



SWEDISH-BALTIC ARBITRATION FORUM 2016

Vilnius, Lithuania

15 September, 2016

The Swedish-Baltic Arbitration Forum 2016 will focus on a panoply of current topics in commercial and investment arbitration on the Lithuanian scene and internationally. A panel including internationally active arbitrators, in-house and outside counsel and members of the SCC Arbitration Institute and academia will discuss the role of the SCC in investment arbitration and matters relevant to investment as well as commercial arbitration. Although nowadays fundamental concepts of commercial and investment arbitration are harmonized to a large extent, practically important differences exist between ICSID and non-ICSID investment arbitration and between national arbitration laws. Some of these differences will be highlighted.

The Forum will also offer an interactive format to allow participants to address matters of particular concern to users and practitioners. The program will give emphasis to practical aspects of the arbitral process, such as ways to achieve savings in terms of time and costs in the conduct of arbitral proceedings. The program will also include an introduction to the new SCC 2017 Arbitration Rules.

Location: Hotel Novotel, Gedimino pr. 16, Vilnius 01103, Lithuania

Time: Half-day conference 14:00-18:45, followed by a cocktail reception

Fee: Early bird rate (until 15 July 2016) EUR 70, Standard rate EUR 90. All amounts + VAT 21%

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SPEAKERS AND PANEL MEMBERS

Agnė Tvaronavičienė Head of the Lithuanian Court of Arbitration

Agnė Tvaronavičienė is an experienced dispute resolution specialist, heading one of the leading permanent arbitration institutions in Lithuania. She is also the Head of the Public Law Institute of the Faculty of Law at Mykolas Romeris University in Vilnius. Her interests areas cover inter alia the application of alternative dispute resolution methods, such as arbitration and mediation in business disputes.

Christer Söderlund Senior Counsel, Magnusson

Christer Söderlund joined Magnusson in January 2016 after four decades as partner and senior counsel at Swedish firm Vinge. He has vast experience as arbitrator and counsel in international commercial and investment treaty arbitration. He is included on the ICSID Panel of Arbitrators since 2006 (appointed by the Swedish Government) and also on inter alia the International Commercial Arbitration Court, Moscow, the Cairo Regional Center for International Commercial Arbitration, the Kazakhstani International Arbitrage, the Beijing Arbitration Commission (BAC), the Polish Chamber of Commerce, and the International Centre for Dispute Resolution (ICDR) Energy Arbitrators' List (as the sole appointee from Sweden). A substantial part of his experience relates to Russia and the CIS, and the energy sector.

Gabija Kuncytė Director for Legal and Corporate Affairs, UAB EPSO-G

Gabija Kuncytė has more than 12 years of experience as a practising lawyer, including 8 years as an energy lawyer and in-house counsel in leading Lithuanian energy companies. She is Chief legal counsel of the Lithuanian TSO's and Energy Exchange operators' group. One of her latest positions was Chief legal counsel of JSC Klaipėdos nafta, responsible for the implementation of the LNG project in Klaipėda. She has also been practising at top law firms specializing in energy law and complex business transactions, as well as M&A. Her unique experience will enable her to share insights from both the client's and the legal adviser's perspectives.

Nadia Darwazeh Partner, Curtis, Mallet-Prevost, Colt & Mosle

Nadia Darwazeh is a partner in the International Arbitration Group of Curtis. She is also the first Secretary General of the Jerusalem Arbitration Center, a non-profit ICC Joint Venture. She has acted as counsel and arbitrator in more than 50 arbitrations spanning the commercial spectrum, including under the rules of the ICC, ICSID, LCIA, DIS, SIAC, HKIAC and UNCITRAL. Before joining Curtis, she headed up the Europe, Middle-East, Africa team at the ICC International Court of Arbitration and, prior to this, she spent a decade working in the international arbitration groups of international firms in Shanghai, Frankfurt and London. She is admitted as Solicitor-Advocate in England and Wales, and as Rechtsanwältin in Germany.

