

Saturday 8 December 2018

20.00 : 21.00 Registration

Day I: Sunday 9 December 2018

08.00 : 09.00 Registration

Inaugural Session

**Welcome Speech**

**Dr. Ismail Selim** (5 minutes)

Director of the Cairo Regional Centre for International Commercial Arbitration (CRCICA), Secretary Treasurer of the International Federation of Commercial Arbitration Institutions (IFCAI), Member of the Governing Board of the African Arbitration Association (AfAA) (**Egypt**)

**Inaugural Speeches**

**H.E. Dr. Nabil Elaraby** (5 minutes)

Chairman of the Board of Trustees, Cairo Regional Centre for International Commercial Arbitration (CRCICA), Former Secretary-General of the League of Arab States (**Egypt**).

**H.H. Prince Dr. Bandar Ben Salman Ben Mohamed Al-Saud** (5 minutes)

Vice-Chairman of the Board of Trustees of the CRCICA, Honorary President of the GCC Commercial Arbitration Centre, Honorary President of the Saudi Lawyers (**Kingdom of Saudi Arabia**)

**Judge Dr. Borhan Amrallah** (5 minutes)

Secretary-General of the Arab Union of International Arbitration (AUIA), Former President of the Cairo Court of Appeal, Member of CRCICA's Advisory Committee (**Egypt**)

**Judge Mostafa El Bahabety** (5 minutes)

Deputy Minister of Justice for Arbitration and International Disputes and Head of the Technical Secretariat in both, the High Committee for International Arbitration and the Ministerial Committee for Settlement of Investment Contracts Disputes in Egypt (**Egypt**)

**Ms. Anna Joubin-Bret** (5 minutes)

Secretary of United Nations Commission on International Trade Law, (**UNCITRAL**)

**Mr. Stefano Azzali** (5 minutes)

President of the International Federation of Commercial Arbitration Institutions (IFCAI), Secretary General of the Milan Chamber of Arbitration (CAM) (**Italy**)

**Keynote Speaker**

**Ms. Anna Joubin-Bret** (20 minutes)

09.55 : 10.00 Gold Sponsor's Speech - Youssef & Partners Attorneys (Egypt)

10.00 : 10.20 Coffee Break

09.00 : 09.55

**First Session:**

**Salient Legislative and Case Law Developments Affecting the Role of State Courts in International Arbitration**

**Moderator: Dr. Ahmed Ouerfelli** (5 minutes)

*Attorney at law, Former Presidential Legal Advisor, Former Judge (Tunisia)*

**Preventing denial of arbitral justice: The Role of the Judiciary**

**Dr. Achille Ngwanza** (12 minutes)

*Member of the ICC Court, President of the OHADA Working Group of the French Committee of Arbitration (CFA) (Cameroon)*

**Punitive Damages in International Commercial Arbitration: A comparative perspective**

**Prof. Hadi Slim** (12 minutes)

*Law Professor, François-Rabelais University (Tours) (France – Lebanon)*

**The Role of State Courts under the UAE Federal Law No. 6 of 2018 on Arbitration: Bringing the UAE with International Norms**

**Adv. Ali Al Zarooni** (12 minutes)

*Chairman and Founder, Horizon & Co. Law Firm (UAE)*

**The Role of the Judiciary in Light of the New Amendments of the Jordanian Arbitration Law.**

**Dr. Omar Aljazy** (12 minutes)

*Managing Partner, Aljazy & Co. (Advocates & Legal Consultants ) (Jordan)*

**The Role of State Courts under the 2018 OHADA Arbitration Law Reform, bringing celerity and predictability to the arbitral process.**

**Dr. Michael W. Bühler** (12 minutes)

*Partner, Jones Day Paris Office (France -Germany)*

**Discussion** (30 minutes)

10.20 : 11.55

11.55 : 12.15

Coffee Break

**Second Session:**

State Courts and the enforcement of Interim and Emergency  
Arbital Measures

**Moderator: Prof. Nayla Comair-Obeid** (5 minutes)

Partner Obeid Law Firm, Member of the Board of Trustees, Cairo Regional Centre for  
International Commercial Arbitration (CRCICA) (**Lebanon**)

**Critiques of the UNCITRAL Model Law provisions related to the role of State Courts in  
enforcing interim measures**

**Mr. Duncan Bagshaw** (12 minutes)

Counsel, Stephenson Harwood London Office (**United Kingdom**)

