

28th IPBA Annual Meeting and Conference
Fostering Seamless Cooperation in ASEAN and Beyond

PROGRAMME AT A GLANCE
As of February 20, 2018

Event Details:

- Date: March 12 – 16, 2018
- Venue: Shangri-La at the Fort, Manila Philippines

MARCH 12, 2018

Time	Session Title	Venue	Committee
12:00 NN	Glazebrook Cup Golf Tournament Tee Off	The Country Club	
6:00 PM – 8:00 PM	Post-Glazebrook Cup Golf Tournament Fellowship Cocktails	The Country Club	

MARCH 13, 2018

Time	Session Title	Venue	Committee
7:00 AM	Regala Cup Golf Tournament Tee Off	Wack-Wack Country and Golf Club	
12:00 NN – 1:00 PM	Post-Regala Cup Golf Tournament Lunch	Wack-Wack Country and Golf Club	
1:00 PM – 2:00 PM	Nominating Committee Meeting	Hablon	
2:00 PM – 5:00 PM	Officers' Meeting & New Officers Orientation	Capiz	
5:00 PM – 8:00 PM	Membership Meeting	Narra A & B	
5:00 PM – 8:00 PM	Committee Chairs / Program Meeting	Narra C & D	
8:00 PM – 10:30 PM	Officers' & Jurisdictional Council Members' Dinner (by invitation)		

MARCH 14, 2018

Time	Session Title	Venue	Committee
8:00 AM – 11:00 AM	Council Meeting	Bonifacio Hall	

		A & B	
11:00 AM – 12:30 PM	Council Lunch	Narra A & B	
12:30 PM – 1:00 PM	Break		
1:00 PM – 1:30 PM	Opening Ceremony	Grand Ballroom A & B	
1:30 PM – 3:00 PM	<p>Plenary Session 1: The Philippines is Open for Business</p> <p>The Secretary of Finance Carlos Dominguez has successfully adopted several Government policies aimed at easing doing business in the Philippines, such as the lifting of some foreign economic restrictions, implementing his anti-red tape policies, introducing tougher tax reforms, upholding big ticket done contracts and resolving controversial local business cases, all at demonstrating his position that the Philippines is ready to move forward with stable economic policies with public interest in mind. On the other hand, we will hear from Manny Pangilinan, one of the stalwarts of Philippine business, his views of how these policies can push the Philippines forward as the next star of the ASEAN, and hopefully of the bigger Asia-Pacific region.</p> <p>Moderators:</p> <ul style="list-style-type: none"> • Dhinesh Bhaskaran <p>Speakers:</p> <ul style="list-style-type: none"> • Hon. Carlos Dominguez, Secretary, Department of Finance • Manny Pangilinan 	Grand Ballroom A & B	
3:00 PM – 3:30 PM	Break		
3:30 PM – 5:00 PM	<p>Plenary Session 2: The Business of Corporate Counsels</p> <p>Today, corporate counsels are no longer confined to dealing with the legal aspect of the corporation they work for. They are now</p>	Grand Ballroom A & B	

	<p>integrated in corporate business decisions and in many cases, are members of their respective executive committees. Our panelists will demonstrate how corporate counsels deal with various issues and, in particular regulatory issues in a manner relevant and attuned to the business environment and the business interest of their respective enterprises.</p> <p>Moderators:</p> <ul style="list-style-type: none"> Jonathan Warne 		
5:00 PM – 6:00 PM	<p>Women’s Reception: “Beyond the Runway – Revisiting the Indigenous Woman and Culture”</p> <p>This year we have decided to add some fun and glamour to the Women Business Lawyers’ Reception and turn the session into a catwalk and workshop!</p> <p>Women Business Lawyers Committee is honored to have Lenora Luisa Cabili, the Founder and Creative Designer of Filip + Inna, an international fashion house, to be the guest of honor at our reception.</p> <p>Lenora’s work has been making waves internationally with her fashion designs using beautifully embroidered fabrics made by different groups of indigenous ladies in the Philippines with a modern, fashionable twist to them. Her mission is to create and preserve the ancient traditions of the Philippines that are in danger of becoming lost and to provide indigenous people opportunities to improve their livelihoods.</p> <p>Aside from Lenora’s speech, the reception will also showcase some of her designs via a fashion show.</p>	Bonifacio Hall A	Women Business Lawyers Committee

	<p>Last but not least, we are also honored to invite one of the makers of the beautiful fabric, an indigenous lady who will demonstrate her embroidery skills to us.</p> <p>Guest of Honor:</p> <ul style="list-style-type: none"> Lenora Luisa Cabili, the Founder and Creative Designer of Filip + Inna 		
6:00 PM – 7:00 PM	New Members and IPBA Scholars Reception	Bonifacio Hall B	
7:00 PM – 9:00 PM	Welcome Reception: Kaon na Ta!	Grand Ballroom B & C	

MARCH 15, 2018			
Time	Session Title	Venue	Committee
9:00 AM – 10:30 AM	<p>Training and Mentoring Junior Lawyers in the Legal Profession</p> <p>This session will address the following questions:</p> <ul style="list-style-type: none"> What should we be training our junior lawyers? How should we be training our junior lawyers? Tips to upskill your firm's junior lawyers – training techniques? Should we adopt a traditional approach or different approach to training? What type of training is offered at firms (large/medium/small)? How much should firms invest in training the next generation of lawyers? Why should we be training our junior lawyers? What are the benefits of upskilling and empowering junior lawyers? Is this important for succession planning? To improve staff retention? 	Hablon	Legal Development & Training Committee

	<ul style="list-style-type: none"> • How much time and effort should we invest/spend on training junior lawyers? • Where does the training stop? • What are some difficulties in training/supervising/mentoring junior lawyers? • What are the limitations? Is it worth it for the firm? Time/cost/effort etc. <p>Moderator / Coordinator:</p> <ul style="list-style-type: none"> • James Jung (Auckland, New Zealand) • Raphael Tay (Malaysia) <p>Panelists:</p> <ul style="list-style-type: none"> • Sae Youn Kim (Seoul, South Korea) • Michael Chu (Chicago, USA) • Glenn Ferguson AM (Brisbane, Australia) • Jack Li (Shanghai, China) 		
9:00 AM – 10:30 AM	<p>Tax Issues Relating to Private Equity Investment in the ASEAN Region</p> <p>Private Equity (PE) and Institutional Investors (II) have been searching globally to invest their accumulated cash that by one estimate, is nearing US \$1 Trillion. The enormous potential of ASEAN region, especially the less-developed countries therein, therefore has not escaped the attention of PE and II. Reasons are obvious: rapid economic growth, formation of middle-class, urbanization and the need for social infrastructure, young population that is the envy of the rest of the world and, to be sure, increasing political stability and economic liberalization.</p> <p>However, after a spectacular growth of investment appetite in these “frontier”</p>	Abaca	Tax Law Committee

ASEAN countries for the past several years, we have seen a slow-down during the past year, at least in some. While it is unclear whether this is something temporary, as investors try to digest their investments across several countries with different language, culture and customs or more long-lasting and structural, as investors grappling with the complexity of dealing with each country legal, tax, political and economic systems, PE and II hungry for returns cannot ignore these markets especially those that depart from OECD tax systems, has been a major challenge by global PE investors.

This session will explore the key tax (and where applicable, important legal and regulatory) issues and challenges faced by PE and II in selected frontier ASEAN countries. Since the main objective is to discuss, explore and identify tax rules and concepts of jurisdictions that have not received significant attention as other leading Asian and developed ASEAN jurisdictions, we will also explore investing in Taiwan by PE and II. Within the diversity of tax systems discussed, we will attempt to identify similarities as well as differences that can impact the decision by PE and II to invest as well as the after-tax return on their investment.

Moderator:

- Jay Shim (Korea)

Panelists:

- Jude Ocampo, (Cambodia and Laos)
- Picharn Sukparangsee (Thailand)
- Rachel Follosco (Philippines)
- William Ronald Parks Jr. (Myanmar)
- Lynn Lin (Taiwan)

9:00 AM – 10:30 AM	<p>China's Belt & Road Initiative – “Seeing is believing”: The Need for Tailor Made Dispute Resolution Mechanisms</p> <p>China's Belt and Road initiative is a vast development strategy, involving more than 60 diverse countries in varying stages of development. Areas of cooperation under the initiative include policy coordination, facilities connectivity, unimpeded trade, financial integration, and people-to-people bonds, which are likely to have far-reaching effects for many disciplines, including international arbitration.</p> <p>Some have called for uniform arbitral process to address the specific needs arising out of One Belt One Road. Others, however, view uniform arbitration procedure for resolving Belt and Road disputes as simply reinventing the wheel.</p> <p>During this session, panelists will analyze practical dispute resolution mechanisms for Belt and Road related disputes and consider the challenges associated with the implementation of a uniform approach</p> <p>Moderators:</p> <ul style="list-style-type: none"> • Robert Rhoda (Hongkong) • Sundra Rajoo (Malaysia) 	Narra B	Dispute Resolution & Arbitration Committee
9:00 AM – 10:30 AM	<p>Billing Structures in Cross-Border Matters</p> <p>Cross border legal work continues to ride the globalization wave and grow at a steady pace. As markets mature, competitive prices are setting in and clients are becoming more sensitive about legal expenditure. Deals and drafting are becoming increasingly</p>	Narra A	<p>Cross Border Investment Committee</p> <p>and</p> <p>Legal Practice Committee</p>

