

Regional Arbitral Institutes Forum (RAIF) Conference 2022

Wednesday, 30th November 2022 • 1.30pm – 5.00pm

The Straits Room, Level 4, The Fullerton Hotel Singapore
1 Fullerton Square, Singapore 049178

Hosted by:



SI Arb is delighted to present the RAIF Conference 2022. The RAIF Conference is back in Singapore for the first time since 2014, and SI Arb is pleased to be able to invite delegates to assemble in person again for the first time after the pandemic.

RAIF brings together nine professional institutes of arbitrators across the Asia-Pacific region to share knowledge and collaborate for the benefit of all our members. The RAIF Conference therefore presents a unique opportunity to catch up on events from all around our diverse region. This year's Conference will feature a keynote speaker and panel sessions. We will hear from speakers based across our region on a mixture of topics including both technical, legal issues and broader, practical concerns.

Our first main session, Challenges to Arbitral Awards: Recent Trends, will explore recent developments and jurisprudence regarding challenges to arbitral awards in RAIF jurisdictions. In 2022, courts continue to hear a diverse range of applications to set aside awards on questions of law, jurisdictional grounds or on allegations of irregularity. Taking a comparative law approach, we will seek to identify common threads as well as areas of difference across our region.

Our second main session is entitled World after COVID-19: Changing disputes and novel issues. COVID-19 has inevitably transformed and upended every facet of life, and arbitration is no exception. The pandemic has given and continues to give rise to new disputes due to the sustained disruption to daily life, business engagements and the economy. In addition to questions of force majeure, frustration and material adverse change (MAC) clauses in contracts, the Asia and Pacific region not only continues to grapple with new and novel issues but also witnesses exciting trends in the types of disputes coming before arbitral tribunals. In this session, speakers will discuss how COVID-19 and its after-effects have changed the dispute resolution landscape.

Keynote Speaker:

Justice Andre Maniam

Judge of the High Court, Singapore



Justice Andre Maniam was appointed Judicial Commissioner of the Supreme Court on 4 May 2020 and High Court Judge on 1 November 2021. He graduated with LLB (Honours) from the National University of Singapore and was awarded the Adrian Clark Memorial Medal for being the top law student for his year.

Justice Maniam had almost 30 years of experience as a lawyer, with the last 10 years as a Senior Counsel in various modes of dispute resolution including litigation, arbitration, and mediation. He previously headed the Litigation & Dispute Resolution Group at WongPartnership LLP.

Justice Maniam was on the panels of various arbitral institutes like the Singapore International Arbitration Centre and the Asian International Arbitration Centre. He sat as an arbitrator (chair, party-appointed, and sole), and acted as counsel in arbitrations and arbitration-related court proceedings. He is now the co-lead judge of the High Court's arbitration list.

Who Should Attend:

Arbitrators, arbitration counsel, litigators, in-house counsel, other users and professionals involved in arbitrations, academics and members of the business community interested in current developments in commercial arbitration.