Natalia Petrik Legal Counsel, Stockholm Chamber of Commerce Arbitration Institute

Natalia Petrik has extensive experience in the administration of international commercial and investment arbitration as a legal counsel at the SCC since 2005. Prior to that, she was a dispute resolution lawyer acting as counsel and adviser at Swedish firms Gernandt & Danielsson and Vinge. She obtained her law degree in 2001 from the Russian Academy of Foreign Trade and thereafter also became qualified in Swedish law at the University of Stockholm. In addition, she earned a Master of Laws at the University of Stockholm in 2006.

Paulo Fohlin Partner and Head of International Arbitration, Magnusson

Paulo Fohlin has more than 25 years' experience as counsel in arbitration and court litigation, including investment treaty disputes. His experience as arbitrator (chairman, sole arbitrator and co-arbitrator) covers Sweden, Hong Kong and other jurisdictions. He is a Chartered Arbitrator (C.Arb), a Fellow of inter alia the Chartered Institute of Arbitrators (FCIArb), and included on the rosters of arbitrators of inter alia Hong Kong International Arbitration Centre (HKIAC), International Centre for Dispute Resolution (ICDR) of American Arbitration Association (AAA), Korean Commercial Arbitration Board (KCAB), Beijing Arbitration Commission (BAC) and China International Economic and Trade Arbitration Commission (CIETAC).

Per Magnusson Senior Partner, Magnusson

Per Magnusson is a founding partner of Magnusson, Senior Partner, Managing Partner and the firm's Head of International Affairs, representing the firm in relations with strategic alliance firms and international law firm networks. His main practice areas include litigation and arbitration, M&A, and sports and entertainment.



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PROGRAM

Moderator: **Per Magnusson**.

After each presentation there will be time for comments and discussions between the panelists and audience.

13:45 - 14:00 **Registration and coffee**

14:00 - 14:45 **Arbitration in the Baltic States: Current Situation and Insights for Development**

Agnė Tvaronavičienė will compare the use of arbitration in the Baltic states with the use of court litigation, and inter alia discuss the main requirements for the establishment of permanent arbitration institutions in Lithuania, Latvia and Estonia, and analyze the different models applied by such institutions in these countries.

14:45 - 15:30 **Trends and News in SCC Investment Arbitration**

Natalia Petrik will provide an overview of the SCC investment arbitration caseload and SCC emergency proceedings in investment cases. She will also briefly introduce the new SCC 2017 Arbitration Rules with an emphasis on the investment arbitration rules.

15:30 - 16:15 **Arbitration in Everyday Life of In-house Legal Counsel**

Gabija Kuncytė will share her view and practical insights for in-house counsel on arbitration clauses in the day-to-day business of a company. She will highlight her list of "Biggest Mistakes" in-house lawyers usually make when approaching arbitration clauses in drafting contracts and how to prevent them.

16:15 - 16:30 **Coffee break**

16:30 - 17:15 **Third Party Funding in Commercial and Investment Treaty Arbitration: Latest Developments**

Nadia Darwazeh will present her insights and views on this evolving hot topic.

17:15 - 18:00 **How Can Access To International Arbitration Be Improved?**

Christer Söderlund will address concerns to an increasing extent voiced over the escalating costs, timing requirements and complexities of international arbitration. This trend will increasingly impede access to effective dispute resolution services. The result will be to limit the availability of effective contract enforcement and transactional safeguards, and to increase commercial risk in cross-border commerce. This presentation will discuss proposals to deal with these challenges.

18:00 - 18:45 **Differences Between (i) National Arbitration Laws and (ii) ICSID and Non-ICSID Investment Arbitration**

Paulo Fohlin will discuss differences of practical importance relevant to commercial and investment arbitration between national arbitration regimes in respect of (a) issue estoppel in the context of res judicata and (b) arbitral tribunals' separate rulings on jurisdiction. He will also highlight (c) some differences between ICSID and non-ICSID investment arbitration of importance for instance when an investor has the right to choose between the two under the investor-state arbitration clause.

18:45 - **Cocktail reception**



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REGISTRATION

Early bird rate

EUR 70 + VAT 21%

(until 15 July 2016)

Standard rate

EUR 90 + VAT 21%

(from 16 July 2016)

For registration and queries,
please contact

vilnius@magnussonlaw.com

The last day for registration is
August 30, 2016