



Public CPD Points: 1



Supporting Organisation:



Singapore IP Strategy Series: IP-related International Arbitration – Advanced Issues

Thursday, 28 January 2021, 5.30pm – 7.00pm

About this Webinar

Intellectual property today forms a greater proportion of a company's assets. According to some studies, intangible assets make up more than 80% of the market value of the S&P 500 in 2015, compared to 17% 40 years ago. Top tech giants like Apple, Alibaba, Alphabet, Amazon, Facebook, Microsoft and Tencent have a combined intangible asset value of approximately USD 5.1 trillion in 2019.

Although IP disputes have traditionally been litigated before courts, many international arbitrations today involve IP-related issues. In addition, with Singapore's enactment of the Intellectual Property (Dispute Resolution) Act in November 2019, a wider range of so-called pure IP disputes (such as disputes involving patents and trademarks) are now arbitrable.

We can therefore expect to see more cross-border IP-related disputes occurring and being subject to international arbitration. In complex cases, such IP-related arbitrations could cover multiple jurisdictions or markets, multiple parties (including third parties) and multiple agreements. IP-related arbitrations could also be impacted by regulatory law such competition or antitrust laws, investment laws and data protection laws. Public international law arising from international investment treaties and free trade agreements containing IP protection provisions could also have an impact on IP disputes.

This webinar will address a range of the above advanced issues.

Webinar Programme

5.30 – 5.40pm	Welcome Remarks by SI Arb President <i>Mr, Dinesh Dhillon</i>
5.40 – 5.50pm	Introductions by Webinar Moderator <i>Mr. Yu-Jin Tay – Partner & Head, International Arbitration (Asia), Mayer Brown LLP; Vice-President, Singapore Institute of Arbitrators</i>
5.50 – 7.00pm	IP-related International Arbitration – Advanced Issues Panel presentations with moderated panel discussion and Q&A: <ul style="list-style-type: none"> ▪ <i>Mr. Yew Kuin Cheah - Principal Counsel, Anti-Piracy – Digital Media, The Walt Disney Company</i> ▪ <i>Dr. Jean Ho – Associate Professor of Law, National University of Singapore</i> ▪ <i>Dr. Stanley Lai SC – Partner & Head of of Intellectual Property Practice, Allen & Gledhill LLP</i> ▪ <i>Mr. Mark Lim - Director and Chief Legal Counsel, Intellectual Property Office of Singapore</i>

About the Panellists



Mr. Cheah Yew Kuin is Principal Counsel, Anti-Piracy – Digital Media, The Walt Disney Company.

He presently oversees a range of anti-piracy matters in the Asia Pacific Region and regularly works with industry associations and local authorities to develop strategies to take action against content piracy.

He is also an Associate Lecturer at the Singapore University of Social Science.

Prior his current role, Yew Kuin was practicing in an International Law Firm and has over a decade of experience in dealing with contentious and commercial IP matters.



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Dr. Jean Ho, FCIArb is Associate Professor of Law at the National University of Singapore. Fluent in French and Mandarin, Dr Ho was educated at New York University, l'Université de Paris I (Panthéon-Sorbonne) and Cambridge University. Dr. Ho is the sole author of *State Responsibility for Breaches of Investment Contracts*, and principal co-author of *International Investment Law and Arbitration*, both by Cambridge University Press. Dr. Ho is currently working on her third book, *Investors' International Law*, forthcoming with Hart Publishing. She is a Member of the BIICL Investment Treaty Forum, a Founding Member of the IEL Collective, a Member of the Editorial Advisory Board of the Asian International Arbitration Journal, and was nominated by the US Department of State as an Expert to the UNIDROIT Working Group on Agricultural Land Investment Contracts.



