

ROMA CONVENTION CENTER-LA NUVOLO

# IBA 2018



## ROME 7-12 OCTOBER

ANNUAL CONFERENCE OF THE INTERNATIONAL BAR ASSOCIATION



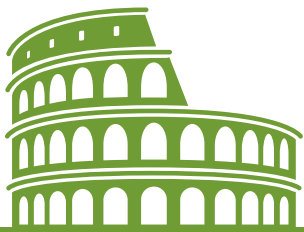
# Preliminary Programme



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# IBA 2018



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All sponsorship packages include a complimentary delegate pass to the conference. However, it should be noted that complimentary delegates' passes, given as part of these packages, cannot be assigned to speakers, panellists, Chairs or co-chairs, members of the press or adjudicators.

All sponsorship options and their benefits, are non-exclusive and non-negotiable.

Should you have any questions regarding the available sponsorship options at the conference in Sydney, please do not hesitate to contact me via email at [andrew.webster-dunn@int-bar.org](mailto:andrew.webster-dunn@int-bar.org) or telephone on +44 (0)20 7842 0090.

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## IBA staff

In addition to the Association's senior officers, many staff from the IBA offices will be attending the conference and would be happy to talk to delegates about any aspect of the Association's work.

*Executive Director*

**Mark Ellis**

*Deputy Executive Director*

**Tim Hughes**

*Operations Director*

**Joe Bell**

*Divisions Director*

**Ronnie Hayward**

*Head of Divisions Administration*

**Astrid Wargenau**

*Conferences Director*

**Julie Elliott**

*Director of Content*

**James Lewis**

*Creative Director*

**Tim Licence**

*Head of Bar Issues Commission and Support to the President*

**Becca Verhagen**

*Head of Marketing*

**Jennie Castro**

*Membership Manager*

**Joanna Budzowska-Gawlak**

*Press Office*

**Romana St Matthew-Daniel**

*IBA's Human Rights Institute Director*

**Phillip Tahmindjis**

*Head of Advertising and Sponsorship*

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*Director, Asia Office*

**Juni Son**

*Director, North America Office*

**Michael Maya**

*Director, Latin America Office*

**Flavia Alves**

*Director, The Hague Office*

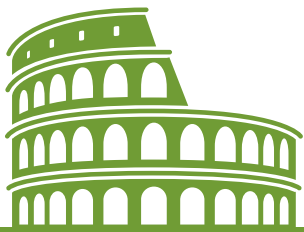
**Aur lie Roche-Mair**

## Continuing Professional Development/ Continuing Legal Education

Up to 25 hours are available to those delegates attending the whole conference. At the conference, certificates of attendance will be available from the IBA Registration Desk and the IBA Membership stand. Certificates of attendance can also be obtained after the conference, by emailing [confs@int-bar.org](mailto:confs@int-bar.org).

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## ROME 7-12 OCTOBER

ANNUAL CONFERENCE OF THE INTERNATIONAL BAR ASSOCIATION

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All exhibiting and sponsorship options and their benefits, are non-exclusive and non-negotiable.

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# Welcome to Rome!



Last year, as IBA President, I enticed you to travel to the far end of the globe to attend our Annual Conference in stunning new world Sydney. This year, I am delighted to invite you to journey back to the old world and join me at the IBA's 2018 Annual Conference in Rome, the beautiful capital of Italy. Remember the old saying, no matter where you are on earth... all roads lead to Rome!

Every IBA conference has its own signature style and we believe Rome 2018 is sure to be an unforgettable event, as well as possibly the biggest Annual Conference yet.

With an immensely rich history spanning nearly 30 centuries, Rome has been called the capital of the world. Ten million tourists travel to Rome each year to visit its legendary monuments, such as the Colosseum, the Pantheon and the Roman Forum, as well as to sample the pleasures of *la dolce vita*, the 'sweet life', that only the citizens of Rome know how to live and breathe.

A journey to Rome is to enter a portal to the very foundations of Western civilisation; the city has been a crossroad of empires and a crucible of arts, culture, philosophy and the birthplace of the EU, the home of three important UN agencies... and the cradle of Roman law. Yet the Eternal City is no dry museum of old history. It dazzles with a vibrant street life, a glorious architectural legacy and a passionate flair for food, fashion and design.

With all this at your fingertips, there is no shortage of sights and activities to complement the conference during your stay. Climb the Spanish Steps and indulge in some glamorous retail therapy on Via Condotti; admire Michelangelo's painted ceiling at the Sistine Chapel; make it your mission to find the best gelato in the city; imagine gladiators battling in the Colosseum; throw a coin in the immortal Trevi Fountain; savour the culinary delights of cucina romana, such as everyone's favourite spaghetti carbonara; ride a Vespa; visit the treasures of the Vatican and marvel at St Peter's Basilica; and take in the sunset from one of the magnificent vistas while enjoying an *aperitivo*, sure to become a daily habit during the conference in the manner of today's Romans.

Against this very unique background of history and culture, I believe our IBA Annual Conference 2018 will also exceed your expectations. More than 200 sessions will be included in the 2018 programme, which will culminate in the impressive Rule of Law Symposium. There will be exceptional showcase sessions presented by the LPD, SPPI and IBAHRI, and the committee sessions will offer the chance to hear from the best experts in the field and will benefit all delegates, whatever your area of practice. There will also be sessions highlighting the exciting work of the Presidential Task Forces.

If you are not already a member of the IBA, I highly recommend that you join – not only for the instant discount from which you benefit for this conference, but also for the value in the continuous benefits to your education and professional development throughout the year and the networking opportunities the IBA committees can provide.

I look forward to meeting old friends and making new ones in one of the world's most influential and captivating cities. For many of you, it may be a welcome return to bella Roma but, for those who have never seen Rome, it is hard to believe that life can be more beautiful. Be a part of history and join us for this memorable IBA week!

With warm regards,

**Martin Šolc**

*President, International Bar Association*

# The IBA Annual Conference

## Rome, 7–12 October 2018

**T**he International Bar Association (IBA) Annual Conference is the premier conference for legal professionals worldwide to meet, share knowledge, network, build contacts and develop business.

It serves to advance the development of international law and its role in business and society and to provide members with world-class professional development opportunities to enable them to deliver outstanding legal services.

The IBA's first Annual Conference was held in 1947 and it has grown to become the world's largest and most prestigious international gathering of lawyers, attracting more than 6,000 delegates representing over 2,700 law firms, corporations, governments and regulators.

### Who attends?

The IBA Annual Conference is open to both members and non-members of the IBA, with lawyers from more than 130 jurisdictions and all parts of the legal profession attending, including lawyers in private practice, in-house counsel, human rights advocates, judges, bar leaders, regulators and government representatives. This unique mix of viewpoints provides a rich environment for discussion, debate and learning as well as the opportunity to develop lasting business relationships and lifelong friendships.



Opening ceremony, IBA Annual Conference 2017, Sydney © IBA

### Why attend?

#### What will you get from attending?

- Up-to-date knowledge of the key developments in your area of law
- Access to the world's best networking and business development event for lawyers
- Invaluable international connections with leading practitioners worldwide
- A greater knowledge of the role of law in society
- World-class professional development opportunities – CLE/CPD
- To be part of the debate on the future of the law

#### What will your business get out of you attending?

- Increased profile in the international legal world
- New contacts to develop your international practice
- Knowledge of the challenges and opportunities facing the legal profession and your clients globally
- Business intelligence on issues allowing you to pre-empt their impact and to exploit the opportunities they present
- The contacts, connections and prospects that flow from making the IBA part of your organisation's outreach programme

### What to expect

The 2018 IBA Annual Conference in Rome will feature over 200 conference sessions. These vary widely in style and, with the core substantive committee sessions at the heart of the conference programme covering most sectors and practice areas, the conference will provide the opportunity to focus on your own areas of interest.



The IBA Annual Conference attracts many distinguished speakers who in recent years have included: Kofi Annan, former UN Secretary-General (pictured above left); Christine Lagarde, Managing Director of the International Monetary Fund (pictured above centre); Robert S Mueller III, former Director of the Federal Bureau of Investigation; General Colin L Powell, former US Secretary of State (pictured above right); Jose Maria Aznar, former President of Spain; José Manuel Barroso, former European Commission President; Fatou Bensouda, International Criminal Court Chief Prosecutor; Anders Fogh Rasmussen, former Secretary-General of NATO and Prime Minister of Denmark; Jeh Johnson, former United States Secretary of Homeland Security (2011-2017); Loretta E Lynch, former Attorney General of the United States (2011-2017); Senator the Hon George Brandis QC, Australian Attorney-General; and Susan Kiefel AC, Chief Justice of Australia.

Additionally, there are sessions on a wide range of topics, such as the challenges of law firm management and international relationships, ethics, the future of the legal profession, and the rule of law and human rights. You can hear from some of the leading thinkers in law today through a series of Showcase sessions highlighting the role the legal profession plays in society.

The conference provides everything from the opportunity to learn from the world's leading practitioners, to being part of the debate on the future of the law.

Full details of the preliminary programme of sessions can be found on pages 17–41.

## Conference Host Committee

### Chair

Claudio Visco *Macchi di Cellere Gangemi, Rome*

### Vice-Chairs

Cecilia Carrara *Legance, Rome*

Francesco Gianni *Gianni Origoni Grippo Capelli Partners, Rome*

Filippo Modulo *Chiomenti, Rome*

Gianmatteo Nunziante *Nunziante Magrone, Rome*

### Members

Angelo Anglani *NCTM, Rome*

Nicola Asti *Freshfields, Rome*

Paolo Berruti *CBA, Rome*

Fabio Cagnola *Cagnola e Associati, Milan*

Pietro Cavaola *CMS Adonnino Ascoli &*

*Cavaola Scamoni, Rome*

Lisa Curran *Allen & Overy, Rome*

Massimiliano Danusso *Bonelli, Rome*

Massimo Di Terlizzi *Pirola Pennusto, Milan*

Marcello Gioscia *Ughi Nunziante, Rome*

Giovanni Lega *LCA, Milan*

Cristina Martinetti *Elexi, Turin*

Marco Monaco Sorge *Tonucci, Rome*

Francesco Novelli *DLA Piper, Rome*

Andrew G Paton *De Berti Jaccchia Franchini*

*Forlani, Rome*

Carlo Pavesio *Pavesio e Associati, Turin*

Stefano Petrecca *Macchi di Cellere*

*Gangemi, Rome*

Giuseppe Scassellati *Sforzolini Cleary*

*Gottlieb, Rome*

Giuseppe Schiavello *Schiavello & Co*

*Studio Legale, Rome*

Angelo Zambelli *Grimaldi, Milan*

Roberto Zanchi *Pavia e Ansaldo, Milan*

## Important dates and deadlines

Friday 20 July

Early registration fee ends

Friday 10 August

Online delegate search opens

Friday 7 September

Conference list of participants closes

Wednesday 26 September

Deadlines for:

- online amendments/additions
- Registrations (online and by hard copy)
- Social function purchases
- Cancellations
- Substitutions

## Conference newcomer orientation workshop

How to make the most of this IBA Annual Conference and really enjoy it

- Are you new to the IBA?
- Is this your first time at the IBA Annual Conference?
- Have you been to an Annual Conference before but would like a refresher on how to make the most of it?
- gain 'top tips' to make the best of the IBA Annual Conference;
- meet other newcomers;
- clarify your goals for the week;
- understand the overall working and programme of the Conference;
- structure your week and plan each day;
- gain an overview of the sessions and identify the 'best' sessions for you;
- network confidently at the wide range of social events;
- understand the IBA, its work, its structure and the opportunities for you to become more involved in the IBA in future;
- create and build long-term relationships; and
- meet up with old friends when you come to the IBA Annual Conference next year.