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Programme

Time	Description
1.30 pm – 2.00 pm	Registrations
2.00 pm – 2.10 pm	Opening Remarks from the SIArb President and 2022 Chair of RAIF Mr. Tay Yu-Jin – 2022 Chair of RAIF; President, Singapore Institute of Arbitrators; Partner & Head, International Arbitration (Asia), Mayer Brown LLP, Singapore
2.10 pm – 2.30 pm	Keynote Address: The Pandemic and the Rise of Asia-Pacific Arbitration Justice Andre Maniam - Judge of the High Court, Singapore
2.30 pm – 3.30 pm	<p>Panel Session 1: Challenges to Arbitral Awards: Recent Trends</p> <p>In 2022, courts continue to hear a diverse range of applications to set aside awards on questions of law, jurisdictional grounds or on allegations of irregularity. In this session, speakers will discuss recent developments and jurisprudence regarding challenges to arbitral awards in their jurisdictions. Taking a comparative law approach, we will seek to identify common threads as well as areas of difference across our region.</p> <p>The desire to ensure certainty and finality has meant that parties challenging arbitral awards usually face a high threshold. However, we continue to see parties seeking to set aside arbitral awards for specific jurisdictional, procedural or public policy issues, and recent cases illustrate how courts are striking the balance. For example, Singapore's <i>CBP v CBS</i> [2020] SGHC 23 involved setting aside an arbitrator's award due to the breach of the fair hearing rule, whereas in Australia's <i>Hub Street Equipment Pty Ltd v Energy City Qatar Holding Company</i> (2021) 396 ALR 1, the enforcement of an award was declined based on material irregularities in the arbitral process. Singapore has also seen a rash of cases in which it has been argued, sometimes successfully, that tribunals have exceeded their jurisdiction due to the manner or circumstances in which issues have been raised in the arbitral proceedings.</p> <p>Time limits also remain important. In Hong Kong, the Court of First Instance refused to extend the three-month limit for a set-aside application made seven days late because the applicant failed to provide a satisfactory explanation for the delay (<i>A v. D</i> [2020] HKCFI 2887); in <i>Bloomberry Resorts and Hotels Inc and another v Global Gaming Philippines LLC</i> and another [2020] SGHC 1, the 90-day time limit to bring such an application was held to apply even in cases of fraud discovered at a later date.</p> <p>Panellists:</p> <ul style="list-style-type: none"> • Mr. Dranyl Jared P. Amoroso - Trustee and Senior Vice President for Advocacy, Philippine Institute of Arbitrators; Partner, Quisumbing Torres, Philippines • Mr. John Choong - Council Member, Hong Kong Institute of Arbitrators; Partner, Head of China Arbitration Practice, Freshfields Bruckhaus Deringer LLP, Hong Kong • Ms. Delphine Ho - Council Member, Singapore Institute of Arbitrators; Resident, The Arbitration Chambers, Singapore • Dr. Ir. Ahmad Rizal, SH, MH, FCBarb - Vice Chairman, Indonesian Institute of Arbitrators, Indonesia <p>Moderator: Ms. Tan Weiyi - Honorary Treasurer, Singapore Institute of Arbitrators; Partner, Clyde & Co Clasis LLP, Singapore</p>
3.30 pm – 3.55 pm	Networking Break
3.55 pm - 4.55 pm	<p>Panel Session 2: World after COVID-19: Changing Disputes and Novel Issues</p> <p>COVID-19 has inevitably transformed and upended every facet of life, and arbitration is no exception. The pandemic has given and continues to give rise to new disputes due to the sustained disruption to daily life, business engagements and the economy. In addition to questions of force majeure, frustration and material adverse change (MAC) clauses in contracts, the Asia and Pacific region not only continues to grapple with new and novel issues but also witnesses exciting trends in the types of disputes coming before arbitral tribunals.</p> <p>Each country within the Asia-Pacific has its own unique and nuanced political and legal landscape. Many of the large projects on the horizon relate to the development of civil infrastructure, primarily in energy, water, waste and transportation sectors. These complex infrastructure, energy and construction projects such as China's Belt and Road initiatives continue to involve more international stakeholders and impact our dispute resolution scene within the region.</p> <p>In this session, speakers will discuss how the dispute resolution landscape has changed during the COVID-19 pandemic and how it continues to develop as we experience its after-effects.</p> <p>Panellists:</p> <ul style="list-style-type: none"> • Prof. Shin-Ichiro Abe – Chairman, Japan Institute for International Arbitration Research and Training; Visiting Professor, Chuo Law School and Kokushikan Graduate School of Law, Japan • Ms. Victoria Loi - Deputy President, Malaysian Institute of Arbitrators; Partner, Shook Lin & Bok, Malaysia • Dr. Colin Ong KC - President, Arbitration Association Brunei Darussalam; King's Counsel and Chartered Arbitrator, 36 Stone (London); Counsel, Eldan Law LLP (Singapore); Senior Partner, Dr Colin Ong Legal Services (Brunei) • Ms. Donna Ross - Member of National Determinative Committee, Resolution Institute; Independent Arbitrator, Donna Ross Dispute Resolution, Australia • Ms. Ereblinda Sadiku - Legal Counsel, Thailand Arbitration Center, Thailand <p>Moderator: Mr. Ramesh Selvaraj – Honorary Secretary, Singapore Institute of Arbitrators; Partner, Allen & Gledhill LLP, Singapore</p>
4.55 pm - 5.00 pm	Closing Remarks
5.00 pm	End

Conference Opening & Closing Speaker, Session Chairs & Moderators

(In Order of Appearance)



Mr. Tay Yu-Jin – 2022 Chair of RAIF; President, Singapore Institute of Arbitrators; Partner & Head, International Arbitration (Asia), Mayer Brown LLP, Singapore

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 international 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 2011 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 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 President of the Singapore Institute of Arbitrators. He is also a member of the specialist mediator panel of the Singapore International Mediation Centre.



