Committee*

Koji Fujita *Anderson Mori & Tomotsune, Minato-ku, Japan*

Jan van den Tooren *Hamelink & Van Den Tooren NV, The Hague, Netherlands*

Claire Kennedy *Bennett Jones LLP, Toronto, Ontario, Canada; Senior International Organisations Liaison Officer, Taxes Committee*

Recent transactions: what's up doc?

Presented by the Taxes Committee

Session Co-Chairs

Peter Blessing *KPMG LLP, Stamford, Connecticut, USA*

Peter Flipsen *Simmons & Simmons LLP, Amsterdam, Netherlands*

The panellists will review the tax considerations involved in major transactions that occurred around the world in the last 12-18 months. Based on these examples, they will consider the current trends in the tax structures and techniques used to achieve corporate combinations and other commercial transactions.

Speakers

Aseem Chawla *MPC Legal, solicitors & Advocats, New Delhi, India*

Dean Kraus *Stikeman Elliott LLP, Toronto, Ontario, Canada*

Gary Thomas *White & Case, Tokyo, Japan*

Gordon Warnke *Linklaters LLP, New York, USA*

Roundtables on global trends: hot topics on taxation

Presented by the Taxes Committee

Session Co-Chairs

Nikolaj Bjørnholm *Plesner, Copenhagen, Denmark*

Frédéric Feyten *OPF Partners, Luxembourg, Luxembourg*

Randy Morphy *Borden Ladner Gervais LLP, Vancouver, British Columbia, Canada*

Raquel Novais *Machado, Meyer, Sendacz e Opice Advogados, São Paulo, Brazil*

Stefano Petrecca *Studio Legale Macchi di Cellere Gangemi, Rome, Italy*

Mónica Reyes Rodriguez *Reyes Abogados Asociados, Bogotá, Colombia*

Elissa Romanin *Minter Ellison Lawyers, Melbourne, Victoria, Australia*

Ken Snider *Cassels Brock & Blackwell LLP, Toronto, Ontario, Canada*

Nadia Tarolli Schmidt *Vischer AG, Basel, Switzerland*

Emin Toro *Covington & Burling LLP, Washington, DC, USA*

This dynamic session invites you to participate in roundtable discussions on a selection of hot topics of current interest, selected from the national reports delivered by tax practitioners from around the world. The format is informal and interactive, and we hope to stimulate a lively debate. Background knowledge or experience is not required. Moderators on each table chosen from the group of national reporters will introduce each topic and facilitate discussion between the participants. A report of the different discussions will be published in the taxes committee newsletter. Participants will be asked to move to new tables to discuss another topic at scheduled times, and should expect to cover four or five topics during the session.

Speakers

Guillermo Canalejo *Uría Menéndez Abogados SLP, Madrid, Spain*

Fabio Chiarenza *Gianni, Orioni, Grippo, Cappelli & Partners, Rome, Italy*

Mariana Eguiarte Morett LL.M *Sanchez Devanny, Mexico D.F., Mexico*

Guilherme Figueiredo LL.M *Eurofin Capital SA, Lausanne, Switzerland*

L David Fox *Fasken Martineau, Toronto, Ontario, Canada*

Guillermo Infante *Philippi Yrarrázaval Pulido & Brunner Abogados, Santiago, Chile*

Freddy Karyadi *Ali Budiardjo, Nugroho, Reksodiputro, Jakarta, Indonesia*

Guy Katz *Herzog Fox & Neeman, Tel Aviv, Israel*

Chow Hoe Keong *Equifis Associates, Singapore, Singapore*

Sunyoung (Sunny) Kim *Deloitte Anjin LLC, Seoul, South Korea*

Antti Lehtimaja *Krogerus, Helsinki, Finland*

Ashvan Luckraz *Conyers Dill & Pearman, Ebene, Mauritius*

Alexander Minin *KM Partners, Kiev, Ukraine*

Wendy Moes *Hamelink & Van den Tooren, The Hague, Netherlands*

Dmitry Paramonov *FBK Legal, Moscow, Russian Federation*

Anand Raj *Shearn Delamore & Co., Kuala Lumpur, Malaysia*

Jonas Sigrist *Pestalozzi Attorneys at Law Ltd, Zurich, Switzerland*

Theodoros Skouzos *Iason Skouzos & Partners, Athens, Greece*

Stephan Spamer *ENSafrica, Sandton, South Africa*

Picharn Sukparangsee LL.M *Siam City Law Offices Limited, Bangkok, Thailand*

Shimon Takagi *Takagi Law Office, Tokyo 100-0005, Japan*

Reynah Tang *Corrs Chambers Westgarth, Melbourne, Victoria, Australia*

Todor Todorov *Kambourov & Partners Attorneys at Law, Sofia, Bulgaria*

Francis Vassallo *Francis J Vassallo & Associates Ltd, Qormi, Malta*

Christian Wimpfissinger LL.M *BINDER GRÖSSWANG Rechtsanwälte GmbH, Wien, Austria*