**Swiss Courts and enforcement of emergency measures granted under the Swiss Rules.**

**Ms. Caroline Ming** (12 minutes)

Executive Director & General Counsel of the Swiss Chambers' Arbitration Institution  
(**Switzerland**)

**Enforcement of Interim Reliefs in Light of the Recent Developments of Egyptian Case  
Law**

**Judge. Ismail Al Ziady** (12 minutes)

President of the Commercial Seventh Circuit, Cairo Court of Appeal (**Egypt**)

**The English Courts' practice regarding recognition and enforcement of interim reliefs  
rendered by emergency arbitrators**

**Mr. Kwadwo Sarkodie** (12 minutes)

Partner - International Arbitration and Construction and Engineering Group, Mayer Brown  
International LLP, London, (**United Kingdom**)

**Enforcement of Interim and Conservatory Reliefs before Sudanese Courts**

**Mr. Tayeb Hassabo** (12 minutes)

Managing Partner, Head/Corporate & Business, Aztan Law Firm (**Sudan**)

**Enforcement of Emergency Relief by State Courts: A Global Overview**

**Mr. Christophe von Krause** (12 minutes)

Partner, White & Case LLP Paris (**France**)

**Discussion** (30 minutes)

12.15 : 14.05

14.05 : 15.35

Lunch Break

### Third Session

The Role of State Courts in ongoing and post-arbitral proceedings

**Moderator: Judge Mohamed Amin El Mahdi** (5 minutes)

Former Minister of Transitional Justice and National Reconciliation, Former President of the Egyptian State Council, Former President of the High Administrative Court, Chairman of the CRCICA Advisory Committee and Vice-Chairman of CRCICA Board of Trustees (Egypt)

**The Deposit of Arbitral Awards in Egyptian Courts prior to their enforcement**

**Judge Mostafa El Bahabety** (17 minutes)

Deputy Minister of Justice for Arbitration and International Disputes and Head of the Technical Secretariat in both, the High Committee for International Arbitration and the Ministerial Committee for Settlement of Investment Contracts Disputes (Egypt)

**Co- Presenter Dr. Michel Hakim**

Director of the Technical Bureau of Arbitration Ministry of Justice (Egypt)

**The extent of Judicial Review of Arbitrators' Decision on their own jurisdiction**

**Prof. Nassib Ziadé** (12 minutes)

Chief Executive Officer, Bahrain Chamber for Dispute Resolution (BCDR), Vice President, the International Federation of Commercial Arbitration Institutions, Member of CRCICA's Advisory Committee and Board of Trustees (IFCAI) (Bahrain- Lebanon- Chile)

**The Power of the Arbitral institutions to decide upon challenges against arbitrators in institutional arbitration: The permissive position of State Courts**

**Mr. Stefano Azzali** (12 minutes)

President of the International Federation of Commercial Arbitration Institutions (IFCAI), Secretary General of the Milan Chamber of Arbitration (CAM) (Italy)

**Challenges Facing Prevailing Parties in the Stages of Enforcement and Execution of the Arbitral Awards: Law & Economics analysis**

**Dr. Amr Abbas** (12 minutes)

Partner and Head of Arbitration, Matouk Bassiouny & Hennawy, Lecturer of Public Finance and Tax Legislations, Faculty of Law, Cairo University (Egypt)

**An Analytical Inventory of awards annulled or refused to be enforced by the Swiss Federal Tribunal**

**Ms. Rabab Yasseen** (12 minutes)

Partner, Mentha & Partners, Geneva; Deputy Judge - Geneva Civil Courts, Member of the CRCICA Advisory Committee, (Iraq- Switzerland)

**Discussion** (30 minutes)

15.35 : 17.15

Day II: Monday 10 December 2018

Fourth Session

The Role of State and Regional Courts in Investment Arbitration

**Moderator: Dr. Karim Hafez** (5 minutes)

International Arbitrator, Hafez, Member of the CRCICA Advisory Committee (Egypt)

**The Achmea Paradox and Regional BITs: Protectionist Judicial Federalism in the Age of Arbitral Transnationalism**

**Prof. Dr. Mohamed S. Abdel Wahab** (15 minutes)

Chair of Private International Law Department and Professor of International Arbitration (Cairo University), Founding Partner and Head of International Arbitration, Zulficar & Partners Law Firm; Vice-President, ICC International Court of Arbitration, Member of the CRCICA Advisory Committee (Egypt)

