

The Swedish Arbitration Days

4-5 September 2008

Clarion Hotel Sign

PUBLIC POLICY IN INTERNATIONAL ARBITRATION

A Conference organized by the Swedish Arbitration Association

Conference Programme

Thursday 4 September

9.00 – 9.30

Registration

9.30 – 9.40

Welcome address

Mr. Bo G.H. Nilsson, RydinCarlsten, Stockholm

Chairman of the Swedish Arbitration Association

9.40 – 11.00

Session 1: An Introduction to International Public Policy

Session Chair: Ambassador *Hans Corell, Mannheimer Swartling, Stockholm*

Panelists:

Lord Goldsmith QC, Debevoise & Plimpton, London

Prof. Pierre Lalive, Lalive, Geneva

V.V. Veeder QC, Essex Court Chambers, London

- **Justice and Morality**
- **Essential State Interests**
- **A State's International Obligations**

11.00 – 11.30

Coffee break

11.30 – 12.30

(Session 1 continued)

Panelists: *Prof. Kaj Hobér, Mannheimer Swartling, Stockholm*

Mr. Christer Söderlund, Vinge, Stockholm

- **Public Policy and Investment Treaty Arbitration**

12.30 – 14.00

Lunch

14.00 – 15.30

Session 2: Public Policy as Applied by the Arbitral Forum

Session Chair: *Mr. John Kadelburger, Andersson Gustafsson, Stockholm*

- **14.00 – 14.25**
Issues of Substantive International Public Policy
Mr. Stephen Jagusch, Allen & Overy, London
- **14.25 – 14.50**
Arbitrability: A Public Policy Limitation on Jurisdiction
Mr. Audley Sheppard, Clifford Chance, London

- **14.50 – 15.15**
Standards of Procedural International Public Policy
Dr. Richard Kreindler, Sherman & Sterling, Frankfurt
- **15.15 – 15.40**
The Scope of Review in Annulment Proceedings
Prof. Piero Bernardini, Ughi e Nunziante, Rome

15.40 – 16.00
Coffee break

16.00 – 17.00
Session 3: Public Policy as a Bar to Recognition and Enforcement of a Foreign Award
Session Chair: *Mr. Hans Bagner, Vinge, Stockholm*

- **The New York Convention**
Mr. David W. Rivkin, Debevoise & Plimpton, New York

18.00 -
Buffet Reception at Clarion Hotel Sign

Friday 5 September

09.00 – 13.00
(Session 3 continued)

09.00 – 9.30

- **The UNCITRAL Model Law**
Is there a need for interpretative guidance regarding public policy (as a bar to the recognition and enforcement of arbitral awards)?
Mr. Renaud Sorieul, UNCITRAL, Vienna

9.30 – 10.30

- **National law and practice – countries and regions**
- **9.30 – 9.50**
CIS
Prof. Alexander Komarov, Moscow
- **9.50 – 10.10**
Common law jurisdictions
Mr. Jeffrey M. Hertzfeld, Salans, Paris
- **10.10 – 10.30**
The Middle East
Dr Karim Hafez, Kairo
- **10.30 – 10.55**
Coffee break

10.55 – 12.15

- **National law and practice – countries and regions (continued)**
- **10.55 – 11.15**
Europe
Dr. Pierre Karrer, Zurich
- **11.15 – 11.35**
Asian overview
Michael Hwang S.C., Singapore

- **11.35 – 11.55**

China

Dr. Michael Moser, O'Melveny & Myers, Hong Kong

- **11.55 – 12.15**

India

Mr. Hiroo Advani, Advani & Co., Mumbai

- **12.15 – 13.00**

Defining a Universal Approach to International Public Policy

Dr. Pierre Mayer, Dechert, Paris

13.00

Closing of the Conference

Mr. Bo G.H. Nilsson