If you answered 'Yes' to any of these questions, then be sure to make use of this excellent orientation workshop, run by Christoph Vaagt. This lively and participative introductory workshop to the IBA and the Annual Conference in Rome is a great way to:

1600 – 1800, SUNDAY 7 OCTOBER



Sponsorship opportunities are available at this conference, email: [andrew.webster-dunn@int-bar.org](mailto:andrew.webster-dunn@int-bar.org)

# IBA App – additional functionality for the Rome Annual Conference

*– available from the App Store and the Google Play Store*

The IBA App now has even more functionality to help you network and make the most out of your week at the Rome Annual Conference. The App is now even more user friendly, providing you with the latest legal news, updates and content while on the move.

All new functionality is now available for the App in both the Apple App Store and the Google Play Store.

## New functionality:

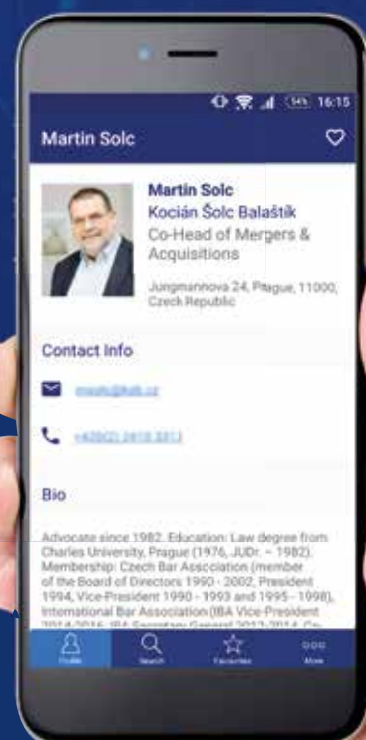
- Search for Rome conference attendees to connect and network with before, during and after the conference – enabling you to set up meetings and have access to new contacts and old friends' details at your fingertips
- Plan your daily schedule with a list of all upcoming sessions
- Navigate your way around the impressive Roma Convention Centre La Nuvola with an online map of all session rooms

## With the IBA App you can still:

- Search IBA members by name, city, country, committee or area of practice and make contact via email
- Upload a profile photo and write a short biography
- Access IBA Digital Content – with new articles, stories and items of interest available and updated daily
- The ability to download PDFs and podcasts from the IBA Digital Content library to your mobile device

## How do I access the App?

- Simply search for International Bar Association and download the IBA Members' Directory App via the Apple App Store or Google Play Store
- Login with your IBA membership user ID and password
- Search the full IBA Member Directory or update your 'My IBA' profile



**Don't let valuable contacts pass you by, update your profile today!**



the global voice of  
the legal profession®



# Conference host city – Rome

Modern Rome is a major international business destination. It is the seat of the Italian government and the economy is dominated by services, IT, aerospace, defence and telecom, research, tourism, construction and banking. The city hosts the head offices of the vast majority of major Italian companies, as well as the headquarters of three of the world's 100 largest companies, Enel, Eni and Telecom Italia.

Just a few of Ancient Rome's important sites to visit include the Colosseum – Rome's great gladiatorial arena; the Roman Forum; the 2,000-year-old Pantheon; the Palatine Hill – where Romulus supposedly founded the city; and the Catacombs.

Other popular tourist attractions include the Trevi Fountain and the Piazza di Spagna housing the famous Spanish Steps – just make sure you have some spare change, as the tradition is to throw a coin into the Fountain to assure your return to Rome.

The Vatican City, the smallest independent state in the world, and its magnificent St Peter's Basilica, are also sights that everyone visiting Rome should experience at least once.

The 2018 Annual Conference will be held in Rome, the Eternal City. Founded nearly 3,000 years ago, the city is renowned for its ancient ruins, classical architecture, renaissance palazzos and baroque fountains. Rome is a vibrant, cosmopolitan city and will provide an elegant backdrop for the IBA Annual Conference.



Highlights include the Sistine Chapel containing the famous frescoed ceiling painted by Michelangelo, the Vatican Museums and the Raphael Rooms.

As the saying goes 'all roads lead to Rome' and the conference will bring together delegates from all over the world for the largest and most prestigious event for international lawyers, providing an abundance of business and networking opportunities, not to mention the chance to explore one of the most fascinating cities on Earth.

# About the IBA

**T**he International Bar Association (IBA), established in 1947, is the world's leading organisation of international legal practitioners, bar associations, law firms and law societies.

The IBA influences the development of international law reform and shapes the future of the legal profession throughout the world. It has a membership of more than 80,000 individual lawyers and more than 190 bar associations and law societies spanning over 170 countries.

Inspired by the vision of the United Nations, the IBA was founded in the same spirit, just before the Universal Declaration of Human Rights was proclaimed in 1948.



## The principal aims and objectives of the IBA are:

- to promote an exchange of information and views among its members as to laws, practices and professional responsibilities around the globe;
- to support the independence of the judiciary and the right of lawyers to practise their profession without interference;
- to support human rights for lawyers worldwide through the IBA's Human Rights Institute;
- to provide members with world class professional development to enable them and their organisations to deliver outstanding legal services;
- to deliver top level international network-building opportunities;
- to be committed to the development of international law reform; and
- to contribute to the advancement, development and harmonisation of law at an international level.

Through its various committees, fora and task forces, the IBA facilitates the exchange of information and views among its members as to laws, practices and professional responsibilities relating to the practice of law around the globe.

## Why join the IBA?

By joining the IBA you become part of the leading global network of lawyers. Partners from virtually every major law firm in every major city worldwide are members. Join the IBA for its combination of professional development, top-level network-building opportunities and commitment to the advancement of the rule of law.

### How you benefit:

- Unique global networking opportunity – unrivalled access to a network of over 80,000 lawyers and 50+ IBA conferences per annum
- Get active – contribute to the debate on changes in international regulation and legal practice and share your perspective and experience
- Knowledge – build your knowledge and expertise through meeting international thought leaders in areas that impact your client's operations
- Develop expertise – join any of the 70+ IBA specialist committees and fora, gaining access to sector and practice area specific information, online information, publications, events and networking
- Being part of a global organisation at the forefront of the development of international legal progress

### How your organisation benefits:

- Risk awareness – business intelligence on evolving issues allowing you to pre-empt their impact and to exploit the opportunities they present
- Global reach – conferences held in locations worldwide and attract a wide international audience
- Local knowledge and contacts – participation in Regional Forums to know what's happening in regions where your firm's clients have interests
- Cost savings – discounted IBA membership fees at all IBA conferences worldwide
- Free resources – the latest information on legal developments in your chosen committee practice areas – plus subscriptions to *IBA Global Insight*, the IBA's flagship bi-monthly magazine and *Business Law International*, the journal of the Legal Practice Division





## Global partnerships

The IBA has created partnerships, and works closely with a number of global bodies including:

- United Nations Conference on Trade and Development (UNCTAD)
- United Nations Office on Drugs and Crime (UNODC)
- United Nations Commission on International Trade Law (UNCITRAL)
- Organisation for Economic Co-operation and Development (OECD)
- Financial Action Task Force (FATF)
- World Bank
- World Trade Organization (WTO)
- World Intellectual Property Organisation (WIPO)

The IBA brings together the worldwide legal community to develop the harmonisation of law across borders and provide an environment conducive to international business. Examples include the IBA-OECD-UNODC Anti-Corruption Strategy for the Legal Profession; the IBA Women Business Lawyers Initiative; the Anti-Money Laundering Forum; and the IBA Sextortion Working Group.

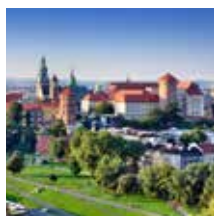


Anti-Corruption Strategy workshop, Rwanda © IBA 2014



## eyeWitness to Atrocities

In 2015, the IBA launched eyeWitness to Atrocities – an app that seeks to bring to justice individuals who commit atrocities by providing human rights defenders, journalists and ordinary citizens with the ability to capture much-needed verifiable video and photos of these abuses. eyeWitness then becomes an ongoing advocate for the footage to promote accountability for those who commit the worst international crimes.



## IBA conferences, publications, websites and App

The IBA's world-class conferences and high-quality content provide unrivalled professional development and network-building opportunities for international legal practitioners and professional associates.

The IBA organises over 50 specialist conferences globally each year as well as the IBA Annual Conference, the largest gathering of international lawyers globally.

Publications and newsletters cover a wide variety of interests with high-quality information for practitioners. The IBA's flagship magazine *IBA Global Insight* keeps members informed of the issues affecting the legal profession around the world.

The IBA App provides members with access to the latest film, podcasts and articles from the IBA. In addition, members can update their IBA profile, search fellow members' profiles and make contact via email. Download it for Android or Apple iOS and log in with your IBA membership user ID and password to get started.



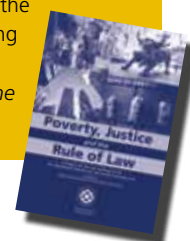
## IBA Presidential Task Forces and special projects

As part of its mandate to be the voice of the legal profession, the IBA convenes a number of task forces and presidential priorities, to explore and address pressing contemporary issues.

Current key interest areas for the IBA include cybersecurity, the future of the legal profession, judicial integrity and the rule of law.

Past focuses have encompassed:

- Climate change justice and human rights, addressing this fundamental justice concern and assessing the challenges to the current national and international legal regimes on climate change
- Human trafficking and how the legal profession can contribute to mitigate the problem
- Independence of the legal profession, assessing the threats to the independence of lawyers around the world
- Global financial crisis, focusing on the crises as much as the aftermath and resulting in the IBA publication *Poverty, Justice and the Rule of Law*



# Showcase sessions

## Monday 1430 – 1730

### **IBAHRI Showcase: the Universal Declaration of Human Rights at 70 – the responsibility of the legal profession**

*Presented by the IBA's Human Rights Institute*

The universality of human rights is being contested in many places in the world today. Cultural relativism, authoritarian attitudes and a desire to return to 'traditional values' bolster the belief that universality is unattainable and fanciful. For 70 years the Universal Declaration of Human Rights has been the bedrock upon which the human rights treaties of the 20th century have been constructed. But is it still relevant or useful? This session will examine the development, current status and relevance of the Universal Declaration in the 21st century. In particular, it will consider the responsibility of the legal profession in this regard.

