



THE MARITIME LAW ASSOCIATION OF SINGAPORE

in association with

SINGAPORE CHAMBER OF MARITIME ARBITRATION



present

ANTISUIT INJUNCTIONS, JURISDICTION AND ARBITRATION

a talk by

Stephen Males QC
20 Essex Street

Michael Collett
20 Essex Street

Stamford Raffles Room
Maxwell Chambers
32 Maxwell Road

Monday 18th January 2010

6.00 p.m. to 7.20 p.m. (with drinks and canapés thereafter)

About this event: This talk will deal with recent developments in English law concerning remedies for breach of an arbitration clause. Cases such as *The Front Comor* have made it impossible for an English court to grant an anti suit injunction, at any rate in cases with a European dimension, while the very recent decision of the Court of Appeal in *The Wadi Sudr* has shown that public policy will not prevent recognition of a judgment obtained in breach of an arbitration clause. However, this does not mean that arbitrators have no power to provide an appropriate remedy, either by granting an injunction themselves or by awarding damages as in *CMA-CGM v. Hyundai*, while in non-EU cases the role of the courts and of arbitrators continues to develop in parallel (*Starlight Shipping v. Tai Ping* and *The Kallang/The Duden*). The talk will also review the

latest cases in shipping law to reach the English courts, such as *Midgulf International v. Groupe Chimiche Tunisien*.

Who should attend

- Lawyers
- In-house counsel & legal officers working in shipping, insurance and trade
- Managers in the shipping, insurance and trade industry

Program Outline

5.30 p.m. to 6 p.m.	Registration
6 p.m. to 6.15 p.m.	Welcome by Chairman, Mr Simon Davidson
6.15 p.m. to 7 p.m.	Speeches
7 p.m. to 7.20 p.m.	Q&A chaired by Chairman
7.20 p.m. to 8 p.m.	Drinks and canapés
NOTE	As there will be a substantial amount of content to the event, the event will start promptly. Attendees are requested to be punctual

CHAIRMAN

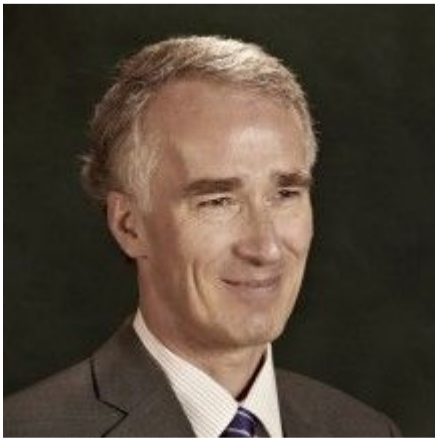


Simon Davidson specialises in shipping, focussing mainly on dispute resolution arising from charterparties, bills of lading, shipbuilding, collisions, fire and explosion, salvage, general average, groundings, total loss, towage, offshore and limitation. He is described as a “fine exponent of dry work” and “very competent and able” in his specialism of marine and commodity trading litigation, in Chambers Guide to Leading Lawyers 2006. Simon is Treasurer of the Maritime Law Association of Singapore.

SPEAKERS

20 Essex Street is a leading and long-established set of commercial barristers' chambers whose members offer great breadth and depth of legal expertise and litigation experience. Members of chambers are instructed on behalf of individual, corporate and governmental clients from around the world to advise and appear as advocates in court or arbitration in relation to a broad range of disputes. 20 Essex Street is also home to a number of highly respected domestic and international arbitrators and mediators, some of whom were previously judges either in the UK or overseas. The members of 20 Essex Street have been invited by the Singapore Ministry of Law to take part in the development of the country's new International Arbitration Centre at Maxwell Chambers and have established offices in Maxwell Chambers

Stephen Males, Queen's Counsel



Stephen Males became Queen's Counsel in 1998. His practice involves a wide range of international commercial disputes, including all aspects of international trade and sale of goods, as well as shipping, insurance, banking, professional negligence and energy law. Many cases raise issues of private international law and of arbitration law and practice. Stephen also acts frequently as an arbitrator (SIAC, ICC, LCIA, LMAA). Identified in the leading directories he "gets results through tenacity and courtesy" and is an "astute and smooth advocate"

Michael Collett



Michael Collett was called to the Bar of England and Wales in 1995. His areas of practice include shipping (charterparty, bill of lading, shipbuilding and ship sale and purchase disputes) carriage of goods by road, international trade, commodities, conflicts of laws, insurance (including Marine & P & I cover), reinsurance and banking. Michael also accepts appointments as arbitrator. He is identified by the leading directories as a leading junior for shipping and commodities with comments that he is a "rising star" and "simply outstanding"

