



THE LAW SOCIETY
OF SINGAPORE

**The Law Society of Singapore &
The Singapore Institute of Arbitrators**

Proudly Present:

**RECENT PROBLEMS AND SOLUTIONS
IN THE ENFORCEMENT OF
NEW YORK CONVENTION AWARDS**

Tuesday, 22 November 2005, 5.00-7.30pm



Singapore Institute of
Arbitrators

About this Evening Seminar

This seminar, jointly organised with the Singapore Institute of Arbitrators will discuss often encountered problems in enforcement of arbitration awards. Issues covered will include:

- ☑ Grounds for Resisting Recognition or Enforcement
 - Invalidity of Arbitration Agreement
 - Party to Arbitration Agreement Acting Under Some Incapacity
 - Party Against Whom the Award is Invoked Not Given Proper Notice of the Appointment of Arbitrator or Arbitration Proceedings
 - Award on Matters Beyond Scope or Terms of Submission - and Concept of Severability
 - Composition of the Tribunal or its Procedure not in accordance with the Arbitration Agreement or Lex Arbitrii
 - Award Not Yet Binding on Parties or Set Aside or Suspended
 - Subject Matter of Dispute Not Capable of Settlement by Arbitration According to Law of the State in which Recognition is Sought
 - Enforcing Court Finds It Contrary to Public Policy to Recognise or Enforce the Award
- ☑ Provision of Security in the Context of Enforcement Proceedings

Who Should Attend

- Lawyers
- Arbitrators
- In-house counsel/Legal Officers who manage disputes for their organisations
- Dispute resolution/management consultants

Seminar Outline

5.00-5.30pm	Registrations & Refreshments
5.30-5.40pm	Opening Remarks by Chairperson
	<i>Mr Quentin Loh SC – Partner, M/s Rajah & Tann</i>
5.40-6.50pm	▪ Introduction ▪ Grounds for Resisting Recognition or Enforcement ▪ Provision of Security in the Context of Enforcement Proceedings
	<i>Mr David Joseph QC – Essex Court Chambers</i>
6.50-7.15pm	Question & Answer Session
7.15-7.30 pm	Refreshments & Networking

About the Speaker

Mr David Joseph QC – Essex Court Chambers

David Joseph joined Essex Court Chambers in 1985 and has acted in a broad range of general commercial and insurance disputes both in the High Court and in arbitration. He is the author of *Jurisdiction and Arbitration Agreements and their Enforcement* (Sweet & Maxwell, June 2005). He has acted and appeared as Counsel in a number of complex and lengthy LCIA, ICC, UNCITRAL and other ad hoc arbitrations in London and overseas. In addition he has acted as Counsel in numerous LMAA arbitrations. In court, his practice covers not only the general range of commercial disputes embraced in his arbitration practice but in addition he has appeared as Counsel in a number of fraud actions involving recovery of stolen property, resolution of disputes between shareholders/ joint venturers, breach of fiduciary duty, restraint of use of performance bonds/ letters of credit. He has also acted in a number of actions giving rise to complex issues as to jurisdiction and the grant of interlocutory relief including anti-suit injunction (*Lee Kui Jak v Aerospatiale*). Although his practice is overwhelmingly based in London, David Joseph has appeared in the courts of Gibraltar and Brunei and is called to the Eastern Caribbean Circuit (including Antigua, and British Virgin Islands).

About the Chairperson

Mr Quentin Loh SC – Partner, M/s Rajah & Tann

Quentin Loh is a partner and Exco member of Messrs. Rajah & Tann heading their Insurance & Reinsurance and Building & Engineering Construction practice groups. Prior to joining Messrs. Rajah & Tann in 2001, he was the managing partner of Messrs. Cooma, Lau & Loh. He was appointed Senior Counsel in 1999 and his expertise in his chosen areas of practice are acknowledged in publications including Euromoney's Guide to the Leading Lawyers in Insurance and Reinsurance, Asia Pacific Legal 500 and Law Business Research's An International Who's Who of

The Law Society's vMCPD Scheme

Programme Category: Professional Practice

Level: Update

Practice Area: Category 4 (Dispute Resolution)

CPD Hours: 1 hour 45 mins



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Commercial Arbitrators. He is also Chairman of the Law Society's Professional Indemnity Insurance Committee, Honorary Legal Adviser to the Singapore Insurance Institute and author of the Singapore chapter in International Insurance Law & Regulation, (Longman Law, Tax & Finance).

Venue: The Executives' Club 65 Chulia Street, #33-00 OCBC Centre (West Lobby) (Registrations will begin at 5.00pm)	Fee: S\$ 63.00 (Members of SI Arb, MI Arb & The Law Society of Singapore, Employees of Local Law Practices) S\$ 84.00 (others) (includes 5% GST, materials & refreshments)
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REGISTRATION FORM

Name (Dr/Mr/Mrs/Miss/Mdm): _____

Name and Address of Law Firm/Law Corporation /Organisation: _____

Date of Admission: _____ Number of years in Practice: _____

AAS No: _____ NRIC/Passport No _____

(Law Society Members)

(Law Society Associate Members & Non Law Society Members)

Position in Law Firm/Law Corporation/Organisation: _____

Tel number: _____ Fax number: _____ Email: _____

(Email required for confirmation of registration)

(Please note that contact details may be provided to Singapore Institute of Arbitrators)

Mode of payment: **GIRO** ☐ **Cheque** ☐ **Credit Card** ☐

Credit card: Mastercard/Visa No. _____ Card Expiry Date: _____ (MM/YY)

Cardholder's Name: _____ Signature: _____

Kindly note that an administration charge of 3% is applicable for payments made via credit card.

Law Society Member ☐ **Employee of Singapore law practice** ☐

SI Arb Member ☐ **MI Arb Member** ☐ **Non-member** ☐

Cheque payments should be made payable to "The Law Society of Singapore" & arrive at our office with the completed registration form on or before the closing date, **Tuesday, 15 November 2005**:

The Training & CPD Department
The Law Society of Singapore
39 South Bridge Road (S) 058673

For further enquiries, please contact
The Training & CPD Department at
Tel: (65) 6557 2747 Fax: (65) 6557 2751
E-mail: cpd@lawsoc.org.sg
CPD Portal: www.lawsociety.org.sg/CPD
Website: www.lawsociety.org.sg

REGISTRATION, REFUND & CANCELLATION POLICY

1. Registrations will be confirmed upon receipt of full payment accompanied by a duly completed registration form.
2. The Organisers reserve the right to refuse to register or admit any participant, and to cancel or postpone the course.
3. Substitute delegates are welcomed, subject to the Law Society Training Department being notified at least 2 working days before the course of the details of the substitute delegate
4. The Organisers reserve the right to impose a cancellation fee in the event any registrant wishes to withdraw from the course after the registration closing date.
5. The Organisers will not entertain any request for a refund of fees made later than 24 hours before course commencement. However a confirmed registrant who has paid in full the course fees but does not turn up for the course will be entitled to collect a set of the materials provided.

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