Structuring investments in and out of Asia

Presented by the Taxes Committee

Session Co-Chairs

Carola van den Bruinhorst *Loyens & Loeff, Central, Hong Kong SAR; LPD Council Member*

John Woodruff *McDermott Will & Emery, LLP, Houston, Texas, USA*

The panel will review the principal tax constraints on inbound and outbound investments in the Asian countries . Topics to be discussed will include the structuring of the Asian operations of a multinational corporation , the concept of a secondment PE, transfer pricing, use of finance, trading, IP and holding companies, as well as anti-abuse measures.

Speakers

Soo-Jeong Ahn *Yulchon LLC, Seoul, South Korea*

Bijal Ajinkya *Khaitan & Co, Mumbai, India*

Benny Chwee *VoskampLawyers, ., Singapore*

Tony Dong *King & Wood Mallesons, Beijing, China*

Yushi Hegawa *Nagashima Ohno & Tsunematsu, Tokyo, Japan*

David Weisner *Citibank N.A., Hong Kong, Hong Kong SAR*

Treaty shopping: fiction or reality?

Presented by the Taxes Committee

Session Co-Chairs

Akil Hirani *Majmudar & Partners, Mumbai, India; Vice-Chair, Asia Pacific Regional Forum*

Simon Yates *Travers Smith, London, England*

Is treaty shopping still possible? What are the tools created by different countries to prevent treaty shopping? How can one reconcile treaty and non-treaty responses? Is domestic legislation better than limitation of benefits clauses? What about retroactive or retrospective legislation? Are the answers to the above questions different in non-OECD jurisdictions? These and similar issues related to treaty shopping will be analysed by the panellists.

Speakers

David W Chodikoff *Miller Thomson LLP, Toronto, Ontario, Canada*

Sylvia Dikmans *HOUTHOF BURUMA, Amsterdam, Netherlands*

Rocco Femia *Miller & Chevalier Chartered, Washington, DC, USA*

Riccardo Michelutti *Maisto & Associati, Milan, Italy*

Atsushi Oishi *MORI HAMADA & MATSUMOTO, Tokyo, Japan*

Juan Guillermo Ruiz *Posse Herrera Ruiz, Bogotá, Colombia*

Collaboration among competitors: from open innovation to co-opetition arrangements

Presented by the Technology Law Committee

Session Co-Chairs

Simone Lahorgue Nunes *Levy & Salomão Advogados, Rio de Janeiro, Brazil; Vice-Chair, Technology Law Committee*

Dr Trevor Nagel *White & Case LLP, Washington, DC, USA*

The landscape of IT development has witnessed a dramatic change over the past decade. Technology is moving increasingly towards IP interdependence as the costs of R&D approach prohibitive levels, even for large corporations, and the development of new IT platforms, 'as-a-Service' offerings and other innovations integrate IP and technologies from a diverse range of sources. The result has been an upsurge in collaborative alliances between otherwise competitors who develop new products and services together but concurrently preserve competitive positions in their prime markets. These collaborative ventures range from the open innovation paradigm rethinking the boundaries between the corporate and public worlds, to R&D alliances, and then co-opetition arrangements where parties often share common infrastructure and back-office services but compete on the open market.

This session will explore the diversity and challenges of these collaborations across a broad range of industries including automobiles, luxury brands, life sciences, cloud computing and telecommunications services.