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REGISTRATION FORM

\$35.00

for members of Singapore Shipping Association, Singapore Academy Of Law, Maritime And Port Authority Of Singapore, Singapore Maritime Academy, Singapore College Of Insurance, Insurance Law Association Of Singapore, Singapore Chamber Of Maritime Arbitration, Singapore Maritime Foundation, Women's International Shipping & Trading Association, Law Society Of Singapore, faculty members or 3rd/4th year undergraduates of the Faculty of Law NUS and Singapore Institute of Arbitrators

\$70.00

for non-members.

Alternatively, non-members may join the Maritime Law Association of Singapore by filling out the attached form, pay the annual membership subscription of \$100.00 and register for the event as an MLAS member by paying \$35.00 (see overleaf for info on MLAS)

Name: _____

Position: _____

Organisation: _____

Address: _____

Tel: _____

Fax: _____

Email: _____

**Payment
(tick one):**

I am a member of the following organization and enclose a cheque for \$35.00

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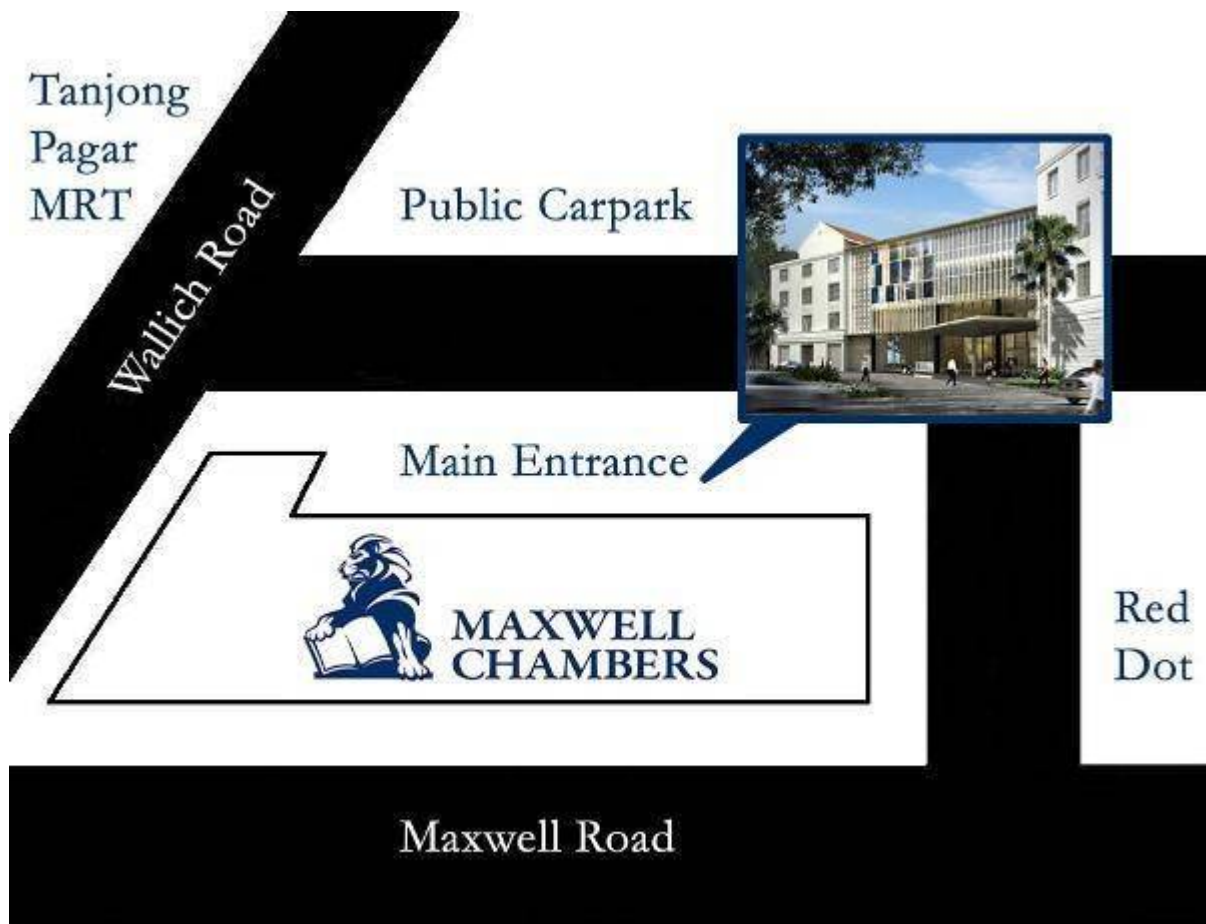
I am a not a member of the any of the above associations and enclose a cheque for \$70.00