	<p>standardized, leading to lawyers' role getting limited and mostly restricted to highly complex, high value, first-of-its-kind deals only. This session will touch upon the issues of clients demanding fixed fee quotes, hourly blended rates, fee pressures leading to different fee structures being adopted by law firms. The session will also cover how the use of technology is becoming more rampant and artificial intelligence is now being introduced to replace lawyers and remain competitive. The panel will discuss how law firms manage cross border work successfully, such as addressing compliance requirements across multiple jurisdictions, making optimal use of local counsel advice and producing internationally resonant drafting that the parties can engage with easily.</p> <p>Co-moderator:</p> <ul style="list-style-type: none"> • Myles Seto (Hongkong) • Charandeep Kaur (India) <p>Panelists (CBIC):</p> <ul style="list-style-type: none"> • Hermann Knott (Germany) • Fausto Romero-Miura (Spain) • Eriko Hayashi (Japan) • Maxim Alekseyev (Russia) • Stefano Micheli (Italy) 		
9:30 AM – 10:30 AM	<p>Beyond Limited Liabilities: Potential Exposure of Parent Companies, Subsidiaries, and Directors Arising Out of Environmental and Insolvency Situations</p> <p>The fundamentals of commercial companies include the limited liability of the shareholders to the funds they invest and the freedom of directors to exercise "reasonable" judgment in managing the business. However, some specific situations lead to</p>	Narra C	<p>Joint Session of:</p> <p>Cross Border Investment Committee</p> <p>Environmental Law Committee</p>

	<p>results that clash with these principles. Cross border transactions or corporate structures compound the difficulty when the regulators attempt to hold parent companies liable for their subsidiaries and make directors strictly liable for environmental liabilities and other regulatory matters.</p> <p>However, environmental regulators' attempts to force a clean-up and hold companies to account can very effectively be side tracked or derailed by insolvency proceedings. With no corporate assets available for remediation, directors may suddenly find themselves on the hook. Further, receivers and trustees dare not to tread on contaminated ground lest they face financial ruin. Among government, victims of the pollution, creditors and the insolvent polluter, whose interests should prevail? How should key principles of environmental law and insolvency law be reconciled with fundamental corporate principles of limited liability and separate corporate entities?</p> <p>Co-moderator/Speaker:</p> <ul style="list-style-type: none"> • David Ward (Canada) • Shweta Bharti (India) <p>Panelists:</p> <ul style="list-style-type: none"> • Kosturi Ghosh (India) • Bui Ngoc Hong (Vietnam) • Juan Martin Allende (Argentina) • Ang Hean Leng (Malaysia) 		<p>And</p> <p>Insolvency Committee</p>
9:00 AM – 10:30 AM	<p>Preventing and Dealing with Workplace Harassment, Discrimination and Bullying in Companies Operating Across ASEAN and Beyond</p> <p>ASEAN spans 10 different South East Asian countries with diverse peoples and culture.</p>	Pavilion 2	<p>Employment and Immigration Committee</p>

	<p>Different companies also have different corporate culture.</p> <p>The panel will examine the similarities and differences in laws relating to workplace harassment, discrimination and bullying in various jurisdictions across ASEAN and beyond, and question whether the laws sufficiently address the issues given the culture in each jurisdiction.</p> <p>Through an interactive discussion, the panelists hope to come up with a set of “best practices” which companies operating in the region can adopt to prevent and deal with workplace harassment, discrimination and bullying.</p> <p>Moderator:</p> <ul style="list-style-type: none"> Jenny Tsin (Singapore) <p>Panelists:</p> <ul style="list-style-type: none"> Linda Liang (China) Carolyn Knox (USA) Indrani Lahiri (India) Winston PL. Esguerra (Philippines) Siva Kumar Kanagasabai 		
9:00 AM – 10:30 AM	<p>General Data Protection Regulation PART 1 - Navigating Cross Border Data Privacy Issues: How to effectively manage MNC’s data</p> <p>Data privacy laws have seen significant growth across the globe in the last few decades. Such laws, in some cases, vary significantly from country to country and pose serious challenges for MNCs who collect, process, and transfer data for business or internal administrative purposes. Failure to abide by the relevant data privacy rules can result in significant fines, including up to 4% of the company’s global revenue</p>	Pavilion 1	Technology, Media & Telecommunications Committee

	<p>under the European Union's General Data Privacy Regulation. The TMT Committee and the Employment and Immigration Committee (EIC) will address this issue in 2 parts.</p> <p>In Part 1, TMT will explore (i) data privacy rules generally in key jurisdictions; (ii) the pitfalls of anonymized big data; (iii) the transfer of data across borders; and (iv) strategies for managing customers' data.</p> <p>In Part 2, EIC will explore data privacy in the context of employment, including (i) strategies for obtaining consent; (ii) employee rights to check, correct, and/or withhold data; (iii) limitations on the transfer and use of employee data, including the distinctions (if any) between sensitive and less sensitive data; and (iv) recommendations for maintaining and rolling out data privacy policies or initiatives.</p> <p>Moderator:</p> <ul style="list-style-type: none"> Doil Son (Korea) <p>Panelist:</p> <ul style="list-style-type: none"> Richard Hoggs 		
9:00 AM – 10:30 AM	<p>Crisis Management Session 1: “The Role of the Legal Counsel in Handling Crisis in Multiple Jurisdictions and Communicating with the Media”</p> <p>LEARNING BY DOING A WORKSHOP/ROLE PLAYING EXPERIENCE</p> <ul style="list-style-type: none"> Session 1 Briefing and Simulation Session 2: Mock Press Conference with a Professional Communicant Session 3: Debriefing 	Narra D	<p>Joint Session with: Anti-Corruption and Rule of Law Committee</p> <p>Corporate Counsel Committee</p> <p>Dispute Resolution & Arbitration Committee</p> <p>Environmental Law Committee</p>

LIMITED TO 50 PLAYERS

- Players must register and attend two 90 minutes sessions.
- Players must be registered and paying delegates
- For logistic purposes should players cannot attend the 2 sessions after registration they are invited to send an email as mentioned below so that other participants can take their place

Sessions 1 and 2 are inseparable and are based on a business case scenario.

Attendance to both sessions is a must to be meaningful and necessary for a successful workshop.

Registration is required to attend the 2 sessions. Please sign up by sending an email to both Anne Durez (anne.durez@total.com) and Cheng Sim Chan (chan_c_s@hotmail.com).

Successful registration will be confirmed by email.

Companies have to face different types of crisis which can damage and sometimes ruin their reputation if the crisis is not quickly and properly handled and the communication is inadequate and inconsistent with the legal issues at stake. When a crisis occurs, it is too late to test the adequate preparation of all actors involved. Therefore, good preparation is crucial.

The 2 sessions are based on an interactive exercise on how to build up an action plan and simulate a press conference. During the press conference and debrief phase in

Legal Practice
Committee

Technology, Media &
Telecommunications
Committee

session 2 legal and communication issues will be discussed.

The purposes of these 2 very pragmatic sessions are:

- To study a business case involving different types of actors (legal, communication, business)
- To highlight the main legal issues arising when handling a major crisis in multiple jurisdictions
- To focus on the importance of involving the legal when communicating with the media and with stakeholders
- To formulate strategies on the safeguard of privilege and work-product protection (attorney-client privilege and legal privilege in various jurisdictions)
- To provide the participants with a crisis protocol for all types of crisis. The protocol may be implemented both by the in-house counsel and the external lawyers who can bring their expertise to train the business and the in-house legal.

The sessions will also involve returns on experience both from in-house counsel and external lawyers.

Moderators:

- Anne Durez
- Cheng Sim Chan

Debriefing panelists:

- Roger Best (United Kingdom)
- Simone Nadelhofer
- Ramon Ghosh (Singapore)

	<ul style="list-style-type: none"> • Urs Weber (Switzerland) 		
9:00 AM – 10:30 AM	<p>IPBA Competition Roundtable 2018</p> <p>In this roundtable, the following antitrust issues and the latest trend in various countries will be discussed in two sessions of roundtable discussions covering countries from China, India, Japan, the Philippines, Singapore, Taiwan, Switzerland and US, and we welcome participants to contribute their thoughts on the topics in the roundtable discussion session:</p> <ol style="list-style-type: none"> 1. Merger Control Filing: gun jumping (China and Europe), international cooperation among antitrust agencies for global filing transactions (all), latest changes in some jurisdictions (India), AT&T/Time Warner merger in the context of political influence and whether/how the U.S. political situation may be influencing cross-border mergers if that would be of interest (US) 2. Conduct issues: Qualcomm case in different jurisdictions (China, Japan), leniency application/programme (India & China), Amazon MFN case and the proposed commitment procedure (Japan), Supreme Court decision on extraterritoriality in the CRT cartel case (Japan), and the proposed amendments to the surcharge system and due process issues (Japan), investigatory powers of CCS and rights of defense (Singapore and China), recent announcement by the U.S. DOJ that it intends to pursue criminal cases concerning "no-poach" agreements 	Pavilion 3	Competition Law Committee