Ms. Tan Weiyi – Honorary Treasurer, Singapore Institute of Arbitrators; Partner, Clyde & Co Clasis LLP, Singapore

Ms. Tan Weiyi is a partner at Clyde & Co Singapore. She represents and advises clients in a range of cross-border commercial disputes, including transactional, licensing, intellectual property, employment and tenancy disputes. Weiyi also represents clients in investigations and enforcement

actions, focused on corruption, financial fraud and other white-collar criminal offences. Weiyi is an accredited arbitrator and mediator, and has been appointed as sole arbitrator in SIAC proceedings and co-mediator in mediation proceedings administered by the SMC. She serves as Honorary Treasurer of the Singapore Institute of Arbitrators and chairs the Institute's Membership Committee. She is also a Certified Fraud Examiner and serves as President of the Association of Certified Fraud Examiners' (ACFE) Singapore Chapter. Weiyi has published in various arbitration journals, including the Asian International Arbitration Journal and Contemporary Asia Arbitration Journal. She is the recipient of several awards, and most recently nominated in 2021 for "Litigator of the Year – South East Asia" at the Asian Legal Business (ALB) Women in Law Awards and "Lawyer of the Year – White Collar Crime" at the Euromoney Women in Business Law Awards.



Mr. Ramesh Selvaraj – Honorary Secretary, Singapore Institute of Arbitrators; Partner, Allen & Gledhill LLP, Singapore

Mr. Ramesh Selvaraj is the Co-Deputy Head of the International Arbitration Practice and Recruitment Partner at Allen & Gledhill LLP. His expertise lies in advising across a broad spectrum of contentious work. He has acted as lead counsel in both domestic and international arbitrations across various

corporate and commercial sectors, including the hospitality, commodities and construction industries. He is recommended for his expertise in international arbitration and commercial litigation in leading publications, such as The Legal 500 Asia Pacific where he has been described as an "excellent attorney", an "outstanding

lawyer" and one who has "an excellent grasp of many areas of the law". Ramesh is a Fellow of the Singapore Institute of Arbitrators and is also an accredited Principal Mediator with the Singapore Mediation Centre. Ramesh is the immediate past Chair of the YSIAC Committee formed under the auspices of the Singapore International Arbitration Centre.

Conference Speakers

(Alphabetical by Surname)



Prof. Shin-Ichiro Abe – Chairman, Japan Institute for International Arbitration Research and Training; Visiting Professor, Chuo Law School and Kokushikan Graduate School of Law, Japan

Shin-Ichiro Abe is the Chairman of Japan Institute for International Arbitration Research and Training and has had 28 years of experience as a lawyer working in both domestic and international dispute resolution (including litigation, ADR, mediation and arbitration). Professor Abe is a visiting law professor both at Chuo Law School, Kokushikan University (Master and Doctor of Law), and has years of experience teaching dispute, ADR and Corporate law. Professor Abe is the founder of Kasumigaseki International Law office (International Arbitration Chambers) and was formerly one of the heads of Baker & McKenzie Japan's departments. Professor Abe has contributed to numerous publications and spoken at many domestic and international events in the fields of arbitration/mediation, corporate law. He speaks regularly at arbitration conferences and seminars across the World but has a particular interest in the ASEAN region.

Professor Abe's more recent publications relating to arbitration include:

- "International Arbitration in Japanese Bankruptcy Cases" Japan Commercial Arbitration Journal VOL.2 JCAA, September 2021
- "Interaction between Arbitral Tribunals Seated in Japan and Japanese Courts", International Business Law (Second Edition), Wolters Kluwer, September 2019.



Mr. Dranyl Jared P. Amoroso - Trustee and Senior Vice President for Advocacy, Philippine Institute of Arbitrators; Partner, Quisumbing Torres, Philippines

Jared is a partner in Quisumbing Torres' Dispute Resolution Practice Group. He heads the Firm's Transportation and Logistics Industry Group. Jared has 11 years of litigation experience, with a particular focus on criminal litigation and commercial arbitration. He is a Fellow of the Chartered

Institute of Arbitrators (FCI Arb) and the Philippine Institute of Arbitrators (FPI Arb), where he also serves as Trustee and Senior Vice President for Advocacy. He is an accredited arbitrator of the Philippine Dispute Resolution Center Inc. (PDRCI), the Office for Alternative Dispute Resolution (OADR), and the Philippine Wholesale Electricity Spot Market (WESM). Jared sat as an arbitrator in the first WESM arbitrations in the Philippines, and has acted as counsel in ad hoc and institutional arbitrations. He conducts MCLE lectures on commercial arbitration, and has co-authored a book on the matter. He teaches Civil Procedure, Special Civil Actions, and Sales Law at the Far Eastern University Institute of Law.



