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ASIA FORUM:

4TH INTERNATIONAL ARBITRATION &

COMPETITION LAW SUMMIT — HONG KONG

Wednesday, 31 July 2024, 9:00am - 5:45pm

Venue: Fangda Partners

(This conference will be conducted in English)



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SPEAKERS



Peter Yuen
Partner, Fangda Partners
Welcome Message



Catrina Lam
Barrister, Des Voeux Chambers
Moderator — 4th Grand Panel



Howard Chan
Partner, Fangda Partners



Gary Gao
Partner, Zhong Lun Law Firm



Jon Nicklin
Director, Beijing, Accuracy



Norman Nip
S.C., Barrister — Senior
Counsel, Rede Chambers



Jeremy Bartlett
S.C. Barrister,
Princes Chambers



James Kwan
Partner, Hogan Lovells

9:15 – 9:30	Welcome Opening Message & Update on Hong Kong Arbitration Peter Yuen, Partner, Fangda Partners
9:30 – 9:45	Welcome Message & Avoiding Corruption in Arbitration at The Enforcement Stage by Chairman
9:45 – 10:00	Keynote Session: Recent Developments Affecting Global International Arbitration and the Outlook for 2024
10:00 – 10:40	1st Grand Panel: Asia: Enforcement of Awards – Regional Focus and Important Updates in 2024 Moderator: • TBC Panellist: • Norman Nip, S.C., Barrister – Senior Counsel, Rede Chambers
10:40 – 11:00	M&A Disputes in Hong Kong & Asia – Issues to Consider After the Pandemic
11:00 – 11:20	Insolvency & Restructuring Disputes – How Hong Kong is Managing in 2024
11:20 – 11:45	Networking Break & Morning Refreshment
11:45 – 12:10	ESG Disputes & Compliance in Hong Kong and the Region
12:10 – 12:50	2nd Grand Panel: Med v Arb v Negotiation – The Arbitrators/Mediators Toolbox in 2024: Different Regions & Industries = Different Best Outcomes? Moderator: • TBC Panellist: • Gary Gao, Partner, Zhong Lun
12:50 – 13:55	Networking Lunch
13:55 – 14:40	3rd Grand Panel: Shareholders, Stakeholders & Director Disputes with Hong Kong & Foreign Companies: Best Practices to Protect the Company Moderator: • TBC Panellists: • Jon Nicklin, Director, Beijing, Accuracy • Jeremy Bartlett, S.C. Barrister, Princes Chambers • James Kwan, Partner, Hogan Lovells
14:40 – 15:00	Merger Control: Enforcement in Hong Kong & Asia, Sustainability And Key Issues To Consider
15:00 – 15:25	Anti-Trust: Back to the Future: Monopolisation & Dominance and the Long Road Ahead
15:25 – 16:05	4th Grand Panel: Anti-Trust Law: Compliance & Regulatory Issues with Hong Kong & Foreign Companies Moderator: • Catrina Lam, Barrister, Des Voeux Chambers
16:05 – 16:30	Networking Break & Afternoon Refreshment
16:30 – 16:50	Rise of Cyber Fraud & Abuse of Data Privacy in Hong Kong & the Region
16:50 – 17:25	5th Grand Panel: FRAUD – Risks in 2024 in China & Hong Kong Outbound Investment Risks, Technology's Role (Good & Bad) & Internal Investigations Moderator: • TBC Panellist: • Howard Chan, Partner, Fangda Partners
17:25 – 17:30	Closing Remarks & Lucky Draw
17:50 – 18:45	Cocktail Reception

* program is subject to change without prior notice

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* upon approval from Law Society of Hong Kong

Peter Yuen, Partner, Fangda Partners

Peter Yuen is head of Fangda Partners' Hong Kong dispute resolution practice and his practice spans a number of areas including international and regional arbitration, China-related commercial arbitration and complex commercial litigation. Peter regularly acts for clients in complex commercial disputes before the Hong Kong courts and is experienced in acting as coordinating counsel in cross-border multi-jurisdictional disputes, particularly in matters involving court proceedings in China. He has also established a busy practice in the area of regulatory and corporate compliance and has conducted a considerable number of corporate internal investigations in Hong Kong and China.

Although Peter's professional career to date has focused on counsel work, he also accepts arbitral appointments and sits as arbitrator in his personal capacity and on a part-time basis. Peter conducts litigation and arbitration proceedings in both English and Chinese (Mandarin and Cantonese).

Peter is on the panel of Hong Kong International Arbitration Centre, Beijing Arbitration Commission/Beijing International Arbitration Center, the China-Africa Joint Arbitration Center and the Shenzhen Court of International Arbitration.

