



**NANI PALKHIVALA ARBITRATION CENTRE**

**9th Annual International Conference on Arbitration**

**CURRENT ISSUES IN DOMESTIC  
AND INTERNATIONAL ARBITRATION**

**on Saturday, February 18, 2017**

**at Shangri-La's - Eros Hotel**

19 Ashoka Road, Connaught Place, New Delhi 110001, India

## **Current Issues in Domestic and International Arbitrations**

Arbitration in India, in the recent past has seen an enormous growth. The Arbitration and Conciliation Amendment Act, 2015, has definitely created a very conducive atmosphere for Arbitrations in India - both domestic and international. Two of the recurring concerns relating to arbitration in India, namely delay in concluding arbitration proceedings and the high costs involved in the process have been addressed in these amendments. Other changes introduced through the amending act are ensuring arbitrator's neutrality, rationalizing fees, facilitating quick disposal of application for interim orders, ensuring time bound arbitration proceedings, streamlining challenges to award and execution of awards. These changes will go a long way to not only improve the climate for domestic arbitration but will also contribute to promote India as a venue for International Arbitration. Thus, Arbitration in India seems to have undergone a complete make-over with the 2015 amendments.

We can however hope to reap the benefits only if we provide the appropriate institutional support. Institutional Arbitration Centres like NPAC, have contributed greatly in bringing transparency in the proceedings, and making the process of Arbitration efficient, much simpler and cost-effective. NPAC also seeks to enhance awareness about advantages of Arbitration by publishing recent developments in Arbitrations, ensuring integration of the latest advances in information technology in the dispute resolution process, organizing educational and training programmes to produce well qualified Arbitrators, to name but a few.

India is yet to be seen as a preferred destination for International Arbitrations. We need to work on building institutions that would keep the framework in place and drive home the advantage which the amendments to the Arbitration and Conciliation Act, 1996 have brought in. Thus, with effective implementation of the provisions of the Arbitration and Conciliation Act, India can become a much preferred destination for Arbitration. The conference hopes to provide a platform to discuss emerging challenges and solutions to vexing problems in the arbitration regime.

## PROGRAMME

Time	Event
9.00 am	Registration
10.00 am - 11.05 am	Inauguration
10.00 am - 10.05 am	Welcome Address by <b>Mr. S. Mahalingam</b> Former CFO, TCS Limited & Director, NPAC
10.05 am - 10.10 am	Explaining the Conference Theme by <b>Mr. N.L. Rajah</b> Senior Advocate, Madras High Court & Director, NPAC
10.10 am - 10.30 am	Inaugural Address by <b>Hon'ble Mr. Arun Jaitley</b> Finance Minister & Minister of Corporate Affairs, Government of India
10.30 am - 10.40 am	Key Note Address by <b>Hon'ble Mr. Justice M.N. Venkatachaliah</b> Former Chief Justice of India, Chairman, Governing Council of NPAC
10.40 am - 10.50 am	Special Address by <b>Hon'ble Mr. Justice A.P. Shah</b> Former Chairman, Law Commission of India & Former Chief Justice of High Court's of Madras and New Delhi
10.50 am - 11.00 am	Special Address by <b>Mr. Fali S. Nariman</b> Senior Advocate, Supreme Court of India
11.00 am - 11.05 am	Vote of Thanks by <b>Mr. Arvind P. Datar</b> Senior Advocate, Supreme Court of India and Madras High Court & Director, NPAC
11.05 am - 11.15 am	<b>TEA BREAK</b>
11.15 am - 11:30 am	Arbitration - March of Law - 2016 <b>Mr. Anirudh Krishnan</b> , Advocate, Madras High Court, Solicitor, England & Wales
11:30 am - 12:45 pm	<b>SESSION I</b>
Chair: <b>Hon'ble Dr. Justice S. Muralidhar</b> , Judge, Delhi High Court	
1. Arbitration Amendment Act, 2015 - Prospective or Retrospective Application:	<b>Mr. Gaurav Pachnanda</b> Senior Advocate, Supreme Court of India, Former Additional Advocate General of Jammu & Kashmir and Overseas Associate, Fountain Court Chambers, London
2. "Fundamental Policy of Indian Law" Test and Enforceability of Foreign Awards:	<b>Mr. Ankit Goyal</b> Partner, Allen & Gledhill LLP, Singapore