	<p>in which companies agree not to hire each other's employees (US)</p> <p>Moderators:</p> <ul style="list-style-type: none"> • Janet Hui (China) • Anand Raj (Malaysia) <p>Panelists:</p> <ul style="list-style-type: none"> • Kala Anandarajah (Singapore) • Manas Kumar Chaudhuri (India) • Sylvette Y. Tankiang (Philippines) • Vincent Wang (Taiwan) • Christian Wind (Zurich) • Atsushi Yamada (Japan) 		
10:30 AM – 11:00 AM	Break		
10:30 AM – 11:00 AM	Committee Meeting	Hablon	Legal Development & Training Committee
10:30 AM – 11:00 AM	Committee Meeting	Pavilion 3	Competition Law Committee
11:00 AM – 12:30 PM	<p>Tax Issues relating to Private Equity Investment in the ASEAN region</p> <p>Private Equity (PE) and Institutional Investors (II) have been searching globally to invest their accumulated cash that by one estimate, is nearing US \$1 Trillion. The enormous potential of ASEAN region, especially the less-developed countries therein, therefore has not escaped the attention of PE and II. Reasons are obvious: rapid economic growth, formation of middle-class, urbanization and the need for social infrastructure, young population that is the envy of the rest of the world and, to be sure, increasing political stability and economic liberalization.</p> <p>However, after a spectacular growth of investment appetite in these “frontier” ASEAN countries for the past several years,</p>	Abaca	

we have seen a slow-down during the past year, at least in some. While it is unclear whether this is something temporary, as investors try to digest their investments across several countries with different language, culture and customs or more long-lasting and structural, as investors grappling with the complexity of dealing with each country legal, tax, political and economic systems, PE and II hungry for returns cannot ignore these markets. especially those that depart from OECD tax systems, has been a major challenge by global PE investors.

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- Jay Shim (Korea)

Panelists:

- Jude Ocampo, (Cambodia and Laos)
- Picharn Sukparangsee (Thailand)
- Rachel Follosco (Philippines)
- William Ronald Parks Jr. (Myanmar)
- Lynn Lin (Taiwan)

11:00 AM – 12:30 PM	<p>Renewal Energy Trends to Watch in 2018</p> <p>Today, a fifth of the world's electricity is produced by renewable energy. For more and more countries, renewable energy is becoming the cheapest source of power. This session will provide a brief overview of recent developments in the panelists' respective jurisdictions in the Asia Pacific, including substantive renewable energy initiatives that are ongoing, under development, or in some cases, scaled back or withdrawn.</p> <p>Moderators:</p> <ul style="list-style-type: none"> • Gmeleen Tomboc (Singapore) • Sean Muggah (Canada) <p>Panelists:</p> <ul style="list-style-type: none"> • Wang Jihong (Beijing) • Mona Dimalanta (Philippines) 	Pavilion 2	Energy & Natural Resources Committee
11:00 AM – 12:30 PM	<p>Faster, Higher, Stronger - and Fairer? The Growing Impact of The Court of Arbitration for Sport (CAS) on International Sport</p> <p>The Court of Arbitration for Sport (CAS) was established by the International Olympic Committee (IOC) in 1984 and has grown in importance and effect over the past decades. At the same time, its independence and fairness have been questioned by athletes and commentators.</p> <p>With the next three Olympics being hosted in Asia, this session will explore the mechanics of CAS arbitration, selection of arbitrators by CAS, review of CAS decisions by state courts, and potential improvements to the system.</p>	Narra B	Dispute Resolution & Arbitration Committee

	Moderators: <ul style="list-style-type: none"> • Axel Reeg (Germany) • Mel Schwing (Australia) 		
11:00 AM – 12:30 PM	<p>Business and Human Rights Due Diligence</p> <p>In 2011, the Guiding Principles on Business and Human Rights: Implementing the United Nations 'Protect, Respect and Remedy' Framework," which were developed by the Special Representative of the Secretary-General on the issue of human rights and transnational corporations and other business enterprises was adopted, under which companies are required to conduct human right due diligence in certain circumstances.</p> <p>Consequently, many countries made their own National Action Plan to implement the principle in their own country and prepared the rules to deal with various aspects of the issues of business and human rights. For example, the U.K. Government has introduced a provision in the Modern Slavery Act 2015, which requires certain businesses to produce a statement setting out the steps they have taken to ensure there is no modern slavery in their own business and their supply chains.</p> <p>This session will discuss the latest practice on the issues of business and human rights, with particular focus on human rights due diligence of the supply chains and find out the solution and best practice on how to deal with the relevant issues.</p> <p>Co-moderator:</p> <ul style="list-style-type: none"> • Trinh Nguyen/CBIC (Vietnam) • Xavier Costa Arnau/AIJA (Spain) 	Narra A	<p>Collaboration of:</p> <p>Cross Border Investment Committee</p> <p>And</p> <p>Association Internationale des Jeunes Avocats (AIJA)</p>

	Panelist/co moderator: <ul style="list-style-type: none"> • John Wilson (Sri Lanka) • Hideaki Umetsu (Japan) • Louis–Bernard Buchman (France) • Stefan Müller (Switzerland) • Agustin R. Montilla, IV (Philippines) 		
11:00 AM – 12:30 PM	Shareholder Agreements (Part II) <p>This session will be the second leg of workshop on how to use and draft shareholder agreements that started in IPBA 2017.</p> <p>The panel will briefly summarize the points covered in Auckland to set the stage and then, together with audience participation, attempt to put a final overview of the following: when shareholder agreements can and/or should be used in the context of cross-border deals, typical clauses and the effectiveness of such provisions, some dos and don'ts and tips when dealing with their respective jurisdictions.</p> Co-Moderators: <ul style="list-style-type: none"> • Chiam Tao Koon (Singapore) • Ravi Nath (India) Panelists: <ul style="list-style-type: none"> • André Brunschweiler (Switzerland) • Ben Smith (Australia) • Philippe Shin (Korea) • Patricia "Tracy" Cristina Ngochua (Philippines) • Sho Awaya (Japan) 	Narra C	Cross Border Investment Committee
11:00 AM – 12:30 PM	General Data Protection Regulation PART 2 - Navigating Cross Border Data Privacy Issues: Essential Strategies for Employers	Pavilion 1	Employment and Immigration Committee

	<p>Data privacy laws have seen significant growth across the globe country to country and pose serious challenges for MNCs who collect, process, and transfer data for business or internal administrative purposes. Failure to abide by the relevant data privacy rules can result in significant fines, including up to 4% of the company's global revenue under the European Union's General Data Privacy Regulation. The TMT Committee and the Employment and Immigration Committee (EIC) will address this issue in 2 parts.</p> <p>In Part 1, TMT will explore (i) data privacy rules generally in key jurisdictions; (ii) the pitfalls of anonymized big data; (iii) the transfer of data across borders; and (iv) strategies for managing customers' data.</p> <p>n Part 2, EIC will explore data privacy in the context of employment, including (i) strategies for obtaining consent; (ii) employee rights to check, correct, and/or withhold data; (iii) limitations on the transfer and use of employee data, including the distinctions (if any) between sensitive and less sensitive data; and (iv) recommendations for maintaining and rolling out data privacy policies or initiatives.</p> <p>Moderator:</p> <ul style="list-style-type: none"> • Trent Sutton (USA) <p>Panelists:</p> <ul style="list-style-type: none"> • Roland Falder (Germany) • Hongjuan Bai (China) • Brendon Carr (Korea) • Dante Pamintuan (Philippines) • Veena Gopalakrishnan (India) 		
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<p>11:00 AM – 12:30 PM</p>	<p>Crisis Management Session 1: “The Role of the Legal Counsel in Handling Crisis in Multiple Jurisdictions and Communicating with the Media”</p> <p>LEARNING BY DOING A WORKSHOP/ROLE PLAYING EXPERIENCE</p> <ul style="list-style-type: none"> • Session 1 Briefing and Simulation • Session 2: Mock Press Conference with a Professional Communicant • Session 3: Debriefing <p>LIMITED TO 50 PLAYERS</p> <ul style="list-style-type: none"> • Players must register and attend two 90 minutes sessions. • Players must be registered and paying delegates • For logistic purposes should players cannot attend the 2 sessions after registration they are invited to send an email as mentioned below so that other participants can take their place <p>Sessions 1 and 2 are inseparable and are based on a business case scenario. Attendance to both sessions is a must to be meaningful and necessary for a successful workshop.</p> <p>Registration is required to attend the 2 sessions. Please sign up by sending an email to both Anne Durez (anne.durez@total.com) and Cheng Sim Chan (chan_cs@hotmail.com).</p> <p><u>Successful registration will be confirmed by email.</u></p>	<p>Narra D</p>	<p>Joint Session of:</p> <p>Anti-Corruption and Rule of Law Committee</p> <p>Corporate Counsel Committee</p> <p>Dispute Resolution & Arbitration Committee</p> <p>Environmental Law Committee</p> <p>Legal Practice Committee</p> <p>And</p> <p>Technology, Media & Telecommunications Committee</p>
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	<p>expertise to train the business and the in-house legal.</p> <p>The sessions will also involve returns on experience both from in-house counsel and external lawyers.</p> <p>Moderators:</p> <ul style="list-style-type: none"> • Anne Durez • Cheng Sim Chan 		
11:00 AM – 12:30 PM	<p>IPBA Competition Roundtable 2018</p> <p>In this roundtable, the following antitrust issues and the latest trend in various countries will be discussed in two sessions of roundtable discussions covering countries from China, India, Japan, the Philippines, Singapore, Taiwan, Switzerland and US, and we welcome participants to contribute their thoughts on the topics in the roundtable discussion session:</p> <ol style="list-style-type: none"> 3. Merger Control Filing: gun jumping (China and Europe), international cooperation among antitrust agencies for global filing transactions (all), latest changes in some jurisdictions (India), AT&T/Time Warner merger in the context of political influence and whether/how the U.S. political situation may be influencing cross-border mergers if that would be of interest (US) 4. Conduct issues: Qualcomm case in different jurisdictions (China, Japan), leniency application/programme (India & China), Amazon MFN case and the proposed commitment procedure (Japan), Supreme Court decision on extraterritoriality in the CRT cartel case (Japan), and the 	Pavilion 3	Competition Law Committee