## Tuesday 0930 – 1230

### **LPD Showcase: initial coin offerings (ICOs) – technology meets finance**

*Presented by the Financial Services Section, the Legal Practice Division and the Technology Law Committee*

Over the past three years, technology-based companies have introduced a new means of funding. By selling cryptocurrency (Bitcoin, Ethereum or self-produced tokens), companies have raised significant amounts of funding in a currently unregulated territory. Initial coin offerings (ICOs) present new issues and challenges relating to buying and selling technology-based currency, disclosure, regulation, money laundering, payment systems and fraud prevention. The session will bring together experts in technology, banking, capital markets and investment funds, as well as founders of companies who have succeeded in these fundraisings and regulators.

## Wednesday 0930 – 1045

### **IBA Showcase: cybersecurity – launch of IBA guidelines**

*Presented by the Presidential Task Force on Cybersecurity and the Technology Law Committee*

Law firms of all sizes, not just larger ones, are at risk of being hacked. Breaches of data security can have devastating financial, legal and reputational consequences for law firms and their clients. All law firms must, therefore, have a cybersecurity strategy.

While much work has been done by some bar associations, no global guidance has been provided on cyber security. The Presidential Task Force on Cybersecurity has produced Guidelines focussing on technology, organisation and staff training. While the Guidelines will have relevance for all law firms, they are particularly appropriate for smaller firms since most larger firms will have a cybersecurity strategy in place. This session will focus on the risks of a data breach and what law firms can do to minimise those risks.

## Wednesday 1430 – 1730

### **BIC Showcase: Can law firms survive without bar associations?**

*Presented by the Bar Issues Commission*

Traditionally, bar associations and law societies regulated and represented individual lawyers; therefore, bars and law firms operated in tandem with limited interference in each other's work. However, times are changing and an increasing number of regulatory regimes now oversee not only lawyers, but law firms as well. Even the most 'bar-sceptical' law firm management can no longer imply that their firm has nothing to do with the bar. On the other hand, more and more law firms would like to have their interests represented by the bars: one of the most important issues being assistance in providing cross-border services by removing barriers.

We are witnessing a shift towards cooperation and synergy between the management of law firms and bars. However, this is not an easy task, as the expectations are high on both sides. Speakers from bars and law firm management will be providing the audience with experiences and good practices. The audience will be encouraged to engage with the panel through comments and questions.

## Thursday 0930 – 1230

### **SPPI Showcase: the tech revolution – a threat to the core values of civil society and of the legal profession?**

*Presented by the Section on Public and Professional Interest and the Senior Lawyers' Committee*

Traditional sources of law cannot keep pace with technology reconfiguring the world. Should we cede control by allowing technology a role in generating law? Technological progress generates legal complexity detached from the broader context, and inconsistencies undermining legal certainty. Lawyers feel a responsibility to maintain the fundamental values of civil society, dignity and justice -now under emerging threats from technology, which left to itself could create a dehumanised reality. The session will focus on how IBA members from a range of cultural backgrounds can pursue the values enshrined in the rule of law in the context of the globalised cyber-economy.



# General interest

## A conversation with...

Special events are held during the lunch break throughout the conference week with distinguished guests sharing informed opinions and providing insight on key issues facing our world today. Titled 'A conversation with...', these lunchtime sessions are open to all delegates and are scheduled to begin promptly at 1315.

These events are open to all delegates and do not require any additional fees or advance booking. The start time of 1315 allows lunch to be eaten before joining debates where members of the audience are encouraged to ask questions about, and to put forward their views on, topics shaping the world at local and global levels.

In recent times, guests have included: **Julian Assange**, founder and editor-in-chief of WikiLeaks; **The Hon John Winston Howard OM AC**, Australia's 25th Prime Minister; **General Colin L Powell, USA (ret)**, US Secretary of State (2001-2005); and **Robert S Mueller, III**, Director, Federal Bureau of Investigation (2001-2013).

The 2018 series of 'A conversation with...' includes:

### Tuesday 1315 – 1415

#### A conversation with... Dr Fatou Bensouda, Prosecutor of the International Criminal Court



Dr Fatou Bensouda is the Prosecutor of the International Criminal Court (ICC), having assumed office in 2012 as the first woman to have assumed the role. In 2011, she was elected by consensus by the Assembly of States Parties to serve in this capacity. Dr Bensouda was nominated and supported as the sole African candidate for election to the post by the African Union. Between 1987 and 2000, Dr Bensouda was successively Senior State Counsel, Principal State Counsel, Deputy Director of Public Prosecutions, Solicitor General and Legal Secretary of the Republic, and Attorney General and Minister of Justice, in which capacity she served as Chief Legal Advisor to the President and Cabinet of The Gambia.

Her international career as a non-government civil servant formally began at the UN International Criminal Tribunal for Rwanda, where she worked as a Legal Adviser and Trial Attorney before rising to the position of Senior Legal Adviser and Head of the Legal Advisory Unit (2002 to 2004), after which she joined the ICC as the Court's first Deputy Prosecutor. Dr Bensouda has also served as delegate of The Gambia to, inter alia, the meetings of the Preparatory Commission for the ICC.

She is the recipient of numerous awards, including the distinguished ICJ International Jurists Award (2009), presented by the then-President of India, P D Patil; the 2011 World Peace Through Law Award presented by the Whitney Harris World Law Institute, the American Society of International Law's Honorary Membership Award (2014), the XXXV Peace Prize by the United Nations Association of Spain (2015), and the Praeis Elit Award (2015). In addition to receiving several honorary doctorates, Dr. Bensouda has been listed by Time magazine as one of the 100 most influential people in the world (2012 and 2017); by the New African magazine as one of the 'Most Influential Africans'; by Foreign Policy as one of the 'Leading Global Thinkers' (2013), and by Jeune Afrique as one of 50 African women who, by their actions and initiatives in their respective roles, advance the African continent (2014 and 2015).

## Workshop

Itzik Amiel is a global leading authority on networking, personal branding and relationship capital and will be leading the following workshop designed to assist you in developing your skills when pitching for clients and strengthening the relationships within your existing networks.

### Tuesday 1430 – 1545

#### Become the authority: five unexpected methods for becoming an authority in your field, expanding your reach and building your road map to get there [even if you hate networking]

Ready to become the sought-after expert and a trusted advisor your clients will want to work with and be willing to pay a premium to do so? Tired of the nonsense 'elevator pitch'? Do you want to know how you are unique to your clients and how you can stand out in the sea of competitors? Do you want to know how to expand your reach and get more international clients? If you want to know the solutions to these questions and a shortcut to become the go-to expert, do not miss this practical presentation by one of the global leading authorities for personal branding and business development for professionals. Discover what it really takes to become an authority in your field – and build step-by-step plan to get there without spending all your time on marketing.

This practical session provides no-nonsense advice on managing your transition into a well-known and trusted name within your industry. You'll discover simple steps to build your profile, how to market and sell yourself with ease and confidence, and techniques to make your clients come to you.

This session will cover main strategies in three focused areas:

##### 1. Building a distinctive point of view

What makes lawyers stand out and get hired are their unique ideas, methodologies and approaches. Creating a powerful and distinctive point of view is the foundation of establishing a lawyer as an authority.

##### 2. Reaching your target market

Too many lawyers are the 'best-kept secret' in their field. To become an authority you need to establish a reliable and systematic process that gets you visible to your ideal clients.

##### 3. Deepening your authority

The key to winning a steady stream of high-value clients by a lawyer is to build credibility and trust on an ongoing basis to deepen your authority. It's your ability to consistently add value and give attention (versus getting attention) that sets you apart.

## IBA Bar breakfasts

Tuesday 0800 – 0915

### IBA Bar breakfast hosted by the Consiglio Ordine Avvocati di Roma



*An independent authority to fight corruption: the Italian experience*

Thursday 0800 – 0915

### IBA Bar breakfast hosted by the American Bar Association and the East Africa Law Society



#### *Changes in the delivery of legal services*

The delivery of legal services continues to raise regulatory and professional conduct issues on the one hand, and the need to address access to justice on the other. In legal systems across the world, in both common and civil law jurisdictions, basic legal needs are not being met. The so-called justice gap is not limited to the most needy; surveys show that middle income and small business actors are also attempting to represent themselves when proper legal advice would be appropriate.

The panel, including representatives of both common law and civil law jurisdictions, will explore developments in this area, particularly in regard to cross border practice, where traditional forms of law firms are under challenge. In addition, the geometric advance of artificial intelligence, from advanced data aggregation and predictive services to the use of blockchain and smart contracts, is seen by some as an attempt to level the playing field and allow smaller firms to compete and by others as a threat to legal jobs and the province of more wealthy firms and companies.

Complementing the extended programming on artificial intelligence at this conference, this breakfast programme will touch on these issues in the context of the broader question: are the traditional means of delivery of legal services sufficient and if not, how far will we go before the old rules need to be changed?

## General meetings

Wednesday 1100 – 1230

### BIC Bar Leaders' Forum

This is the opportunity for Member Organisation Representatives to be updated on the status of ongoing projects in which the IBA is involved, and specifically those that touch on sensitive areas for bar associations.

It will also allow them to find out what work is being planned, and propose subject matter and programmes for future activities within our very dynamic BIC.

Thursday 1045 – 1130

### IBA's Human Rights Institute (IBAHRI) General Meeting

Conference attendees are invited to participate in this general meeting of the IBAHRI. During the meeting, IBAHRI Director Dr Phillip Tahmindjis AM and IBAHRI Co-Chairs Ambassador (ret.) Hans Corell and the Hon Michael Kirby AC CMG will discuss the work of the IBAHRI on a daily basis, its research activities, and topical issues regarding human rights today. IBAHRI Officers and staff will be present to answer questions and respond to suggestions related to the past, present and future work of the IBAHRI.

### Legal Practice Division General Meeting

All division members are encouraged to attend this meeting and are invited to put to the officers any questions they may have, relevant to the work of the Division.

Thursday 1430 – 1815

### IBA Council Meeting

The IBA Council is the governing body of the Association, having the general control of the affairs of the IBA and passing, as required, resolutions and guidelines for members and the legal profession worldwide. Those entitled to attend are the IBA officers, Division Officers, Honorary Life Members of the Council, appointed representatives from Member Organisations, the appointed Deputy Secretary-Generals and any co-opted members.

Sign in from 1430.

# Rule of Law Symposium

Presented by the Rule of Law Forum

In Prague in 2005, the IBA Council passed a Rule of Law Resolution. It was followed by a rule of law initiative in 2006. The Rule of Law Forum has been given the responsibility to provoke, urge and assist the membership of the IBA in supporting and promoting the rule of law. Since 2006, the final day of the IBA Annual Conference has been dedicated to rule of law issues. Following successful rule of law symposia in Chicago, Singapore, Buenos Aires, Madrid, Vancouver, Dubai, Dublin, Boston, Tokyo, Vienna, Washington, DC and Sydney, the final day of the conference in Rome 2018 will also be devoted to the rule of law.

Friday 0930 – 1600

## Rule of Law Symposium – business for the rule of law

*Presented by the Rule of Law Forum*

The rule of law is also a matter for companies. Compliance is necessary but the engagement of corporations in global initiatives that advance the rule of law makes sense strategically for more competitive, stable and sustainable markets. Business are more efficient and therefore have better results in countries where the rule of law is more advanced. General counsels, corporate lawyers and the overall legal profession are called to understand the impact of said initiatives and lead them.

