

WEBINAR 15 JULY 2020

Mixed-Mode Dispute Resolution and Third-Party Funding Effective Tools for Businesses during COVID-19 Pandemic

2-4 p.m. Vietnam Time - 3-5 p.m. Singapore / Hong Kong Time

Sessions	Content	Speakers
Opening	Welcoming address, overview of the Pandemic and its impact to the world's economy and introduction of the purpose of the Webinar Introduction of speakers	Guido van Rooy (DBAV) Minh Nguyen (ACSV Legal)
Session 1	<p>Mixed-Mode Dispute Resolution</p> <ol style="list-style-type: none"> 1. Introduction of different ADR modes: negotiation, dispute board/expert evaluation, facilitated negotiation/ mediation and arbitration 2. Dispute Board in resolution of construction disputes - experience in Vietnam 3. Arb-Med-Arb - Singapore approach <ul style="list-style-type: none"> ▪ Arb-Med-Arb procedures under SIAC-SIMC Protocol ▪ How to draft an operable SIAC-SIMC Arb-Med-Arb clause? ▪ Why should parties refer to Arb-Med-Arb to resolve future disputes? ▪ Differences on validity and enforceability of a consent award under Arb-Med-Arb and under SIAC Arbitration Rules? ▪ COVID-19 Protocol of SIMC 	Minh Nguyen (ACSV Legal) Trung Nguyen (SCLVN) Moderator: Minh Nguyen (ACSV Legal) Panellists: 1. Francis Goh (Eversheds) 2. Chuan Wee Meng (SIMC)
Q&A with audience	Speakers answer questions posted by participants	Moderator: Minh Nguyen (ACSV Legal)
Session 2	<p>Third-Party Funding</p> <ol style="list-style-type: none"> 1. Introduction of TPF and cases/legal matters qualifying for TPF 2. TPF in Singapore - regulations and practice 3. TPF in Hong Kong - regulations and practice 4. TPF for Vietnam - opportunities and challenges 	Moderator: Minh Nguyen (ACSV Legal) Panellists: 1. Francis Goh (Eversheds) 2. Tom Glasgow (Omni) 3. Desmond Ang (Sidley)
Q&A with audience	Speakers answer questions posted by participants	Moderator: Minh Nguyen (ACSV Legal)
Closing	Closing remarks	Trung Nguyen (SCLVN) and Minh Nguyen (ACSV Legal)

Organised by ACSV Legal, Dutch Business Association Vietnam, Society of Construction Law Vietnam

Registration fee Free of Charge

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What is Mixed-Mode Dispute Resolution and Third-Party Funding?

In the past commercial dispute settlement has mainly been adversarial, followed by arbitration or litigation. However, nowadays mediation and other settlement-oriented intervention strategies have emerged and could be part of the dispute resolution. Mixed-mode approaches involve the interplay between mediation, evaluation and arbitration, and are increasingly employed by ADR users for international commercial dispute resolution.

Third-party funding is a non-recourse capital advance in exchange for a portion of the anticipated recovery. The principle of the funding is “no win, no fee”. This means that if the funded party loses the arbitration or litigation, no fees or expenses need to be paid nor does the principal amount have to be repaid to the funder.

During this webinar you will learn more about both.

Speakers



Trung Nguyen is Chair of Campaign Committee of the Society of Construction Law Vietnam. He works in the Business Development Department of EVNPECC3 and is Partner of NTT Consulting Ltd. Trung has an M.Eng. in structural engineering from the Asian Institute of Technology and an MBE from the University of Stuttgart. Trung is member of FIDIC CC TG16, FIDIC BPC BIM TG and the Dispute Resolution Board Foundation; and is a registered arbitrator at the Vietnam International Arbitration Centre and a mediator at the Vietnam International Commercial Mediation Centre.



Chuan Wee Meng is Chief Executive Officer of the Singapore International Mediation Centre. He practiced as a litigator in Singapore for more than five years and worked in house as General Counsel for Nortel Networks (China and Japan), Head of Compliance in IBM Asia Pacific in Singapore and General Counsel in IBM Greater China in Beijing for more than 20 years. Chuan graduated with an LL.B from the National University of Singapore and with an LLM from the University of Hong Kong. He is called to the Singapore Supreme Court and Hong Kong Solicitor’s Roll.



Francis Goh is Partner at Eversheds Harry Elias and Head of International Arbitration. Francis has nearly 30 years of experience in dispute resolution. He is a fellow of the Singapore Institute of Arbitrators, a Principal Mediator of the Singapore Mediation Centre, and an Ambassador of the Singapore International Mediation Centre. He has acted in international arbitrations under the SIAC, HKIAC, ICC and LMAA. Francis graduated from the National University of Singapore.



Desmond Ang is Partner at Sidley Austin LLP. He has acted as arbitrator before the ICC and HKIAC. Desmond has represented clients in proceedings conducted under ICC, HKIAC, SIAC, CIETAC, JCAA, ICDR and UNCITRAL arbitration rules and has experience in disputes involving mergers and acquisitions, joint ventures, general corporate issues and private equity, which have been heard in Hong Kong, Singapore, Beijing, Tokyo, California and Switzerland. He graduated with a law degree from the National University of Singapore.



Tom Glasgow is Chief Investment Officer Asia of Omni Bridgeway. He leads the Asian investment activities and business expansion, including assessment and management of arbitration, litigation and insolvency claims and portfolios. Tom has extensive experience managing international arbitrations and disputes across Asia at leading global law firm, Allen & Overy, and previously with leading New Zealand law firm, Russell McVeagh. He holds dual degrees in Law and International Relations and is a qualified lawyer in New Zealand and Hong Kong.



Minh Nguyen is Senior Associate and Head of Dispute Resolution at ACSV Legal and has more than ten years of working experience for some international law firms and corporations, including a Magic Circle firm. She obtained an LL.M in International Arbitration from Pepperdine University under Fulbright Scholarship. Minh is a registered arbitrator at the Pacific International Arbitration Centre and an Adjunct Lecturer for a Master of Law program in a reputable law school in Vietnam. She currently acts for clients in two arbitration cases valued multi-million dollars at the SIAC and the ICC.



Guido van Rooy is the Executive Director of the Dutch Business Association (DBAV) in Vietnam and is primarily responsible for advising on and the execution of the strategy of the DBAV. He is also responsible for membership growth, events and services for the members.