UNCITRAL-UM JOINT CONFERENCE 2018

Emerging Legal Standards in Harmonization of Trade Law and Implications for Regional Economic Cooperation

1 December 2018

E4-G062, Anthony Lau Building, University of Macau

Organizers

Supporting Institution

PROGRAMME

9:00 Registration and Reception

9:20 Opening Ceremony and Group Photo
  Welcome Address and Felicitation by Dignitaries

9:50 Group Photo

9:55-10:15 Tea Break

10:15-11:40 Session I Alternative Dispute Resolution and Investor-State Dispute Settlement
  Chairman: Augusto Teixeira Garcia, Associate Dean and Associate Professor, Faculty of Law, University of Macau
  • ‘Underground Awards and the Transparency of Investor-state Arbitration’
    Fernando Dias Simões, Associate Professor, Faculty of Law, University of Macau
  • Law and Practice of Foreign Arbitration in Turkmenistan: An Argument in Favor of Ratification of the New York Convention
    Hannepes Taychayev, Instructor, Faculty of Law, American University of Central Asia
  • Reform to the ISDS Mechanisms - Barking Up The Wrong Tree or the Right Tree But with Different Game in Mind?
    Aleksandra Zanowska, Lawyer, Baker McKenzie, Poland

The views expressed in the conference are those of the authors, following a call for papers, and do not necessarily reflect the views of the United Nations.

CONTACT

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11:45-12:25 Session II Public Private Partnerships and Regional Development

- **The Singapore Convention – New Frontiers for Alternative Dispute Resolution**
  TIONG Teck Wee, Partner, WongPartnership LLP’s Commercial & Corporate Disputes Practice, Singapore; Monica CHONG Wan Yee, Senior Associate, Partner in WongPartnership LLP’s Commercial & Corporate Disputes Practice, Singapore

- **Q&A**

**11:45-12:25 Session II Public Private Partnerships and Regional Development**

Chairman: José Luís de Sales Marques, President, the Institute of European Studies of Macau

- **Structuring BRI Investments: How to Balance Competing Interests?**
  Lutz-Christian Wolff, Wei Lun Professor of Law and Dean of Graduate School, The Chinese University of Hong Kong

- **Settling Direct Disputes with Sovereigns: Striving for Transparency in the Settlement of Public-Private Partnership Disputes**
  Tony Andriotis, Counsel to Hughes Hubbard & Reed, Adjunct Professor at Temple University Beasley School of Law, Tokyo Campus, Part-time lecturer at Keio Law School, and President of the Greek Chamber of Counsel in Japan;
  João Ribeiro-Bidaoui, First Secretary, Hague Conference on Private International Law;
  Soo-hyun Lee, International Law and Dispute Settlement Associate of The Asian Institute for Policy Studies, Fellow at the Columbia Centre for Sustainable Investment at Columbia Law School;
  Jean-Isamu Taguchi, PhD Researcher, Graduate School of Law in Nagoya, Japan

- **Q&A**

**Lunch Break**

14:30-15:40 Session III Electronic Commerce and Digital Economy

Chairman: Lutz-Christian Wolff, Wei Lun Professor of Law and Dean of Graduate School, The Chinese University of Hong Kong

- **What’s After the UNCITRAL Technical Notes on Online Dispute Resolution?**
  Zhao Yun, Professor, Faculty of Law, The University of Hong Kong

- **The Evolution of the American Law on the Formation of Contracts: From Colonial Markets to E-Contracts to the UNCITRAL Convention**
  Joseph W. Dellapenna, Retired professor, School of Law, Villanova University

- **Comparison of Online Dispute Resolution Mechanisms in the European Union, United States and China: Suggestions on Possible Future Work of UNCITRAL**
  Dan Wei, Professor and Associate Dean, Faculty of Law of the University of Macau;
  Tian Zehua, PhD Researcher, Faculty of Law of the University of Macau

- **The Development of Transboundary Environment of Trust in the Eurasian Economic Union and Commonwealth of Independent States and the Significance of the Emerging Work of UNCITRAL**
  Yaroslava Kuchina, Associate Professor, Far Eastern Federal University, Russia

- **Q&A**

**15:40-16:00 Tea Break**
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16:00-17:25  Session IV Alternative Dispute Resolution and Investor-State Dispute Settlement

Chairman: Zhao Yun, Professor, Faculty of Law, The University of Hong Kong

- **Emerging Soft Law Harmonization through the UNCITRAL Regional Centre for Asia and the Pacific**
  Shahla Ali, Associate Professor and Associate Dean, Deputy Director, Program in Arbitration and Dispute Resolution, Faculty of Law, The University of Hong Kong

- **Will the Singapore Convention on Mediation Help to Better Promote the Use of Mediation in Regional Commercial and Investment Disputes - A China Focused Analysis**
  Carrie Shu Shang, LTL Attorneys LLP (San Francisco/Hong Kong) and the ADR Legal Counsel of Hong Kong International Arbitration Centre

- **International Arbitration as a Solution to the Lack of Access to Remedy for Host State Citizens Harmed by Foreign Investments in Some Jurisdictions: Role for UNCITRAL?**
  Emmanuel T. Laryea, Associate Professor, Faculty of Law, Monash University, Australia

- **Effective Multi-Tiered Dispute Resolution through UNCITRAL Instruments: Promoting the Role of Early Settlement and Interim Payment**
  Crystal Wong Wai Chin, Case Counsel, International Arbitration Practice Group of Lee Hishammuddin Allen & Gledhill, Malaysia

- **Concerns over the Costs and Transparency in Investment Law Regime, and the Role of Third-Party Funding and UNCITRAL**
  Can Eken, PhD Researcher, Faculty of Law, The Chinese University of Hong Kong

Q&A

17:30-18:25  Session V Micro, Small and Medium-Sized Enterprises and Insolvency

Chairman: Joseph W. Dellapenna, Retired professor, School of Law, Villanova University

- **Access to Cross-border Commercial Justice for MSMEs**
  Petra Butler, Professor, School of Law, Victoria University of Wellington; Hanneke van Oeveren, LLM Researcher, School of Law, Victoria University of Wellington

- **Legal Issues for Micro-Business in Crowdfunding**
  Jerry I-Hsuan Hsiao, Assistant Professor, Faculty of Law, University of Macau

- **Evolving Jurisprudence of Corporate Insolvency Laws in India - Role of the Adjudicating Authorities and the UNCITRAL: An Insight Analysis**
  Mamata Biswal, Professor, Gujarat National Law University, India

Q&A

18:30  Closing Remarks

Muruga Perumal Ramaswamy, Associate Professor, Faculty of Law, University of Macau