Friday 1230 – 1300

## Presentation of the IBA Award for Outstanding Contribution by a Legal Practitioner to Human Rights 2018

Award sponsored by  LexisNexis®

## Presentation of the IBA Award for Outstanding Contribution by a Legal Practitioner to Human Rights 2018

The IBA Award for Outstanding Contribution by a Legal Practitioner to Human Rights recognises a personal endeavour that made a remarkable impact to the promotion, protection and advancement of human rights, administration of justice and the rule of law. This award is made annually to a legal practitioner who is deemed to have made an exceptional contribution to human rights, either in their own jurisdiction or internationally, particularly with respect to the right to live in a fair and just society under the rule of law.

The 2017 honoree was Ramazan Demir, a Turkish human rights lawyer who represents victims, journalists and lawyers in Turkey under extremely difficult conditions. The members of the IBA judging panel were particularly impressed by Demir's significant personal endeavours and for his high impact on defence work in extremely challenging and threatening circumstances. Lawyers for Lawyers, which nominated him, praised him for his 'outstanding contribution to the protection, advancement and promotion of human rights', in particular in the Kurdish south east of Turkey. 'He has shown great dedication, determination and courage,' said a nominator, adding that, at the age of only 33, he 'stands out as

a prominent and fearless defender of the rule of law'. Among his most notable work, Demir has defended journalists, academics, politicians and lawyers accused of terrorism. He has been one of a group of lawyers documenting human rights violations in southeast Turkey and has recently been defending 46 lawyers who have worked for PKK leader Abdullah Ocalan and are accused of belonging to a terrorist organisation. In 2013, Demir advised on cases relating to police violence during the Gezi Park and 1 May demonstrations, and in 2016 represented academics prosecuted for signing the Declaration of Peace. He has also been litigating on behalf of victims in the conflict between the PKK and Turkish forces and has brought cases before the European Court of Human Rights. As a result, he has twice been charged by the state. He most recently spent seven months in pre-trial detention charged with terrorist-related activities, because of his work for TUAD (an association for relatives of prisoners in south east Turkey). Despite the ongoing trial, Demir has taken up his work again.

The 2016 winner was Galina Arapova, a human rights lawyer from Russia who works in the field of media rights protection, seeking to promote the right to freedom of expression in Russia. Arapova is Director and Senior Media Lawyer at the Mass Media Defence Centre in Voronezh, Russia. Her

clients, in more than 400 court cases, have included small local and regional news outlets, regional TV companies, national and international newspapers and online media. Arapova frequently challenges domestic judgments at the European Court of Human Rights as well as litigating in Russia. Arapova is a professor at Voronezh State University, has lectured at several academic institutions and provides media legislation analysis and training to judges and attorneys on media law issues.

Arapova is a trustee of international human rights organisation ARTICLE 19, where she has been Vice Chair since 2014. She is a member of the UNESCO chair on Copyright and Other Intellectual Property Rights at the Institute of International Law and Economics in Moscow, and serves on the board of the European Centre for Press and Media Freedom. She is a member of the International Media Lawyers Association, an international network of lawyers specialising in the areas of media law, media freedom and media policy, and is committed to promoting and defending the fundamental human rights of freedom of expression and freedom of information.

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# Collecting CPD/CLE points

The IBA will provide a Certificate of Attendance on request. Subject to your local bar's CPD/CLE requirements, this can be used to obtain the relevant number of accreditation hours/points.

Collect your certificate from the Registration Desk at the end of the conference, or email **[confs@int-bar.org](mailto:confs@int-bar.org)** after the conference.





# Schedule of sessions by committee

## Conference venue

### Roma Convention Center La Nuvola

Viale Asia  
00144 Rome  
Italy

The working sessions, general lunches (included in the delegate registration fee), unless otherwise stated, will take place at the conference venue. Fora and Divisional lunches and breakfasts, unless otherwise stated, will take place at the nearby Palazzo dei Congressi.

The working language of the conference is English. This programme is provisional and subject to change. Sessions may be changed or withdrawn at any time.

Working sessions will take place at the Roma Convention Center La Nuvola:

Monday	1115 – 1230 and 1430 – 1730
Tuesday to Thursday	0930 – 1230 and 1430 – 1730
Friday	0930 – 1230 and 1330 – 1600

The conference dress code is business attire for working sessions and smart casual for social events, unless otherwise stated.

Coffee and tea breaks will be held at 1045 – 1115 and 1545 – 1615.

## Conference social programme

DAY	TIME	TITLE	PAGE
Sunday	1600 – 1800	Conference newcomer orientation workshop	7
Sunday	1900 – 2200	Welcome Party – Villa Aldobrandini, Frascati	77
		<i>Sponsored by</i>	
		  	
Monday	0930 – 1045	Opening Ceremony – Roma Convention Center La Nuvola	77
Monday	1800 – 2000	Host Committee Reception – Spazio Novecento	77
Friday	1930 – 2230	Closing party – Le Terme di Diocleziano	78

## Showcase sessions

DAY	TIME	TITLE	CO-PRESENTED WITH	PAGE
Monday	1430 – 1730	IBAHRI Showcase: the Universal Declaration of Human Rights at 70 – the responsibility of the legal profession	IBA's Human Rights Institute	12
Tuesday	0930 – 1230	LPD Showcase: initial coin offerings (ICOs) – technology meets finance	Legal Practice Division/Financial Services Section/Technology Law Committee	12
Wednesday	0930 – 1045	IBA Showcase: cybersecurity – launch of IBA Guidelines	Presidential Task Force on Cybersecurity/Technology Law Committee	12
Wednesday	1430 – 1730	BIC Showcase: Can law firms survive without bar associations?	Bar Issues Commission	12
Thursday	0930 – 1230	SPPI Showcase: the tech revolution – a threat to the core values of civil society and of the legal profession?	Senior Lawyers' Committee/Section on Public and Professional Interest	12

DAY	TIME	TITLE	CO-PRESENTED WITH	PAGE
<b>GENERAL INTEREST</b>				
Monday – Thursday	1315 – 1415	A conversation with... Free lunchtime event open to all conference delegates, providing the opportunity to listen to personal insights from distinguished guests about some key issues facing our world today		13
Tuesday	0800 – 0915	IBA Bar breakfast hosted by the Consiglio Ordine Avvocati di Roma: an independent authority to fight corruptions – the Italian experience		14
Tuesday	1430 – 1545	Become the authority: five unexpected methods for becoming an authority in your field, expanding your reach and building your road map to get there [even if you hate networking]		13
Thursday	0800 – 0915	IBA Bar breakfast hosted by the American Bar Association and the East Africa Law Society: changes in the delivery of legal services		14
Thursday	0930 – 1045	Multilateral justice – reflections on the International Criminal Court 20 years on	<b>IBA The Hague/War Crimes Committee</b>	65
Friday	0930 – 1600	Rule of Law Symposium – business for the rule of law	<b>Rule of Law Forum</b>	15
<b>GENERAL MEETINGS</b>				
Wednesday	1100 – 1230	BIC Bar Leaders' Forum		14
Thursday	1045 – 1130	IBA's Human Rights Institute General Meeting	IBA's Human Rights Institute (IBAHRI)	14
Thursday	1045 – 1130	Legal Practice Division General Meeting	Legal Practice Division (LPD)	14
Thursday	1430 – 1815	IBA Council meeting		14
<b>LEGAL PRACTICE DIVISION</b>				
Tuesday	0930 – 1230	LPD Showcase: initial coin offerings (ICOs) – technology meets finance	<b>Financial Services Section/Technology Law Committee</b>	12
Wednesday	1230 – 1430	Legal Practice Division lunch		78
Thursday	1045 – 1130	Legal Practice Division General Meeting		14
<b>AGRICULTURAL LAW SECTION</b>				
Monday	1115 – 1230	Sustainable investment in agriculture		44
<b>ANTITRUST AND TRADE LAW SECTION</b>				
Monday	1615 – 1730	Addressing national and public interests: Are antitrust, trade and foreign investment rules the way to go?	Antitrust Committee/International Trade and Customs Law Committee	47
<b>Antitrust Committee</b>				
Monday	1115 – 1230	Abuse of dominance: changing landscape in abuse of dominance enforcement		43
Monday	1615 – 1730	Addressing national and public interests: Are antitrust, trade and foreign investment rules the way to go?	<b>Antitrust and Trade Law Section/International Trade and Customs Law Committee</b>	47
Wednesday	1430 – 1545	Workshop: international mergers – coordination of filings and remedies		62
Thursday	1115 – 1230	<b>AI DAY</b> Legal issues and challenges in the digital economy	Communications Law Committee	67
Thursday	1615 – 1730	Cartels: international cartels – cooperation across borders		70
Friday	0930 – 1045	Dawn raid basics: an introduction and update		72

DAY	TIME	TITLE	CO-PRESENTED WITH	PAGE
<b>International Trade and Customs Law Committee</b>				
Monday	1615 – 1730	Addressing national and public interests: Are antitrust, trade and foreign investment rules the way to go?	<b>Antitrust and Trade Law Section</b> /Antitrust Committee	47
Tuesday	1615 – 1730	Impact of border regulation on e-commerce		56
Wednesday	0930 – 1045	The impact of national integration and disintegration on trade agreements		58
Wednesday	1615 – 1730	Impact of international economic sanctions to the mining sector and how to manage risks	Banking Law Committee/Criminal Law Committee/Litigation Committee/ <b>Mining Law Committee</b>	63
<b>CORPORATE LAW SECTION</b>				
Monday	1615 – 1730	Impact/social benefit investing: preserving the mission through corporate changes	Closely Held and Growing Business Enterprises Committee/Corporate and M&A Law Committee/Corporate Social Responsibility Committee	47
Wednesday	0930 – 1045	Corruption in obtaining and performing government contracts: How do courts and tribunals address allegations of corruption?	Corporate Social Responsibility Committee/Criminal Law Committee/Criminal Law Section/ <b>Public Law Section</b>	57
<b>Closely Held and Growing Business Enterprises Committee</b>				
Monday	1615 – 1730	Impact/social benefit investing: preserving the mission through corporate changes	Corporate and M&A Law Committee/ <b>Corporate Law Section</b> /Corporate Social Responsibility Committee	47
Tuesday	1115 – 1230	Heading overseas: practical structures and strategies for starting up private company operations	Professional Ethics Committee/Taxes Committee	51
Tuesday	1615 – 1730	Government and corporate incentives to foster private companies' startups, R&D and innovation		55
Thursday	1115 – 1230	With the advent of globalisation, an examination of the need for multilateral agreements on the liability of company directors for negligent acts and omissions causing damage to shareholders and creditors	<b>Negligence and Damages Committee</b>	68
Thursday	1615 – 1730	Clash of cultures: how cultural differences can impact on the relative success or failure of a corporation in financial distress seeking to restructure	<b>Insolvency Section</b> /Insolvent Financial Institutions Subcommittee	70
Thursday	1615 – 1730	Equity incentive packages cross-border: structures and strategies	Human Resources Section/Private Client Tax Committee	71
<b>Corporate and M&amp;A Law Committee</b>				
Monday	1615 – 1730	Impact/social benefit investing: preserving the mission through corporate changes	Closely Held and Growing Business Enterprises Committee/ <b>Corporate Law Section</b> /Corporate Social Responsibility Committee	47
Tuesday	0930 – 1045	State intervention in strategic M&A	Asia Pacific Regional Forum	50
Tuesday	1430 – 1545	Post-closing claims: when the deal goes wrong	<b>Litigation Committee</b>	53
Tuesday	1430 – 1730	Activism: critical corporate, securities and M&A issues	<b>Securities Law Committee</b>	54
Tuesday	1615 – 1730	Complex real estate transactions: artificial intelligence versus real intelligence – the lawyer's changing role in due diligence	<b>Real Estate Section</b>	55
Wednesday	0930 – 1045	M&A in family-dominated companies		58
Wednesday	1615 – 1730	Current legal developments in private equity	Private Equity Subcommittee	63
Wednesday	1615 – 1730	Tips and traps in buying and selling insurance entities	<b>Insurance Committee</b>	64

