



SINGAPORE INSTITUTE OF ARBITRATORS

- Course** : **International Entry Course (IEC)**
- Date** : **23 October 2009, Friday**
- 0900-1245 hours
Module 1: An Introduction to Arbitration
- 1400-1730 hours
Module 2: Commencement of Arbitration and the Tribunal
- : **24 October 2009, Saturday**
- 0900-1230 hours
Module 3: The Arbitration Procedure
- 1345-1715 hours
Module 4: The Award
- 31 October 2009, Saturday**
- 0900-1100 hours
Written Assessment
- Venue** : **Marina Mandarin Singapore**
6 Raffles Boulevard
Singapore 039594

Applications are invited for participation in the International Entry Course. Candidates who pass the Course may, subject to satisfying other relevant criteria, qualify for admission as a Member of the Singapore Institute of Arbitrators.

SYNOPSIS OF THE COURSE

The International Entry Course consists of 4 Modules conducted over two full days (23 and 24 October 2009). Each Module covers a particular segment of arbitration law and practice. Module 1 gives an overview of arbitration and introduces key concepts like "seat" and *lex arbitri*. Module 2 covers the commencement of arbitration and the constitution of the tribunal. Module 3 goes into the arbitration procedure, from statements to the substantive hearing. Module 4 discusses the award, and the further steps that may be taken to challenge or enforce the award. Details of each module are attached (Appendix 1).

A candidate may apply to sit for only some of the Modules, although only successful completion of all the course modules (with 100% attendance) and a 2-hour written assessment will lead to qualification for membership as Member of SI Arb, subject to other requirements. For example, candidates must be at least twenty-five (25) years old at the date of application for membership.

FEES STRUCTURE

Details of the applicable fees are as follows:

1. Module 1 – The arbitration agreement, arbitral rules and *lex arbitri* : S\$ 450.00
2. Module 2 – Commencement of Arbitration and the Tribunal : S\$ 450.00
3. Module 3 – The Arbitration Procedure : S\$ 450.00
4. Module 4 – The Award : S\$ 450.00
5. Modules 1, 2, 3 and 4 and a Written Assessment : S\$1,800.00

***10% discount for members of the Singapore Institute of Arbitrators (SI Arb)**

REGISTRATION

Please return the duly-filled registration form (attached in Appendix 2) with the fees applicable.

COURSE DIRECTOR

Mr. Chan Leng Sun is admitted to practice in Malaysia, Singapore and England. He has been a partner in Ang & Partners since 1995. Leng Sun chairs the ADR Committee of the Singapore Law Society and the Education Committee of the Singapore Institute of Arbitrators. He is a Fellow of the Singapore Institute of Arbitrators, the Chartered Institute of Arbitrators and the Malaysian Institute of Arbitrators. Leng Sun sits as an arbitrator and adjudicator on the panel of various institutions, such as the Singapore International Arbitration Centre, the Financial Industry Disputes Resolution Centre (FIDReC), the Income Tax Board of Review and the Maintenance of Parents Tribunal. Leng Sun is Adjunct Faculty for International Commercial Arbitration at the SMU School of Law. He previously taught at the NUS Law Faculty and served with the United Nations Compensation Commission in Geneva. He was also a CIAC-SIAC Observer to the UNCITRAL Working Group on Arbitration. Leng Sun's papers have been published in numerous international journals and cited in leading references such as Arnould's *Marine Insurance* (2008 ed.). He is Country Commentator for Singapore in Tetley's *Marine Cargo Claims* (4th ed).

