



Chinese Arbitration Association, Taipei



Asian Center for WTO & Int'l
Health Law and Policy

**2019 Taipei International Conference on
Arbitration and Mediation**

NTUH International Convention Center, Room 402AB

No. 2, Xuzhou Road, Zhongzheng District 100, Taipei City

2019年台北國際仲裁暨調解研討會

台北市中正區徐州路 2 號 臺大醫學院國際會議中心 402AB 會議室

Conference Program

A New Wave of Reflections and Reforms in International Arbitration and Mediation

Thursday, August 15, 2019

9:00-9:30 Registration

9:30-9:40 Welcome and Opening Remarks

Fuldien Li (李復甸), Chairman, Chinese Arbitration Association, Taipei (CAA)

Tsai-yu Lin (林彩瑜), Professor, NTU College of Law; Director, Asian Center for
WTO & International Health Law and Policy (ACWH)

9:40-11:00 Session I: Reform and Fundamental Issues in International Arbitration

Chair: Nigel N. T. Li (李念祖), Partner, Lee and Li

1. *International Arbitration and Its Dark Sides, in Particular Corruption: What Arbitral Institutions Could and Should Do to Tackle Such Unwelcome Issues*

Stephan Wilske (韋德方), Partner, Gleiss Lutz

2. *Dialogue Between Arbitral Tribunal and Parties Under the JCAA Interactive Arbitration Rules*

Masato Dogauchi (道垣内正人), Professor of Law, Waseda University; Professor Emeritus, Tokyo University; Japan Commercial Arbitration Association

3. *AI and Commercial Dispute Resolution*

Anselmo Reyes, International Judge of the Singapore International Commercial Court

Adrian Mak, PCLL Student, University of Hong Kong

11:00-11:15 Group Photos and Tea Break

11:15-12:00 Session I (continue): Reform and Fundamental Issues in International Arbitration

Chair: Nigel N. T. Li (李念祖), Partner, Lee and Li

4. *Choice of Law for Arbitration Agreement in Absence of Parties' Choice*
Winnie Jo-Mei Ma (馬若梅), Deputy Secretary-General, Chinese Arbitration Association, Taipei
5. *Dealing with Arbitrator Diversity*
Joshua Karton, Associate Professor and Associate Dean (Graduate Studies and Research), Queen's University Faculty of Law

12:00-13:30 Lunch

13:30-15:00 Session II: New Development of Evidentiary Rules in International Commercial Arbitration

Chair: Stephan Wilske (韋德方), Partner, Gleiss Lutz

6. *The Implications of New Procedural and Evidence Soft Law Instruments*
Jeffrey Waincymer, Independent Arbitration Practitioner; Adjunct Professor of Law, National University of Singapore
7. *"I've got the power" – Implications of the Arbitral Tribunal's Proactive Role Under the Prague Rules on Due Process and Enforceability*
Sabine Katrin Neuhaus, Associate, Kellerhals Carrad
8. *The Prague Rules — Much Ado About Nothing or a March On?*
Shaun W. H. Lee, Counsel, Bird & Bird ATMD Singapore

15:00-15:20 Tea Break

15:20-17:00 Session III: The Implications of the Singapore Mediation Convention

Chair: Pi-song Tsai (蔡碧松), Senior Partner, Dentons Taiwan

9. *Considerations for Joining the Singapore Mediation Convention*
Francis Law, President, Hong Kong Mediation Centre
10. *Shifting Borders in Dispute Resolution: Welcome Developments or Ground for Growing Uncertainty?*
Dalma Demeter, Deputy Chair, UNCITRAL National Coordination Committee for Australia, University of Canberra
11. *The Singapore Convention and Its Impact on Domestic Courts*
Rajesh Sharma, Senior Lecturer, Global, Urban and Social Studies, RMIT University

Friday, August 16, 2019

8:50-10:15 Session IV: Reforms of the ICSID Rules

Chair: Tsai-fang Chen (陳在方), Associate Professor, National Chiao Tung University School of Law

12. *Proposed Revisions to the ICSID Rules: Balancing the Interests of Investors and States in Contemporary Investor-State Dispute Resolution*

James H. Boykin, Partner, Hughes Hubbard & Reed LLP

13. *Reforming the ISDS System: In Search of a Balanced Approach?*

Crina Baltag, Attorney-at-law, Senior Lecturer in Law

14. *An Unfinished Effort or a Push Goes Too Far? An Assessment of ICSID's Proposed Transparency Amendment*

Jeffrey Lo (羅傑), Legal Specialist, Chinese Arbitration Association, Taipei

10:15-10:30 Tea Break

10:30-11:50 Session V: Some Specific Issues of International Investment Arbitration

Chair: Tsai-yu Lin (林彩瑜), Professor, NTU College of Law and Director, ACWH

15. *When ICA Met ISDS... How Come? How So? How Far?*

Rodolphe Ruffié, Mid-level Associate, International Arbitration Group (Perth, Australia), Clifford Chance

16. *Development in Responses to Third-Party Funding in International Investment Arbitration*

Tsai-fang Chen (陳在方), Associate Professor, National Chiao Tung University School of Law

17. *Safeguarding a State's Right to Regulate Tobacco Control: Implications of the Two Philip Morris Investment Arbitrations*

Mao-wei Lo (羅懋緯), J.S.D. Candidate, Stanford Law School

11:50-12:00 Closing Remarks: Tsai-yu Lin (林彩瑜), Professor, NTU College of Law; Director, ACWH

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