I am a not a member of any of the above associations but would like to join the MLAS. I enclose the membership form and a cheque for \$100.00 being payment of my annual subscription, and a cheque for \$35.00 being payment of the fee for the event.

Cheque payments should be made payable to “The Maritime Law Association of Singapore” and be sent to The Maritime Law Association of Singapore, c/o Rodyk & Davidson LLP, 80 Raffles Place #33-00 UOB Plaza 1, Singapore 048624, together with this registration form and arrive no later than Friday 15th January 2010. For enquiries, please contact Lawrence Teh at lawrence.teh@rodyk.com

DIRECTIONS TO MAXWELL CHAMBERS

Leveraging heritage and technology, Maxwell Chambers is the world's first integrated dispute resolution complex housing both best-of-class hearing facilities as well as top international ADR institutions. Maxwell Chambers is situated at the junction of Maxwell Road and Cecil Street, a prime location within the Central Business District. It is easily accessible with the Tanjong Pagar MRT station right next to the building and major hotels a mere 5-minute taxi ride away.



THE MARITIME LAW ASSOCIATION OF SINGAPORE

The Maritime Law Association of Singapore (MLAS) aims to promote the study and advancement of maritime law and its administration in Singapore, and to promote and consider with other associations proposals for the unification of maritime law and practice of different nations.

The MLAS is a member organization of the Comité Maritime International (CMI) a non-governmental international organization devoted to the same object of the unification of maritime law and is the only organization in Singapore entitled to attend the International Conferences of the CMI. At these international conferences, discussions take place between delegations sent by the maritime law associations around the world with the object of arriving at conclusions on issues of maritime law of the day for transmission to the governments of the association's country or to international organizations such as the United Nations and the International Maritime Organisations. As a result, the CMI plays an active role in the initiation, promotion and review of international maritime conventions and model laws. The CMI is also the keeper of the York-Antwerp Rules on general average. At the recent International Conference of the CMI in Vancouver, discussions were undertaken on topics such as a draft instrument/convention on carriage of goods wholly or partly by sea, amendments to the York-Antwerp Rules, international law on places of refuge for ships in distress, marine insurance, and the review of oil pollution conventions.

Members of the MLAS may participate in the development of maritime law, for example, by making their personal views or the view of their industry sector known to the MLAS, who will endeavour to present a balanced view of maritime interests in Singapore to the CMI and other associations concerned with the making or development of maritime law. The MLAS also organizes talks and seminars from time to time to promote discussion of issues of maritime law.

Any person above 21 years of age and resident in Singapore interested in the objects of the MLAS (including non-lawyers in the shipping industry) and all advocates and solicitors who hold a practicing certificate in Singapore are eligible for membership in the MLAS.

THE MARITIME LAW ASSOCIATION OF SINGAPORE

c/o Rodyk & Davidson LLP, 80 Raffles Place #33-00 UOB Plaza 1, Singapore 048624

Tel: 68853693

E-mail: mail@mlas.org.sg

INDIVIDUAL MEMBERSHIP APPLICATION FORM

Name: Dr/Mr/Mrs/Mdm/Miss/Capt _____

NRIC/Passport no: _____ Nationality: _____

Date of Birth: _____ Sex: _____

Employment/Occupation:

Name of Employer/Firm: _____

Present Position: _____ E-mail: _____

Are you a legally qualified/trained person. If so, please provide details of the nature of your employment or practice:

Contact numbers: _____ (office) _____ (hp) _____ (fax)

Address: _____

Mailing Address (if different from above): _____

To be completed by first-time applicants for membership (existing members need not complete this section)

DECLARATION

I apply to join the Maritime Law Association of Singapore and enclose a cheque for \$100.00 as payment of my annual subscription. I agree, if admitted to membership, to abide by the Constitution, Rules and Byelaws of the Maritime Law Association of Singapore.

Signature _____ Date _____

For official use

Proposed by:		Seconded by:	
Membership no.		Membership no.	
Cheque received:		Approved by:	

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