COURSE LECTURERS

Mr. Johnny Tan is Principal Partner of LT&T Architects. A Colombo Plan Scholar, he graduated from the University of Western Australia. He was an Executive Architect in the Housing and Development Board (HDB) before setting up LT&T Architects. He has been on the Singapore Institute of Architects Panel of Arbitrators since 1993 and a Mediator from 1997. He is on the panel of the Singapore International Arbitration Centre, the Hong Kong International Arbitration Centre, Dubai International Arbitration Centre and the Kuala Lumpur Regional Centre for Arbitration. Mr. Tan is also a Neutral Evaluator with the Singapore Mediation Centre. In addition to these professional commitments Mr. Tan has been active in a number of

professional bodies. In the Singapore Institute of Architects (SIA), he held the posts of Honorary Secretary, 2nd Vice-President and 1st Vice-President between 1995 and 2000. He has been the Chairman of the SIA Contracts Committee between 1996 and 2000 and is also a member of its Arbitration and Mediation Committee. Mr. Tan has also held several positions in the Council of the Singapore Institute of Arbitrators and is the current President since 2007. He is one of the founding committee members of the Society of Construction Law (Singapore) and is its current Assistant Honorary Treasurer. Mr Tan served a two-year term as a board member on the Board of Architects (BOA) in 1999 – 2000, and was a member of its Task Force on Continuing Professional Development for Professionals in the Construction Industry, appointed by the Ministry of National Development. A firm believer in the value of education, Mr Tan has been a part-time lecturer in Legal and Contractual Studies for the Honours and Master of Architecture degrees at the National University of Singapore and was a visiting lecturer for the Masters of Science Construction Law and Dispute Resolution under the Joint National University of Singapore and King's College, London. He has conducted tutorials for architects taking the BOA Professional Practice Examination since 1997. He, presently, sits on the Board of Governors, Singapore Polytechnic.

Mr. Andrew Chan is a Partner in Litigation & Dispute Resolution and Deputy Head of the Corporate Restructuring and Insolvency Practice Group. His practice encompasses commercial work, and is a specialist in dispute resolution (especially arbitration), trusts, and insolvency (corporate and personal), in particular schemes of arrangement and compromise (cross-border and domestic) where he has advised on and structured schemes involving major corporations. In arbitration, he has acted as counsel, been appointed arbitrator and appointed to give expert evidence on Singapore law. He has also given expert evidence for use in a foreign court. Andrew has been noted as a leading insolvency and restructuring lawyer in *The Asia Pacific Legal 500* since 2005. In the 2005/2006 edition of the directory, he is noted to be a "star" in the Firm's arbitration practice. The 2007/2008 edition recommends him for international arbitration. *Asialaw Profiles (2007)* lists Andrew as a key practitioner under Dispute Resolution. The *PLC Cross-border Restructuring and Insolvency Handbook (2007/2008 and 2008/2009)* lists Andrew as a leading lawyer in the area and describes him as a "highly regarded cross-border insolvency specialist". *Chambers Asia 2008* describes Andrew in the area of restructuring and insolvency as "very smart" and "indispensable for difficult matters in court, where complex legal issues are involved". Andrew is noted in *Who's Who Legal Singapore 2008* to be "an 'authority on schemes of arrangement, both cross-border and domestic'." The *2007 Guide to the World's Leading Insolvency and Restructuring Lawyers* lists Andrew as a leading practitioner. He is also listed under Insolvency and Reorganisation in the recently published *Best Lawyers International*. Andrew is a Fellow and Council member of the Singapore Institute of Arbitrators (as well as being on its panel of tutors). He is on the panels of arbitrators of the Singapore International Arbitration Centre, the Law Society Arbitration Scheme and the Singapore Institute of Arbitrators. He is also Deputy Chairman, Director and Fellow of the Insolvency Practitioners Association of Singapore, Vice-Chairman of the Insolvency Committee of Law Society and Director of the newly incorporated American Arbitration Association Pte Ltd. In addition, he is a member of both the main and working committees looking into proposed changes to Singapore's insolvency legislation through the creation of an omnibus Insolvency Act for Singapore. Andrew has written over 60 articles covering many areas of the law and has contributed to various publications. On insolvency, Andrew is the General Editor of the leading local practitioner's book entitled *Law & Practice of Corporate Insolvency*. Andrew has also co-authored two works on personal insolvency: *Butterworths Annotations of The Singapore Bankruptcy Act and Law And Practice of Bankruptcy In Singapore and Malaysia*. On arbitration, he has co-authored the Singapore Chapter of the publication *Arbitration in Asia*. Andrew's writings have been cited in decisions of the Singapore Court of Appeal, High Court and District Court. Andrew read law at the National University of Singapore. He is fluent in English and Bahasa Malaysia.