Speakers

Peter Fassbender *Fiat Chrysler, Betim, Brazil*

Christopher Holder *Bird & Bird LLP, London, England; Scholarship and Young Members Officer, Technology Law Committee*

Kimberley Nobles JD *K&L Gates LLP, Irvine, California, USA*

Sarah Pearce *Edwards Wildman Palmer UK LLP, London, England*

Harry Rubin *Ropes & Gray LLP, New York, USA*

Dealing with data and business information: practical commercial ways of protecting digital data, business information and trade secrets

Presented by the Technology Law Committee and the Intellectual Property and Entertainment Law Committee

Session Co-Chairs

Daniela De Pasquale *D & P Legal Support for Ideas, Milan, Italy; Secretary-Treasurer, Technology Law Committee*

Peter Leonard *Gilbert & Tobin, Sydney, New South Wales, Australia*

The more traditional forms of intellectual property protection - trademarks, patents and copyright - form the foundation for many industries. For many new technology, digital and data based businesses, contractual provisions, no-competes and trade secret (breach of confidence) law provide the primary means of protection. Successful utilisation of these, largely contract based, protection mechanisms is an increasingly critical component of business value. Yet these areas of protection remain a patchwork of inconsistent national approaches.

Trade secret, or breach of confidence, law is markedly different country by country. Sui generis protection of databases is limited to scope and territoriality. Digital information and computer generated analysis does not qualify for copyright protection in many countries. Some outsourced service providers and including cloud service providers do not offer strong contractual protection for customer proprietary information. Skills and methodologies of employees and other tacit knowledge is increasingly valuable and portable across borders, but no-competes are often given limited geographical effect and otherwise confined by the courts.

This session will consider how contracts for protection of digital information and other valuable trade secrets can address these new challenges. Our focus will be transactional and transnational. Our aim is to stimulate an international dialogue about practical, common denominator contractual approaches to address these issues and how to anticipate and deal with them in the course of corporate M&A transactions.

Speakers

Lee Wong Chen *Rahmat Lim & Partners, Kuala Lumpur, Malaysia*

Adam Chernichaw *White & Case LLP, New York, USA*

Elizabeth Kelley *Hewlett Packard Co, herndon, Virginia, USA; Chair, Outsourcing and Shared Services Subcommittee*

Joost Linnemann *Kennedy Van der Laan, Amsterdam, Netherlands*

Kenneth Moon *A J Park, Auckland, New Zealand*

Anoop Narayanan *ANA Law Group, Mumbai, India*

The compliance dilemma of successful online businesses from Afghanistan to Zimbabwe - how to cope with a zillion jurisdictions around the globe?

Presented by the Technology Law Committee and the Product Law and Advertising Committee

Session Co-Chairs

Lukas Bühlmann LL.M *Bühlmann Rechtsanwälte, Zurich, Switzerland; Chair, Product Law and Advertising Committee*

Martin Schirmbacher *Härtig Rechtsanwälte, Berlin, Germany; Membership Officer, Technology Law Committee*

Most online-shops start local and are happy to comply with their national laws. With the success comes the expansion into other countries. Much easier than traditional retailers internet-stores can directly target customers abroad and ship their goods worldwide. Even easier online-platforms offer their services from day one to worldwide audiences - language barriers easily bridged by professional translators.

However, generally speaking, directing services to another country leads to the applicability of this country's laws and a foreign jurisdiction. This leads to potential compliance issues in every country the shop is willing to deliver to. Often professional legal advice in all of these possible countries is way too expensive. But can the merchant take the risk? What are factors to be considered by clients to make this decision? How can these risks be reduced? What approach do different businesses take?

These are questions to be dealt with in this session, panellists to be both in-house counsel as well as private practitioners, from various jurisdictions each to add value to the discussion. We will discuss jurisdiction and applicable law and the question of how to avoid being directed to a specific country. In inter-active round table discussions we will go into more depth discussing advertising and sales restrictions, data protection, consumer protection regulation, product safety and product liability and unfair competition issues.

Speakers

Benjamin Du Chaffaut *Google France, Paris, France; Chair, Internet Business Subcommittee*

Oskar Löthberg *Spotify AB, Stockholm, Sweden*

Yoko Noguchi *Google Japan, Tokyo, Japan*

Sajai Singh *J Sagar Associates, Bangalore, India; Chair, Corporate Information Governance Subcommittee*

Toshiya Suzuki *Sony Computer Entertainment, Tokyo, Japan*

Lee Van Blerkom JD *Amazon, Seattle, Washington, USA; Chair, Intrusive Technologies Subcommittee*

The verdict on 20 years of international criminal justice - national accountability for the past and International accountability for the present

Presented by the War Crimes Committee and the Criminal Law Committee

Session Co-Chairs

Steven Kay QC QC *9 Bedford Row, London, England; Co-Chair, War Crimes Committee*

International criminal justice has developed into a cohesive legal and political force in the last 20 years. Has it caused those states that are enthusiastic supporters of international law to review their own historical acts and sufficiently account for their past acts and conduct? Is there sufficient equality in the selection of current international situations for trial such that there is truly accountability for international crimes in the modern era?