DAY	TIME	TITLE	CO-PRESENTED WITH	PAGE
Thursday	0930 – 1045	<b>AI DAY</b> The future of M&A: how legal tech, AI and big data will change deal-making	<b>Young Lawyers' Committee</b>	66
Thursday	1115 – 1230	Seller's liability limitations (a mock case)		67
Thursday	1430 – 1545	Current legal developments	Current Legal Developments Subcommittee	68
Thursday	1615 – 1730	Corporate governance hot topics	<b>Corporate Governance Subcommittee</b> /Current Legal Developments Subcommittee	71
Friday	0930 – 1045	How soft law becomes hard law in corporate governance		72
<i>Corporate Governance Subcommittee</i>				
Thursday	1615 – 1730	Corporate governance hot topics	Corporate and M&A Law Committee/Current Legal Developments Subcommittee	71
<i>Current Legal Developments Subcommittee</i>				
Thursday	1430 – 1545	Current legal developments	<b>Corporate and M&amp;A Law Committee</b>	68
Thursday	1615 – 1730	Corporate governance hot topics	Corporate and M&A Law Committee/ <b>Corporate Governance Subcommittee</b>	71
<i>Private Equity Subcommittee</i>				
Wednesday	1615 – 1730	Current legal developments in private equity	<b>Corporate and M&amp;A Law Committee</b>	63
<b>Corporate Social Responsibility Committee</b>				
Monday	1115 – 1230	Legislative developments in the business human rights arena: don't miss the legal consequences		44
Monday	1615 – 1730	Impact/social benefit investing: preserving the mission through corporate changes	Closely Held and Growing Business Enterprises Committee/Corporate and M&A Law Committee/ <b>Corporate Law Section</b>	47
Wednesday	0930 – 1045	Corruption in obtaining and performing government contracts: How do courts and tribunals address allegations of corruption?	Corporate Law Section/Criminal Law Committee/Criminal Law Section/ <b>Public Law Section</b>	57
Thursday	1615 – 1730	<b>AI DAY</b> Robots, rights and responsible business: Is artificial intelligence a force for good or an expedient evil?	Poverty and Social Development Subcommittee	71
<b>CRIMINAL LAW SECTION</b>				
Monday	1430 – 1730	Mock trial: the briber's dilemma facing parallel criminal, arbitral and civil asset recovery proceedings (OFFSITE)	Anti-Corruption Committee/Arbitration Committee/Business Crime Committee/Corporate Counsel Forum/Criminal Law Committee/Litigation Committee	47
Wednesday	0930 – 1045	Corruption in obtaining and performing government contracts: How do courts and tribunals address allegations of corruption?	Corporate Law Section/Corporate Social Responsibility Committee/Criminal Law Committee/ <b>Public Law Section</b>	57
<b>Anti-Corruption Committee</b>				
Monday	1430 – 1730	Mock trial: the briber's dilemma facing parallel criminal, arbitral and civil asset recovery proceedings (OFFSITE)	Arbitration Committee/Business Crime Committee/Corporate Counsel Forum/Criminal Law Committee/ <b>Criminal Law Section</b> /Litigation Committee	47
Tuesday	1115 – 1230	Global corruption update	Poverty and Social Development Subcommittee	51
Wednesday	1430 – 1545	The role of the board of directors in preventing and reacting to allegations of bribery		62
Thursday	1430 – 1545	Arbitration and bribery	Arbitration Committee	68
<b>Business Crime Committee</b>				
Monday	1430 – 1730	Mock trial: the briber's dilemma facing parallel criminal, arbitral and civil asset recovery proceedings (OFFSITE)	Anti-Corruption Committee/Arbitration Committee/Corporate Counsel Forum/Criminal Law Committee/ <b>Criminal Law Section</b> /Litigation Committee	47



DAY	TIME	TITLE	CO-PRESENTED WITH	PAGE
Tuesday	1615 – 1730	Corruption, doping and match-fixing in sport	Sports Law Subcommittee	55
Wednesday	1615 – 1730	Chronic disease and how to cure it: latest developments in substantive and procedural bribery case law		63
Thursday	1430 – 1545	<b>AI DAY</b> Lawyers versus machines: artificial intelligence and the future of investigations	<b>Academic and Professional Development Committee/Technology Law Committee</b>	69
<b>Criminal Law Committee</b>				
Monday	1115 – 1230	Romancing the stone: recovery of stolen/confiscated art	Art, Cultural Institutions and Heritage Law Committee/ <b>North American Regional Forum/War Crimes Committee</b>	44
Monday	1430 – 1730	Mock trial: the briber's dilemma facing parallel criminal, arbitral and civil asset recovery proceedings (OFFSITE)	Anti-Corruption Committee/Arbitration Committee/Business Crime Committee/Corporate Counsel Forum/ <b>Criminal Law Section/Litigation Committee</b>	47
Tuesday	1430 – 1545	Stolen, looted and sold: organised crime, terror financing and money laundering in the art world		54
Wednesday	0930 – 1045	Corruption in obtaining and performing government contracts: How do courts and tribunals address allegations of corruption?	Corporate Law Section/Corporate Social Responsibility Committee/Criminal Law Section/ <b>Public Law Section</b>	57
Wednesday	1115 – 1230	Cross-border enforcement of trade sanctions		59
Wednesday	1615 – 1730	Impact of international economic sanctions to the mining sector and how to manage risks	Banking Law Committee/International Trade and Customs Law Committee/Litigation Committee/ <b>Mining Law Committee</b>	63
Thursday	1615 – 1730	2017–2018 <b>cybercrime</b> year in review		70
<b>DISPUTE RESOLUTION SECTION</b>				
Monday	1615 – 1730	Privileged and confidential: cross-border differences in the protection of confidential information	Arbitration Committee/Bar Issues Commission/Consumer Litigation Committee/Litigation Committee/Mediation Committee/Negligence and Damages Committee	48
Wednesday	0930 – 1045	Frontiers of neuroscience: the future of dispute resolution	<b>Mediation Committee</b>	57
Friday	0930 – 1045	Addressing the critics: the role of mediation in dealing with challenges to the state investor dispute resolution system	<b>Mediation Committee/State Mediation Subcommittee</b>	72
<b>Arbitration Committee</b>				
Monday	1430 – 1730	Mock trial: the briber's dilemma facing parallel criminal, arbitral and civil asset recovery proceedings (OFFSITE)	Anti-Corruption Committee/Business Crime Committee/Corporate Counsel Forum/Criminal Law Committee/ <b>Criminal Law Section/Litigation Committee</b>	47
Monday	1615 – 1730	Privileged and confidential: cross-border differences in the protection of confidential information	Bar Issues Commission/Consumer Litigation Committee/ <b>Dispute Resolution Section/Litigation Committee/Mediation Committee/Negligence and Damages Committee</b>	48
Tuesday	0930 – 1045	A case study: the practical use of UNIDROIT principles for international commerce	<b>International Sales Committee</b>	49
Tuesday	0930 – 1045	Hot topics in international arbitration		49
Tuesday	1115 – 1230	Judges or arbitrators: comparisons between courts and arbitral tribunals, the view of advocates – do retired judges or seasoned advocates make good arbitrators and does arbitration need litigation on top?	<b>Forum for Barristers and Advocates/Litigation Committee</b>	51
Tuesday	1615 – 1730	Should there be general principles for the application of soft law?	IBA Arbitration Guidelines and Rules Subcommittee	56
Wednesday	0800 – 0915	Arbitration Committee breakfast		56, 78

DAY	TIME	TITLE	CO-PRESENTED WITH	PAGE
Wednesday	1115 – 1230	An investment court made of international investment arbitrators?	Investment Arbitration Subcommittee	59
Wednesday	1430 – 1545	Arbitral awards annulled on the grounds of breach of due process	Recognition and Enforcement of Arbitral Awards Subcommittee	61
Thursday	1115 – 1230	The IBA Arb40's recent products	IBA Arb40 Subcommittee	68
Thursday	1430 – 1545	Arbitration and bribery	<b>Anti-Corruption Committee</b>	68
Thursday	1430 – 1545	How do international arbitrators interpret international contracts?	International Commercial Arbitration Case Law Subcommittee	69
Thursday	1615 – 1730	Trends and perspectives of international arbitration in disputes involving financial institutions	<b>Banking Law Committee</b>	71
Friday	0930 – 1045	The law created by international arbitrators		73
<i>IBA Arb40 Subcommittee</i>				
Thursday	1115 – 1230	The IBA Arb40's recent products	<b>Arbitration Committee</b>	68
<i>IBA Arbitration Guidelines and Rules Subcommittee</i>				
Tuesday	1615 – 1730	Should there be general principles for the application of soft law?	<b>Arbitration Committee</b>	56
<i>International Commercial Arbitration Case Law Subcommittee</i>				
Thursday	1430 – 1545	How do international arbitrators interpret international contracts?	<b>Arbitration Committee</b>	69
<i>Investment Arbitration Subcommittee</i>				
Wednesday	1115 – 1230	An investment court made of international investment arbitrators?	<b>Arbitration Committee</b>	59
<i>Recognition and Enforcement of Arbitral Awards Subcommittee</i>				
Wednesday	1430 – 1545	Arbitral awards annulled on the grounds of breach of due process	<b>Arbitration Committee</b>	61
<b>Consumer Litigation Committee</b>				
Monday	1115 – 1230	Industry-funded ombudsman: good business and smart justice?	<b>Access to Justice and Legal Aid Committee/</b> Banking Law Committee/Communications Law Committee/Insurance Committee	44
Monday	1615 – 1730	Privileged and confidential: cross-border differences in the protection of confidential information	Arbitration Committee/Bar Issues Commission/ <b>Dispute Resolution Section</b> /Litigation Committee/Mediation Committee/Negligence and Damages Committee	48
Tuesday	1115 – 1230	Mind the gap: globalisation of product safety standards and how litigation sometimes leads or supplements the regulatory framework	<b>Product Law and Advertising Committee</b>	51
Wednesday	1615 – 1730	Collective redress and other options available to consumers in relation to their data, data privacy and software rights		63
Thursday	1115 – 1230	Collective actions: international trends and currents	<b>Litigation Committee</b>	66
Thursday	1430 – 1545	<b>AI DAY</b> My robot caused the loss! Artificial intelligence (AI), losses and the new and more complicated world of seeking redress for the consequences of AI errors		69
<b>Litigation Committee</b>				
Monday	1430 – 1730	Mock trial: the briber's dilemma facing parallel criminal, arbitral and civil asset recovery proceedings (OFFSITE)	Anti-Corruption Committee/Arbitration Committee/Business Crime Committee/Corporate Counsel Forum/Criminal Law Committee/ <b>Criminal Law Section</b>	47