## PROGRAMME

Time	Event
12.45 pm - 01.45 pm	<b>SESSION II</b>
Chair: <b>Mr. Steven P. Finizio</b> , Partner, Wilmer Cutler Pickering Hale and Dorr LLP, London	
1. "Floating Arbitrations" – Choice of Law – from NTPC vs. Singer to International Trade Expo Center vs. Sharma:	<b>Mr. V. Niranjan</b> Barrister, One Essex Court, London
2. Can Domestic Parties Choose a Foreign Seat and Foreign Governing Law?	<b>Mr. Baiju Vasani</b> Partner, Jones Day, London
1.45 pm - 02.30 pm	<b>LUNCH</b>
02.30 pm - 3.45 pm	<b>SESSION III</b>
Chair: <b>Mr. Arvind P. Datar</b> , Senior Advocate & Director, NPAC	
1. Arbitrability of Fraud – From Maestro to Ayyaswamy:	<b>Ms. Indu Malhotra</b> Senior Advocate, Supreme Court of India and Member, Committee to Review Institutionalization of Arbitration Mechanism in India, Ministry of Law & Justice, Government of India
2. Appreciation of Evidence and need for Technical Assistance in Awarding Damages:	<b>Mr. Alexander Bevan</b> Partner, Sherman & Sterling LLP, Abu Dhabi
03.45 pm - 04.00 pm	<b>TEA BREAK</b>
04.00 pm - 5.15 pm	<b>SESSION IV</b>
Chair: <b>Mr. Y.M. Deosthalee</b> , Chairman & Managing Director, L & T Finance Holdings Ltd.,	
1. Enforceability of Arbitral Awards in the light of Indian Foreign Exchange and Economic Regulation:	<b>Mr. Gourab Banerji</b> Senior Advocate, Supreme Court of India & Former Additional Solicitor General of India
2. Bilateral Investment Treaty - Retrospective Taxation and other Issues:	<b>Mr. Romesh Weeramantry</b> Foreign Legal Consultant, Clifford Chance, Hong Kong
3. Orders relating to Third Party Costs in International Arbitration:	<b>Mr. David Wolfson</b> QC, Barrister, London
05.15 pm - 05.45 pm	<b>VALEDICTORY SESSION</b>
Vote of Thanks	<b>Mr. R. Murari</b> Senior Advocate, Madras High Court & Director, NPAC

## **Nani Palkhivala Arbitration Center (NPAC)**

NPAC was founded in 2005, by the Palkhivala Foundation in the memory of the legend, Late Mr. Nani Palkhivala, one of India's most respected jurists. Incorporated as a company under Section 25 of the Companies Act, NPAC is the only Arbitration forum in South India to have been formally recognized by the Madras High Court. The Centre which is modelled on the lines of the International Arbitration Centres across the globe, aims at providing world-class arbitration facilities, by facilitating both Ad-hoc and Institutional Arbitrations, and provides a wide panel of eminent Arbitrators. The purpose of the establishment of this Centre is to provide quick, efficient and cost-effective arbitration services.

**INVITEES:** All Professionals interested in arbitration like Accountants, Arbitrators, Lawyers, In-house Counsels, Financial Intermediaries, CEOs, Law students, etc. are invited to attend the conference.

**FACULTY:** The Panelists for this year are experts in the field of arbitration and will speak on the topic related to Current Issues in Domestic and International Arbitration. We invite you to take part in this conference and gain benefits from this Panel Discussion.

### **REGISTRATION DETAILS:**

Delegates Residing in India	Rs. 4,000.00 (including service tax)
NPAC Members	Rs. 3,200.00 (including service tax)
Students	Rs. 500.00 (including service tax)
International Delegates	USD 250
Annual Members of NPAC	USD 200
International Students	USD 100

**PAYMENT DETAILS:** Cheques are to be made to "Nani Palkhivala Arbitration Centre" (crossed) to the following address: Nani Palkhivala Arbitration Centre, New No. 22, Karpagambal Nagar, Mylapore, Chennai - 600004, Tamil Nadu, India.

### **FOR ONLINE BANK PAYMENT**

Beneficiary's Name	Nani Palkhivala Arbitration Centre
Beneficiary's Address	New No. 22, Karpagambal Nagar, Mylapore, Chennai - 600 004
Beneficiary's Account Number	10476542798
Beneficiary's Bank Details	State Bank of India, 46/1 Luz Church Road, Mylapore, Chennai - 600 004, India
Swift Address :	SBININBB455
IFS Code :	SBIN0000965
MICR Code :	600002031

**CONTACT DETAILS:** For Categories of Registration Fee / Sponsorship Fee for Law Firms and benefits associated therewith, please contact Dr. J. Durgalakshmi at [nparbitration@gmail.com](mailto:nparbitration@gmail.com)



## **NANI PALKHIVALA ARBITRATION CENTRE**

New No.22 Karpagambal Nagar, Mylapore, Chennai 600 004, India

+91 44 24986697 / 24987145 / 24987745 E: [nparbitration@gmail.com](mailto:nparbitration@gmail.com) / [npac2005@gmail.com](mailto:npac2005@gmail.com) W: [www.nparbitration.in](http://www.nparbitration.in)