Speakers

Professor Shuichi Furuya *Waseda University, Tokyo, Japan*

Yasushi Higashizawa *Kasumigaseki Sogo Law Offices, Tokyo, Japan; HRI Council Member*

HHJ Agnieszka Klonowiecka-Milart *International Judge, Warsaw, Poland*

Mina Watanabe *Women's Active Museum on War & Peace, Tokyo, Japan*

The verdict on the ICC and UN ad hoc tribunals as competing justice systems

Presented by the War Crimes Committee and the Criminal Law Committee

Session Chair

Steven Kay QC QC *9 Bedford Row, London, England; Co-Chair, War Crimes Committee*

Gregory Kehoe *Greenberg Traurig, Tampa, Florida, USA; Regional Representative North America, Criminal Law Committee*

The ICC and UN ad hoc tribunals both dispense international justice. However, its structures and procedures vary significantly and there is no standard model. Is one better than the other? Or do both have flaws so that there is no winner? Can we learn lessons from both so that we seek to improve the type of justice system available?

Speakers

Professor Keiko Ko *Mie University, Tsu City, Japan*

Tomohiro Mikanagi *Director of the Division of International Law, Tokyo, Japan*

His Honour Judge Howard Morrison OBE CBE *International Judge of the UK at the ICTY, ICC, London, England*

Judge Motoo Noguchi *Former International Judge of the ECCC and Chair of the Board of Directors of the Trust Fund for Victims at the ICC, Tokyo, Japan*

Buoyant infrastructure: managing water-related risk in major infrastructure projects

Presented by the Water Law Committee

Session Co-Chairs

Brendan Clark *Minter Ellison, Brisbane, Queensland, Australia; Newsletter Editor, Water Law Committee*

Mirella Lechna *Wardynski & Partners, Warsaw, Poland; Treasurer, Water Law Committee*

Potable water supplies are increasingly scarce, but flooding resulting from major weather events and rising sea levels present increasingly significant issues for major infrastructure projects. This session will explore project risks relating to water, how the risk is allocated and how it's managed. It will be of interest to anyone who represents project proponents, financiers and investors and construction contractors.

Speakers

David Cox *Veolia, Hong Kong, Hong Kong SAR*

Sally Frazer *Seqwater, Queensland, Northern Territory, Australia*

Kenneth Lee *Korea Water Resources Corporation, Gyeonggi-do, South Korea*

Yuichiro Nukada *Anderson Mori & Tomotsune, Minato-ku, Japan; Young Lawyers Liaison Officer, Closely Held and Growing Business Enterprises Committee*

The business of water: key issues in investing in and financing of water and wastewater projects

Presented by the Water Law Committee

Water supply and water treatment are becoming more pressing concerns all over the world . Many types of infrastructure are urgently needed to provide potable water and to treat water. This panel will discuss methods that private companies are undertaking on their own efforts to protect water supplies essential to their business models . It will also discuss a variety of ways that companies and governments are working together to get projects financed and constructed.

Women Lawyers' Interest Group

Retaining women in the law

Presented by the Women Lawyers' Interest Group and the Law Firm Management Committee

Session Co-Chairs

Olufunke Adekoya *AELEX Legal Practitioners & Arbitrators, Lagos, Nigeria; Vice-Chair - Africa, Law Firm Management Committee*

Maria Wolleh *Mannheimer Swartling Advokatbyrå ab, Berlin, Germany; Co-Chair, Women Lawyers' Interest Group*

Promoting women to partners and management positions in law firms and corporations remains a challenge all over the world. Recent data shows that many (female and male) lawyers decide earlier and earlier in their career to leave the career path to partnership. In this interactive session, both male and female panellists will discuss if and how this trend can be changed and how the management can contribute to solving this issue. The session will also compare the law firm environment to the judiciary and in-house positions.

Speakers

Hilarie Bass *Greenberg Traurig, Miami, Florida, USA*

Zhibek Karamanova LL.M *VISOR Holding LLP, Almaty, Kazakhstan*

Malcolm Pike *Addleshaw Goddard LLP, London, England; Website Officer, Law Firm Management Committee*

Mfon Ekong Usoro *Paul Usoro & Co, Lagos, Nigeria*

Women and poverty

Presented by the Women Lawyers' Interest Group

The feminisation of poverty - the unequal and disproportionate burden of poverty on women and girls - is a global phenomenon persistently existing in both developing and developed countries.

