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中国国际法学会
CHINESE SOCIETY OF INTERNATIONAL LAW

DEVELOPMENT
OF
INTERNATIONAL
TRADE
LAW
IN THE
[POST-]
PANDEMIC
ERA
19 NOV
2021

19 NOVEMBER 2021

15:00 - 18:00
GMT+8 TIME ZONE

2021 COLLOQUIUM ON INTERNATIONAL LAW

In the past two years, the pandemic has turned the world upside down and changed the way we conduct our affairs and business. The COVID-19 pandemic lingers unto this very day – its impact has long outlived what its name bears. While the medical sector has been endeavouring to battle against the virus to save human lives, the business sector has been striving to thrive against all odds. How about the legal sector? What is our response?

As the China-US trade negotiations are restarting, the WTO is being revitalised and the business community is looking forward to the extension of application of the United Nations Convention on Contracts for the International Sale of Goods (CISG) to the Hong Kong SAR, the 2021 Colloquium on International Law is to be held under the theme 'Development of International Trade Law in the [Post-]Pandemic Era', examining the applicability of the current provisions during the pandemic time as well as afterwards.

With the keynote speech addressing the public international law aspects, the panel entitled 'The Quest for Common Codes in Effective Dispute Resolution' will be concentrating on the area of private international law. The choice of this focus stems from the desire of the extension of the application of the CISG to the Hong Kong SAR and the Hong Kong SAR's proactive integration into the National 14th Five-Year Plan to make the city a global international dispute resolution centre. Apart from the CISG, there will be many aspects of private law which could, in the future, be fashioned into common codes and incorporated in future commercial contracts involving the Hong Kong SAR as well as other entities of the Greater Bay Area.

Enquiries
events@aail.org

Free registration
https://zoom.us/webinar/register/WN_ZIFt7VDHT6WtvIDxv95ihw

CPD POINTS BEING APPLIED FOR

TIME (GMT+8)	PROGRAMME
	WELCOMING REMARKS
15:00–15:05	Dr Anthony Neoh QC SC JP <i>Chairman, Asian Academy of International Law</i>
15:05–15:10	Professor Huang Jin <i>President, Chinese Society of International Law</i>
	OPENING ADDRESSES
15:10–15:20	The Hon Mrs Carrie Lam Cheng Yuet-ngor GBM GBS <i>Chief Executive, Hong Kong SAR of the People's Republic of China</i>
15:20–15:35	Mr Liu Guangyuan <i>Commissioner, Ministry of Foreign Affairs of the People's Republic of China in the Hong Kong SAR</i>
15:35–15:50	The Hon Ms Teresa Cheng GBM GBS SC JP <i>Secretary for Justice, Hong Kong SAR of the People's Republic of China</i>
	KEYNOTE SPEECH
15:50–16:10	Ms Anna Joubin-Bret <i>The Secretary, United Nations Commission on International Trade Law</i>
	PANEL DISCUSSION: THE QUEST FOR COMMON CODES IN EFFECTIVE DISPUTE RESOLUTION
16:10–17:45	<p>Moderator Mr Paul Starr <i>Partner, Practice Leader of Hong Kong Dispute Resolution/Infrastructure, and Joint Coordinator of International Arbitration Team, King & Wood Mallesons</i></p> <p>Panellists (Listed in alphabetical order) Mr Justin D'Agostino MH <i>Chief Executive Officer, Herbert Smith Freehills</i></p> <p>Professor Gao Xiang <i>Professor of Law, China University of Political Science and Law</i></p> <p>Mr Martin Rogers <i>Partner and Chair (Asia), Davis Polk</i></p> <p>Professor Ulrich G. Shroeter <i>Professor of Private Law, University of Basel, Switzerland</i></p> <p>Ms Pui-ki Emmanuelle Ta <i>Chief Executive Officer, eBRAM International Online Dispute Resolution Centre</i></p>
	CONCLUDING REMARKS
17:45–18:00	Dr Anthony Neoh QC SC JP <i>Chairman, Asian Academy of International Law</i>

SPEAKERS



LAM CHENG, YUET-NGOR CARRIE GBM GBS

Chief Executive

Hong Kong Special Administrative Region of the People's Republic of China

Mrs Carrie Lam joined the Administrative Service of the Hong Kong Government in August 1980 and has served the public for more than 36 years in twenty public service positions including Director of Social Welfare, Permanent Secretary for Housing, Planning and Lands (Planning and Lands), Director-General of the Hong Kong Economic and Trade Office in London, Permanent Secretary for Home Affairs, Secretary for Development and Chief Secretary for Administration. Mrs Lam was elected as the Fifth-Term Chief Executive of the Hong Kong Special Administrative Region on 26 March 2017, and was officially appointed to this position by the Central People's Government on 31 March 2017 to assume office on 1 July 2017.



