

### SIDRA WEBINAR

# SINGAPORE CONVENTION ON MEDIATION AND INVESTOR-STATE DISPUTES – PROSPECTS, APPLICATION AND ENFORCEMENT

Date: 12 September 2020, Saturday

## Time: 8 PM to 9.15 PM (Singapore Time), 8am to 9.15am (New York Time) Registration: [Click <u>here</u> to Register]

Registration is complimentary, but space is limited. For enquiries, please contact us at <u>sidra@smu.edu.sg</u>. Kindly note that Chatham House Rules will apply to this Webinar.

SIDRA is pleased to hold a webinar on the Singapore Convention on Mediation and investor-state disputes, which will focus on the prospects and application of mediation in investor-state disputes, and the enforcement of such international mediated settlement agreements. This webinar will be held on 12 September 2020, which is also the day the Singapore Convention on Mediation comes into force.

The panellists will take a deep dive into applying the provisions of the Singapore Convention on Mediation to investor-state disputes by discussing the mechanics of how the Convention relates to investor-state disputes, and draw from their respective experiences in their roles as counsel representing clients, counsel at arbitral institutions and arbitrator. The panellists will also discuss the implications of the opt-out provisions in the Singapore Convention on Mediation in relation to state parties, and the exceptions to enforcement and ensuing implications under the Convention. The full programme is below.

### Singapore Time

**8pm to 815pm**: Overview of the Singapore Convention on Mediation and applicability to investor-state disputes **815pm to 915pm**: Q&A with panellists

#### About the Panellists



#### Lucy Reed Arbitration Chambers (New York)

Lucy joined Arbitration Chambers as an independent arbitrator in New York in January 2020. From 2016 to 2019, she was Director of the Centre for International Law and Professor of Practice on the Law Faculty of the National University of Singapore, where she taught mediation of state-state and investor-state disputes.

Lucy retired in 2016 as a partner and head of the international arbitration group of Freshfields Bruckhaus Deringer. While with Freshfields, she represented public and private clients in complex international arbitrations and mediations, and also served as a Commissioner on the Eritrea-Ethiopia Claims Commission (the first Geneva Convention/international humanitarian law tribunal) and as Co-Director of the Claims Resolution Tribunal for Dormant Accounts in Switzerland (the first Holocaust claims tribunal). In her earlier position with the US State Department, Lucy served as the US Agent to the Iran-United States Claims Tribunal and a senior adviser on international claims and investment disputes.

A former President of the American Society of International Law, Lucy is currently President of the International Council for Commercial Arbitration (ICCA) and a Vice-President of the SIAC Court.



Zannis Mavrogordato Twenty Essex

Zannis is a barrister, French avocat and arbitrator. He is a specialist in international commercial and investment arbitration. Zannis has conducted proceedings for governments, multinationals, and high-net-worth individuals all around the world. He has particular expertise in disputes with a connection to CEE and CIS.

Zannis has lived and worked in Paris and Bucharest as well as London. He is "Of Counsel" to law firms in Kiev and Tbilisi. He graduated in law from St John's College, University of Cambridge.



#### Frauke Nitschke Senior Counsel at the International Centre for Settlement of Investment Disputes

Frauke Nitschke is a senior counsel at the International Centre for Settlement of Investment Disputes (ICSID). Frauke serves as the team lead for ICSID staff handling proceedings in English. Frauke also serves as Secretary of tribunals, conciliation commissions and ad hoc committees in investor-State proceedings conducted pursuant to the ICSID Convention and the ICSID Additional Facility Rules involving a variety of economic sectors and legal instruments. Frauke further leads ICSID's investor-State mediation activities, including the drafting of the proposed Mediation Rules and amendments to ICSID's conciliation frameworks. Frauke has conducted investment mediation skills trainings for mediators and government officials. Prior to joining ICSID, Frauke served in the World Bank's Legal Vice Presidency and the Inspection Panel. Frauke is an accredited mediator and admitted to the D.C. and New York State Bar. She holds a law degree from the Freie Universität Berlin, an LLM from Georgetown University Law Center, and a Master's Degree in Psychology from the FernUniversität Hagen.

#### **Moderators**



#### Nadja Alexander Director, Singapore International Dispute Resolution Academy

Nadja Alexander is an international dispute resolution specialist who mediates and consults on cross-border mediation policy. She is recognized as a global thought leader in the field of mediation (Who's Who Legal).

An award winning author (2020, 2011) and educator (2018, 2007, 1997), Nadja's expertise has contributed to the design and drafting of dispute resolution legislation in more than 10 jurisdictions including Singapore, Hong Kong and Vietnam. She is a foundation member of the International Advisory Board of the United Nations Global Mediation Panel (Office of the Ombudsman).

Nadja is Professor of Law (Practice) and Director of the Singapore International Dispute Resolution Academy (SIDRA) at the Singapore Management University School of Law. She holds honorary appointments in Australia and the United States. Her books include The Singapore Convention on Mediation: A Commentary, International and Comparative Mediation, and the EU Mediation Law Handbook.



#### Darius Chan Deputy Director, Singapore International Dispute Resolution Academy

Prof. Darius Chan is an international arbitrator, advocate and academic. He serves concurrently as the Deputy Director of the Singapore International Dispute Resolution Academy, as well as the Director of the Singapore Management University Law Academy. His practice and teaching interests focus on international investment and commercial arbitration, private and public international law. Darius is consistently recommended by legal directories, which includes being ranked by Who's Who Legal: Arbitration Future Leaders as a "Most Highly Regarded Individual" in Asia-Pacific.