



Public CPD Points: 1.5



Supporting Organisation:



Arbitration and Insolvency: Never the Twain Shall Meet?

Tuesday, 22 June 2021, 6.00pm – 7.45pm

About this Webinar

Insolvencies and corporate restructurings are an unfortunate but inevitable consequence of economic upheaval. We are likely to see many of them in the wake of Covid-19, sadly, as businesses struggle to adjust. How then, do insolvencies and restructurings impact on arbitration?

This webinar will explore the interaction between arbitration and insolvency, including the effect of insolvency proceedings on proposed or existing arbitration proceedings, the pursuit of insolvency-related claims in arbitration, the involvement of insolvency practitioners as parties to arbitration, and the interaction of insolvency and enforcement proceedings. The speakers will address both the legal complexities and practical issues that arise in these situations. Just as many arbitrations are international, so are many insolvencies: the webinar will consider the position in Singapore and internationally, including in offshore jurisdictions.

Webinar Programme

Webinar participants will be able to watch and listen to (via computer audio or telephone line) the video presentation and Q&A discussion on their screens, receive a PDF copy of the presentation slides, as well as participate in the Q&A discussion by sending in their questions to the moderator via text using the built-in Q&A function.

6.00 – 6.15pm	Opening Remarks by Chairperson <i>Mr. Andrew Chan – Partner, Allen & Gledhill LLP</i>
6.15 – 7.30pm	Arbitration and Insolvency: Never the Twain Shall Meet? <i>Ms. Smitha Menon – Partner, WongPartnership LLP</i> <i>Mr. James Noble – Partner, Carey Olsen Singapore LLP</i> <i>Mr. Tham Wei Chern – Director, Fullerton Law Chambers LLC</i>
7.30 – 7.45pm	Q&A Session

About the Speakers



Ms. Smitha Menon is in the firm's International Arbitration, Special Situations Advisory and India Practices. Her dispute resolution practice includes banking and commercial transactions, joint ventures, private equity and shareholder disputes. Her restructuring mandates focus on representing corporate debtors and investors in cross-border turnaround situations.

Smitha's international and local appointments include being the Chair of the International Chamber of Commerce ("ICC") Singapore Arbitration Group and the Singapore alternate Court member on the ICC International Court of Arbitration. She is on the board of the Singapore network of the International Women's Insolvency and Restructuring Confederation (IWIRC) and is a Fellow of the Insolvency Practitioners Association of Singapore. Smitha expertise has also been recognised in various legal publications.



Mr. James Noble is based in our Singapore office and he leads the litigation, insolvency and restructuring practice in Asia and advises on Bermuda, British Virgin Islands (BVI) and Cayman Islands law. James is also the only litigator in Singapore who is Cayman and BVI admitted.

A specialist in complex and high value shareholder litigation, asset recovery, cross-border enforcement and insolvency, James has nearly 20 years' experience working in a wide variety of commercial, trust and estate disputes and private wealth matters. Recognised as an expert in asset recovery in the latest edition of Who's Who Legal, James regularly acts in high profile and market leading cases, particularly in connection with companies listed on the Hong Kong Stock Exchange.

James' team is the largest offshore litigation team in Singapore and Carey Olsen is ranked in Legal 500 at the top of tier 1 for offshore firms in Singapore.



Mr. Tham Wei Chern is a director at Fullerton Law Chambers LLC with almost 18 years in practice. His practice covers commercial and corporate disputes, restructuring and insolvency, banking and securities litigation, and employment related disputes, amongst others. He has represented parties as lead counsel in the High Court and the Court of Appeal in Singapore, and in international and domestic arbitrations.

Wei Chern is a Fellow of both the SI Arb and the CI Arb. He is also a Fellow of the Insolvency Practitioners Association of Singapore.



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About the Chairperson



Mr. Andrew Chan's practice encompasses commercial work, and is a specialist in dispute resolution, trusts, and insolvency. In arbitration, he has acted as counsel and been appointed arbitrator. He has given expert evidence for use in foreign courts and in arbitration and has mediated insolvency disputes. Andrew has also represented the Democratic Socialist Republic of Sri Lanka as Singapore counsel in an investment treaty arbitration.

In October 2011, Andrew was presented the "Minister for Law Outstanding Volunteer Award", the highest volunteer award for individuals given by the Ministry of Law Singapore, for providing expertise and helping shape insolvency practice in Singapore. Among others, Andrew is recognised in Best Lawyers 2021 for his expertise both in Insolvency and Reorganization Law and Arbitration and Mediation

REGISTRATION CLOSING DATE: 18th June 2021	FEES
Membership	Regular Rate
SI Arb Members	S\$ 40.00
Members of: Asia Pacific Institute of Experts (APIEx); Marine Offshore Oil & Gas Association (MOOGAS); Regional Arbitral Institute Forum (RAIF); Singapore Corporate Counsel Association; Society of Construction Law Singapore (SCL (S)); Singapore Chamber of Maritime Arbitration (SCMA); Singapore Institute of Architects (SIA)	S\$ 60.00
Others	S\$ 90.00

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Practice Area: **Alternative Dispute Resolution**
Training Level: **General**
Public CPD Points: **1.5**

SILE Attendance Policy

Participants who wish to obtain CPD Points are reminded that they must comply strictly with the Attendance Policy set out in the CPD Guidelines. For this activity, this includes logging in at the start of the webinar and logging out at the conclusion of the webinar in the manner required by the organiser, and not being away from the entire activity for more than 15 minutes. Participants who do not comply with the Attendance Policy will not be able to obtain CPD Points for attending the activity. Please refer to <http://www.sileCPDcentre.sg> for more information.

REGISTRATION, REFUND & CANCELLATION POLICY

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2. SI Arb reserves the right to update or amend the details of the programme and/or the names of speakers without prior notice.
3. SI Arb will not entertain any request for a refund of fees. However, a confirmed registrant who has paid in full the webinar fees but does not turn up for the webinar will be entitled to collect a set of the materials provided.
4. If you are unable to attend the event, an equivalent substitute may attend in your place at no extra charge provided that at least 3 days prior written notice is given to SI Arb.
5. We reserve the right to refuse to register or admit any participant, and to cancel or postpone the event.
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