



ICC ADVANCED ARBITRATION ACADEMY FOR THE MENA

APRIL 2016-DECEMBER 2017

8 WORKSHOPS
IN 4 COUNTRIES

ORGANIZED BY



Dates & Locations

- Sunday 10 April 2016 | **Dubai, United Arab Emirates**
- Tuesday 12 July 2016 | **Istanbul, Turkey**
- Tuesday 20 September 2016 | **Paris, France**
- Tuesday 13 December 2016 | **Cairo, Egypt**
- Sunday 2 April 2017 | **Dubai, United Arab Emirates**
- Tuesday 4 July 2017 | **Istanbul, Turkey**
- Tuesday 26 September 2017 | **Paris, France**
- Tuesday 12 December 2017 | **Cairo, Egypt**

Learning outcomes

The programme covers the main stages of the arbitration proceedings from an arbitrator's point of view. It aims at improving legal knowledge and developing practical skills such as efficient case management and drafting.

Participants who successfully complete the course will have acquired a strong command of the arbitration procedures and techniques, and shall be fully capable of acting as arbitrators in international arbitration cases.

This course is also a unique opportunity for exchanging and networking with leading professionals in the field.

Who should attend?

This **advanced level** professional training is designed primarily for senior and upper mid-level arbitration practitioners interested in pursuing a career as an arbitrator. Priority will be given to nationals of a country from the MENA region or Turkey. Both institutions and arbitration practitioners would benefit from this programme.

This programme is limited to 40 participants who possess an advanced knowledge of the English language and sufficient experience in international arbitration.

Please note that a Curriculum Vitæ is requested upon registration as candidates will be selected according to their experience.

Description

This course is organized on a two year basis, divided into 8 one-day workshops, held every three months.

Each workshop will consist of:

- Review and study by the participants of relevant topics on the basis of recommended materials;
- Analysis of practical situations based on ICC cases;
- Drafting procedural documents (correspondence with the parties, Terms of References, Procedural Orders, Awards etc.);
- Colloquia where key-note speakers discuss practical situations with the participants.



PROGRAMME

Qualification exercises

- At each session the participants will be provided with a list of required and recommended reading for the forthcoming session. The session colloquia shall be structured on the assumption that the participants have studied the list of required and recommended reading. Participation in the workshop discussions is essential.
- Written exercises shall be organized in relation to the topics covered at the session. Guidelines and materials for the written exercises will be provided. The exercises shall be read by the tutors; feedback shall be provided at the beginning of the following session.

Programme moderators

David Goldberg, Partner, White & Case LLP, United Kingdom & Russian Federation; Member, ICC Institute of World Business Law

Sami Huerbi, Director for Eastern Mediterranean, Middle East & Africa, ICC International Court of Arbitration, Dubai/Tunis; Partner, Huerbi Law Firm, Tunisia

Vladimir Khvalei, Partner, Baker & McKenzie, Russian Federation; Vice-President, ICC International Court of Arbitration; Member, ICC Institute of World Business Law

Galina Zukova, Attorney, White & Case LLP, France; Former Counsel, ICC International Court of Arbitration

Workshop I: Appointment as an Arbitrator

Sunday 10 April 2016 | Dubai, United Arab Emirates

Key speakers:

Essam Al Tamimi, Senior Partner, Al Tamimi & Co, Dubai, United Arab Emirates; Vice Chairman, ICC Commission on International Arbitration

Andrea Carlevaris, Secretary General and Director of Dispute Resolution Services, ICC International Court of Arbitration, Paris

Yves Derains, Founding Partner, Derains & Gharavi, France; Chairman, ICC Institute of World Business Law; Former Secretary General, ICC International Court of Arbitration

Ziva Filipic, Counsel, ICC International Court of Arbitration, Paris

Topics:

- General standards
- Accepting appointment as an arbitrator
- Appointment as an arbitrator by the ICC Court
- Selecting the Chairman
- Objections to confirmation by the ICC Court
- Challenges of an arbitrator
- Replacement / resignation of an arbitrator
- Financial aspects of accepting an appointment
- Communications with the ICC Court and the Secretariat
- ICC Court as appointing authority

Practical tasks:

- Arbitrator's CV
- Statement of Acceptance, Availability, Impartiality and Independence
- Disclosure
- Drafting the Report on confirmation / challenge / resignation