	<p>proposed amendments to the surcharge system and due process issues (Japan), investigatory powers of CCS and rights of defense (Singapore and China), recent announcement by the U.S. DOJ that it intends to pursue criminal cases concerning "no-poach" agreements in which companies agree not to hire each other's employees (US)</p> <p>Moderators:</p> <ul style="list-style-type: none"> • Janet Hui (China) • Anand Raj (Malaysia) <p>Panelists:</p> <ul style="list-style-type: none"> • Kala Anandarajah (Singapore) • Manas Kumar Chaudhuri (India) • Sylvette Y. Tankiang (Philippines) • Vincent Wang (Taiwan) • Christian Wind (Zurich) • Atsushi Yamada (Japan) 		
12:30 PM – 2:00 PM	Lunch	Grand Ballroom AB	
2:00 PM – 3:30 PM	<p>BEPS, TAX AND CUSTOMS DUTY – Efficient Supply Chain Management: Seamless Cooperation in ASEAN and Beyond</p> <p>This session will focus on the tax and customs duty issues involved with supply chains, being one of the most important current issues in international tax and trade law. It will examine, in particular, the implications of the OECD's Base Erosion and Profit Shifting (BEPS) measures and the Trump Administration's international tax reform proposals. Specifically:</p>	Hablon	<p>Tax Law Committee</p> <p>and</p> <p>International Trade Committee</p>

1. Base case example of tax/customs-effective supply chain management (TCESCM) arrangement.
2. Impact of BEPS Actions 8 thru' 10—role of contractual arrangements, analysis & allocation of risk, identification of intangibles, important functions, legal ownership & anticipated returns, hard-to-value intangibles, and cost contribution arrangements.
3. Implications of BEPS, in particular, on:
 - a. toll/contract manufacturing
 - b. CCAs
 - c. location of functions
 - d. location of intangibles.
4. “Elephant in the room”—implications of U.S. international tax proposals for TCESCM, WTO, GATT, DTTs.
5. Specific implications for:
 - a. China
 - b. India
 - c. Myanmar/Thailand
 - d. Pakistan
 - e. Malaysia

Moderator:

- Michael Butler (Australia)

Panelists:

- Jeff Snyder (USA)
- Khong Siong Sie (Malaysia)
- Picharn Sukparangsee (Thailand)
- BadarVellani (Pakistan)
- Atul Dua (India)
- Neil Russ (New Zealand)
- Jai Nario (New Zealand)
- Tracy Xiang (China)
- Jessica Pengelly (Australia)
- Charles Hwang (USA)

<p>2:00 PM – 3:30 PM</p>	<p>The Hague Convention on Choice of Court Agreements – Is It Really a Game Changer? A Debate</p> <p>The advent of The Hague Convention on 1 October 2015 raises important questions about its scope, effectiveness and impact. Has The Hague Convention profoundly altered the international dispute resolution landscape? Does it add a fundamental new dimension to the discussion on arbitration as an alternative to Court litigation?</p> <p>In discussing these and other related issues, the session will consider the scope of recognition and enforcement of foreign judgments under The Hague Convention. Speakers will debate its effectiveness and impact on international cross border litigation, including asset identification in multi-jurisdictional enforcement of judgments, the reduction of multiple litigation, and the challenge it poses to international commercial arbitration.</p> <p>At the close of the session, the House will take a vote on whether The Hague Convention is really a game changer.</p> <p>Moderators:</p> <ul style="list-style-type: none"> • Mohan Pillay (UK) • Neerav Merchant (India) <p>Panelists:</p> <ul style="list-style-type: none"> • Justice Margaret Beazley (Australia) • Colin Seow (Singapore) • Dorothee Ruckteschler (Germany) • Chan Leng Sun, SC (Singapore) • Yoshimasa Furuta (Tokyo) • Marion Smith QC (London) 	<p>Narra B</p>	<p>Dispute Resolution & Arbitration Committee</p>
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2:00 PM – 3:30 PM	<p>Bridging the Cultural Gap in Cross-Border M&A Transactions</p> <p>Cross-border M&A is even more challenging in a culture difference context. This session will focus on the lawyer's role in multi-culture M&A transactions. The panelists will discuss the basic dos and don'ts in certain culture environments. Furthermore, the panelists from various jurisdictions and cultures would share their thoughts on how to see the "invisible players" and how to hear the "silent languages" in an unfamiliar culture. This session would like to find certain approaches for lawyers to unveil the mask of culture's ambiguity, and to translate the colorful cultural expressions into precise legal languages.</p> <p>Moderator:</p> <ul style="list-style-type: none"> • Shi "Henry" Xinyue (China) <p>Panelists:</p> <ul style="list-style-type: none"> • Omar Puertas (Spain) • Ulf Ohrling (Sweden) • Hiroshi Ishihara (Japan) • Jason Jiao (Philippines/Japan) • Lam Shiao Ning (Singapore) 	Narra A	Cross Border Investment Committee
2:00 PM – 3:30 PM	<p>Interactive Session: A Discussion on Employment Litigation – the Areas of Most Vulnerability for Multinational Employers</p> <p>A discussion on what employees most commonly sue about in the various jurisdictions, the potential liabilities, and possible strategies to minimize risks could be an interesting issue. For instance, class actions in the US over wage violations and general discrimination litigation can bring substantial costs to multinational employers.</p>	Pavilion 3	Employment and Immigration Committee

2:00 PM – 3:30 PM	<p>Legal Issues of Data Collection and Usage by Financial Institutions, Insurers and Corporates</p> <p>Regulators like FSA and others use big data analytics to assess the need of further regulation for specific types of services.</p> <p>Moderators:</p> <ul style="list-style-type: none"> Rajesh Sreenivasan (Singapore) <p>Panelists:</p> <ul style="list-style-type: none"> Denny Rahmansyah (Indonesia) Jerome Vishnu (India) Ben Yates (Hong Kong) Takashi Nakazaki (Japan) Athistha Chitranukroh (Thailand) Steven Howard (USA) 	Narra C	<p>Joint Session of:</p> <p>Banking, Finance & Security Committee</p> <p>Technology, Media & Telecommunications Committee</p> <p>Insurance Committee</p>
2:00 PM – 3:30 PM	<p>Fintech Panel: Cryptocurrencies and ICOs</p> <p>The panel will discuss the legal framework and the developments in different jurisdictions and more specifically the different approaches of the regulators and central banks.</p> <p>Moderator:</p> <ul style="list-style-type: none"> Thomas Zwissler (Germany) <p>Panelists:</p> <ul style="list-style-type: none"> Catrina Luchsinger Gaehwiler (Switzerland) Bryan Tan (Singapore) Yuri Suzuki (Japan) Leonardo Singson (Philippines) Jose Jesus Disini (Philippines) Kenneth Stuart (USA) 	Narra D	<p>Joint Session of:</p> <p>Banking, Finance & Security Committee</p> <p>and</p> <p>Technology, Media & Telecommunications Committee</p>
2:00 PM – 3:30 PM	<p>The Energy Challenge in Developing Countries – Contractual Negotiations, Operational Risks and Disputes</p>	Pavilion 2	<p>Joint Session of:</p>

	<p>Experience Based on a Case Scenario Involving a Power Project in Africa</p> <p>This session looks at some of the key issues faced in contractual negotiations, operational risks and disputes risks faced in the construction of a power project in a developing country. It is based on a fictitious case scenario involving a Power Project in Africa. Fact Scenario - Setting the Stage: China Power Company (China Co) is one of China's largest power companies. With China's strategy encouraging Chinese outbound investments, China Co has invested in a number of power projects in Africa, South America, and Central Asia and Southeast Asia. Its investments in Africa have so far not been very successful. However, it has identified a potential project in Danubia which looks promising. What are some of the issues China Co would need to consider to minimize its disputes risk in this project?</p> <p>Moderators:</p> <ul style="list-style-type: none"> • Peter Chow (Hong Kong) • Christopher Wright (USA) <p>Speakers:</p> <ul style="list-style-type: none"> • Jimmy Yim S.C. (Singapore) • Dr. Christopher Boog (Switzerland) • Edmund Wan (Hong Kong) 		<p>Energy & Natural Resources Committee</p> <p>And</p> <p>International Construction Projects Committee</p>
2:00 PM – 3:30 PM	<p>Data Privacy on Social Networks in Multiple Jurisdictions</p> <p>Due to the rise of internet usage, there has been an exponential increase in social network use. This pervasive use of social networks raises a number of legal issues, particularly regarding intrusions into the privacy of social network users, and</p>	Capiz	Ad Hoc Next Generation Committee