Mr. John Choong - Council Member, Hong Kong Institute of Arbitrators; Partner, Head of China Arbitration Practice, Freshfields Bruckhaus Deringer LLP, Hong Kong

John Choong is a Partner in Freshfields' International Arbitration Group and leads the China arbitration practice. Over the course of over two decades, John has acted as trusted adviser to Fortune 500

and other international companies on their most significant arbitrations and cross-border disputes. These have included a number of billion-dollar disputes which have resulted in favourable awards or successful resolutions. John has also acted on a number of widely reported landmark international litigations and investigations. John is recognized as a leading individual by the legal directories, and is also regularly sought after as presiding or sole arbitrator. He is a Chartered Arbitrator and fellow of various arbitral institutes, including the Hong Kong and Singapore Institute of Arbitrators. John holds a DiplCarb and serves on the Council and committees of leading arbitration organisations. In 2022, John was awarded "International Arbitration Lawyer of the Year" in the Benchmark Litigation Asia-Pacific Awards.



Ms. Delphine Ho - Council Member, Singapore Institute of Arbitrators; Resident, The Arbitration Chambers, Singapore

Ms Delphine Ho is currently an independent arbitrator and mediator, and resident at The Arbitration Chambers. She was formerly the Registrar of the Singapore International Arbitration Centre (SIAC) from 2016 to 2021, overseeing the administration of thousands of arbitration

cases filed with the SIAC and conducted under the SIAC Arbitration Rules (multiple editions), the UNCITRAL Rules and other institutional rules. Delphine was called to the Singapore Bar in 2003 and has practiced in both large and boutique legal firms. Her private practice spanned a broad spectrum of international commercial disputes, including construction and infrastructure projects, shareholder and joint venture disputes, energy, transportation and technology. She entered the Singapore judicial service in 2013, serving concurrently as an Assistant Registrar in the Supreme Court and District Judge of the State Courts. In addition to her practice, Delphine teaches international arbitration at various levels, and is a member of the Singapore Institute of Arbitrators' (SIArb) faculty.



Ms. Victoria Loi - Deputy President, Malaysian Institute of Arbitrators; Partner, Shook Lin & Bok, Malaysia

Victoria Loi is an advocate and solicitor of the High Court of Malaya and a dispute resolution partner of Shook Lin & Bok, Kuala Lumpur. She is experienced in arbitration, building, construction and engineering disputes, general litigation, and adjudication under the Malaysian

Construction Industry Payment and Adjudication Act 2012 (CIPAA). Victoria is ranked as a "Future Star" by Benchmark Litigation Asia-Pacific (2018-2022) and described amongst others as being "very thorough in going through the details of the subject matter in dispute, able to provide good solutions and is knowledgeable in construction contract and dispute". She holds fellowships of the Chartered Institute of Arbitrators (CI Arb) and The Malaysian Institute of Arbitrators (MI Arb) and is on the panels of arbitrators and adjudicators of the Asian International Arbitration Centre (AIAC). She is the Deputy President of MI Arb (2021-2023) and a member of the Society of Construction Law Malaysia.



Dr. Colin Ong KC - President, Arbitration Association Brunei Darussalam; King's Counsel and Chartered Arbitrator, 36 Stone (London); Counsel, Eldan Law LLP (Singapore); Senior Partner, Dr Colin Ong Legal Services (Brunei)

First ASEAN practitioner appointed English Queen's Counsel (now King's Counsel). Master of the Bench of the Inner Temple. Ranked as a top-30 global arbitration practitioner by *Expert Guides:*

Best-of-the-Best Arbitration (2017-2021). Listed by *Who's Who Legal as a Thought Leader* in Arbitration/Construction/Litigation (2017-2021). He has sat as arbitrator and/or acted as lead counsel in over 370 arbitrations. He is professor of civil and common law

across different jurisdictions. First English Silk appointed to China's Supreme People's Court International Commercial Expert Committee. *Legal500 English Bar (AP) Commercial Silks 2022 describes him as "lethal in his case strategy and as a cross-examiner; he is surgical sharp like a par excellence surgeon."* *Legal500 London Bar International Arbitration (Leading counsel as arbitrators) 2022: - "An exceptionally experienced international arbitrator who is extremely responsive, intellectually brilliant, diligent and very fair."*



Dr. Ir. Ahmad Rizal, SH, MH, FCBArb - Vice Chairman, Indonesian Institute of Arbitrators, Indonesia

Dr. Ir. Ahmad Rizal is currently the Vice Chairman of Indonesian Institute of Arbitrators. He was one of the BPH Migas Committees (Regulatory Body for Downstream Oil & Gas Business Activities Republic Indonesia) from 2017 to 2021.

