



**British Institute of
International and
Comparative Law**

Practitioner workshop on International Arbitration

Tenth Annual Review of the Arbitration Act 1996

31st January 2007

09:00 to 18:00

Location:

The Honourable Society of Lincoln's Inn, Lincoln's Inn, London WC2A 3TL

Since the Arbitration Act entered into force on 31 January 1997, English courts have rendered well over 800 arbitration related decisions which Professor Robert Merkin has referred to as “*a mass of complex and contradictory case law*”. The tenth Annual Review organised by the BIICL aims to review the application of the statute by the courts and to identify current trends in arbitration law.

Programme

8.15 am **Registration and coffee**

9.00 am
Opening:

Professor Pierre Tercier
President, International Chamber of Commerce

Professor Sir Roy Goode QC
University of Oxford

9.30 am
Session 1:

Procedure

Chair Professor Sir Roy Goode QC

Speakers Alan Redfern
One Essex Court
Independence and disclosure: essential requirements for an impartial tribunal?

Ian Glick QC
One Essex Court
Serious Irregularities

Pierre Tercier
President, International Chamber of Commerce
10 Years of Arbitration at the ICC Court Under the Arbitration Act 1996

11.00 am **Coffee**

11:30 am
Session 2: **Enforcement of arbitration**

Chair Lord Slynn of Hadley

Speakers Judith Gill
Allen & Overy
Subject matter jurisdiction

Professor Robert Merkin
Barlow Lyde & Gilbert
Threshold Questions – Who should decide: Arbitrators or the Courts?

Professor Ewan Mckendrick
University of Oxford
Interpreting Pathological Arbitration Agreements

1.00 pm **Lunch**

2:30 pm
Session 3: **Jurisdiction**

Chair Professor Pierre Lalive

Speakers Sophie Nappert
Denton Wilde Sapte
Limitations on *compétence-compétence*

Graham Dunning QC
Essex Court Chambers
Separability: How separate is “distinct”?

Stewart Shackleton
Eversheds LLP
Party autonomy and arbitral jurisdiction

Professor Brian Hutchinson
University College Dublin
Group of Companies doctrine and the common law

4.00 pm **Coffee**

4.30 pm
Session 4: **Applicable Law**

Chair Lord Justice Rix

Speakers Michael O’Reilly
Paradise Chambers
Should s 69 be Abolished?

Professor Loukas Mistelis
Queen Mary University
Section 69 from a Comparative and an International Viewpoint

Larry Shore
Herbert Smith
The Enduring Significance of the Lex Arbitri

6.00pm **Close**

Dinner 8:00pm Addresses by: Professor Pierre Lalive

Professor Sir Roy Goode QC