Dr. Stanley Lai SC is the Head of Allen & Gledhill's Intellectual Property Practice. He specialises in all forms of IP litigation and information technology disputes, and is also a commercial/chancery litigator. Stanley has also appeared in arbitrations both as arbitrator and counsel. He maintains a strong advisory practice for IP/data management and cybersecurity, serving a broad spectrum of clients. He also represents clients in investigations that are undertaken by the various agencies. In the biomedical and pharmaceutical sectors, Stanley has substantial experience in advising on healthcare and medical IP and regulatory issues concerning medicines, generics, patent linkage, bio-similars, medical devices, clinical trials, product recalls and product liability. Stanley is currently the Chairman of the Intellectual Property Office of Singapore. Stanley is also a member of the Singapore International Arbitration Centre IP Panel and Singapore Copyright Tribunal. He also serves as a Principal Mediator of the

Singapore Mediation Centre. He has published extensively on IP and information technology law, including the book entitled "The Copyright Protection of Computer Software in the United Kingdom".



Mr. Mark Lim is a Director and Chief Legal Counsel at IPOS (the Intellectual Property Office of Singapore), where he heads the Hearings team. He has more than 25 years of experience in intellectual property law. For a few years, he was also involved in several international arbitration proceedings.

Mark has published many articles in both local and international law journals, including a couple on international arbitration. He is a co-author of the chapter on Copyright in *Halsbury's Laws of Singapore: Volume 13(3) - Intellectual property* (2007 & 2018 Reissue, Lexis-Nexis, Singapore). He also co-teaches the module on *Foundations of IP Law* at the National University of Singapore's Faculty of Law, where he covers the section on patents.

About the Moderator



Mr. Yu-Jin Tay is a partner in Mayer Brown's Singapore office and head of the international arbitration practice in Asia. He has practised in Singapore, London, Paris and Washington DC and has over 20 years of specialist arbitration experience across a wide range of sectors including energy, natural resources, technology and manufacturing, construction and infrastructure and investment treaty arbitration, involving the world's leading arbitral seats and institutions. Since 2001, he has practised investment treaty arbitration and in 2013 was designated to ICSID's Panels of Arbitrators and Conciliators. Yu-Jin was one among four Asian lawyers featured in *Global Arbitration Review's* global 45 under 45 ranking and has been ranked among the top partners in *Arbitration: Future Leaders* for consecutive years. He is listed annually as leading individual in legal directories including *GAR's International Who's Who* (since 2010), in the Singapore, Indonesia, South Korea, India and Asia-wide chapters of *Chambers Asia-Pacific* and *Legal 500* (since 2008). In addition to counsel work, Yu-Jin sits regularly as presiding, sole and co-arbitrator in ICC, SIAC, HKIAC, LCIA, VIAC and ad hoc arbitrations. He is a Fellow and Vice-President of the Singapore Institute of Arbitrators. He is also a member of the specialist mediator panel of the Singapore International Mediation Centre.



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About the SI Arb President



Mr. Dinesh Dhillon is the Co-Head of the Allen & Gledhill's International Arbitration practice.

He has acted as lead counsel in international arbitration for global multinational corporations in the telecommunications, airline, hotel, commodities, construction, manufacturing and projects industries. He has also represented sovereign states in international arbitration cases. He has represented clients in landmark cases before the Singapore courts relating to jurisdiction of arbitral tribunals, challenges to arbitration awards and attempts to resist enforcement of foreign arbitration awards. Dinesh has represented multinational companies in cases before the Singapore International Commercial Court (SICC), Singapore High Court and Court of Appeal. Dinesh is the President of The Singapore Institute of Arbitrators, Honorary Treasurer of the Law Society's Pro Bono Services Office and Chair of the Asia Pacific Newsletter of the International Bar Association.

REGISTRATION CLOSING DATE: <u>21st January 2021</u>	FEES
Membership	Regular Rate
SI Arb Members	S\$ 40.00
Members of: Marine Offshore Oil & Gas Association (MOOGAS); Regional Arbitral Institute Forum (RAIF); Singapore Institute of Architects (SIA); Society of Construction Law Singapore (SCL (S)); Singapore Chamber of Maritime Arbitration (SCMA)	S\$ 60.00
Others	S\$ 90.00

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Practice Area: **Intellectual Property**
Training Level: **General**
Public CPD Points: 1

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