DAY	TIME	TITLE	CO-PRESENTED WITH	PAGE
Monday	1615 – 1730	Privileged and confidential: cross-border differences in the protection of confidential information	Arbitration Committee/Bar Issues Commission/ Consumer Litigation Committee/ <b>Dispute Resolution Section</b> /Mediation Committee/ Negligence and Damages Committee	48
Tuesday	0800 – 0915	Global women litigator breakfast		49
Tuesday	1115 – 1230	Judges or arbitrators: comparisons between courts and arbitral tribunals, the view of advocates – do retired judges or seasoned advocates make good arbitrators and does arbitration need litigation on top?	Arbitration Committee/ <b>Forum for Barristers and Advocates</b>	51
Tuesday	1430 – 1545	Litigation proceedings involving repossession of aircraft: enforcement of rights under the Cape Town Convention and conflict of laws between common and civil law systems	<b>Aviation Law Committee</b>	53
Tuesday	1430 – 1545	Post-closing claims: when the deal goes wrong	Corporate and M&A Law Committee	53
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<b>Technology Law Committee</b>				
Monday	1115 – 1230	Government access to IT systems		43
Monday	1430 – 1730	Around the tables: coffee and a taste of hot topics in the Intellectual Property, Communications and Technology Section	Art, Cultural Institutions and Heritage Law Committee/Communications Law Committee/Intellectual Property and Entertainment Law Committee/ <b>Intellectual Property, Communications and Technology Section/</b> Media Law Committee/Space Law Committee	46
Tuesday	0930 – 1230	LPD Showcase: initial coin offerings (ICOs) – technology meets finance	<b>Financial Services Section/Legal Practice Division</b>	12
Tuesday	1115 – 1230	Geoblocking and service portability: artificial barriers that promote piracy, or legitimate market segmentation?	<b>Intellectual Property and Entertainment Law Committee</b>	51
Tuesday	1430 – 1545	How should challenges brought about by the development of technology be dealt with by lawyers?	Professional Ethics Committee/ <b>Senior Lawyers' Committee/</b> Young Lawyers' Committee	53
Tuesday	1430 – 1545	The future tools for free access to data: disruption for data-based business models (and empowering the consumers)	Intellectual Property and Entertainment Law Committee	54
Tuesday	1430 – 1730	Fashion and luxury products in the digital age: part 1 and part 2	<b>International Franchising Committee/</b> <b>International Sales Committee/</b> Product Law and Advertising Committee	54
Wednesday	0930 – 1045	IBA Showcase: cybersecurity – launch of IBA Guidelines	<b>Presidential Task Force on Cybersecurity/</b> Technology Law Committee	12
Wednesday	0930 – 1045	Social media: Is there something missing for unlocking the full potential?	<b>Communications Law Committee</b>	58
Wednesday	1115 – 1230	You have been hacked: who to blame and what responsibility it entails	Communications Law Committee	60
Wednesday	1615 – 1730	The future of international sales: smart contracts, blockchain and cryptocurrencies	<b>International Sales Committee</b>	64
Thursday	0930 – 1045	<b>AI DAY</b> The effect of artificial intelligence on the decline of human importance in creativity and industry as a whole	Art, Cultural Institutions and Heritage Law Committee/Communications Law Committee/Intellectual Property and Entertainment Law Committee/ <b>Intellectual Property, Communications and Technology Section/</b> Media Law Committee/Space Law Committee	66
Thursday	1430 – 1545	<b>AI DAY</b> Lawyers versus machines: artificial intelligence and the future of investigations	<b>Academic and Professional Development Committee/</b> Business Crime Committee	69
Friday	0930 – 1045	Clouds from both sides: cloud 2.0 and beyond – time to get comfortable with the inevitable		72
<b>INTERNATIONAL SALES, FRANCHISING AND PRODUCT LAW SECTION</b>				
Monday	1430 – 1545	Hot topics in international sales, franchising and product law	International Franchising Committee/International Sales Committee/Product Law and Advertising Committee	45


DAY	TIME	TITLE	CO-PRESENTED WITH	PAGE
<b>International Franchising Committee</b>				
Monday	1430 – 1545	Hot topics in international sales, franchising and product law	International Sales Committee/ <b>International Sales, Franchising and Product Law Section/</b> Product Law and Advertising Committee	45
Tuesday	0930 – 1045	Overview of franchise laws in Europe		50
Tuesday	1430 – 1730	Fashion and luxury products in the digital age: part 1 and part 2	<b>International Sales Committee/</b> Product Law and Advertising Committee/ <b>Technology Committee</b>	54
Thursday	0930 – 1045	Do you know where your clothes are from?	<b>Asia Pacific Regional Forum/</b> European Regional Forum/ <b>Intellectual Property and Entertainment Law Committee/</b> International Sales Committee	65
<b>International Sales Committee</b>				
Monday	1430 – 1545	Hot topics in international sales, franchising and product law	International Franchising Committee/ <b>International Sales, Franchising and Product Law Section/</b> Product Law and Advertising Committee	45
Tuesday	0930 – 1045	A case study: the practical use of UNIDROIT Principles for international commerce	Arbitration Committee	49
Tuesday	1430 – 1730	Fashion and luxury products in the digital age: part 1 and part 2	<b>International Franchising Committee/</b> Product Law and Advertising Committee/ <b>Technology Committee</b>	54
Wednesday	1615 – 1730	The future of international sales: smart contracts, blockchain and cryptocurrencies	Technology Law Committee	64
Thursday	0930 – 1045	Do you know where your clothes are from?	<b>Asia Pacific Regional Forum/</b> European Regional Forum/ <b>Intellectual Property and Entertainment Law Committee/</b> International Franchising Committee	65
Thursday	1115 – 1230	Safety, market surveillance and transparency: the new EU Regulations on medical and in-vitro diagnostic medical devices	Healthcare and Life Sciences Law Committee	67
<b>Product Law and Advertising Committee</b>				
Monday	1430 – 1545	Hot topics in international sales, franchising and product law	International Franchising Committee/ <b>International Sales, Franchising and Product Law Section</b>	45
Tuesday	1115 – 1230	Mind the gap: globalisation of product safety standards and how litigation sometimes leads or supplements the regulatory framework	Consumer Litigation Committee	51
Tuesday	1430 – 1730	Fashion and luxury products in the digital age: part 1 and part 2	<b>International Franchising Committee/</b> <b>International Sales Committee/</b> Technology Committee	54
Wednesday	0930 – 1045	Advertising: warning, these commercials may offend, shock, draw regulatory scrutiny... or sell...	Media Law Committee	57
<b>LAW AND INDIVIDUAL RIGHTS SECTION</b>				
Friday	0930 – 1045	Parents' rights versus doctors' recommendations in cases of existential threats to a child's life	Family Law Committee/ <b>Healthcare and Life Sciences Law Committee/</b> Indigenous Peoples Committee	73
<b>Family Law Committee</b>				
Monday	1115 – 1230	Busting structures in family law: commercial law or family law?		43
Wednesday	0800 – 0915	Family Law Committee breakfast		56, 78
Thursday	0930 – 1045	<b>AI DAY</b> Artificial intelligence and alternative facts in family law		65


DAY	TIME	TITLE	CO-PRESENTED WITH	PAGE
Friday	0930 – 1045	Parents' rights versus doctors' recommendations in cases of existential threats to a child's life	Healthcare and Life Sciences Law Committee/ Indigenous Peoples Committee/ <b>Law and Individual Rights Section</b>	73
<b>Healthcare and Life Sciences Law Committee</b>				
Tuesday	1615 – 1730	Global access to innovative medicines: Who pays the bill?	Latin American Regional Forum	55
Thursday	0900 – 0920	Combatting back pain: the single biggest cause of absenteeism and lost productivity globally		65
Thursday	1115 – 1230	Safety, market surveillance and transparency: the new EU Regulations on medical and in-vitro diagnostic medical devices	<b>International Sales Committee</b>	67
Thursday	1430 – 1545	<b>AI DAY</b> Digital healthcare: use of big data in healthcare and life science		69
Friday	0930 – 1045	Parents' rights versus doctors' recommendations in cases of existential threats to a child's life	Family Law Committee/Indigenous Peoples Committee/ <b>Law and Individual Rights Section</b>	73
<b>LEISURE INDUSTRIES SECTION</b>				
Monday	1430 – 1545	Embracing the future of holiday law today: current trends in travel and tourism law		45
Tuesday	1115 – 1230	Fun in the legal sun: the lawyer's role in hotel, resort and casino transactions	<b>Real Estate Section</b> /Servicing Industry Subcommittee	50
Wednesday	1115 – 1230	State of play: legal developments in social casino gaming	Electronic Entertainment and Online Gaming Subcommittee	60
Thursday	1430 – 1545	The eSports explosion: a new legal framework?	Intellectual Property and Entertainment Law Committee/Sports Law Subcommittee	70
<i>Electronic Entertainment and Online Gaming Subcommittee</i>				
Wednesday	1115 – 1230	State of play: legal developments in social casino gaming	<b>Leisure Industries Section</b>	60
<i>Sports Law Subcommittee</i>				
Tuesday	1615 – 1730	Corruption, doping and match-fixing in sport	<b>Business Crime Committee</b>	55
Thursday	1430 – 1545	The eSports explosion: a new legal framework?	Intellectual Property and Entertainment Law Committee/ <b>Leisure Industries Section</b>	70
<b>MARITIME AND AVIATION LAW SECTION</b>				
<b>Aviation Law Committee</b>				
Monday	1615 – 1730	Development and operation of airports in the 21st century: the role of the various stakeholders involved from the assignment of slots to passenger screening, air traffic control, environmental concerns, discrimination, cybersecurity, and so on		47
Tuesday	1430 – 1545	Litigation proceedings involving repossession of aircraft: enforcement of rights under the Cape Town Convention and conflict of laws between common and civil law systems	Litigation Committee	53
Thursday	0930 – 1045	Cross-border transferability of aircraft, homogenisation and efficiency in documenting aircraft financing transactions reducing risk and transactional costs for stakeholders while increasing the enforceability of rights		65
Thursday	1400 – 1700	Aviation off-site tour		68
<b>Maritime and Transport Law Committee</b>				
Monday	1115 – 1230	Hot topics in shipping		44
Monday	1615 – 1730	Antitrust in shipping		47