	<p>procedural and ethical concerns raised by the use of social networks in legal practice. This panel will discuss the potential legal liability that users and operators of social network sites face and how courts are tackling those claims in their respective jurisdictions; analyze the broadening array of legal challenges posed by the use of social media in the workplace and how foreign jurisdictions are addressing these issues; and explore the impact that social networks are having on the judicial process including its use by litigants, attorneys, judges and jurors.</p> <p>Moderator</p> <ul style="list-style-type: none"> • Ngosong Fonkem (USA) <p>Panelists:</p> <ul style="list-style-type: none"> • Ngosong Fonkem (USA) • Dushyantha Perera (Sri Lanka) • Juan Martin Allende (Argentina) • Julie Raneda (Singapore) • Patricia Ngochua (Philippines) • Ferran Foix Miralles (London) • Valentino Lucini (China) 		
3:30 PM – 4:00 PM	Break		
3:30 PM – 4:00 PM	Committee Meeting	Pavilion 3	Employment and Immigration Committee
3:30 PM – 4:00 PM	Committee Meeting	Pavilion 2	Energy & Natural Resources Committee
3:30 PM – 4:00 PM	Committee Meeting	Capiz	Ad Hoc Next Generation Committee
4:00 PM - 5:30 PM	BEPS, TAX AND CUSTOMS DUTY – Efficient Supply Chain Management:	Hablon	Joint Session of: Tax Law Committee

Seamless Cooperation in ASEAN and Beyond

This session will focus on the tax and customs duty issues involved with supply chains, being one of the most important current issues in international tax and trade law. It will examine, in particular, the implications of the OECD's Base Erosion and Profit Shifting (BEPS) measures and the Trump Administration's international tax reform proposals. Specifically:

1. Base case example of tax/customs-effective supply chain management (TCESCM) arrangement.
2. Impact of BEPS Actions 8 thru' 10—role of contractual arrangements, analysis & allocation of risk, identification of intangibles, important functions, legal ownership & anticipated returns, hard-to-value intangibles, and cost contribution arrangements.
3. Implications of BEPS, in particular, on:
 - a. toll/contract manufacturing
 - b. CCAs
 - c. location of functions
 - d. location of intangibles.
4. "Elephant in the room"—implications of U.S. international tax proposals for TCESCM, WTO, GATT, DTTs.
5. Specific implications for:
 - a. China
 - b. India
 - c. Myanmar/Thailand
 - d. Pakistan
 - e. Malaysia

Moderator:

And

International Trade
Committee

	<ul style="list-style-type: none"> • Michael Butler (Australia) <p>Panelists:</p> <ul style="list-style-type: none"> • Jeff Snyder (USA) • Khong Siong Sie (Malaysia) • Picharn Sukparangsee (Thailand) • Badar Vellani (Pakistan) • Atul Dua (India) • Neil Russ (New Zealand) • Jai Nario (New Zealand) • Tracy Xiang (China) • Jessica Pengelly (Australia) • Charles Hwang (USA) 		
4:00 PM – 5:30 PM	<p>The Law Reacts to North Korea – Effects of New Sanctions on Business</p> <p>This panel will include speakers from South Korea, China, Japan and the United States and will explain the range of new legal measures restricting business worldwide that have the aim of changing North Korea's interactional engagement and the effect they might have inside and outside North Korea and will also explore future prospects of APEC's role for improvement of the situation.</p> <p>Panelists and moderators:</p> <ul style="list-style-type: none"> • Corey Norton (USA) • Sejin Kim (BKL, Korea) • Shigehiko Ishimoto (Japan) • Raphael Tay (Malaysia) • Shi "Henry" Xinyue (China) 	Narra C	<p>Joint Session of:</p> <p>APEC Committee</p> <p>And</p> <p>International Trade Committee</p>
4:00 PM – 5:30 PM	<p>Institutional innovations – Pushing the Envelope or Churning the Pot?</p> <p>The last few years have seen many innovations to institutional rules – the emergency arbitrator, expedited procedure, early dismissal are some examples. Many of</p>	Narra B	Dispute Resolution & Arbitration Committee

	<p>these innovations are aimed at increasing the efficiency and cost effectiveness of arbitration.</p> <p>This session will critically examine these innovations to see whether these changes have in fact brought about substantive benefits which make arbitration more attractive. This session will also consider whether these innovations have significantly widened the gap between ad hoc arbitration and institutional arbitration and make a more compelling case for institutional arbitration over ad hoc arbitration.</p> <p>The session will also include a particular regional focus, exploring recent developments in institutional arbitration in Spanish/Latino jurisdictions.</p> <p>Moderators:</p> <ul style="list-style-type: none"> • Hiroyuki Tezuka (Japan) • Steven Lim (Singapore) 		
4:00 PM – 5:30 PM	<p>Post-Merger Integration, in Particular When Asian Companies Acquire European (US) Companies</p> <p>What happens on Legal Day One? Is it just housekeeping activity for legal advisors?</p> <p>In times of low growth, completed deals are expected to create the costs savings and the business synergies expected pre-deal by the management of the acquirer. Therefore, post-deal integration shall be given the necessary attention and resources; the team carrying out the integration shall 'own' the integration plan, as much as the transaction team in order to achieve better integration: legal advisors are to be an integral part of such team.</p>	Narra A	Cross Border Investment Committee

	<p>Speakers of different jurisdictions will discuss issues they have encountered in their practice as external advisors and in-house counsels, for mergers, acquisitions and divestitures, regarding several interdisciplinary topics. Such issues arise not only in cross-border transactions, but also in domestic transactions, between companies with global reach.</p> <p>Among those, legal entities and contracts rationalization, human resources issues, IP related matters, regulatory and compliance, pre-litigation for non-performance or delays in existing contracts shall be considered well in advance when planning integration and its legal implementation.</p> <p>Co Moderators:</p> <ul style="list-style-type: none"> • Sara Marchetta (Italy) • Takeshi Matt Komatsu (Singapore/Japan) <p>Panelists:</p> <ul style="list-style-type: none"> • Qi Bin (China) • Imam Hossain (Bangladesh) • Kimoto, Taisuke (US) • Younnam Lee (Korea) • Sampath Kumar (India) 		
4:00 PM – 5:30 PM	<p>Fintech Panel: Cryptocurrencies and ICOs</p> <p>The panel will discuss the legal framework and the developments in different jurisdictions and more specifically the different approaches of the regulators and central banks.</p> <p>Moderator:</p> <ul style="list-style-type: none"> • Thomas Zwissler (Germany) 	Narra D	<p>Joint Session of:</p> <p>Banking, Finance & Security Committee</p> <p>Technology, Media & Telecommunications Committee</p>

	Panelists: <ul style="list-style-type: none"> • Catrina Luchsinger Gaehwiler (Switzerland) • Bryan Tan (Singapore) • Yuri Suzuki (Japan) • Leonardo Singson (Philippines) • Jose Jesus Disini (Philippines) • Kenneth Stuart (USA) 		
4:00 PM – 5:30 PM	Current Trends on Environmental Law The format can be to have a round table discussion 12 renowned speakers of different jurisdictions to discuss over various trends emerging on environmental law. The list is inclusive of Globalization of Environmental Law, Sustainable Development and Law, The Rise of the Developing World, Environmental Institutions, Governance Mechanisms, and the Rule of Law, Human Rights and the Environment, The Growing Role of the Environment in International Economic Law, Increased Attention to Biodiversity, Chemicals and Hazardous Substances Management, Oceans and Fisheries.	Pavilion 3	Environmental Law Committee
4:00 PM – 5:30 PM	A Survey of the Rules on Cross Border Legal Practice in the Asia Pacific Region The session will discuss both qualification and registration requirements, if any, apart from the breadth/extent of any allowable areas of practice and restrictions for foreign practitioners, especially those handling cross-border matters. Moderator: <ul style="list-style-type: none"> • Emerico O. De Guzman (Philippines) Panelists:	Pavilion 1	Legal Practice Committee