Workshop II: Jurisdiction of Tribunal

Tuesday 12 July 2016 | Istanbul, Turkey

Key speakers:

Ziya Akinci, Professor, Attorney-at-Law, Akinci Law Office, Turkey; Member, ICC International Court of Arbitration

H. Ercüment Erdem, Senior Partner, Erdem & Erdem Law Office, Turkey; Council Member, ICC Institute of World Business Law

Alexander Fessas, Managing Counsel, ICC International Court of Arbitration, Paris

Jason A. Fry, Partner, Clifford Chance Europe LLP, France; Former Secretary General, ICC International Court of Arbitration

Jean-Christophe Honlet, Partner, Dentons, France

Asli Zeynep Yilmaz, Deputy Counsel, ICC International Court of Arbitration, Paris

Topics:

- Arbitration agreement
 - Form of arbitration agreement
 - Arbitrability
 - Material terms of arbitration agreement
 - Non-signatories:
 - Group of companies doctrine
 - States
 - Guarantor
- Pre-arbitration procedures
 - Pre-arbitration settlement procedure
 - FIDIC contracts
- ICC Court's *prima facie* decision on jurisdiction
 - Procedure
 - Criteria
- *Compétence-compétence* principle
 - Parallel proceedings
 - Anti-arbitration injunctions
- Multiparty, multi-contract, multi-polar arbitrations
 - Appointment of arbitrators
 - Consolidation
- Interim / partial award on jurisdiction

Practical tasks:

- Report on case
- Interim / partial award on jurisdiction



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Workshop III: Case-management

Tuesday 20 September 2016 | Paris, France

Key speakers:

Mohamed Chemloul, Lawyer, Chemloul & Associés, Algeria;
Council Member, ICC Institute of World Business Law

Antonias Dimolitsa, Arbitrator, A. Dimolitsa & Associates,
Greece; Vice Chair, ICC Institute of World Business Law

Alya Ladjimi, Deputy Counsel, ICC International Court of
Arbitration, Paris

Michael Polkinghorne, Partner, White & Case LLP, France;
Member, ICC Institute of World Business Law

Noradèle Radjai, Partner, LALIVE, Switzerland; Solicitor-
Advocate of the Supreme Court of England & Wales

Topics:

- Organizing the work of the Arbitral Tribunal
- UNCITRAL Notes on Organizing Arbitral Proceedings
- Effective case management under the ICC Rules
- Arbitrating small claims: ICC Rules and guidelines
- Terms of Reference
- Provisional Timetable
- Procedural Order no. 1

Practical tasks:

- Drafting the Terms of Reference
- Drafting Procedural Order no. 1
- Drafting Procedural Timetable

Workshop IV: Provisional Remedies, Security for Costs

Tuesday 13 December 2016 | Cairo, Egypt

Key speakers:

Mohamed S. Abdel Wahab, Founding Partner & Head of
International Arbitration Group, Zulficar & Partners Law
Firm, Egypt; Chair of Private International Law &
Professor of International Arbitration, Faculty of Law,
Cairo University; Vice-President, ICC International Court
of Arbitration

Ziva Filipic, Counsel, ICC International Court of Arbitration,
Paris

Henry Forbes Smith, Barrister/Arbitrator, 1 Essex Court,
United Kingdom

Timothy J. Lindsay, Partner, Dechert LLP, United Kingdom

Tarek Fouad A. Riad, Managing Partner, Kosheri, Rashed &
Riad Law Firm, Egypt; Professor and Head of the
Business Commercial Law Department, German
University in Cairo; Chairman of the Executive
Committee, Dubai International Arbitration Centre;
Alternate Member, ICC International Court of Arbitration;
Council Member, ICC Institute of World Business Law

Topics:

- Conservatory and interim measures
- Procedure
- Criteria
 - Counter-security
 - Procedural hearing
- Remedies in case of non-compliance
- Decision on interim measures: Procedural Order or Award?

