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CHINA:

6TH ANNUAL INTERNATIONAL ARBITRATION, CORPORATE FRAUD & ANTI-TRUST SUMMIT – SHANGHAI

Friday, 1 September 2023, 9:15am – 5:00pm

Venue: The Bund Saloon of International Arbitration, Shanghai

上海国际仲裁会客厅 • 外滩沙龙

(This conference will be conducted in English)

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Venue: The Bund Saloon of
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Sino-US Trust Finance Building, West Tower,
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The above are inclusive of networking lunch



Ben Olbourne
Barrister & Arbitrator,
39 Essex Chambers
Chairman



Dr. Mingchao Fan
Executive Vice President,
Shanghai Arbitration
Commission
Opening Address



Dr Michael Hwang S.C.
Senior Counsel & Chartered
Arbitrator, Michael Hwang
Chambers; Former Chief
Justice, DIFC Courts
Keynote Speaker



Rimsky Yuen
Barrister – Senior Counsel,
Temple Chambers
Keynote Speaker



Kaarli Eichhorn
Partner, Jones Day
Keynote Speaker



Jingzhou Tao
Independent Arbitrator
Moderator – 1st Grand Panel



Adrian Emch
Partner, Hogan Lovells
Moderator – 3rd Grand Panel



Liu Xin
Hong Kong/Mainland China,
Freshfields Bruckhaus
Deringer



Robert W. Wachter
Co-head of the International
Arbitration & Cross-Border
Litigation Group, Lee & Ko



