

Conference for High Court Justices on Arbitration including International Arbitration, [P-1145]

Date 14th - 16th December, 2018

Programme Coordinator: Prasidh Raj Singh, Faculty NJA

<p>Day 1</p> <p>14th Dec. 2018</p> <p>Friday</p>	<p align="center"><u>SESSION 1</u></p> <p align="center">10:00 AM – 11:30 AM</p> <p>The Arbitration and Conciliation Act: Changing Trends in Legislative Scheme</p> <ul style="list-style-type: none"> • Reference to Arbitration (Section 8) • Appointments and Challenges to Arbitrators (Section 12 & 11) • Two-Tier Arbitration Clause • The Arbitration & Conciliation (Amendment) Bill, 2018 	<p align="center">T E A B R E A K</p>	<p align="center"><u>SESSION 2</u></p> <p align="center">12:00 NOON – 01:30 PM</p> <p>Balancing Conflicting Interests: “Public Policy” vis-à-vis Domestic Arbitration</p> <ul style="list-style-type: none"> • Construction and Interpretation of Applicability Clause • Interpreting “Fundamental Policy” Inserted by 2015 Amendment 	<p align="center">L U N C H B R E A K</p>	<p align="center"><u>SESSION 3</u></p> <p align="center">2:30 PM – 4:00 PM</p> <p>International Commercial Arbitration: Role of Courts in post BALCO Regime</p> <ul style="list-style-type: none"> • Paradigm Shift and Change in Jurisprudence • Territoriality Principle under UNCITRAL Model • Exclusion or Inclusion of Part I of the Arbitration Act
	<p>Day 2</p> <p>15th Dec. 2018</p> <p>Saturday</p>		<p align="center"><u>SESSION 4</u></p> <p align="center">10:00 AM – 11:30 AM</p> <p>Enforcement of Foreign Arbitral Award: Issues and Challenges</p> <ul style="list-style-type: none"> • Convention on the Recognition and Enforcement of Foreign Arbitral Award (New York, 1958) • Foreign Judgments from Non-Reciprocating Countries • Enforcement of Foreign Award by Third Party 		<p align="center"><u>SESSION 5</u></p> <p align="center">12:00 NOON – 01:30 PM</p> <p>Jurisdictional Issues: Court Intervention vis-à-vis Competence of Arbitral Tribunal</p> <ul style="list-style-type: none"> • Principles of Kompetenz-Kompetenz • Doctrine of Separability
<p>Day 3</p> <p>16th Dec. 2018</p> <p>Sunday</p>	<p align="center"><u>SESSION 7</u></p> <p align="center">10:00 AM – 11:30 AM</p> <p>Emergence of Third Party funding in International Commercial Arbitration: A New Scheme</p> <ul style="list-style-type: none"> • Scope and Ambit of Third Party Funding • Liability of Funders • Third Party Funding in Foreign Jurisdiction 	<p align="center"><u>SESSION 8</u></p> <p align="center">12:00 NOON – 01:30 PM</p> <p>Current and Evolving Issues</p> <ul style="list-style-type: none"> • Time Limit under Section 29A • Counter-Claim • Schedule of Fees • Power to Review Arbitral Award <p align="center"><i>Panel Discussion</i></p>	<p align="center">1:30 PM – 2:00 PM</p> <p>Participants Audit/ Feedback</p>		