	<ul style="list-style-type: none"> • Yoon, Hee Woong (Korea) • Ishizuka Hiroyuki (Japan) • Abraham Vergis (Singapore) • Mark Lowndes (New Zealand) • Victor P. Lazatin (Philippines) • Ramakant Rai 		
4:00 PM – 5:30 PM	<p>When Things Go Wrong - Guidance from In-House and Insurance Counsel on Managing Errors and Liabilities</p> <p>Errors and disputes are an inevitable part of every lawyer's practice, but many counsel do not respond as effectively as they can to manage, mitigate or resolve the fallout from such issues. This session offers expert guidance on how to handle potential liabilities or legal proceedings and recover any losses under insurance</p> <p>Moderator:</p> <ul style="list-style-type: none"> • Denis Brock (Hong Kong) <p>Panelists:</p> <ul style="list-style-type: none"> • Steven Dewhurst (Singapore) • Alan Ho (Malaysia) • Marlon Marquez (Philippines) • Leilani Isidro (Philippines) • Y.M. Tunku Farik Bin Tunku Ismail (Malaysia) 	Abaca	<p>Joint Session of:</p> <p>Insurance Committee</p> <p>And</p> <p>Corporate Counsel Committee</p>
4:00 PM – 5:30 PM	<p>Challenges in Conducting Corruption Investigations in the Asia-Pacific Region</p> <p>This session will identify specific difficulties of conducting internal investigations in Asia Pac and Brasil and will make suggestions for avoiding the difficulties. The range of topics to covered will include, self-reporting, the acceptability of internal investigations, local obstacles to internal investigations and interaction with local anti-corruption authorities.</p>	Capiz	<p>Anti-Corruption and Rule of Law Committee</p>

	Chairman: <ul style="list-style-type: none"> Roger Best (UK) Panelists: <ul style="list-style-type: none"> K. Lesli Ligorner (China) Kirindeep Singh (Singapore) Shin Jae Kim (Brazil) 		
5:30 PM – 6:00 PM	Break		
5:30 PM – 6:00 PM	Committee Meeting	Narra D	Technology, Media & Telecommunications Committee
5:30 PM – 6:00 PM	Committee Meeting	Pavilion 3	Environmental Law Committee
5:30 PM – 6:00 PM	Committee Meeting	Pavilion 1	Legal Practice Committee
5:30 PM – 6:00 PM	Committee Meeting	TBA	Aviation Law Committee
5:30 PM – 6:00 PM	Committee Meeting	Hablon	Scholarship Committee
5:30 PM – 6:00 PM	Committee Meeting	Abaca	Corporate Counsel Committee
5:30 PM – 6:00 PM	Committee Meeting	Capiz	Anti-Corruption and Rule of Law Committee
6:00 PM – 7:30 PM	Free Time		
7:30 PM – 11:00 PM	Gala Night	Grand Ballroom ABC	

MARCH 16, 2018

Time	Session Title	Venue	Committee
9:00 AM – 10:30 AM	IPBA Guidelines on Privilege and Attorney Secrecy in International Arbitration Synopsis: The session will update participants on the refined guidelines and discuss oft-encountered problems in the area of a claim of privilege against documents production and testimony across	Narra B	IPBA

	<p>civil and common law jurisdictions in international arbitration. The proposed best practices and pragmatic solutions in the context of the formulation of a universal code will be debated. Attendees will participate in the first seminal effort on the part of the IPBA to provide thought leadership for the benefit of the international arbitration community. The session is a follow-up to the session of the IPBA Dispute Resolution and Arbitration Committee on Privileges in Auckland 2017 (which could not yet cover all aspects in the necessary depth). It is also open to IPBA members who have not attended the session in Auckland.</p> <p>Co-moderator:</p> <ul style="list-style-type: none"> • Bernhard Meyer (Switzerland) • Eckart Brodermann (Germany) <p>Panelists:</p> <ul style="list-style-type: none"> • Francis Xavier (Singapore) • Gerhard Wegen (Europe) • Hiroyuki Tezuka (Japan) 		
9:00 AM – 10:30 AM	<p>Family Business Succession in Asia and the Clarion Call for Estate Planning</p> <p>Market data and research is unequivocal that we are witnessing an unprecedented transfer of wealth as the “baby-boomers” generation comes of age for the transition control and ownership.</p> <p>While the awareness of the significance of estate planning and wealth transfer among business owners and high net worth individuals (HNWI) is emerging rapidly in Asia, the immediacy of such planning is mature and escalating. Compounding this need is the phenomenal growth of wealth in Asia, as confirmed by research which shows</p>	Abaca	Tax Law Committee

	<p>that the number of Asian JNWI and their collective wealth has already overtaken North America.</p> <p>This session discusses the options to facilitate the passing of control and the avoidance of fragmentation of ownership, the considerations that should drive the planning, the unique dynamics in different Asian countries, impact of the Common Reporting Standards, the function of Family Office, and the role of advisors.</p> <p>Panelists:</p> <ul style="list-style-type: none"> • Millie Chan (Canada) • Eric Roose (Singapore) • Heida Donegan (New Zealand) • Sylvette Tankiang (Philippines) • Kevin Lee (China) 		
9:00 AM – 10:30 AM	<p>Silent Struggles of Single Parents- the Roles of Law, Employers & Societies in Supporting them to Succeed in their Public and Private Lives</p> <p>With the quiet yet significant increase in the number of single parents around the world, we have decided to dig into this taboo topic and we hope the session can break the silence.</p> <p>We have invited lawyers from different jurisdictions including those who are single parents, to share their personal experience in terms of their public and private lives, to discuss and explore how employers, law and societies (through governments and education) can help not only the single parents but also their children and how we, as a global community can raise awareness worldwide and make changes to the world's</p>	Hablon	Women Business Lawyers Committee

	<p>perception towards the modern family structure.</p> <p>The session will be conducted in an interactive manner and we hope the session can inspire talks and discussions in other forums globally and raise awareness worldwide. We hope this is the beginning of a series of changes that can be made.</p> <p>Moderator:</p> <ul style="list-style-type: none"> • Olivia Kung (Hongkong) <p>Panelists:</p> <ul style="list-style-type: none"> • Lory Anne Manuel-Mcmullin (Philippines) • Alison Foster QC (UK) • Frédérique David (France) • Shweta Bharti (India) • Lyn Lim (New Zealand) 		
9:00 AM – 10:30 AM	<p>Chinese Investment in the Western Hemisphere</p> <p>This session will focus on legal, regulatory and political challenges faced by outbound Chinese investors and the recipients of Chinese investment in western hemisphere destination countries. The session will provide a comparative approach to the use (and misuse) of foreign investment/merger review mechanisms such as CFIUS, commercial strategies regarding choices of laws and dispute resolution, governance and transparency issues with state owned enterprise outbound investment, trade protectionism including tariff and non-tariff barriers, trade remedies, and technical standards, requirements for localization, intellectual property concerns, labor and security issues involved in the disclosure of</p>	Narra A	<p>Joint Session of:</p> <p>Cross Border Investment Committee</p> <p>And</p> <p>International Trade Committee</p>

	<p>information to and with China based counterparties, and broader political and civil society constraints faced by Chinese investors, their domestic and foreign legal counsel, and legal counsel representing Chinese investment recipients. Panelists will share their respective experiences with Chinese investment in their countries and discuss strategies to anticipate Chinese investment issues and to advise clients accordingly.</p> <p>Moderator:</p> <ul style="list-style-type: none"> • Reinaldo Ma/CBIC • Vidaur Mora/ITC (Mexico) <p>Panelists:</p> <ul style="list-style-type: none"> • Till Kosche/CBIC (Germany) • Mirella Lechna/ITC (Poland) • Heida Donegan (New Zealand) • Fernando Hurtado de Mendoza (Peru) 		
9:00 AM – 10:30 AM	<p>Venture Capital in Asia – Key Differences Compared to the Silicon Valley Model of Venture Capital</p> <p>Venture capital has become a major force in global financing and corporate activity. 2016 saw nearly USD130 billion invested globally over 13,655 completed deals. Although global deal volumes and numbers in 2016 fell slightly from the highs of 2015, amounts invested in Asia remained steady, where over USD39 billion was invested over 1,742 deals. (Information taken from KPMG Enterprise Venture Pulse Q4 2016 Global Analysis of Venture Funding.) This panel will look into VC activity in Asia and examine key differences between how VC financings are done in Asia and in what is generally</p>	Narra C	Cross Border Investment Committee

considered the birthplace and the leader of VC: Silicon Valley.

The panel will begin by situating the Asia VC market in the context of global VC: how much has VC activity in Asia grown in the past 10 years compared to the rest of the world, how active are Asian VC funds in Asia and outside Asia, and which are the most active US and European VC funds in Asia?

The panel will then consider significant differences in deal terms between Asia and Silicon Valley, including participation rights in liquidations (almost non-existent in SV; common in Asia), registration rights (ubiquitous in SV but rarely seen in Asia), indemnification and investor remedies against founders (rarely seen in SV; sometimes seen in Asia), and convertible debt and equity investments (very common in early-stage SV companies; quite rare in Asia). [NOTE: THIS LIST MAY CHANGE DEPENDING ON THE VIEWS OF THE PANELISTS.]

The panel will close by taking up the role of lawyers in VC financings in Asia. The VC community in Silicon Valley has been trying to limit the role of lawyers in VC financings to keep costs down, but lawyers continue to play an important role in VC financings in the US. Lawyers usually play a more limited role in VC financings in Asia. The panel will discuss the reasons for this state of affairs.