Dr. Donna Huang
Director, Arbitration and ADR,
North Asia, ICC Arbitration



Kailun Ji
Counsel, RuiMin Law Firm



Crystal Wong Wai Chin
Partner, Lee Hishammuddin
Allen & Gledhill, Malaysia



Andrew Chiew Ean Vooi
Partner, Lee Hishammuddin
Allen & Gledhill, Malaysia



Md. Imam Hossain
In-House Counsel, Bangladesh
House Building Finance
Corporation



Regina Zhou
Principal, Control Risks



Carmen Liu
Principal, Control Risks

9:15 – 9:25	Welcome Message by Chairman and Brief Global Overview 欢迎致辞和全球概况概述 Ben Olborne, Barrister & Arbitrator, 39 Essex Chambers	12:10 – 12:50	2nd Grand Panel: Monetizing & Enforcing Awards in Different Industries – Regional Updates in 2023 圆桌讨论二：不同行业的仲裁裁决执行与货币化 — 2023年区域的最新变化 Moderator: • TBC Panellist: • Dr. Donna Huang, Director, Arbitration and ADR, North Asia, ICC Arbitration
9:25 – 9:40	Opening Address by Shanghai Arbitration Commission 开幕致辞 Mingchao Fan, Executive Vice President, Shanghai Arbitration Commission	12:50 – 14:00	Networking Lunch 午餐
9:40 – 10:00	1st Keynote Session – Arb-Med-Arb – Why Does Chinese Practice Differ From International Practice? 主旨环节一：仲裁—解—仲裁 — 什么中国实践与国际实践有所不同？ Dr Michael Hwang S.C., Senior Counsel & Chartered Arbitrator, Michael Hwang Chambers; Former Chief Justice, DIFC Courts	14:00 – 14:20	2nd Keynote Session – Effective Case Management in International Arbitration – An Asian Perspective 主旨环节二：亚洲视角下国际仲裁的有效案件管理 Rimsky Yuen, Barrister – Senior Counsel, Temple Chambers
10:00 – 10:40	1st Grand Panel: Can Arbitrations Be Done Quickly and Fairly: Understanding Expedited Procedures, Emergency Arbitration & Mediation as Your Best Dispute Fix in Different Industries 圆桌讨论一：仲裁能否快速且公平 — 快速程序、紧急仲裁与调解在不同行业中的最佳实践 Moderator: • Jingzhou Tao, Independent Arbitrator Panellists: • Dr Michael Hwang S.C., Senior Counsel & Chartered Arbitrator, Michael Hwang Chambers; Former Chief Justice, DIFC Courts • Robert W. Wachter, Co-head of the International Arbitration & Cross-Border Litigation Group, Lee & Ko • Crystal Wong Wai Chin, Partner, Lee Hishammuddin Allen & Gledhill, Malaysia	14:20 – 14:50	Corporate Fraud and Anti-bribery: Advising Legal Counsels on Protecting Businesses 商业欺诈和反腐败：法律顾问如何保护企业利益 • Regina Zhou, Principal, Control Risks • Carmen Liu, Principal, Control Risks
10:40 – 11:00	M&A Disputes in China & Asia – Issues to Consider After the Pandemic 中国和亚洲的并购争议 — 后疫情时代所需考虑的问题 Liu Xin, Partner, Hong Kong/Mainland China, Freshfields Bruckhaus Deringer	14:50 – 15:10	OBOR- A New Dimension in Cyber Security and Export Data Privacy “一带一路” — 网络安全和数据出境隐私的新维度 Md. Imam Hossain, In-House Counsel, Bangladesh House Building Finance Corporation
11:00 – 11:25	Networking Break & Morning Refreshment 茶歇	15:10 – 15:30	3rd Keynote Session – EU Competition Law: Foreign Subsidy, and Its Effects on China & Asian Companies 主旨环节三：欧盟竞争法的最新修订、外国补贴及其对中国和亚洲公司的影响 Kaarli Eichhorn, Partner, Jones Day
11:25 – 11:45	Crypto & Blockchain Disputes – China & Asia Focus 聚焦中国与亚洲的加密货币和区块链争议	15:30 – 15:55	Networking Break & Afternoon Refreshment 茶歇
11:45 – 12:10	Insolvency & Restructuring in Asia 亚洲的破产与重组 Andrew Chiew Ean Vooi, Partner, Lee Hishammuddin Allen & Gledhill, Malaysia	15:55 – 16:15	China Anti-Trust Law Update in 2023 & SAMR 2023年中国《反垄断法》的更新与市场监管政策
		16:15 – 17:00	3rd Grand Panel: Competition Law & Compliance Issues Technology and Regional Changes in 2023: What GC's Need to Know! 圆桌讨论三：竞争法与合规问题 — 2023年科技与各地区的新变化 — 法总应该知道的几件事 Moderator: • Adrian Emch, Partner, Hogan Lovells Panellist: • Kaarli Eichhorn, Partner, Jones Day • Kailun Ji, Counsel, RuiMin Law Firm
		17:00 – 17:10	Closing Remarks & Lucky Draw 闭幕致辞与抽奖环节

Ben Olbourne , Barrister & Arbitrator, 39 Essex Chambers

Ben is an experienced counsel at the English Bar and an arbitrator in international commercial disputes. He is a member of 39 Essex Chambers and is English qualified, however, he has lived and worked in Asia for more than 10 years. In his counsel work, he provides advisory and advocacy services across a broad range of sectors, principally general commercial, international trade and commodities, business sales and purchases, joint venture and other commercial agreements, energy, and insurance and re-insurance. He has acted for private and state-owned enterprises in many jurisdictions. Most of his work is multi-jurisdictional and involves issues of private international and foreign law. Ben also sits regularly as an arbitrator (50+ appointments) and has been appointed under all of the leading arbitral rules in matters with seats in Singapore, Australia, India, Hong Kong, Vietnam, Russia, France and England among others. He is recommended as counsel and/or as arbitrator in the leading regional directories.

Dr. Mingchao Fan, Executive Vice President, Shanghai Arbitration Commission

Dr. Fan serves as the Executive Vice President of the Shanghai Arbitration Commission (SHAC). He has extensive knowledge of the Asia-Pacific region and is an experienced arbitrator. Over 200 arbitration proceedings have been conducted with him as presiding arbitrator, sole arbitrator or co-arbitrator under the rules of UNCITRAL, CAS, SIAC, etc. In addition, he is the immediate past Chair of the Chartered Institute of Arbitrators East Asia Branch's PRC Subcommittee.

Besides commercial arbitration, Dr. Fan has extensive experience in sports dispute resolution. He is a listed arbitrator of the Court of Arbitration for Sport (CAS) and chairs the Arbitration Commission of the Chinese Football Association.

