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INTERNATIONAL CONFERENCE

DECEMBER 1, 2010

**Moscow, Congress Hall of the Chamber of Commerce and Industry of the Russian Federation,
6 Ilyinka street**

International arbitration and State courts: balance of interests

Organizer:

Russian national committee of the International Chamber of Commerce – the World Business Organisation (ICC Russia)

Co-organizers:

ICC International Court of Arbitration
The Chamber of Commerce and Industry of the Russian Federation

DRAFT PROGRAM

9:00- 9:30.

REGISTRATION. WELCOMING COFFEE.

9:30 – 9:45

OPENING REMARKS

Tatiana Monaghan, General Secretary ICC Russia, Moscow

Vladimir Isakov, Vice-Chairman Chamber of Commerce and Industry of the Russian Federation, Moscow

9:45 - 11:30

SESSION I

STATE AND ARBITRATION COURTS: BALANCE OF INTERESTS

Chair: Vadim Chubarov, Director of Center of Arbitration and Mediation of the RF CCI, Moscow

Anton Ivanov, Chairman of the Supreme Commercial (Arbitrazh) Court of the Russian Federation, Moscow

(topic to be determined)

Jason Fry, Secretary General of the ICC International Court of Arbitration, France

The ICC Court and national courts : do they help or hinder?

Veniamin Yakovlev, Counselor to the President of the Russian Federation, Moscow

Prospects of development of the system and procedure of state courts and arbitration in Russia in the framework of reform of the civil legislation.

Q&A (15 min)

11:30 - 11:45

COFFEE BREAK

11:45 – 13:30

SESSION II.

SCOPE AND LIMITS OF STATE COURTS CONTROL\ SUPERVISION IN RESPECT TO ARBITRATION COURTS

Chair: Vladimir Khvalei, Vice-president of the ICC International Court of Arbitration, Baker & McKenzie, Moscow

TOPICS FOR DISCUSSION:

- Kompetenz – kompetenz principle
- Arbitration agreement as a ground for the state court to refuse jurisdiction: form of arbitration agreement (oral, written, electronic), general approach to interpretation of international arbitration agreements
- Commonly applied grounds for setting aside the international arbitration awards
- Public policy as a ground for setting aside the international arbitration awards

Dominique Hascher

President, Court of Appeal of Reims; Associate Professor, University of Paris 1 (Pantheon-Sorbonne), France

French experience

Sir Anthony Colman

Chartered Arbitrator and Fellow of the Chartered Institute of Arbitrators

Former Judge of the Commercial Court in the High Court London, Great Britain

UK experience

One of the Judges of the Supreme Commercial (Arbitrazh) Court of Russian Federation (TBC)

Russian experience

Matthew Weiniger, Partner, Herbert Smith, London

Arbitration and States Courts – the philosophy behind the debates

Q&A (15 min)

13:30 – 14:30

BREAK FOR LUNCH

14:30 - 16:00

SESSION III

ISSUES OF ARBITRABILITY, ARBITRATION AWARDS ENFORCEMENT AND THE ARBITRATION SUPPORT BY STATE COURT

Chair: Hiroshi Oda, Professor at the University College London (UCL), Member of the ICC International Court of Arbitration, Great Britain

Galina Zukova, Head of Eastern Europe, Russia and CIS countries case management team of the Secretariat of the International Court of Arbitration of the ICC;

Associate Professor at the Riga Graduate School of Law, France

ICC International Court of Arbitration practice to support the arbitration awards enforcement

Elena Trusova, Head of Group, Dispute Resolution Practice, Goltsblat BLP, Moscow

Support from state courts in arbitration (collection of evidence, interim relief)

Timur Aitkulov, Partner, Clifford Chance, Moscow

Corporate disputes and international arbitration. Arbitrability of corporate disputes.

Boris Karabelnikov, Professor at the Moscow School of Social and Economic Sciences, Moscow

May there two Russian entities enter into an arbitration agreement to submit their dispute to a foreign arbitration, and will it be possible to enforce in Russia an arbitral award based on this arbitration agreement?

Q&A

16:00 – 16:10

COFFEE BREAK

16:15 – 17:45

SESSION IV
APPLICABLE LAW DETERMINATION AND A FOREIGN LAW IMPLICATION
IN INTERNATIONAL DISPUTES CONSIDERATION

Chair: Timur Aitkulov, Partner, Clifford Chance, Moscow

Ivan Marisin, Partner Dechert LLP, Moscow

A foreign law implication by State Commercial (Arbitrazh) courts of the Russian federation

Ilya Nikiforov, Partner, Egorov Puginsky Afanasiev & Partners, Saint-Petersburg

(topic to be determined)

Marina Bardina, Professor at the Russian Foreign Trade Academy, Moscow

Applicable law determination in international arbitration.

Alexander Komarov, Vice-president of International Council for Commercial Arbitration ICCA, Vice-president of International Federation of Commercial Arbitration Institutions (IFCAI); Member of Presidium of the ICAC at the RF CCI; Head of Department and Professor at the Russian Foreign Trade Academy, Moscow

The ICAC at the RF CCI practice on a foreign law implication

Q&A

17:30 - 20:00

CLOSING RECEPTION ON THE OCCASION OF
ICC RUSSIA 10TH ANNIVERSARY

Partners of the reception:

АДВОКАТСКОЕ
БЮРО

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И ПАРТНЕРЫ



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и партнеры