

UNCITRAL-UM JOINT CONFERENCE 2018

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

| 1 December 2018

| Macau SAR, China

| 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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- *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 Luis 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

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