LIU, GUANGYUAN

Commissioner

Ministry of Foreign Affairs of the People's Republic of China in the Hong Kong Special Administrative Region

Mr Liu was appointed as the Commissioner of the Ministry of Foreign Affairs (MFA) of the People's Republic of China in the Hong Kong Special Administrative Region on 19 May 2021. Prior to that, he acted as the Ambassador Extraordinary and Plenipotentiary of China to Poland (2018–2021) and the Director-General of the Department of External Security Affairs of MFA (2014–2018). From 2010 to 2014, Mr Liu was the Ambassador Extraordinary and Plenipotentiary of China to Kenya, Permanent Representative to UNEP (United Nations Environment Programme), and Permanent Representative to UN-Habitat. He also held different positions including the Minister of the Chinese Embassy in the US, the Deputy Director-General of the Department of Personnel of MFA, the Deputy Consul-General of the Chinese Consulate-General in San Francisco, US, amongst others.



TERESA CHENG GBM GBS SC JP

Secretary for Justice

Hong Kong Special Administrative Region, People's Republic of China

Ms Teresa Cheng, SC, was appointed Secretary for Justice on January 6, 2018. She was a Senior Counsel in private practice before joining the Government. She is also a chartered engineer and chartered arbitrator. She was frequently engaged as arbitrator or counsel in complex international commercial or investment disputes. Ms Cheng was one of the founders and Chairman of the Asian Academy of International Law. She is a Past Vice President of the International Council of Commercial Arbitration, Past Vice President of the ICC International Court of Arbitration and Past Chairperson of Hong Kong International Arbitration Centre. In 2008, she became the first Asian woman elected through a global election as President of the Chartered Institute of Arbitrators. She served as Deputy Judge/Recorder in the Court of First Instance of the High Court of Hong Kong from 2011 to 2017. She is a member of the International Centre for Settlement of Investment Disputes Panel of Arbitrators, and was a member of the World Bank's Sanctions Board. Ms Cheng is a Fellow of King's College in London, and was the Course Director of the International Arbitration and Dispute Settlement Course at the Law School of Tsinghua University in Beijing.



JOUBIN-BRET, ANNA

The Secretary

United Nations Commission on International Trade Law

Ms Anna Joubin-Bret is the Secretary of the United Nations Commission on International Trade Law (UNCITRAL) and the Director of the International Trade Law Division in the Office of Legal Affairs of the United Nations, which functions as the substantive secretariat for UNCITRAL. She is the 9th Secretary of the Commission since it was established by the General Assembly in 1966. Prior to her appointment on 24 November 2017, Ms Joubin-Bret practiced law in Paris, specialising in International Investment Law and Investment Dispute Resolution. She focused on serving as counsel, arbitrator, mediator and conciliator in international investment disputes. She served as arbitrator in several ICSID (International Centre for Settlement of Investment Disputes), UNCITRAL and ICC (International Chamber of Commerce) disputes. Prior to 2011 and for 15 years, Ms Joubin-Bret was the Senior Legal Adviser for the United Nations Conference on Trade and Development (UNCTAD). She edited and authored seminal research and publications on international investment law, notably the Sequels to UNCTAD IIA Series, and co-edited with Jean Kalicki a book titled *Reshaping the Investor-State Dispute Settlement System* in 2015. Ms Joubin-Bret holds a postgraduate degree (DEA) in Private International Law from the University of Paris I Panthéon-Sorbonne, a Master's Degree in International Economic Law from the University of Paris I and in Political Science from Institut d'Etudes Politiques. She was Legal Counsel in the legal department of the Schneider Group, General Counsel of the KIS Group and Director-Export of Pomagalski S.A. She was appointed judge at the Commercial Court in Grenoble (France) and was elected Regional Counsellor of the Rhône-Alpes Region in 1998.