Dr Michael Hwang S.C., Senior Counsel & Chartered Arbitrator, Michael Hwang Chambers; Former Chief Justice, DIFC Courts

Dr Michael Hwang S.C. currently practises as an international arbitrator and mediator based in Singapore with a selective practice as Senior Counsel of the Supreme Court of Singapore. He served as the Chief Justice of the Dubai International Financial Centre (DIFC) Courts from 2010 - 2018. Michael's other past appointments include: Judicial Commissioner of the Supreme Court of Singapore; Singapore's Non-Resident Ambassador to Switzerland and Argentina; President of the Law Society of Singapore; Commissioner of the United Nations Compensation Commission; Vice Chairman of the ICC International Court of Arbitration; Vice President of the International Council of Commercial Arbitration (ICCA); Visiting and later Adjunct Professor of the National University of Singapore. He was educated at undergraduate and postgraduate levels at Oxford University, where he won a college scholarship by open competitive examination. He has been conferred an Honorary LLD by the University of Sydney.

Rimsky Yuen, Barrister - Senior Counsel, Temple Chambers

Prior to 1 July 2012, Rimsky Yuen SC's practice was primarily commercial in nature with experience in various areas of commercial and related civil matters. The key areas of his practice included advisory and court works relating to contract disputes, shareholders and partners disputes, corporate and personal insolvency, banking, insurance and international trade. Apart from acting as advocate in court or arbitral proceedings, Rimsky Yuen SC also from time to time acted as arbitrator in international arbitration and as mediator in commercial and other civil disputes.

During the period from 1 July 2012 to 5 January 2018, Rimsky Yuen SC occupied the position as Secretary for Justice of the Government of the Hong Kong Special Administrative Region ("HKSAR"). In his capacity as Secretary for Justice, he acted as the chief legal adviser to the HKSAR Government overseeing five key areas of legal works: (1) civil disputes involving the HKSAR Government; (2) criminal prosecutions; (3) international law; (4) drafting of government legislation; and (5) legal policy matters (including the promotion of arbitration and mediation) as well as law reform.

After his resignation as Secretary for Justice on 5 January 2018, Rimsky Yuen SC resumed private practice in April 2018 at Temple Chambers as barrister, arbitrator and mediator specializing in commercial disputes. Since then, he has been appointed as arbitrator in various international arbitrations (both Hong Kong and overseas) and has also been retained as advising counsel or advocate in various commercial disputes.

Kaarli Eichhorn, Partner, Jones Day

Kaarli Eichhorn is an antitrust partner at Jones Day. Kaarli has acted on a significant number of high-profile and politically sensitive merger and antitrust matters globally for more than 20 years. Kaarli is vice-chair and member of the board of the American Chamber of Commerce to the European Union. Prior to joining Jones Day, Kaarli was global executive counsel of competition law & policy at General Electric Company (GE). During his 10-year tenure at GE he advised on hundreds of international transactions and led the merger review clearance processes with government agencies globally.

He is a prior member of the board of European Justice Forum, a former vice-chair of the In-House Competition Counsel Association, and member of the Business Europe Competition Committee. He is a non-governmental advisor at the International Competition Network. Kaarli has authored numerous articles and a textbook on competition law. He is a frequent speaker at conferences.

Jingzhou Tao, Independent Arbitrator

Jingzhou Tao is an independent arbitrator based in Beijing. He is an avocat à la Cour de Paris. He has more than 38 years of experience advising Fortune 500 companies for the negotiation of hundreds of mergers and acquisitions, joint venture contracts, international construction contracts, production sharing agreements, etc. He has acted as counsel, co-arbitrator, chair and sole arbitrator in more than two hundred international arbitration proceedings before major international arbitration institutions such as ICC, LCIA, SIAC, HKIAC, CIETAC, BAC, etc. He is a member of the advisory boards of CIETAC and HKIAC, the expert committee member of Chinese International Commercial Court of Chinese Supreme Court. He is a special-invited professor of law in Tsinghua University Law School. He sits in the Editorial Board of Global Arbitration Review. He has published several books about Chinese arbitration and mergers and acquisition in English and French.

Adrian Emch, Partner, Hogan Lovells

Adrian Emch began developing his understanding in competition/antitrust law while at university. After graduation, he first worked at the Directorate General for Competition (DG COMP) at the European Commission, and then spent several years in private practice in Brussels focusing on European Union competition law. In July 2008, Adrian made his second move back to China, which was just a month before the country's Anti-Monopoly Law came into force. Since that time, Adrian has had the privilege of witnessing and actively participating in shaping the development of China's nascent antitrust regime.