Mr. Naresh Mahtani has been in legal practice for over 27 years, with local, regional and international experience in commercial transactions, construction, engineering and infrastructure projects work, oil and gas construction projects, dispute resolution and related areas of law. He is currently a Consultant at ATMD Bird & Bird LLP in Singapore. He has been appointed as Adjudicator in construction claim disputes and as Arbitrator and Arbitration Counsel in major construction and international arbitrations involving construction and commercial disputes in the building & construction industry and oil & gas industry in Singapore, Indonesia, Malaysia and United States of America. He is a Fellow of the Singapore Institute of Arbitrators and the Chartered Institute of Arbitrators. He has written and presented many articles and papers on subjects concerning contracts, dispute resolution, construction law and the legal profession. Over the past 27 years, he has practiced in various capacities, including Managing Partner of ATMD in 1998-1999; Senior Partner at ATMD from 1994 to 1999 and Chief Executive Officer of the Law Society of Singapore in 2000 and 2001. He serves on various arbitration panels and committees including:

Panel of Arbitrators of Dubai International Arbitration Centre (DIAC);

Asia-Pacific Regional Grouping (APRAG) Panel of Arbitrators;

Regional Panel of Arbitrators of the Singapore International Arbitration Centre (SIAC);

Disputes & Compensation Resolution Panel of Singapore Wholesale Electricity Market;

Member, Adjudication Panel of the Financial Industry Disputes Resolution Panel;

Member, Lay Person Panel, Disciplinary Committee of Singapore Institute of Architects;

Member, Disciplinary Committee of National Service Resort & Country Club;

Chairman (2006-2008) of the Society of Construction Law, Singapore;

Council Member (2006-2008) of Singapore Institute of Arbitrators;

Panel of Tutors of Singapore Institute of Arbitrators (2007-2008);

Accredited Adjudicator at Singapore Mediation Centre (2008-2009)

Mr. Ganesh Chandru specialises in International Arbitration and Commercial Litigation. He is admitted to practice in Singapore, England and India. Prior to joining Rajah & Tann LLP, Ganesh was the Counsel & Assistant Registrar at the Singapore International Arbitration Centre (SIAC) where he was involved in the daily administration and management of all international and domestic arbitrations that came under the care of SIAC. He was also involved in SIAC's initiatives in India and coordinated the setup of an arbitration centre in New Delhi spearheaded by the Construction Industry in India. He regularly speaks on arbitration and has lectured at the International Entry Course on Arbitration Law & Practice jointly conducted by the Singapore Institute of Arbitrators and the Chartered Institute of Arbitrators. He is a co-author of the Singapore Chapter in *The International Comparative Legal Guide to International Arbitration* (4th Edition, 2007). During his law school days, Ganesh was an avid participant in moot court competitions and he represented India at the Philip C. Jessup International Law Moot Court Competition in Washington DC, USA. He was among the top 5% of his LLB class. As a graduate student, Ganesh was awarded the NUS Research Scholarship and was conferred an LLM degree by the National University of Singapore for his thesis on '*International Commercial Arbitration and Information Technology*'. He is an Arbitrator on SIAC's Panel of Arbitrators, a Fellow of the Chartered Institute of Arbitrators (CI Arb), a Fellow of the Singapore Institute of Arbitrators (SI Arb), a Panel Arbitrator on SI Arb's Secondary Panel of Arbitrators, a Committee Member of 'CI Arb (East Asia Branch) - Singapore Chapter' and a member of LCIA's Young International Arbitration Group. His practice encompasses advising and representing parties in Arbitration matters (under Rules of various Arbitral Institutions as well as in *ad hoc* arbitrations) and before the Courts. He also acts as Arbitrator in International Arbitrations. Ganesh has been recognised in the *Global Arbitration Review 100* (2009) as a "significant" name.