DAY	TIME	TITLE	CO-PRESENTED WITH	PAGE
Wednesday	1615 – 1730	Tugs, tows and pilots: looking at how key issues of risk, liability and insurance are dealt with in tug and tow contracts		64
Thursday	1115 – 1230	<b>AI DAY</b> Embracing new technologies: How is shipping changing in the digital age?	Land Transport Subcommittee	67
<i>Land Transport Subcommittee</i>				
Wednesday	1115 – 1230	Impact of recent migration flows on international land transport		59
Thursday	1115 – 1230	<b>AI DAY</b> Embracing new technologies: How is shipping changing in the digital age?	<b>Maritime and Transport Law Committee</b>	67
<b>PUBLIC LAW SECTION</b>				
Monday	1615 – 1730	The right of individual or collective self-defence in relation to non-state actors	African Regional Forum/Arab Regional Forum/Asia Pacific Regional Forum/European Regional Forum/Latin American Regional Forum/North American Regional Forum	48
Wednesday	0930 – 1045	Corruption in obtaining and performing government contracts: How do courts and tribunals address allegations of corruption?	Corporate Law Section/Corporate Social Responsibility Committee/Criminal Law Committee/Criminal Law Section	57
<b>REAL ESTATE SECTION</b>				
Monday	1430 – 1730	The law office of the future	<b>Law Firm Management Committee</b>	47
Tuesday	1115 – 1230	Fun in the legal sun: the lawyer's role in hotel, resort and casino transactions	Leisure Industries Section/Servicing Industry Subcommittee	50
Tuesday	1615 – 1730	Complex real estate transactions: artificial intelligence versus real intelligence – the lawyer's changing role in due diligence	Corporate and M&A Law Committee	55
Wednesday	1400 – 1700	Real estate property tour		60
<i>Servicing Industry Subcommittee</i>				
Tuesday	1115 – 1230	Fun in the legal sun: the lawyer's role in hotel, resort and casino transactions	Leisure Industries Section/ <b>Real Estate Section</b>	50
<b>TAXATION SECTION</b>				
Wednesday	1115 – 1230	The privatisation of tax enforcement: measures against tax advisers (disclosure, penalties if products fail and failure to prevent offences)	Private Client Tax Committee/Taxes Committee	60
<b>Private Client Tax Committee</b>				
Tuesday	1430 – 1545	Around the world in 80 treaties: estate tax treaties – quirks and planning considerations		52
Wednesday	1115 – 1230	The privatisation of tax enforcement: measures against tax advisers (disclosure, penalties if products fail and failure to prevent offences)	<b>Taxation Section</b> /Taxes Committee	60
Wednesday	1430 – 1545	CRS: the common reporting standard – how is it working in practice?		61
Thursday	1115 – 1230	Where shall I go? For the mobile family, what's the best country in which to become tax resident?		68
Thursday	1430 – 1545	Who is inheriting the chateau, schloss or palazzo now? A review of Brussels IV (the European Succession regulations) in practice		70
Thursday	1615 – 1730	Equity incentive packages cross-border: structures and strategies	<b>Closely Held and Growing Business Enterprises Committee</b> /Human Resources Section	71




DAY	TIME	TITLE	CO-PRESENTED WITH	PAGE
<b>Taxes Committee</b>				
Monday	1430 – 1545	Taxation of the digital economy		46
Monday	1615 – 1730	The principal purpose test and arbitration under the multilateral instrument		48
Tuesday	0930 – 1045	Taxes Committee welcome		50
Tuesday	1115 – 1230	Heading overseas: practical structures and strategies for starting up private company operations	<b>Closely Held and Growing Business Enterprises Committee/Professional Ethics Committee</b>	51
Tuesday	1115 – 1230	New trends in the relationship between tax administrations and taxpayers		51
Wednesday	0930 – 1045	The European Union state aid tax cases		58
Wednesday	1115 – 1230	The privatisation of tax enforcement: measures against tax advisers (disclosure, penalties if products fail and failure to prevent offences)	Private Client Tax Committee/ <b>Taxation Section</b>	60
Wednesday	1430 – 1730	Roundtable discussion of global trends		63
Thursday	0930 – 1045	Taxation of carried interest		66
Thursday	1615 – 1730	Update on the implementation of BEPS-inspired anti-avoidance measures		72
<b>PUBLIC AND PROFESSIONAL INTEREST DIVISION</b>				
<b>Bar Issues Commission</b>				
Monday	1615 – 1730	Privileged and confidential: cross-border differences in the protection of confidential information	Arbitration Committee/Consumer Litigation Committee/ <b>Dispute Resolution Section/</b> Litigation Committee/Mediation Committee/ Negligence and Damages Committee	48
Wednesday	1100 – 1230	BIC Bar Leaders' Forum		14
Wednesday	1430 – 1730	BIC Showcase: Can law firms survive without bar associations		12
Thursday	0930 – 1045	Opening of closed jurisdictions		65
Thursday	1115 – 1230	<b>AI DAY</b> Regulating artificial intelligence: Is it time?	Bar Issues Commission Regulation Committee	67
<b>Bar Issues Commission Regulation Committee</b>				
Tuesday	1430 – 1545	Lawyers in the crosshairs: anti-money laundering strategies and the balance between security and professional core values	Regulation of Lawyers' Compliance Committee	53
Thursday	1115 – 1230	<b>AI DAY</b> Regulating artificial intelligence: Is it time?	<b>Bar Issues Commission</b>	67
<b>BIC International Trade in Legal Services Committee</b>				
Tuesday	1115 – 1230	Will reactions to the information explosion limit the future of multinational law firms?		52
<b>IBA's Human Rights Institute</b>				
Monday	1430 – 1730	IBAHRI Showcase: the Universal Declaration of Human Rights at 70 – the responsibility of the legal profession		12
Tuesday	1115 – 1230	Human rights and religion: complementarity or conflict?		51
Thursday	0930 – 1045	The human right to food: issues for lawyers		66
Thursday	1045 – 1130	IBAHRI General Meeting		14

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<b>SECTION ON PUBLIC AND PROFESSIONAL INTEREST</b>				
Thursday	0800 – 0915	SPPI Awards breakfast  Join us at the awards breakfast, where the IBA Annual Outstanding Young Lawyer Award, in recognition of William Reece Smith Jr, and the IBA Pro Bono Award, both sponsored by LexisNexis, will be presented.  <i>Award sponsored by  LexisNexis®</i>		64, 78
Thursday	0930 – 1230	SPPI Showcase: the tech revolution – a threat to the core values of civil society and of the legal profession?	<b>Senior Lawyers' Committee</b>	12
Thursday	1230 – 1430	Section on Public and Professional Interest lunch		78
<b>Academic and Professional Development Committee</b>				
Monday	1430 – 1545	Creating the elusive 'practice-ready attorney': What do law firms need from their junior lawyers?		45
Wednesday	0930 – 1045	Pathways to qualification: regulators and the rule of law		58
Thursday	1430 – 1545	<b>AI DAY</b> Lawyers versus machines: artificial intelligence and the future of investigations	Business Crime Committee/Technology Law Committee	69
<b>Access to Justice and Legal Aid Committee</b>				
Monday	1115 – 1230	Industry-funded ombudsman: good business and smart justice?	Banking Law Committee/Communications Law Committee/Consumer Litigation Committee/Insurance Committee	44
<i>Poverty and Social Development Subcommittee</i>				
Tuesday	1115 – 1230	Global corruption update	<b>Anti-Corruption Committee</b>	51
Wednesday	1430 – 1545	Business, human rights and poverty: strategic advantages and a lawyer's personal responsibility	Law Firm Management Committee	61
Thursday	1615 – 1730	<b>AI DAY</b> Robots, rights and responsible business: Is artificial intelligence a force for good or an expedient evil?	<b>Corporate Social Responsibility Committee</b>	71
<b>Alternative and New Law Business Structures Committee</b>				
Monday	1430 – 1545	Part 1: Referral fees across the globe	<b>Professional Ethics Committee</b>	46
Monday	1615 – 1730	Part 2: Referral fees and alternative structures	Professional Ethics Committee	48
Thursday	0930 – 1045	Return of the one-stop shop: accountants and lawyers	Professional Ethics Committee	65
<b>Forum for Barristers and Advocates</b>				
Tuesday	1115 – 1230	Judges or arbitrators: comparisons between courts and arbitral tribunals, the view of advocates – do retired judges or seasoned advocates make good arbitrators and does arbitration need litigation on top?	Arbitration Committee/Litigation Committee	51
Tuesday	1430 – 1545	Journalists versus jurists: media coverage of court proceedings	<b>Judges' Forum</b> /Media Law Committee	53
<b>Human Rights Law Committee</b>				
Tuesday	1430 – 1545	Preventing sexual harassment in the workplace: law firm legal and ethical compliance with international human and women's rights		53
Wednesday	0930 – 1045	The liability of the EU with regards to the trafficking of refugees and migrants: subcontracting obligations or aiding and abetting crimes against humanity?	War Crimes Committee	58

DAY	TIME	TITLE	CO-PRESENTED WITH	PAGE
Wednesday	1430 – 1545	State-sponsored or state-condoned violence against women, LGBTI and other minorities. Do there need to be changes to the patriarchal base of human societies and what steps can be taken to protect targeted persons?	<b>Lesbian, Gay, Bisexual, Transgender and Intersex (LGBTI) Law Committee</b>	62
<b>Judges' Forum</b>				
Monday	1400 – 1700	Court tour		45
Tuesday	1430 – 1545	Journalists versus jurists: media coverage of court proceedings	Forum for Barristers and Advocates/Media Law Committee	53
<b>Law Firm Management Committee</b>				
Monday	1115 – 1230	Legal directories: how to maximise the benefits and returns from a ranking		44
Monday	1430 – 1730	The law office of the future	Real Estate Section	47
Tuesday	0930 – 1230	Law firm management café: how to get from the top line to the bottom line – inside the law firm's black box		50
Wednesday	0800 – 0915	Managing Partners' breakfast: leading through change		56–57, 78
Wednesday	1400 – 1700	Law firm visits		60
Wednesday	1430 – 1545	Business, human rights and poverty: strategic advantages and a lawyer's personal responsibility	<b>Poverty and Social Development Subcommittee</b>	61
Wednesday	1430 – 1545	What are the key emerging Legal Tech tools and how will they disrupt the law firm business model?	Intellectual Property, Communications and Technology Section	62
Wednesday	1615 – 1730	Creating value in an increasingly competitive environment		63
Thursday	1615 – 1730	Management tips for law firms in emerging/ frontier markets		71
Friday	0930 – 1045	Creating engagement across generational cohorts		72
<b>Lesbian, Gay, Bisexual, Transgender and Intersex (LGBTI) Law Committee</b>				
Monday	1115 – 1230	Gender parity and a diverse workforce: the positive impact for a business from having recognised and motivated, diverse professionals – traits that lead to success	Diversity and Equality Law Committee/ <b>Women Lawyers' Interest Group/Young Lawyers' Committee</b>	43
Monday	1430 – 1545	LGBTI strategic litigation: litigation as a tool to lead change to the rights of LGBTI persons – Windsor, Obergefell and similar litigation around the globe		45
Wednesday	1430 – 1545	State-sponsored or state-condoned violence against women, LGBTI and other minorities. Do there need to be changes to the patriarchal base of human societies and what steps can be taken to protect targeted persons?	Human Rights Law Committee	62
<b>Pro Bono Committee</b>				
Monday	1115 – 1230	Global migration: from 'crisis mode' to the 'new normal'		43
Thursday	0800 – 0915	SPPI Awards breakfast  Join us at the awards breakfast, where the IBA Annual Outstanding Young Lawyer Award, in recognition of William Reece Smith Jr, and the IBA Pro Bono Award, both sponsored by LexisNexis, will be presented.  <i>Awards sponsored by</i>  LexisNexis®		64, 78

