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  Enforcement of arbitration

Session 2:

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  Jurisdiction

Session 3:

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  Applicable Law

Session 4:

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