

ASSOCIATION POUR LA PROMOTION  
DE L'ARBITRAGE EN AFRIQUE



ASSOCIATION FOR THE PROMOTION  
OF ARBITRATION IN AFRICA



*Liberté • Égalité • Fraternité*

RÉPUBLIQUE FRANÇAISE

Ambassade de France au Cameroun



**« PCA ARBITRATION, CRCICA ARBITRATION, OHADA  
ARBITRATION AND MEDIATION »**

**YAOUNDE - CAMEROON**

**May 23 – 24, 2018**

**DJEUGA PALACE**

**DRAFT PROGRAM**

## May 23, 2018

- **9:30am**: Opening ceremony
- **9:30am - 9:40am**: welcoming speech by the President of APAA
- **9:40am -9:50am**: Address by the French Cooperative Representative
- **9:50am - 10:00am**: Address by the Permanent Secretary of OHADA
- **10:00am - 10:15am**: Opening Speech by the Keeper of Seals or his Representative
- **10:15am -10:45am**: Opening Cocktail
- **11:00am - 11:20am**: Introductory remarks by Pr **Dorothe Cossi SOSSA**, Permanent Secretary of OHADA

### **First part: the new OHADA Laws on arbitration and mediation**

Chaired Barrister **Mamadou KONATE**, Secretary-General of APAA, former Keeper of Seals in Mali, Barrister at law (Paris Bar)

- **11:20am - 11:50am**: The new Law on arbitration, by **Gaston KENFACK DOUAJNI** (HDR), Director of Legislation at the Ministry of Justice, Cameroon – President of APAA, President of the 49<sup>th</sup> session of the UNCITRAL
- **11:50am – 12:20am**: The new CCJA Arbitration Rules, Narcisse AKA, Secretary General of CCJA
- **12:20am - 12:50am**: Debates
- **Second part: Enforcement of arbitral awards in OHADA space**
- Chaired by Mr. **Appolinaire ONDO MVE**, Magistrate, Second Vice-President of the Common Court of Justice and Arbitration
- **12:50am - 1:05pm**: The enforcement of arbitral awards under the UAA, by Dr **Achille NGWANZA**, Lecturer at the Universities of Paris II and Yaounde II, President of OHADA working Group of the French arbitration Committee
- **1:05pm - 1:20pm**: The enforcement of CCJA arbitral awards, by Dr **Sylvie BEBOHI EBONGO**, research Officer at the APAA, Barrister at law (Paris Bar)
- **1:20pm - 1:35pm** : Perception of an African practitioner on enforcement of awards by African State, by Mr. **Serge ABESSOLO**, former Director General of the Judicial Agency in Gabon, Legal Advisor at the Ministry of Economy in Gabon

- **1:35pm – 1:50pm**: An english-speaking practitioner overview on OHADA awards enforcement, by Barrister **Ojo BAYO**, Former Keeper of Seals in Nigeria and President of ICAMA in Abuja, Nigeria
- **1:50pm - 2:10pm**: Debates
- **2:10pm – 3:30pm**: Lunch Break

### **Third part: PCA, CRCICA and Africa**

Chaired by Pr **Stéphane NGWANZA**, Director of Studies at the International Relations Institute of Cameroon (IRIC)

- **3:30pm – 3:50pm**: PCA arbitration and Africa, by M. **Hugo Hans SIBLESZ**, Secretary-General of PCA
- **3:50pm - 4:10pm**: Debates
- **4:10pm - 4:30pm**: CRCICA arbitration and Africa, by Dr **Ismail SELIM**, Director of CRCICA
- **4:30pm – 4:50pm**: Debates
- **4:50pm – 5:05pm**: Report on preparation of the reform of investor-State disputes settlement mechanism, by **Jean-Baptiste HARELIMANA**, Barrister at law (Hauts de seine Bar), President of the Guidance Council of the Institute of Afrique Monde

### **Fourth part: Convergences or discrepancies between OHADA arbitration and international arbitration**

Chaired by **Gaston KENFACK DOUAJNI** (HDR), President of APAA, President of the 49<sup>th</sup> session of UNCITRAL

- **5:10pm – 5:25pm**: The link between the Uniform Act on arbitration and national legislation regarding the intervention of the State judge in arbitration, by Barrister **Claude MENTENON**, former Batonnier of the Bar of Ivory Coast, founding partner of Mentenon law firm
- **5:25pm – 5:40pm**: The intervention of the third party in CCJA arbitration, by Barrister **Sylvain SOUOP**, Barrister at Law (Cameroon Bar)
- **5:40pm – 5:55pm**: The third party in ICC Arbitration, by Barrister **Andrea CARLEVARIS**, Barrister at law (Rome), Former Secretary General of The ICC International Court of Arbitration
- **5:55pm – 6:10pm**: The protection of the weaker party in OHADA arbitration, by Dr **Martial AKAKPO**, Barrister at law (Togo Bar), Managing partner of the Law firm Martial AKAKPO & Associés

- **6:10pm – 6:25pm:** The arbitrability of labour dispute cases under the french legislation, by Pr **Hugues KENFACK**, Professor at the University of Toulouse 1 Capitole
- **6:25pm – 7:00pm:** Debates and end of the first day

## May 24, 2018

### Fifth part: Mediation practice in OHADA space

Chaired by Dr **DIARRAH Boubacar**, outstanding Magistrate, Director of Legal Affairs and Communication, Permanent Secretariat of OHADA

- **9:30am - 9:45am:** Presentation of the Uniform Act on Mediation, by Dr **Boniface BANAMBA** (HDR), Professor at the University of Yaounde II, Head of the Legal Unit of the Independent Redemption Fund of Cameroon
- **9:45am - 10:00am:** The Notary and the mediation by Notary **Régine DOOH COLLINS**, Notary, Douala, Cameroon
- **10:00am - 10:15am:** The Lawyer and mediation by Barrister **Marie Andrée NGWE**, Barrister at law (Cameroon Bar), President of the Permanent Committee of GICAM, certified Mediator
- **10:15am - 10:30am:** The institutional mediation, by Mrs. **Boli DJIBO BINTOU**, Secretary- General of the Arbitration, Mediation and Conciliation Center of Ouagadougou (CAMC-O)
- **10:30am - 10:45am:** The enforcement of mediation and conciliation minutes, by Mr. **Alexis NDZUENKEU**, Magistrate, Head of the Unit of Legal Affairs and Communication, Permanent Secretariat of OHADA
- **10:45am -11:00am:** The view of the Alternative Dispute Resolution (ADR) by a Barrister practitioner in the OHADA space, by Barrister **Jackson NGNIE KAMGA**, President of the Cameroon Bar Association, Vice-President of the OHADA Bar
- **11:00am – 11:15am:** The view of an African practitioner on the legal framework of Alternative Disputes Resolution in OHADA space, par Barrister **Julius NKAFU**, Great James Street Chambers London
- **11:15am – 11:30am:** The view of a non-African practitioner on the OHADA legal framework of Alternative Disputes Resolution, by Barrister **Olivier CUPERLIER**, Barrister at the Paris Bar, agreed Arbitrator at the CMAP

- **11:30am – 11:45am:** Appropriation of the Alternative Means of Settlement of Disputes in OHADA space, by Pr **Henri Désiré MODI KOKO BEBEY**, Dean of the Faculty of Law and Politics of the University of Dschang
- **12:00am – 12:30am:** Closing remarks, by Pr **Hugues KENFACK**, Professor at the University of Toulouse 1 Capitole

**END OF THE COLLOQUIUM**