As a fluent Mandarin speaker and with his experience as lecturer at Peking University and Shanghai Jiatong University, Adrian smoothly navigates business and legal communities from both the West and China. Adrian's experience covers all aspects of competition/antitrust law, including merger control, cartel/abuse of dominance investigations, and antitrust counselling. Adrian is the National Vice Chair of the Legal and Competition Working Group of the European Union Chamber of Commerce in China.

Liu Xin, Partner, Hong Kong/Mainland China, Freshfields Bruckhaus Deringer

Liu Xin is a partner in Freshfields' Asia dispute resolution group and splits his time between Hong Kong and mainland China offices.

Xin specialises in cross-border disputes, international arbitration, and global investigations. With over 15 years of practice experience, he often acts for multinational corporations and Chinese companies on some of their most complex cross-border disputes. These matters include both commercial and investment treaty arbitrations, with proceedings conducted under the ICC, HKIAC, SIAC, ICSID, CIETAC, SHIAC, and UNCITRAL Rules.

Xin studied law in China, the US, Finland and Hong Kong and is qualified in both New York and China (non-practicing). Before joining Freshfields, Xin worked for four years with a leading Chinese law firm in Beijing and the World Bank in Washington, D.C. He has also been seconded to Freshfields' New York office for a year.

Robert W. Wachter, Co-head of the International Arbitration & Cross-Border Litigation Group, Lee & Ko

Robert Wachter FCI Arb is co-head of the International Arbitration & Cross-Border Litigation Group at Lee & Ko in Seoul, Korea. He practices international arbitration exclusively, and has acted as counsel or arbitrator in cases brought under all of the major arbitration rules, including the ICC, KCAB, VIAC, Swiss Chambers, SIAC, LCIA, SCC, JCAA and UNCITRAL rules. Mr. Wachter is a Fellow of the Chartered Institute of Arbitrators. He is on the panel or list of arbitrators at KCAB, SIAC, VIAC and HKIAC. He is a member of KCAB International's International Arbitration Committee. He the current Chair Elect of the Lex Mundi LADR practice group. He is one of the co-founders of KCAB Next. Mr. Wachter has been recognized as a leading practitioner in the field of international arbitration by Chambers and Partners (Band 1), Legal 500, AsiaLaw, Benchmark Litigation, Asia Business Law Journal, Who's Who Legal (Arbitration), and Who's Who Thought Leaders (Arbitration).

Dr. Donna Huang, Director, Arbitration and ADR, North Asia, ICC Arbitration

Director of ICC Arbitration and ADR, North Asia, Chief Representative of ICC Shanghai Representative Office, Secretary of ICC Belt and Road Commission.

Dr. Huang is in charge of business development, promotion and marketing for ICC Arbitration and ADR services in North Asia. Dr. Huang developed her experience working as a law professor, counsel, legal expert, and consultant in a Chinese University, a law firm as well as for ICC. Dr. Huang has been active in government-level academic exchange before she joined ICC. She was granted Fulbright Fellowship and EU Erasmus Fellowship and has published widely on issues of international law in China.

Kailun Ji, Counsel, RuiMin Law Firm

Kailun Ji is a counsel of RuiMin Law Firm's antitrust team in Beijing.

Kailun's practice covers antitrust and competition matters in China and the Asia-Pacific region with a focus on cross-border mergers and acquisitions, antitrust investigations, compliance and audits. She has advised a broad range of clients across different sectors including IT/technology, healthcare, pharmaceutical, consumer goods, chemicals, shipping, food and beverages etc. She has deep expertise assisting clients coordinating multi-jurisdictional merger control filings, national security and foreign investment reviews. Kailun also advises market-leading clients on antitrust investigations and compliance issues.

Kailun studied law in China, the US and the UK and is qualified in both New York and China. Before joining RuiMin, Kailun worked in Freshfields' Beijing and Silicon Valley offices. She is a frequent contributor to leading legal journals and has authored several publications.

Crystal Wong Wai Chin, Partner, Lee Hishammuddin Allen & Gledhill, Malaysia

Crystal has an active arbitration practice throughout Malaysia, Singapore and the ASEAN region, specializing in energy, infrastructure and engineering projects. She advises utility companies, power producers, government-linked and multinational companies. Crystal is also a Fellow of the Chartered Institute of Arbitrators and sits on the panel of arbitrators for the Asian International Arbitration Centre and Chinese Arbitration Association, Taipei.