Not only that he has served as a Permanent Delegation of the Indonesian Government to the Indonesia-European Union Comprehensive Economic Partnership Agreement (I-EU CEPA), but he has also been an Indonesian delegation for the International Renewable Energy Agency (IRENA) from 2018 to 2021. He has worked as the Chairman of the South Sumatra Chamber of Commerce and Industry (KADIN) for 10 years and Chairman of the South Sumatran Indonesian Engineers Association (PII). As an Arbitrator, he has had experience both ad hoc and institutional in the fields of construction, telecommunication, mining, oil and gas, electricity and power. He is a listed arbitrator and fellow at BANI Arbitration Center, yet, also a Certified Mediator.



Ms. Donna Ross - Member of National Determinative Committee, Resolution Institute; Independent Arbitrator, Donna Ross Dispute Resolution, Australia

Donna Ross, the principal of Donna Ross Dispute Resolution, is an independent arbitrator, mediator and commercial lawyer. She is admitted to practice in Australia and New York and holds a French civil law degree and is multilingual and multicultural and has a broad-based

background in business and technology. In addition to serving as a neutral, Donna advises and acts for clients in deals and disputes in a range of industries, including construction, IT, franchising, licensing, finance, property and the wine industry. Donna is a Fellow of Resolution Institute, a Fellow and faculty member of CI Arb. She was named Australasian Arbitrator of the Year in 2020 and Most Influential Lawyer in 2021, and is an Accredited Specialist in Mediation Law and a Doyle's Guide Leading Mediator. She sits on RI's National Determinative Committee and the advisory board of ArbitralWomen and teaches and presents regularly on arbitration and dispute resolution.



Ms. Ereblinda Sadiku - Legal Counsel, Thailand Arbitration Center, Thailand

Ereblinda Sadiku is a Swiss Lawyer who works as a Legal Counsel at the Thailand Arbitration Center. She studied at the University of Fribourg (Switzerland) and the University of Vienna (Austria), where she focused her expertise on international law and alternative dispute resolution on an international level. Very motivated, her purpose is to promote Thai Arbitration

abroad but also Arbitration in Thailand. Benefiting from the Swiss efficiency and professionalism, she is willing to help her institution to grow with international standards while insisting on maintaining the essential Thai features. As a key member of THAC, she plays the role of a Lawyer, specialized in international law, which enables her to offer extensive advice to a foreign market. She also helps the Center on many issues, such as the Rules Review, and its expansion on a more general basis.



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Registration closes on **23 November 2022**.

To secure your place, please **REGISTER ONLINE** via our website by **23 November 2022**.

	Per Person Pricing: SI Arb Member	Per Person Pricing: Member of: · Regional Arbitral Institute Forum (RAIF) Partner Institute · Asia Pacific Institute of Experts (APIEx) · Singapore Chamber of Maritime Arbitration (SCMA) · Singapore Corporate Counsel Association (SCCA) · Singapore Institute of Architects (SIA) · Society of Construction Law Singapore (SCL (S))	Per Person Pricing: Non-Member
Commercial Arbitration Symposium + RAIF Conference + 40 th Anniversary Dinner	S\$ 585.00	S\$ 800.00	S\$ 1000.00
Commercial Arbitration Symposium + RAIF Conference	S\$ 430.00	S\$ 600.00	S\$ 780.00
RAIF Conference + 40 th Anniversary Dinner	S\$ 380.00	S\$ 510.00	S\$ 630.00
RAIF Conference only	S\$ 200.00	S\$ 280.00	S\$ 360.00

PAYMENT DETAILS

- ❖ **CHEQUE PAYMENT DETAILS:** Cheque payment should be made payable to “Singapore Institute of Arbitrators” and arrive at the SI Arb Secretariat office with your completed registration form before the closing date, 23 November 2022. Registrations will be on a first come first served basis and the Secretariat may have to turn away delegates after capacity has been reached.
- ❖ **CREDIT CARD DETAILS:** Please [CLICK HERE](#). (Please select payment category accordingly).
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Practice Area:
Alternative Dispute Resolution
Training Level: **General**
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