Peter has been ranked as a Leading Individual for International Arbitration and Litigation in Chambers Asia since 2010. He has also been recognized in the Global Arbitration Review Who's Who, Who's Who Legal (in the arbitration category), Benchmark Litigation (as a Litigation Star), Asia Law (as an Elite Practitioner), Asian Legal Business (as Asia Super 50 disputes lawyers) and Legal 500 (in the arbitration powerlist).

Catrina Lam, Barrister, Des Voeux Chambers

Catrina is recognized as a leading senior junior barrister whose practice spans all aspects of contentious commercial disputes (including domestic and international arbitrations), administrative and constitutional law, competition (antitrust), securities and regulatory litigation. She is ranked as a Band 1 junior in the Commercial Dispute Resolution section of Chambers & Partners, a Band 1 junior in both the Competition and Commercial Disputes sections of The Legal 500 and a leading junior in the Administrative and Public Law section of The Legal 500.

She has represented domestic and multinational clients operating in a wide range of industry sectors, including banking and financial services, technology, telecommunications, real estate and construction, energy, media and entertainment, manufacturing, education, aviation and gambling. She is experienced in handling highly complex commercial disputes, many involving novel legal issues and/or technical evidence, and has been described as being "great for matters which concern very difficult facts and evidence". She is in demand for her "sharp legal mind", "quickness on her feet", "strong legal literacy" and as a practitioner who "thinks outside the box and always tests the limits of the evidence".

She appears at all levels of court, as well as other specialist and disciplinary tribunals, including the Competition Tribunal, Securities and Futures Appeals Tribunal, Insider Dealing Tribunal and the Board of Review. In her public law and judicial review practice, Katrina has advised and represented many public bodies and officials, including acting for the Secretary for Justice intervening in the public interest, as well as private individuals. Katrina is "held in particularly high esteem for her accomplished competition law practice" and is "widely identified as Hong Kong's front runner for competition matters". She "stands out" for her "depth of knowledge in competition law".

Howard Chan, Partner, Fangda Partners

Howard's practice spans a number of areas including complex commercial disputes before the Hong Kong court and arbitral tribunals, contentious regulatory and corporate compliance matters, alternative dispute resolution including mediation, and anti-corruption investigations in Hong Kong, China and Taiwan. Howard also regularly acts as coordinating counsel in cross-border disputes, particularly those involving court proceedings in China. Howard is experienced in acting for corporations, financial institutions, investment funds, and high net worth individuals. Howard has been recognized by The Legal 500 Asia Pacific and Asialaw for his contentious regulatory and internal investigations practice.

Gary Gao, Partner, Zhong Lun Law Firm

Mr. Gary GAO is the Partner and the Head of Compliance & Regulatory Department of Zhong Lun Law Firm. Gary is a skilled litigator and arbitrator with over 28 years experiences handling complex, cross-border arbitration, litigation as well as sophisticated commercial disputes. He has represented clients in commercial arbitration before the ICC, HKIAC, SHIAC and other arbitral institutions.

He has rich experience in international arbitration, litigation and mediation, familiar with the strategic planning of dispute resolution in multiple jurisdictions, the collection, screening and rules of proof of cross-border evidence production. In particular, Gary is good at dealing with disputes involving corporate equity, partnership private equity investment, procurement contracts, cross-border mergers and acquisitions, insurance claims, etc., and often acts as an expert witness on Chinese law in international litigation or arbitration proceedings. Furthermore, Gary also provide legal advice on Chinese substantive and procedural law to foreign clients or international law firms.

In addition, Gary has served as arbitrator in arbitrations conducted under HKIAC, SHIAC, SHAC and other arbitral institutions, and is included in the Hong Kong International Arbitration Centre's List of Arbitrators, the LCIA Database of Arbitrators, the Korean Commercial Arbitration Board's Panel of Arbitrators, the List of WIPO Mediators and Arbitrators, the Shanghai International Arbitration Center's List of Arbitrators and the Shanghai Arbitration Commission's List of Arbitrators.

Jon Nicklin, Director, Beijing, Accuracy

Jon is a Director in Accuracy's Beijing office specialising in litigation support and forensic accounting. He initially trained at a top 10 accounting firm in the UK. He then spent time at a boutique consulting firm in London before joining the forensic accounting team of a Big 4 accounting firm in Shanghai.

Norman Nip, S.C., Barrister – Senior Counsel, Rede Chambers

Norman Nip, S.C. has a broad civil practice with an emphasis on commercial and securities litigation. He has been described as "incredibly clever and hard-working" (Chambers & Partners 2023) and a "very user-friendly barrister" who is "extremely good on his feet" (The Legal 500 2023).