Practical tasks:

- Drafting a Procedural Order on one of the following issues:
 - Dismissal of Counsel;
 - Attachment of assets;
 - Confidentiality;
 - Anti-Arbitration Injunction;
 - Security for Costs



PROGRAMME

Workshop V: Evidence

Sunday 2 April 2017 | Dubai, United Arab Emirates

Key speakers:

José Ricardo Feris, Deputy Secretary General, ICC International Court of Arbitration, Paris

Hassan Radhi, Senior Partner, Hassan Radhi & Associates, Bahrain; Council Member, ICC Institute of World Business Law

Alan Redfern, International Arbitrator, 1 Essex Court, United Kingdom

Eric A. Schwartz, Partner, King & Spalding, France/ United States; Former Vice-President and Secretary General, ICC International Court of Arbitration; Vice-Chair, ICC Institute of World Business Law

Mohamed Shelbaya, Counsel, Shearman & Sterling LLP, France

Topics:

- IBA Rules on the Taking of Evidence
- Documents production
 - Scope of discovery:
 - Criteria for document production
 - Procedure of document production
 - Arbitral Tribunal's role in document production
 - IT in arbitration
- Expert reports
 - Party appointed vs. tribunal appointed expert
 - Identification of issues to be put before the expert
 - Identification of expert / ICC expertise
 - Management of work with expert
 - Should the members of the Arbitral Tribunal act as experts?
- Witness statements
- Site inspection

Practical tasks:

- Drafting the procedural schedule related to document production
- Drafting the order for production of documents (Redfern Schedule)
- Drafting the Procedural Order on appointment of expert

Workshop VI: Hearing

Tuesday 4 July 2017 | Istanbul, Turkey

Key speakers:

Nadia Darwazeh, Lawyer/Arbitrator, Curtis, Mallet-Prevost, Colt & Mosle LLP, Germany

Ismail Esin, Managing Partner, Esin Attorney Partnership, Turkey

Vera van Houtte, Independent Arbitrator, Van Houtte Partners, Belgium; Vice-President, ICC International Court of Arbitration

Emmanuel Jolivet, General Counsel, Deputy Director for ICC Dispute Resolution Services, ICC International Court of Arbitration, Paris

Lawrence W. Newman, Partner, Baker & McKenzie, United States

Asli Zeynep Yilmaz, Deputy Counsel, ICC International Court of Arbitration, Paris

Topics:

- Organizational Issues
 - Booking premises
 - Translation, transcripts and associated costs
 - Pre-hearing telephone conference
- Management of Hearings
 - Setting the dates & timeframes
 - Setting the schedule for the hearing
 - Housekeeping issues
- Conduct of the hearing
 - Adversarial v. inquisitorial style
 - Allocation of time between the parties
 - Examination and cross-examination of witnesses
 - Expert conferencing
 - Admissible/non admissible conduct

Practical tasks:

- Drafting a letter to the parties inviting them to make proposals with regard to organization of the hearing
- Drafting the Procedural Order for the hearing
- Drafting a report on a practical situation



PROGRAMME

Workshop VII: Award

Tuesday 26 September 2017 | Paris, France

Key speakers:

Nayla Comair-Obeid, Senior Partner, Obeid Law Firm, Lebanon; Council Member, ICC Institute of World Business Law

Karim Hafez, Senior Partner, Arbitrator, Hafez, Egypt

Lubna S. Katbeh, Managing Partner, Equity Legal Group, Palestine

Alya Ladjimi, Deputy Counsel, ICC International Court of Arbitration, Paris

Loukas Mistelis, Professor and Director, School of International Arbitration, Queen Mary University of London, United Kingdom

Roland Ziadé, Partner, Linklaters LLP, France; Alternate Member, ICC International Court of Arbitration

Topics:

- Deliberations and allocation of work among arbitrators
- Interim, partial and final awards
- Award by consent
- ICC Award Checklist
- Form of the award
- Applicable law
- Burden of proof
- Evaluation of evidence
- Costs and interest. Allocation of costs
- Dispositive part of the award
- Dissenting / concurring opinion

Practical tasks:

- Drafting a final award

Workshop VIII: Scrutiny, Notification of the Award, Enforcement

Tuesday 12 December 2017 | Cairo, Egypt

Key speakers:

Yves Derains, Founding Partner, Derains & Gharavi, France; Chairman, ICC Institute of World Business Law; Former Secretary General, ICC International Court of Arbitration

Samaa Haridi, Partner, Hogan Lovells US LLP, New York, United States

Luca Radicati di Brozolo, Partner, ARBLIT Radicati di Brozolo Sabatini Benedettelli, Italy; Professor, Catholic University of Milan; Member, ICC International Court of Arbitration