Moderator:

- Eric Marcks (Japan)

Panelists:

- Christian Chin (Singapore)

	<ul style="list-style-type: none"> • Vanessa Cheung (Hong Kong) Fangda & Partners • Steve Ahn (Korea) 		
9:00 AM – 10:30 AM	<p>Ten Years After Lehman</p> <p>What if a bank or insurance company were to fall over tomorrow (last wills - automatic conversion feature)</p> <p>Moderators:</p> <ul style="list-style-type: none"> • Kieran Humphrey (Hong Kong) • Cedric Guyot (Belgium) <p>Panelists</p> <ul style="list-style-type: none"> • Chuan Thye Tan SC (Singapore) • Oscar Tutasaura (Columbia) • Michael Binder (Austria) • James Dimch Debono 	Capiz	<p>Joint Session of:</p> <p>Banking, Finance & Securities Committee</p> <p>And</p> <p>Insurance Committee</p>
9:00 AM – 10:30 AM	<p>The New Suite of FIDIC Contracts – Good News or Bad?</p> <p>The FIDIC forms are the most frequently used form of construction contract terms for international construction projects. The long-awaited revisions to the 1999 edition of the FIDIC forms of contract for construction, design and build and EPC contracting (the Red, Yellow and Silver Books) were launched at the FIDIC conference in London on 5-7 December 2017. Our speakers will discuss the changes to the contracts, including the extent to which FIDIC has responded to criticisms of the 1999 forms, whether those provisions which most often cause difficulties between the contracting parties have been improved, and how the changes to the forms might impact on the interpretation of construction contracts based on the 1999 editions.</p> <p>Moderator</p>	Pavilion 3	<p>International Construction Projects Committee</p>

	<ul style="list-style-type: none"> Karen Gough (UK) <p>Panelists:</p> <ul style="list-style-type: none"> Miranda Liu (Taiwan) Paul Sandosham (Singapore) Peter Atkinson (Singapore) 		
9:00 AM – 10:30 AM	<p>Is Artificial Intelligence (Ai) Going to Replace Us?</p> <p>AI represents the next industrial revolution. From smartphones to smart homes to self-driving cars, AI is spreading further and faster than any other disruptive technologies of the past. AI encompasses everything from Google's search algorithms to smart devices to autonomous weapons. This session aims to address the exponentially expanding AI technologies, as they impact businesses, lawyers, and law firms today with a possible forecast for the way forward.</p> <p>This session will provide an overview of AI today, its common business and legal uses, how it is expected to evolve, and its potential benefits and dangers, particularly for the legal profession. We shall also aim to address the interplay between AI and the current moral, regulatory and ethical issues surrounding it.</p> <p>Moderator:</p> <ul style="list-style-type: none"> Barunesh Chandra <p>Panelists:</p> <ul style="list-style-type: none"> Sandra R. McCandless Richard Hogg Christopher Ekren 	Narra D	<p>Join Session of:</p> <p>Employment & Immigration Committee</p> <p>And</p> <p>Technology, Media & Telecommunications Committee</p>
9:00 AM – 10:30 AM	<p>A Better Understanding for China: From Real Chinese Lawyers' Perspective</p> <p>Moderator:</p>	Pavilion 2	Maritime Committee

	<ul style="list-style-type: none"> Rong Liu (China) <p>Panelists:</p> <ul style="list-style-type: none"> Rong Liu (China) Dr. Helen Haixiao Zhang Dr. Qian Xu Xianyu Bai Lidong Pan 		
10:30 AM – 11:00 AM	Break		
10:30 AM – 11:00 AM	Committee Meeting	Abaca	Tax Law Committee
10:30 AM – 11:00 AM	Committee Meeting	Hablon	Women Business Lawyers Committee
10:30 AM – 11:00 AM	Committee Meeting	Pavilion 1	Insolvency Committee
10:30 AM – 11:00 AM	Committee Meeting	Pavilion 3	International Construction Projects Committee
10:30 AM – 11:00 AM	Committee Meeting	Capiz	Banking, Finance & Securities Committee
11:00 AM – 12:30 PM	<p>IPBA Guidelines on Privilege and Attorney Secrecy in International Arbitration</p> <p>Synopsis: The session will update participants on the refined guidelines and discuss oft-encountered problems in the area of a claim of privilege against documents production and testimony across civil and common law jurisdictions in international arbitration. The proposed best practices and pragmatic solutions in the context of the formulation of a universal code will be debated. Attendees will participate in the first seminal effort on the part of the IPBA to provide thought leadership for the benefit of the international arbitration community.</p>	Narra B	IPBA

	<p>The session is a follow-up to the session of the IPBA Dispute Resolution and Arbitration Committee on Privileges in Auckland 2017 (which could not yet cover all aspects in the necessary depth). It is also open to IPBA members who have not attended the session in Auckland.</p> <p>Co-moderator:</p> <ul style="list-style-type: none"> • Bernhard Meyer (Switzerland) • Eckart Brodermann (Germany) <p>Panelists:</p> <ul style="list-style-type: none"> • Francis Xavier (Singapore) • Gerhard Wegen (Europe) • Hiroyuki Tezuka (Japan) 		
11:00 AM – 12:30 PM	<p>Family Business Succession in Asia and the Clarion Call for Estate Planning</p> <p>Market data and research is unequivocal that we are witnessing an unprecedented transfer of wealth as the “baby-boomers” generation comes of age for the transition control and ownership.</p> <p>While the awareness of the significance of estate planning and wealth transfer among business owners and high net worth individuals (HNWI) is emerging rapidly in Asia, the immediacy of such planning is mature and escalating. Compounding this need is the phenomenal growth of wealth in Asia, as confirmed by research which shows that the number of Asian JNWI and their collective wealth has already overtaken North America.</p> <p>This session discusses the options to facilitate the passing of control and the avoidance of fragmentation of ownership, the considerations that should drive the</p>	Abaca	Tax Law Committee

	<p>planning, the unique dynamics in different Asian countries, impact of the Common Reporting Standards, the function of Family Office, and the role of advisors.</p> <p>Panelists:</p> <ul style="list-style-type: none"> • Millie Chan (Canada) • Eric Roose (Singapore) • Heida Donegan (New Zealand) • Sylvette Tankiang (Philippines) • Kevin Lee (China) 		
11:00 AM – 12:30 PM	<p>Silent Struggles of Single Parents- the Roles of Law, Employers & Societies in Supporting them to Succeed in their Public and Private Lives</p> <p>With the quiet yet significant increase in the number of single parents around the world, we have decided to dig into this taboo topic and we hope the session can break the silence.</p> <p>We have invited lawyers from different jurisdictions including those who are single parents, to share their personal experience in terms of their public and private lives, to discuss and explore how employers, law and societies (through governments and education) can help not only the single parents but also their children and how we, as a global community can raise awareness worldwide and make changes to the world's perception towards the modern family structure.</p> <p>The session will be conducted in an interactive manner and we hope the session can inspire talks and discussions in other forums globally and raise awareness worldwide. We hope this is the beginning of a series of changes that can be made.</p>	Hablon	Women Business Lawyers Committee

	<p>Moderator:</p> <ul style="list-style-type: none"> • Olivia Kung (Hongkong) <p>Panelists:</p> <ul style="list-style-type: none"> • Lory Anne Manuel-Mcmullin (Philippines) • Alison Foster QC (UK) • Frédérique David (France) • Shweta Bharti (India) • Lyn Lim (New Zealand) • Dr. Catrina Luchsinger Gaehwiler (Switzerland) 		
11:00 AM – 12:30 PM	<p>Private Equity in China, India and Beyond</p> <p>Private Equity has played a crucial role in the funding of businesses in Asia, particularly in China and India since the opening up of these economies to foreign investors. PE players started by initially providing growth capital and over the years, corresponding with further liberalization of these economies and growing confidence of the PE players in handling the local business ecosystem, have started doing control transactions. This session will do a comparative overview in India and China, and eventually discuss how PE their parallels or differs from the way PE works in other countries, of:</p> <ul style="list-style-type: none"> • The growth of PE investments since the opening up of their economies • The legal regime governing PE investments • Typical provisions of investment agreements, and the shareholders agreements that PE investors have with the founders of the investee companies • The nature of investment instruments which PE investors use 	Narra A	Cross Border Investment Committee

	<ul style="list-style-type: none"> Exit options available to PE funds PE investors impact on corporate governance of investee companies. <p>Moderators:</p> <ul style="list-style-type: none"> Rohitashwa Prasad (India) <p>Panelists:</p> <ul style="list-style-type: none"> Francisco Martínez Boluda (Spain) Janet Hui (China) Karl Pires (Japan) Abadi Abi Tisnadisastra (Indonesia) Yogesh Singh (India) 		
11:00 AM – 12:30 PM	<p>A Crash Course in Negotiating an International Loan Agreement</p> <p>The panel will be composed of two teams (borrower vs lenders) negotiating a standard term sheet for an international loan documentation focusing on difference in the various markets (UK vs US) and how that is relevant towards the Asian market.</p> <p>Moderator:</p> <ul style="list-style-type: none"> Catrina Luchsinger Gaehwiler (Switzerland) <p>Panelist:</p> <ul style="list-style-type: none"> Vinay Ahuja (Thailand) 	Capiz	Banking, Finance & Securities Committee
11:00 AM – 12:30 PM	<p>Employment and Insolvency</p> <p>In this session we will discuss what will happen, how to deal with workers who works for distressed companies, especially after the companies file for legal insolvency procedure. The situation and legal protection for workers of these companies depend on employment laws of these jurisdictions. Some are survived and other are fired. We would also like to discuss how efficiently we</p>	Pavilion 1	<p>Joint Session of:</p> <p>Insolvency Committee</p> <p>And</p> <p>Employment & Immigration Committee</p>