He has acted for the Securities and Futures Commission and parties under investigation in a number of cases before the courts and the specialist tribunals (Market Misconduct Tribunal and Securities and Futures Appeals Tribunal) and is "regularly singled out for his expertise in securities-related cases" (Chambers & Partners 2023). He has also testified as an expert witness on securities laws in offshore proceedings.

His expertise also spans other practice areas, including banking, company and shareholder disputes, competition, insurance, professional liability, land, trusts, employment, matrimonial, bankruptcy, PRC and international crossborder disputes, public law as well as white-collar crime.

In the arbitration sphere, Norman is currently serving as the Vice Chairman of the Committee on Arbitration of the Hong Kong Bar Association. He is also a Fellow of the Chartered Institute of Arbitrators, a member of the HKIAC List of Arbitrators and has sat as an arbitrator in various commercial disputes. As counsel, Norman has acted in a number of domestic and cross-border commercial disputes. He has also acted in court proceedings in aid of arbitration proceedings as well as applications to set aside the enforcement of arbitral awards.

As a mediator, Norman has conducted a number of mediations involving a wide variety of civil disputes (using English, Cantonese and/or Mandarin). He qualified as a CEDR accredited mediator in 2010.

Prior to joining the Bar, Norman had served as the tipstaff to the Honourable Justice Spurling of the New South Wales Supreme Court and practised as a solicitor with Clayton Utz in Sydney and Linklaters in Hong Kong.

Jeremy Bartlett, S.C. Barrister, Princes Chambers

Prior to joining the Hong Kong Bar in 1999 Jeremy was in private practice at Herbert Smith and from 1994 to 1999 an international equity partner with Coudert Brothers where he was Head of the Litigation Department and Co-Head of the firm's Asia Region Arbitration Practice Group (9 regional offices). Following upon his extensive experience as advocate/counsel in arbitrations, Jeremy acts as arbitrator (sole, co-arbitrator or and presiding arbitrator) in international commercial arbitrations and has accepted appointments under the rules of various institutions as well as in ad hoc arbitrations. Jeremy acts in a broad range of commercial litigation, including company and shareholder disputes, insolvency, trusts and estates, international trade and shipping, conflict of laws, defamation, employment/restraint of trade, professional negligence and securities regulatory matters. His practice has involved numerous appearances in the appellate Courts, including in the Court of Final Appeal [1]. He has been a contributing editor to Hong Kong Civil Procedure. Jeremy has received rankings in successive editions of Chambers and Partners, Legal 500 (Commercial Disputes: Tier 1 leading silk; Family and Private Client : Tier 2 leading silk), Legal 500 Arbitration Power List and Who's Who Legal as well as in Euromoney's Guide to Experts in Commercial Arbitration. He regularly speaks at international conferences and gives lectures at Mainland Chinese universities and law firms on arbitration topics.

James Kwan, Partner, Hogan Lovells

James Kwan is an International Arbitration partner who leads the International Arbitration practice in Hong Kong. He is a member of Hogan Lovells' International Arbitration Global Steering Committee leadership team. He specialises in technology, private equity, energy, and life sciences disputes. He has a range of international experience, having represented clients in arbitrations in Asia, the U.S., Middle East, and Europe under the major institutional and ad hoc rules, such as ICC, HKIAC, SIAC, CIETAC, LCIA, AAA, DIAC, and UNCITRAL. James has also sat as arbitrator and rendered awards in HKIAC, ICC, and DIAC arbitrations, and in addition is on the CIETAC, LCIA, SHIAC and KCAB and AIAC panels. James is a solicitor advocate with Higher Rights of Audience before the Hong Kong courts. James sat as a Temporary Judicial Registrar in the High Court of Hong Kong in 2023 and will be sitting as a District Judge in 2024.

James is widely recognised as a leading individual in International Arbitration by major legal directories, such as Legal 500, Chambers Asia Pacific, Chambers Global, Euromoney's Guide to the World's Leading Arbitration Lawyers, Practical Law Company's Which Lawyer?, Benchmark Asia Pacific: Arbitration, Global Law Expert and named one of Asian Legal Business' Hot 100 Lawyers of 2008 and 2011. James was also recognised as one of Asian Legal Business' Asia Super 50 Dispute Lawyers of 2023. He was named in the 2024 edition of Who's Who Legal (WWL): Arbitration, and in the Legal 500 Arbitration Powerlist - Hong Kong Region.

James is the author of a chapter in The Hong Kong Arbitration Ordinance Commentary and Annotations, Sweet & Maxwell, 2015 (2nd edition); Arbitration in China: A Practical Guide, Sweet & Maxwell, 2004; and co-editor of Construction Arbitration in Hong Kong: A Practical Guide, 2015, Wolters Kluwer.

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