Karim A. Youssef, LL.M., J.S.D., Partner, Head of Middle East Arbitration, Amereller Legal Consultants, Cairo and Dubai, Egypt / United Arab Emirates

Topics:

- Scrutiny by the ICC Court
- Signing and notification of the award
- Correction / interpretation / remission of awards
- Making enforceable awards
- Enforcement proceedings

Practical tasks:

- Addressing the ICC Court's comments on the draft award
- Drafting the addendum / decision on correction and interpretation



LOGISTICAL NOTE

Venues and times

The precise venues will be indicated as the programme goes along. Generally, each workshop will last the whole day, from 9am to 6pm, with a one hour break for lunch and informal drinks at the end of the session.

Registration fees

€6600* (€825** per workshop)

** excl. VAT. ICC Services must set its prices to include the VAT pursuant to Article 53 of the European Directive 2006-112CE.*

*** each workshop shall be invoiced separately and variations in the rates of VAT from one host country to another should be expected.*

On registering for this course, participants commit themselves to attending and paying for all eight workshops. Payment for each workshop must be received by ICC Services at least one month prior to it taking place.

The registration fee covers all training activities (subject to last minute changes and modification by the organizers), including lunches and coffee breaks. Travel and hotel expenses are not included.

Case study materials shall be provided electronically. Participants will be expected to print and organize their materials for each workshop.

Apart from the rare exception, compulsory reading materials shall not be provided. Participants will be responsible for purchasing materials if required.

How to register

Easier and faster, register online (secured payment by credit card) at www.iccevents.org

Or return the registration form indicating method of payment to:

E events@iccwbo.org

T +33 1 49 53 28 67

F +33 1 49 53 30 30

ICC Services, Training and Conferences, 33-43 avenue du Président Wilson, 75116 Paris, France

Please note that a Curriculum Vitæ is requested upon registration as candidates will be selected according to their experience. Admission to the programme is not guaranteed.

Priority will be given to candidates who are nationals of a country from the MENA region or Turkey.

Travel and accommodation

Participants are responsible for making their own travel arrangements and hotel reservations.

We are able to dispatch **visa invitation letters** to support your visa applications only after receipt of your registration form and full payment of your registration fees.

Working language

English.

Credits and hours

ICC Training and Conferences is eligible for CLE credit under **New York's** approved jurisdiction procedures and is a State Bar of **California** approved MCLE provider. Approval for credits for this training has been requested.

Certification

A certificate will be issued upon successful completion of the course by the ICC Institute of World Business Law to provide public recognition of the level of expertise gained. The certificate shall only be given to those participants who attended at least seven sessions and successfully completed 100% of the written exercises.

Cancellation policy

Cancellations are not refundable. In the event of cancellation, the fees for the entire course will remain due. Subject to agreement from ICC Training and Conferences however, prior to the event, the registration may be transferred to another person from the same company or organization at no extra charge. Their Curriculum Vitæ and updated registration information will be required.

Please note that ICC Services reserves the right to cancel this event or to make minor alterations to the content, locations and timing of the programme or to the identity of the speakers. In the unlikely event of cancellation, delegates will be offered a full refund. ICC Services will not, however, be held responsible for any related expense incurred by the participant.

Partnership opportunities

This training offers you an unrivalled opportunity to build worldwide partnerships. Partnering will get you visibility with the major decision makers in global business and/or within the international arbitration network. For further information, please contact Ms Rodriguez at: luz.rodriguez@iccwbo.org



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ICC INSTITUTE
OF WORLD
BUSINESS LAW

ICC INTERNATIONAL
COURT OF
ARBITRATION

REGISTRATION FORM S 1630

Register online*
www.iccevents.org
*Secured payment by credit card

or complete and return to
events@iccwbo.org
Fax: +33 (0)1 49 53 30 30

Participant information
(Please print or type)

Title (Mr/Dr/Mrs/etc.) _____

Family name _____ First/given name _____

Position _____

Company _____

Address _____

City/state _____ CEP/postal code _____

Country _____ E-mail _____

Tel (_____) _____ Fax (_____) _____

Registration fees

€6600* (€825** per workshop)

* *excl. VAT. ICC Services must set its prices to include the VAT pursuant to Article 53 of the European Directive 2006-112CE.*

** *Each workshop shall be invoiced separately and variations in the rates of VAT from one host country to another should be expected.*