NEOH, ANTHONY QC SC JP

Chairman

Asian Academy of International Law

Dr Anthony Neoh is a senior member of the Hong Kong Bar specialising in international litigation, arbitration and financial regulatory matters. In 1979, he commenced practice at the Hong Kong Bar after serving for 13 years in the Hong Kong Civil Service. From 1991 to 1994, he was a member of the Hong Kong Stock Exchange Council and its Listing Committee, and chaired its Disciplinary Committee and Debt Securities Group, and was Co-Chairman of the Legal Committee of the Hong Kong and China Listing Working Group. He was the chief architect of the legal structure for the listing of Chinese enterprises in Hong Kong. He is former Chairman of the Hong Kong Securities and Futures Commission from 1995 to 1998; during this time, he was the first Asian to be elected Chairman of the Technical Committee of the International Organization of Securities Commissions. From 1999 to 2004, he was Chief Advisor of the China Securities Regulatory Commission, at the personal invitation of former Premier Zhu Rongji. Dr Neoh was appointed as Chairman of the Hong Kong Independent Police Complaints Council from June 2018 to May 2021. He was the Convenor of the Hong Kong Monetary Authority (HKMA) Expert Group on the Finance Academy and now serves as Member of the HKMA Preparatory Committee for the Finance Academy. He is also the Co-Chairman of 2018 B20 Financing Growth and Infrastructure Task Force, and Co-Chairman of The China Securitization Forum.



HUANG, JIN

President

Chinese Society of International Law

Professor Huang serves as Vice President of the China Human Rights Development Foundation Council, Special Counsellor of the Supreme People's Court, and Expert Counsellor of the Supreme People's Procuratorate. He is an arbitrator of the Court of Arbitration for Sport (CAS), International Centre for Settlement of Investment Disputes (ICSID), International Arbitration Chamber of Paris (CAIP), China International Economic and Trade Arbitration Commission (CIETAC), and Korean Commercial Arbitration Board (KCAB).

PANELLISTS

(Listed in alphabetical order)



D'AGOSTINO, JUSTIN MH

Chief Executive Officer

Herbert Smith Freehills

Justin D'Agostino is the global Chief Executive Officer at Herbert Smith Freehills, leading a 6,000-person international law firm. Justin has also established a market-leading reputation in the field of international arbitration – as a thought leader, as arbitrator and having appeared before tribunals all over the world. Justin is a member of the Hong Kong Department of Justice's Advisory Committee on Promotion of Arbitration, a member of the Advisory Board of the Asian Academy of International Law, and a member of the Governing Body for Dispute Resolution Services of ICC (International Chamber of Commerce). He is a former Visiting Professor at Tsinghua University in Beijing, a former Council member of the HKIAC (Hong Kong International Arbitration Centre), a former alternate member for Hong Kong of the ICC International Court of Arbitration and immediate past Chairman of its Belt & Road Commission. Justin is passionate about diversity and inclusion and has been recognised as an executive having made a difference in the legal profession and beyond. He is also at the forefront of thinking in professional services around the evolving nature of the workplace. Justin is admitted as a solicitor in Hong Kong and solicitor advocate in England.



GAO, XIANG

Professor of Law

China University of Political Science and Law

Dr Gao Xiang is a Professor of Law of China University of Political Science and Law (CUPL). He is a Member of the Legal Committee of the Banking Commission of International Chamber of Commerce (ICC), Executive Chairman of ICC China Commission of Commercial Law and Practice, Deputy President of China Society of Comparative Law, a Member of International Commercial Expert Committee of the Supreme People's Court of the People's Republic of China, President of Beijing Banking Law Society, and an Arbitrator of China International Economic and Trade Arbitration Commission. He was the immediate past Dean of the College of Comparative Law of CUPL, a Judge of the Supreme People's Court of the People's Republic of China and a Professor of Law of the Faculty of Law of University of Technology Sydney, Australia.