SIARB INTERNATIONAL ENTRY COURSE (IEC) PROGRAMME STRUCTURE

4 Modules and a written assessment to be passed for successful completion of the course:

**Module 1 – An Introduction to Arbitration (\$450.00/3 hours)
23/10/2009 0900-1245 hours**

- a. The essential features of arbitration
- b. The differences between arbitration and other forms of dispute resolution
- c. The arbitration agreement
- d. The different types of arbitrations, including ad hoc and institutional arbitrations
- e. The laws applicable to an arbitration
- f. The meaning of the “seat” of the arbitration and the *lex arbitri*
- g. An overview of the domestic and international arbitration legislation of Singapore

**Module 2 – Commencement of Arbitration and the Tribunal (\$450.00/3 hours)
23/10/2009 1400-1730 hours**

- a. Commencement of arbitration – applicable procedure, method and significance
- b. Establishment and composition of the Tribunal – applicable procedure, number, competency, impartiality, etc
- c. Powers and jurisdiction of the Tribunal
- d. Challenge of the Tribunal

**Module 3 – The Arbitration Procedure (\$450.00/3 hours)
24/10/2009 0900-1230 hours**

- a. Ad hoc or Institutional
- b. Statement of Case/Statement of Defence/Reply & Terms of Reference
- c. Preliminary Meeting and Procedural Directions
- d. Documentary Evidence and Witnesses
- e. The Substantive Hearing

**Module 4 – The Award (\$450.00/3 hours)
24/10/2009 1345-1715 hours**

- a. Interim and Final Awards
- b. Form and Contents
- c. Challenge and Appeal
- d. Recognition and Enforcement of Awards

Format

Each Module comprises lectures and a tutorial. Candidates wishing to complete the whole course must take a written assessment of 2 hours on Saturday, 31/10/09, from 0900 to 1100 hours.



SINGAPORE INSTITUTE OF ARBITRATORS

INTERNATIONAL ENTRY COURSE

Dates : 23 October (Friday), 24 October (Saturday) and 31 October 2009 (Saturday)
Venue : 6 Raffles Boulevard, Marina Mandarin
Marina Square, Singapore 039594

REGISTRATION

Singapore Institute of Arbitrators
32 Maxwell Road #02-07
Maxwell Chambers
Singapore 069115
Tel: (65) 6372 3931/32
Fax: (65)63271938
siarb@siarb.org.sg
www.siarb.org.sg

Please tick where applicable:

I seek to participate in the following:

- Module 1, 2, 3 or 4 @ S\$450/- per
Module (*please circle accordingly*)
- Module 1, 2, 3 & 4
(incl. written assessment) @ S\$1,800/-
- Member of the SI Arb
- Member of other professional
organisation/s: _____
(*please provide details*)

Personal Details

Salutation (Professor/Dr/Mr/Mrs/Ms): _____

Full Name (Underline Surname): _____

Date of Birth: _____ Gender: Female Male

Address: _____

Primary Profession: _____

Telephone: _____ Mobile: _____ Facsimile: _____

Email: _____

Special dietary requirements, if any (ie vegetarian, etc): _____

Company Details

Organisation Name: _____

Address: _____

Telephone: _____ Facsimile: _____

Website: _____

Payment Method

[] Credit Card VISA / MasterCard (Please circle)

Cardholder's Name: _____

Card No: _____ Expiry Date: _____

Signature: _____ Date: _____

[] Cheque (Bank & No.) _____
(Cheque payments should be made payable to "Singapore Institute of Arbitrators")

[] Telegraphic Transfer

Payment should be made to: Singapore Institute of Arbitrators,
A/C No.: 208-308-736-8, Swift Code: UOVBSGSG, Bank: United Overseas Bank (Upper Bukit
Timah Branch), Address: 148 Upper Bukit Timah Road, Singapore 588178

Important Notes:

1. Acceptance or rejection of an application is entirely discretionary and no reasons will be given for rejecting an application.
2. Closing date is 16 October 2009.
3. The Organiser reserves the right to cancel, curtail or change the content of programmes and the names of tutors/facilitators without prior notice.
4. The Organiser reserves the right to cancel or postpone the programme in which case refunds will be given, but otherwise, no refunds will be made for cancellations or no-shows by those who registered.