Workshop 1 - Dubai, 10 April 2016: €825 (VAT exemption - French Tax Code, Article 259A5°)

Workshops 2-8: an invoice will be sent prior to each workshop

Method of payment

By credit card: American Express Euro/MasterCard Visa

Card number _____ Expiry date _____

Name of cardholder _____

By bank transfer: LCL
Beneficiary: ICC Services Account No. 0000060021B Clé RIB 64 Bank Code 30002 Branch Code 04866
Swift: CRLYFRPP IBAN: FR61 3000 2048 6600 0006 0021 B64

Please indicate the reference "S 1630" and the name of the participant.

Please note that transfer fees charged by the bank must be covered by the participants themselves.

On registering for this course, I hereby confirm that I shall attend all eight workshops. Payment for each workshop must be received by ICC Services at least one month prior to it taking place.

Date _____ Signature _____

Data protection information

The details you provide on this form will be used for registration purposes. They will be stored in ICC's databases for the sole use of ICC (the International Chamber of Commerce and its wholly-owned affiliate ICC Services). Under the French law 'informatique et libertés' of 6 January 1978, you may have access to these details and request deletions and corrections at any time by contacting ICC at registrations@iccwbo.org. The details you provide may be used by ICC to keep you informed of developments in your area of activity through publications, subscriptions, events and other commercial offers. Please indicate if you wish to receive such information:

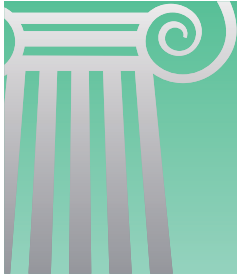
Yes No

Please tick below if you wish to receive commercial offers from associated organizations, including in particular **ICC National Committees:**

Yes No

Disclaimer

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The ICC Institute of World Business Law

The ICC Institute of World Business Law acts as a think-tank working closely with the ICC International Court of Arbitration. Its Council is composed of 34 members of 21 nationalities, all experienced professionals or academics in international business law or international commercial arbitration. Created over 35 years ago, the Institute provides research, training and information to the legal profession concerned with the development of international business law. In line with its philosophy of excellence, it proposes publications, trainings and conferences on different topics related to international business law.

Member benefits:

- 5% reduction on all Institute conferences and some other selected ICC conferences
- 20% reduction on all Institute publications
- An invitation to attend an annual Colloquium of Arbitrators free of charge
- The opportunity to propose various subjects for reflection
- An on-line Directory of Institute Members compiling short biographies of all Members
- A twice-yearly electronic Newsletter

How to become a member

Register for membership directly online:
www.iccwbo.org/about-icc/organization/institute-of-world-business-law/ or contact:

E events@iccwbo.org **T** +33 (0)1 49 53 28 67

ICC Institute of World Business Law,
33-43 avenue du Président Wilson, 75116 Paris, France

The ICC International Court of Arbitration®

Established in 1923 as ICC's arbitration body, the International Court of Arbitration pioneered international commercial arbitration as it is known today, initiating and leading the movement that culminated in the adoption of the New York Convention, the most important multilateral treaty on international arbitration.

The Court is one of the world's most experienced and renowned international arbitration institutions. Working closely with its Secretariat, the Court's primary role is to administer ICC Arbitrations. The Court performs the functions entrusted to it under the ICC Rules of Arbitration available upon request from the Court.

The Court provides parties with a flexible and neutral setting for dispute resolution. It offers confidentiality and extraordinary freedom for parties to choose the framework for how and where they want to resolve their dispute. While the dispute itself is resolved by independent arbitrators, the Court supervises the process from beginning to end, increasing the quality of the process and enforceability of the awards.

Members of the ICC Court are appointed by the ICC World Council on the proposal of national committees and groups. To date, the Court has 190 appointed members. The Court members' diverse professional, legal and cultural background brings richness to the Court's daily work and decision making process.

The Court's Secretariat, headed by a Secretary General, comprises a permanent staff of more than 80 lawyers and support personnel of 30 different nationalities, mastering around 30 languages. The Secretariat is divided into nine case-management teams, seven based in Paris, one in New York and another in Hong Kong.

Since its inception, the Court has administered over 20,700 cases involving parties and arbitrators from some 180 countries.

For more information visit:
<http://www.iccarbitration.org>