While factors contributing to this phenomena and challenges faced by women in poverty may be varied from jurisdiction to jurisdiction and the multidisciplinary and intersectional approach is called for to address such complex issues, discrimination against women in law and practice may be identified as one of the key factors across countries and regions.

This session will explore this topic by sharing reports and analysis from different jurisdictions and perspectives with the aim to discuss how the legal profession could be more actively and effectively engaged in global efforts to address this worldwide reality of gender inequalities and injustice.

Young Lawyers' Committee

Social media and the digital age in the workplace

Presented by the Young Lawyers' Committee, the Employment and Industrial Relations Law Committee and the Leisure Industries Section

Session Co-Chairs

David Jacoby *Culhane Meadows PLLC, New York, USA; Vice-Chair, Leisure Industries Section*

Johan Lubbe *Littler Mendelson PC, New York, USA; Senior Vice-Chair, Employment and Industrial Relations Law Committee*

Garrett Miller *Eugene F Collins, Dublin, Ireland; Vice-Chair, Young Lawyers' Committee*

This session will focus on the following issues:

- social media challenges in the global workplace: curtailing employer risk and the lawful use of social media by employees
- are employees spending too much time at work on social media sites? When is the time spent good for business and bad for business?
- acceptable and unacceptable social media activities in the workplace
- examination of the various social media platforms available to young lawyers and assess the advantages it provides to young lawyers over traditional forms of marketing, networking and business development.

Speakers

Silvia Bauzá Hernández *Gomez-Acebo & Pombo, Madrid, Spain*

Ekpemi Ekhobafé *Melbourne Law School, The University of Melbourne, Abuja FCT, Nigeria*

Eric Emerson *Step toe & Johnson LLP, Beijing, USA; Vice-Chair, International Trade and Customs Law Committee*

Marc Gimmy *Taylor Wessing, Düsseldorf, Germany*

Chrissie Lightfoot *EntrepreneurLawyer Limited, Leeds, England*

Andrew Matz *Reed Elsevier Inc., Newton, Massachusetts, USA*

Biörn Riese *Mannheimer Swartling Advokatbyrå AB, Stockholm, Sweden; Advisory Board Member, Law Firm Management Committee*

Yoshikazu Sugino *Nahashima Ohno & Tsunematsu, Tokyo, Japan*

José Daniel Vergna *Mesquita Barros Advogados, São Paulo, Brazil*

What makes a successful corporate and M&A lawyer?

Presented by the Young Lawyers' Committee, the Corporate and M&A Law Committee and the Law Firm Management Committee

Session Co-Chairs

Dr Hermann Knott LL.M *Luther Rechtsanwalts-gesellschaft mbH, Cologne, Germany; Co-Chair, Law Firm Management Committee*

Garrett Miller *Eugene F Collins, Dublin, Ireland; Vice-Chair, Young Lawyers' Committee*

This session will examine the diverse skills which corporate and M&A lawyers need to succeed in this challenging area of practice, how law firms can foster these skills and develop top-notch corporate and M&A lawyers and the best paths for career development for young lawyers who have ambitions in this area.

Speakers

Michelle Bakhos *LexisNexis, Sydney, New South Wales, Australia*

Junichi Kondo *Anderson Mori & Tomotsune, Tokyo, Japan*

Dongryul Derek Lee *Shin&Kim, Seoul, South Korea*

Charles Martin *Macfarlanes LLP, London, England; Vice-Chair - Europe, Law Firm Management Committee*

Maximilian Schiessl *Hengeler Mueller, Düsseldorf, Germany*

Young lawyers introductory session

Presented by the Young Lawyers' Committee

Session Chair

Adam Goodman *Dentons Canada LLP, Toronto, Ontario, Canada; Co-Chair, Young Lawyers' Committee*

This session will assist young lawyers in navigating and making the most of the annual conference, from tips on how to network effectively, assisting them in understanding the structure and the functioning of the IBA as well as becoming involved in its committees.

Speakers

Itzik Amiel LL.M *EyeRon Group, Nieuw Vennep, Netherlands*

Michael Reynolds *Allen & Overy LLP, Brussels 1150, Belgium; IBA President*