	<p>can deploy workers (place the workers) when the companies are critical situation.</p> <p>Moderator:</p> <ul style="list-style-type: none"> Shinichiro Abe (Japan) <p>Panelists:</p> <ul style="list-style-type: none"> Hiroe Toyoshima (Japan) Dr. Björn Otto (Germany) Gregory Vijayendran (Singapore) 陆敬波 Jingbo Lu (Jason) Soumitra Banerjee (India) 		
11:00 AM – 12:30 PM	<p>One Belt, One Road One World: Managing Risks in International Construction Contracts</p> <p>In President Xi Jinping's vision of a modern unifying Silk Road, he sees a massive nexus of land and sea linkages connecting 65 countries across land and ocean. China together with European economic superpowers such as Germany could help develop infrastructure across a continent that has not been integrated at any time in the history of Mankind. The programme has already begun to unfold. Some 50 Chinese state-owned enterprises have invested in nearly 1,700 OBOR projects since 2013. Flagship projects include the US\$46 billion China-Pakistan corridor, a 3,000-km high-speed railway connecting China and Singapore, and gas pipelines across central Asia. The initiative will provide significant opportunities for various countries along the belt and road. However, states should be mindful of the various challenges that large-scale infrastructure projects. Infrastructure project opportunities will be discussed with a focus on the anticipated challenges facing these projects.</p>	Pavilion 3	International Construction Projects Committee

	Moderator: <ul style="list-style-type: none"> David Bateson (39 Essex Chambers, UK) Panelists: <ul style="list-style-type: none"> Phil Nunn (Hong Kong) Adrian Hughes QC (UK) Peter Scott Caldwell (Hong Kong) Helena Chen (Pinsent Mason, China) 		
12:30 PM – 2:00 PM	Lunch	Grand Ballroom ABC	
2:00 PM – 3:30 PM	Technology and International Arbitration, AI for IA? <p>Disruption and innovation by “legal tech” pose one of the major challenges for the legal industry, beyond international arbitration.</p> <p>Legal tasks which once required an army of lawyers to complete in weeks, are now handled by a computer in a matter of minutes. This session will explore whether and how technology does, or should, impact international arbitral proceedings.</p> <p>The panelists will address how technology can be used to improve the efficiency of arbitral proceedings, share their experiences of successful implementations of legal tech, analyze key legal problems that can arise, and critically examine the relevance of artificial intelligence in international dispute resolution.</p> Moderators: <ul style="list-style-type: none"> Sae Youn Kim (Korea) Lars Markert (Germany) Panelists: <ul style="list-style-type: none"> Mahesh Rai (Singapore) Shin Tada (Japan) 	Narra D	Dispute Resolution & Arbitration Committee

	<ul style="list-style-type: none"> • Michael Cartier (Switzerland) • Thomas Allen (USA) • Dr. Colin Ong QC (Brunei) • Shobna Chandran (Singapore) 		
2:00 PM – 3:30 PM	<p>Management Incentives</p> <p>Financial investors are in the business of making money. They usually don't aim to take control over investee companies, as long as they are properly managed and profitable enough.</p> <p>Hence, investors, on one hand, are very contingent on the achievements of the management and try to shield themselves from the misbehaviors of managers who hold all the keys to the business and on the other hand, are willing to richly reward successful managers.</p> <p>This session will visit the various tax and legal resources available to let managers share in the value they create to the benefit of their companies' shareholders, first and foremost their financial investors, and the pitfalls to avoid on the way to a wealthy and happy life for the managers.</p> <p>Moderators:</p> <ul style="list-style-type: none"> • Frederic Ruppert/CBIC (France) • Frédérique David/Employment & Immigration (France) • Alexis Katchourine/Tax Law (France) <p>Panelists:</p> <ul style="list-style-type: none"> • Pieter de Ridder (Singapore) • Emerico O. De Guzman (Philippines) • Marivic Sarmiento (Philippines) 	Narra A	<p>Joint Session of:</p> <p>Cross Border Investment Committee</p> <p>Tax Law Committee</p> <p>And</p> <p>Employment & Immigration Committee</p>

<p>2:00 PM – 3:30 PM</p>	<p>Investing in ASEAN's emerging markets and Latin America</p> <p>The session will take you to ASEAN's emerging and developing markets including Myanmar, Philippines, Indonesia, Vietnam and Latin America, in the search of new challenges and opportunities. This session will also explore legal pitfalls which should be considered when making investments in ASEAN's emerging and developing markets and Latin America and provide legal solutions, where possible. The panel will highlight foreign ownership restrictions, the risks of various structures designed to avoid foreign ownership restrictions, requirements on hiring local manpower, anti-corruption regulations, choice of language for contracts, dispute resolution strategies and other relevant issues.</p> <p>Moderators:</p> <ul style="list-style-type: none"> • Evelyn Ang (Singapore) • Luciano Ojea Quintana (Argentina) <p>Panelists:</p> <ul style="list-style-type: none"> • Santiago Fontana (Uruguay) • Chester Toh (Singapore) • Kotaro Kubo (Japan) • Michael K. Lee (Vietnam) • Sheryl G. Bartolome (Philippines) • Hendra Ong (Indonesia) 	<p>Narra C</p>	<p>Cross Border Investment Committee</p>
<p>2:00 PM – 3:30 PM</p>	<p>Insurer vs. Insured - Essential Lessons for Resolving Insurance Claims</p> <p>Senior industry representatives and leading insurance experts discuss the key points that every lawyer needs to know about insurance claims. This is an essential seminar for any lawyer that is likely to advise on insurance claims or deal with insurers</p>	<p>Pavilion 1</p>	<p>Insurance Committee</p>

	<p>Moderator:</p> <ul style="list-style-type: none"> Balakumar Balasundram (Malaysia) <p>Panelists:</p> <ul style="list-style-type: none"> Andrew Minnitt (Philippines) Angus Rodger (UK) Elaine Tay (Singapore) Fernando Huerta de Mendoza (Peru) Mary Thomson (Hong Kong) 		
2:00 PM – 3:30 PM	Developments in Trade Remedies	Pavilion 2	International Trade Committee
2:00 PM – 3:30 PM	<p>Investor Protection</p> <p>The session will cover general overview of ISDS and newly published rule of CIETAC (China) and coming SIAC's rule for ISDS. Updates of recent cases in APEC region such as the cases from Malaysia and Singapore, HK will be covered as well.</p> <p>Panelists and moderators:</p> <ul style="list-style-type: none"> Zhengzhi Wang (China, Vice chair of APEC committee) Leng Sun Chan (Vice chair of APEC committee, Singapore) Chiann Bao (Hong Kong) 	Abaca	APEC Committee
2:00 PM – 3:30 PM	<p>Abandoned Ship! Iron Monster Left in Port</p> <p>A lively panel discussion addressing a dramatic piracy incident at sea leading to a cargo vessel subsequently limping into port in damaged condition. The vessel is then arrested by cargo interests. In addition, the crew are having difficulty communicating with the ship's owners and are threatening to leave the arrested ship.</p>	Capiz	Maritime Committee

	<p>There are substantial claims, and potential claims, from various parties – including cargo interests and the crew . Further, the solvency of the owners of the ship is in doubt.</p> <p>The audience will gain an insight in to the various interests and arguments – both competing and aligned – that arise from the given fact pattern.</p> <p>Moderator:</p> <ul style="list-style-type: none"> • Damien Laracy <p>Panelists:</p> <ul style="list-style-type: none"> • R Govintharasah (Singapore) • Oon Thian Seng (Singapore and Kuala Lumpur) • Val del Rosario (Philippines) • Yosuke Tanaka (Japan) 		
2:00 PM – 3:30 PM	<p>Plain Packaging in Context of IPRs</p> <p>Moderators:</p> <ul style="list-style-type: none"> • Michael Soo <p>Panelists:</p> <ul style="list-style-type: none"> • Iijima Ayumu • Lidong • Lila Quirino 	Hablon	Intellectual Property Committee
3:30 PM – 4:00 PM	Break		
3:30 PM – 4:00 PM	Committee Meeting	Hablon	Intellectual Property Committee
3:30 PM – 4:00 PM	Committee Meeting	Capiz	Maritime Committee
3:30 PM – 4:00 PM	Committee Meeting	Narra B	Dispute Resolution & Arbitration Committee
3:30 PM – 4:00 PM	Committee Meeting	Narra A	Cross Border Investment Committee
3:30 PM – 4:00 PM	Committee Meeting	Pavilion 1	Insurance Committee
3:30 PM – 4:00 PM	Committee Meeting	Pavilion 2	International Trade Committee
3:30 PM – 4:00 PM	Committee Meeting	Abaca	APEC Committee



4:00 PM – 5:30 PM	AGM	Bonifacio Hall A & B	
5:30 PM – 6:30 PM	Officers Wrap Up Meeting	Capiz	
6:30 PM – 7:30 PM	Free Time		
7:30 PM – 11:30 PM	Farewell Night		

-END OF IPBA 2018 MANILA CONFERENCE-