As co-head of the Firm's China Desk, Crystal is a trusted advisor and leading solicitor to Chinese state-owned enterprises and other mainland Chinese companies investing in Malaysia. She is aided by the Chinese legal training she received at the Southwest University of Political Science and Law in Chongqing, as well as her fluency in English and Mandarin alongside a first-hand understanding of Chinese corporate and social culture.

Crystal was recently ranked by Chambers & Partners as an Up-and-Coming lawyer for 2023 (Dispute Resolution: Construction) and was named as Young Lawyer of the Year for 2023 by Asian Legal Business.

Andrew Chiew Ean Vooi, Partner, Lee Hishammuddin Allen & Gledhill, Malaysia

Andrew has notable experience in the areas of banker's liability, civil fraud, corporate insolvency and restructuring as well as money laundering. He acts for various financial institutions on financing obligations and security enforcement, involving conventional and Islamic financing, as well as asset recovery. His experience in corporate and commercial disputes covers various business sectors, including the energy, hospitality, logistics and plantation sectors. He also acts for corporations on matters concerning fraud and breaches of fiduciary & fidelity by senior management and directors. Andrew co-heads the Firm's China Desk.

Clients have described him as a "sharp, skillful, knowledgeable articulator" and someone "who knows his work and produces really good arguments". Andrew is a ranked practitioner by Chambers & Partners and Benchmark Litigation. Andrew is not only ranked as a "Distinguished Practitioner" in the Asialaw Profiles 2023 in Dispute Resolution, but he is also ranked "Band 3" for Dispute Resolution in the Chambers Asia-Pacific 2023 rankings.

Md. Imam Hossain, In-House Counsel, Bangladesh House Building Finance Corporation

Md. Imam Hossain is In-House Counsel of Bangladesh House Building Finance Corporation, Head of Chamber of IDCLA and Director & Assigned Arbitrator of DIAC. Mr. Hossain specializes in International Investment and TNC, Law in Development, Cyber Security Law, International Investment Tax Law, International Banking Law, Intellectual Property Law, International Commercial Arbitration, Company Law, Maritime Law, Service Matters and Public International Law. Mr. Hossain has worked on cases representing both government and private clients in litigation and arbitration matters. He also advises clients on investment structuring for treaty protection, as well as on the development.

Regina Zhou, Principal, Control Risks

Regina Zhou is a principal in Control Risks' Compliance, Forensics and Intelligence practice, based in Shanghai. She is a forensic accountant and has supported clients in audit, investigations and disputes for more than 15 years in both mainland China and Hong Kong. Regina has extensive experience conducting internal and government investigations, involving asset misappropriation, financial statement fraud, employee misconduct/corruption, third-party due diligence, FCPA reviews and compliance risk assessments. She has also conducted numerous engagements for high-profile financial institutions assisting them in the remediation of breaches in Anti-Money Laundering and financial crime compliance.

Regina has worked with clients from a wide range of sectors, including governments, regulators, financial services companies, law firms and multinationals.

Before joining Control Risks, Regina was a senior director in the risk, forensics and compliance practice of Ankura, based in Hong Kong. Before that, she worked in forensic and compliance consulting with three of the Big 4 accounting firms in Hong Kong.

A native of Nanjing, Regina studied in Hong Kong and holds a bachelor's degree of accountancy and law. She is a member of both the Hong Kong Institute of Certified Public Accountants and the Association of Certified Fraud Examiners. She is a native Mandarin and Cantonese speaker and is fluent in English.

Carmen Liu, Principal, Control Risks

Carmen Liu is a Principal in Control Risks' Compliance, Forensics and Intelligence practice. She is based in Shanghai and leads the China business intelligence team. Carmen specialises in strategic intelligence, commercial and reputational due diligence, dispute support, fraud and market misbehaviour investigations. Her project experience includes the real estate, healthcare and pharmaceutical, finance and banking, automotive, retail, aviation and shipping sectors.

Before joining Control Risks in 2012, Carmen worked as an auditor for KPMG in Shanghai. Her primary responsibilities included conducting substantive audit procedures and US Sarbanes-Oxley Act (SOX) control tests. Significant projects included an audit for a Hong Kong pre-IPO project.

Carmen holds a bachelor's degree in biological sciences from Fudan University. She is a native Mandarin speaker and is fluent in English.

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The Organiser

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