
Resolving Business Disputes in Today's China

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11 MAY 2009

Harvard Club of New York City

Michael J. Moser, Chair

China has become a magnet for international business. At the same time, the “China boom” has also produced a dramatic increase in the number and complexity of business disputes. Knowing how to effectively manage business disputes is an important component of every successful China business strategy.

This one day conference by the world's leading China disputes experts provides you with an overview of current dispute settlement techniques and tools.

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11 MAY 2009

8:30 - 9:15 REGISTRATION

Coffee and Tea Upon Arrival

9:15 - 9:30 OPENING REMARKS BY CONFERENCE CHAIR

The China Disputes Explosion: The Other Side of the “China Boom”

- Michael J. Moser, *Chair, Hong Kong International Arbitration Centre (HKIAC)*

9:30 - 11:00 ARBITRATION ROUNDTABLE: PART I

Dispute practitioners from China, Europe and the US exchange views on arbitrating disputes with Chinese parties, looking at the following issues:

- China’s arbitration institutions: Why arbitrate in China?
- Drafting effective arbitration clauses
- Provisional remedies and role of the courts
- Chinese arbitration practice and procedures
- Enforcement of arbitral awards

- Michael J. Moser, *(Moderator) Chair, (HKIAC)*
- Graeme Johnston, *Partner, Herbert Smith, Shanghai*
- Mark Lin, *Partner, Lovells, Hong Kong*
- Tao Jingzhou, *Partner, Jones Day, Beijing*
- Wan Jie, *Deputy Secretary General of the China International Economic & Trade Commission (CIETAC), Beijing*
- Peter Yuen, *Partner, Freshfields Bruckhaus Deringer, Hong Kong*
- Friven Yeoh, *Partner, O’Melveny & Myers, Hong Kong*

11:00-11:30 COFFEE/TEA BREAK

11:30-12:30 ARBITRATION ROUNDTABLE PART II

This session focuses on the following issues:

–Alternatives to Arbitration in China: Stockholm? Hong Kong? Taiwan? ICC? ICDR?

- Michael J. Moser, *(Moderator) Chair, (HKIAC)*
- Robert Lambert, *Partner, Clifford Chance, London*
- Gary Soo, *Secretary General, HKIAC*
- Yang Ing Loong, *Partner, Sidley Austin LLP, Singapore*
- Nigel Li, *Partner, Lee & Li, Taiwan*
- Ulf Franke, *Secretary General of the Arbitration Institute of the Stockholm Chamber of Commerce*
- Simon Greenberg, *Deputy Secretary General, ICC Arbitration Court, Paris*
- Richard Naimark, *Senior Vice President, ICDR, New York*
- Robert Davidson, *Director, JAMS Arbitration Practice, New York*

12:30-14:00 LUNCH

Luncheon Speaker– Jerome Alan Cohen, of Counsel Weiss, Rifkind, Wharton & Garrison LLP, New York

“Resolving US-CHINA Business Disputes: What Can Each Side Do Better?”

14:00-14:45 MEDIATING CHINESE-FOREIGN BUSINESS DISPUTES

Mediation plays an important role in Chinese dispute resolution practice.

This session examines mediation as a stand-alone procedure and the role of “med-arb” in China.

- James Kwan, *Partner, Simmons & Simmons, Hong Kong*
- Danny McFadden, *Director Asia, CEDR, London*

14:45-15:30 LITIGATING CLAIMS IN THE PEOPLE’S COURTS

How do Chinese People’s Courts operate? How are law suits conducted? What kinds of disputes come to the courts? Can foreign parties win?

- Michael J. Moser, *(Moderator) Chair, (HKIAC)*
- Huang Tao, *Partner, King & Wood, Beijing*
- Fei Ning, *Partner, Jun He Law Offices, Shanghai*

15:30-16:00 COFFEE/TEA BREAK

16:00-17:15 INVESTOR-STATE ARBITRATION AND CHINA: THE “NEW, NEW THING”?

Bilateral investment treaties (BITs) and China’s accession to the ICSID Convention now allow foreign investors to pursue claims directly against the Chinese government in certain cases.

- Kaj Hobér, *Partner, Mannheimer Swartling, Stockholm (Moderator)*
- Kim Rooney, *Partner, White & Case, Hong Kong*
- Peter Thorp, *Partner, Allen & Overy, Beijing*

17:15-17:30 QUESTIONS AND CLOSING REMARKS

- Michael J. Moser, *Chair, (HKIAC)*

17:30 COCKTAIL RECEPTION

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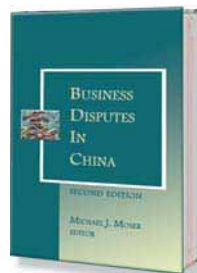
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