ROGERS, MARTIN

Partner and Chair (Asia)

Davis Polk

Mr Rogers is the Chair for Asia of Davis Polk and a partner in its Litigation Department, based in Hong Kong. He is regarded as one of Asia's leading litigation, financial services regulatory and corporate governance lawyers, with over 30 years' experience. His practice includes corporate governance, Listing Rules and Takeovers Code work, complex litigation and arbitration, particularly disputes arising out of investments and mergers and acquisitions transactions, regulatory, white-collar crime and FinTech. He has extensive experience advising both global and regional corporates, institutional investors and financial institutions. He also advises government and public bodies. He regularly advises corporates and financial institutions at main board level. Mr Rogers has a strong relationship with Hong Kong's regulators and substantial experience with regulators in China, India, Japan, Korea, and Singapore. Mr Rogers is consistently recognised as a leading lawyer by the foremost legal directories, including Chambers Asia-Pacific, IFLR1000 and The Legal 500 Asia Pacific. Mr Rogers is in the 'Hall of Fame' in Dispute Resolution: Litigation category of The Legal 500's. He is also named Asia's top 15 litigators by ALB's first-ever ranking for his out-of-the-box strategising to deliver the ideal outcome for his clients. For 20 years, he has been the General Editor of Sweet & Maxwell's *Hong Kong Civil Procedure*, more commonly known as the *White Book*.



SCHROETER, ULRICH G.

Professor of Private Law

University of Basel, Switzerland

Professor Schroeter is Professor of Law at the University of Basel in Switzerland. He has published extensively in the fields of contract law, international trade law, arbitration, treaty law, commercial law and financial markets regulation. His research has been cited by courts worldwide, including Australia, Austria, Germany, the Netherlands, Switzerland and the US, as well as by Advocates General at the European Court of Justice. One area of focus for Professor Schroeter's research is the 1980 Vienna Sales Convention, i.e. the United Nations Convention on Contracts for the International Sale of Goods (CISG). He is the co-editor of *Kommentar zum UN-Kaufrecht (CISG)* (Schlechtriem, Schwenzer and Schroeter, 7th ed. 2019) and the recently published *Schlechtriem & Schwenzer: Commentary on the UN Convention on the International Sale of Goods (CISG)* (5th ed. 2021), and has also authored the leading German textbook on the CISG, *Internationales UN-Kaufrecht* (Schlechtriem and Schroeter, 6th ed. 2016). Professor Schroeter regularly advises on CISG matters. He serves as the national correspondent for Switzerland to the United Nations Commission on International Trade Law for the CISG and is a member of the CISG Advisory Council.



STARR, PAUL

Partner, Practice Leader of Hong Kong Dispute Resolution/Infrastructure, and Joint Coordinator of International Arbitration Team

King & Wood Mallesons

Paul Starr is asialaw's Hong Kong Disputes Star of the Year and Joint Coordinator of King & Wood Mallesons' worldwide arbitration practice. Paul is Practice Team Leader in Hong Kong for Construction and Dispute Resolution. An honours graduate in law from Peterhouse, the University of Cambridge, UK, Paul won a scholarship and the University's prestigious Squire Law Prize. The Chambers Asia-Pacific 2021 states that 'Paul Starr is widely acknowledged as the leading dispute resolution practitioner in Hong Kong, China and the Pacific region'. The Global Arbitration Review describes Paul as 'simply the best lawyer for dispute resolution in construction and industrials in the East Asia and Pacific region'. The Legal 500 Asia-Pacific singles Paul out as 'an excellent strategist'. Paul serves as member of the Advisory Board of the Asian Academy of International Law, the Hong Kong Red Cross, and the Professional Services Advisory Committee of Hong Kong Trade Development Council.



TA, PUI-KI EMMANUELLE

Chief Executive Officer

eBRAM International Online Dispute Resolution Centre

Ms Pui-ki Emmanuelle Ta is the Chief Executive Officer of eBRAM. With over 15 years of experience in international arbitration and case management, she has supervised hundreds of international arbitration cases in a wide range of jurisdictions and economic sectors. As Counsel of the Secretariat of the International Court of Arbitration of the ICC (International Chamber of Commerce), Asia Office in Hong Kong (2016–2021), she was responsible for managing the Hong Kong team, including the administration of Asia related arbitration cases. She was appointed as Vice-President of the Asia Pacific Regional Arbitration Group (APRAG) from 2016 to 2019. Prior to that, she worked as Deputy Counsel of the Secretariat of the ICC Court in Paris and was one of the founding members of the ICC Court Secretariat's first overseas case management team based in Hong Kong (2008). Ms Ta holds a Master's degree in International Business Law from the Université Paris I Panthéon-Sorbonne, and a postgraduate degree in International Relations from the Université Paris-Est Marne-la-Vallée (France). She is qualified to practice at the Paris bar.