**Against Stigma: Lessons in Refuting Negative Perception & Self-Reproach From the Arab Spring & the Egyptian Investment Treaty Arbitrations**

**Dr. Karim Youssef** (15 minutes)

Managing Partner and Head of International Arbitration & International Law, Youssef & Partners Attorneys (Egypt)

**Overview of the Cairo of Appeal Decision Dated 6th August 2018: The latest decision in the Kharafy Arbitration Saga**

**Judge Khaled Fathi** (15 minutes)

President at the Egyptian Court of Appeal, Commercial Circuit No. 62 (Egypt)

**The Non-ICSID investment awards before State Courts**

**Mr. Alex Marcopoulos** (15 minutes)

Counsel, Shearman and Sterling Paris (France)

**Discussion** (30 minutes)

10.00 : 11.35

11.35 : 11.55

Coffee Break

**Fifth Session**

Celebrating the 60th Anniversary of the New York Convention:  
A stable and Innovative Pro- Enforcement Instrument of  
Foreign Arbitral Awards

**Moderator: Prof. Bernardo M. Cremades** (5 minutes)

Senior Partner of the Spanish law firm B. Cremades y Asociados; Former President of the Spanish Court of Arbitration, Member of the CRCICA Board of Trustees (**Spain**)

**Enforcement of arbitral awards in England and Wales under the New York Convention**

**Dr. Emilia Onyema** (15 minutes)

Senior Lecturer in International Commercial Law, School of Law, SOAS, University of London, Member of the CRCICA Advisory Committee, Member of the Governing Board of the African Arbitration Association (AfAA) (**United Kingdom- Nigeria**)

**Enforcement of Foreign Arbitral Awards under the New York Convention in Light of Egyptian Case Law**

**Judge Nabil Omran** (15 minutes)

Vice President of the Egyptian Court of Cassation, President of the Commercial Circuit (**Egypt**)

**The New York Convention and International Arbitration Practice: Flexibility and Evolution**

**Prof. Philippe Leboulanger** (15 minutes)

Cabinet Leboulanger & Associés; Former Chairman, French Arbitration Committee, Vice - Chairman of CRCICA' s Advisory Committee and Member of the CRCICA Board of Trustees (**France**)

**HEPI v. India: Stay Denied but Public Policy Prevents Enforcement**

**Mr. Thomas Snider** (15 minutes)

Partner and Head of Arbitration, Al Tamimi & Co. (**UAE – USA**)

**Discussion** (30 minutes)

11.55 : 13.30

13.30 : 15:00

Lunch Break



Sixth Session

State Courts and the Immunity Sovereign Against Enforcement of Arbitral Awards

Moderator: Dr. Nagla Nassar (5 minutes)

Principal, Nassar Law Office (Egypt)

Panel Discussion: Immunity Sovereign Against Enforcement

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Dr. Sally El Sawah (12 minutes)

Independent lawyer and Arbitrator (France – Egypt)

UK Laws and jurisprudence

Mr. Craig Tevendale (12 minutes)

Partner and Head of the International Arbitration, Herbert Smith Free Hills London, Member of the CRCICA Advisory Committee (United Kingdom)

Belgium Laws and jurisprudence.

Prof. Paul Lefebvre (12 minutes)

Partner, Hanotiau & Van Den Berg (Belgium)

The Practice of US Courts

Prof. Alexandra Kerr Meise (12 minutes)

Partner, Mitchell Silberberg & Knupp LLP (United States)

The jurisprudence of the Common Court of Justice and Arbitration of OHADA

Dr. Gaston Kenfack Douajni (12 minutes)

Director of Legislation at the Ministry of Justice in Cameroon, Member of the CRCICA Board of Trustees, President of the Association for the Promotion of Arbitration in Africa (APAA), Member of the Governing Board of the African Arbitration Association (AfAA) (Cameroon)

Discussion (30 minutes)

Closing Remarks

Dr. Ismail Selim

Director of the Cairo Regional Centre for International Commercial Arbitration (CRCICA), Secretary Treasurer of the International Federation of Commercial Arbitration Institutions (IFCAI), Member of the Governing Board of the African Arbitration Association (AfAA) (Egypt)

Ms. Anna Joubin-Bret

Secretary of United Nations Commission on International Trade Law (UNCITRAL)

Dr. Dalia Hussein

Deputy Director, Cairo Regional Centre for International Commercial Arbitration (CRCICA) (Egypt)

15.00 : 16:35

16.35 : 17.00