DAY	TIME	TITLE	CO-PRESENTED WITH	PAGE
<b>Professional Ethics Committee</b>				
Monday	1430 – 1545	Part 1: Referral fees across the globe	Alternative and New Law Business Structures Committee	46
Monday	1615 – 1730	Part 2: Referral fees and alternative structures	<b>Alternative and New Law Business Structures Committee</b>	48
Tuesday	1115 – 1230	Heading overseas: practical structures and strategies for starting up private company operations	<b>Closely Held and Growing Business Enterprises Committee/Taxes Committee</b>	51
Tuesday	1430 – 1545	How should challenges brought about by the development of technology be dealt with by lawyers?	<b>Senior Lawyers' Committee/Technology Law Committee/Young Lawyers' Committee</b>	53
Wednesday	1115 – 1230	Prosecuting unfounded litigation, tanking settlements and over-drafting contracts: combatting unethical lawyer behaviour		60
Thursday	0930 – 1045	Return of the one-stop shop: accountants and lawyers	<b>Alternative and New Law Business Structures Committee</b>	65
Thursday	1430 – 1545	Departures and lateral hires for partners		69
<b>Regulation of Lawyers' Compliance Committee</b>				
Monday	1115 – 1230	Managing legal and compliance risk in running your practice: what key risks are keeping you awake at night and the tips for managing them and the associated regulatory issues		44
Tuesday	1430 – 1545	Lawyers in the crosshairs: anti-money laundering strategies and the balance between security and professional core values	<b>Bar Issues Commission Regulation Committee</b>	53
Tuesday	1615 – 1730	Who's who in the Colosseum?	<b>Anti-Money Laundering and Sanctions Expert Working Group</b>	56
<i>Anti-Money Laundering and Sanctions Expert Working Group</i>				
Tuesday	1615 – 1730	Who's who in the Colosseum?	Regulation of Lawyers' Compliance Committee	56
<b>Rule of Law Forum</b>				
Friday	0930 – 1230	Rule of Law Symposium – business for the rule of law		15
Friday	1230 – 1300	Presentation of the IBA Award for Outstanding Contribution by a Legal Practitioner to Human Rights 2018 <i>Award sponsored by  LexisNexis®</i>		15
Friday	1330 – 1600	Rule of Law Symposium – business for the rule of law		15
<b>Senior Lawyers' Committee</b>				
Monday	1615 – 1730	Lost in translation 4: how to win and retain clients through cross-cultural understanding		47
Tuesday	1430 – 1545	How should challenges brought about by the development of technology be dealt with by lawyers?	Professional Ethics Committee/Technology Law Committee/Young Lawyers' Committee	53
Thursday	0930 – 1230	SPPI Showcase: the tech revolution – a threat to the core values of civil society and of the legal profession?	<b>Section and Public and Professional Interest</b>	12
Thursday	1115 – 1230	Emotional intelligence and the law	<b>Young Lawyers' Committee</b>	67
<b>War Crimes Committee</b>				
Monday	1115 – 1230	Romancing the stone: recovery of stolen/confiscated art	Art, Cultural Institutions and Heritage Law Committee/Criminal Law Committee/ <b>North American Regional Forum</b>	44



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Tuesday	0930 – 1045	Cooperation between national and international judicial authorities: 20th year after the signing of the Rome Statute, is cooperation the pitfall of international criminal justice?		49
Wednesday	0930 – 1045	The liability of the EU with regards to the trafficking of refugees and migrants: subcontracting obligations or aiding and abetting crimes against humanity?	<b>Human Rights Law Committee</b>	58
Wednesday	1430 – 1545	The business link to international crime: individual and state liability under the arms sales treaty, the Palermo Convention on the financing of terrorism activities, and international criminal law		62
Thursday	0930 – 1045	Multilateral justice – reflections on the International Criminal Court 20 years on	<b>IBA The Hague</b>	65
<b>Women Lawyers' Interest Group</b>				
Monday	1115 – 1230	Gender parity and a diverse workforce: the positive impact for a business from having recognised and motivated, diverse professionals – traits that lead to success	Diversity and Equality Law Committee/Lesbian, Gay, Bisexual, Transgender and Intersex (LGBTI) Law Committee/Young Lawyers' Committee	43
Tuesday	1615 – 1730	The role of the developed world in bringing about more opportunities and access to justice for women in lesser-developed regions: how women on the rise, technology and policy can make a difference		56
Wednesday	0930 – 1045	Insights from roads well-travelled: a panel of levellers, disruptors and alchemists talk success in navigating advancement in today's legal environment		57
<b>Young Lawyers' Committee</b>				
Monday	1115 – 1230	Gender parity and a diverse workforce: the positive impact for a business from having recognised and motivated, diverse professionals – traits that lead to success	Diversity and Equality Law Committee/Lesbian, Gay, Bisexual, Transgender and Intersex (LGBTI) Law Committee/ <b>Women Lawyers' Interest Group</b>	43
Monday	1115 – 1230	Young lawyers introductory session		44
Tuesday	1430 – 1545	How should challenges brought about by the development of technology be dealt with by lawyers?	Professional Ethics Committee/ <b>Senior Lawyers' Committee</b> /Technology Law Committee	53
Wednesday	1115 – 1230	The rise of general counsels: impacts on the legal profession	Corporate Counsel Forum	60
Thursday	0800 – 0915	SPPI Awards breakfast  Join us at the awards breakfast, where the IBA Annual Outstanding Young Lawyer Award, in recognition of William Reece Smith Jr, and the IBA Pro Bono Award, both sponsored by LexisNexis, will be presented.  <i>Awards sponsored by</i>  <b>LexisNexis®</b>		64, 78
Thursday	0930 – 1045	<b>AI DAY</b> The future of M&A: how legal tech, AI and big data will change deal-making	Corporate and M&A Law Committee	66
Thursday	1115 – 1230	Emotional intelligence and the law	Senior Lawyers' Committee	67
Thursday	1430 – 1545	What it takes to be a lawyer: the qualities that define the profession. Inspiring views on the profession by IBA Members		70

# International Bar Association Conferences 2018–2019



## 2018

**2–4 MAY 2018** LE WESTIN, MONTREAL, CANADA  
IBA Annual Employment and Discrimination Law Conference: Ethical Issues in Employment Law

**3–4 MAY 2018**, ALVEAR PALACE HOTEL, BUENOS AIRES, ARGENTINA  
14th Annual IBA Competition Mid-Year Conference

**6–8 MAY 2018** RODE HOED, AMSTERDAM, THE NETHERLANDS  
24th Annual IBA Global Insolvency and Restructuring Conference

**8–9 MAY 2018** JW MARRIOTT, WASHINGTON, DC, USA  
34th Annual IBA/IFA Joint Conference on International Franchising

**13–15 MAY 2018** W HOTEL, NEW YORK, USA  
29th Annual Conference on the Globalisation of Investment Funds

**14–15 MAY 2018** LITERATURHAUS, MUNICH, GERMANY  
4th IBA Global Entrepreneurship Conference: Disruption Meets Innovative Tradition

**16–18 MAY 2018** SWISSÔTEL, CHICAGO, USA  
IBA Annual Litigation Forum: Advocacy in the 21st Century

**16–18 MAY 2018** SHERATON GRAND, KRAKOW, POLAND  
21st Annual IBA Transnational Crime Conference

**23–24 MAY 2018** GRAND HOTEL, OSLO, NORWAY  
13th Annual Bar Leaders' Conference

**30 MAY – 1 JUNE 2018** HILTON APOLLOLAAN, AMSTERDAM, THE NETHERLANDS  
35th International Financial Law Conference

**1–2 JUNE 2018** INTERCONTINENTAL, BOSTON, USA  
6th Annual World Life Sciences Conference

**5–6 JUNE 2018** THE PLAZA, NEW YORK, USA  
17th Annual International Mergers & Acquisitions Conference

**6–8 JUNE 2018** MARRIOTT HOTEL, ZURICH, SWITZERLAND  
10th Annual Real Estate Investments Conference

**11–12 JUNE 2018** PRINCIPE DI SAVOIA, MILAN, ITALY  
29th Annual IBA Communications and Competition Conference

**12–13 JUNE 2018** OECD, PARIS, FRANCE  
16th Annual IBA Anti-Corruption Conference

**13–15 JUNE 2018** MANDARIN ORIENTAL, MIAMI, USA  
IBA/ABA 11th Annual US-Latin America Tax Planning Strategies Conference

**14–15 JUNE 2018** PARK HYATT, VIENNA, AUSTRIA  
Balkan Legal Forum 2018 – The Future of Law: Technology and Legal Services in South East Europe 2018-2028

**20–21 JUNE 2018** GRAND HOTEL ET DE MILAN, MILAN, ITALY  
European Fashion and Luxury Law Conference

**21–22 JUNE 2018** THE GRANGE ST PAUL'S, LONDON, ENGLAND  
4th Annual Investing in Africa Conference

**17–20 JULY 2018** WU WIEN, VIENNA, AUSTRIA  
IBA-VIAC CDRC Vienna Mediator Moot

**3 AUGUST 2018** JAKARTA, INDONESIA  
The Fundamentals of International Legal Business Practice

**5–7 SEPTEMBER 2018** ALMATY, KAZAKHSTAN  
IBA Europe-Caucasus-Asia Forum

**14–15 SEPTEMBER 2018** ST REGIS HOTEL, FLORENCE, ITALY  
22nd Annual Competition Conference

**7–12 OCTOBER 2018** ROMA CONVENTION CENTER-LA NUVOLA, ROME, ITALY  
IBA Annual Conference 2018



**4–5 NOVEMBER 2018** CAIRO, EGYPT  
Investment prospects and challenges: A shifting landscape in the Middle East

**6–7 NOVEMBER 2018** MONTREAL, CANADA  
New Frontiers of ADR: From Commercial and Investment Matters to Regulatory Violations

**12–13 NOVEMBER 2018** PRAGUE, CZECH REPUBLIC  
IBA CEE & CIS Anti-Corruption Enforcement and Compliance Conference

**15 NOVEMBER 2018** LONDON, ENGLAND  
Private Equity Transactions Symposium

**15–16 NOVEMBER 2018** ACCRA, GHANA  
Dispute Resolution in Africa

**16 NOVEMBER 2018** LONDON, ENGLAND  
Building the Law Firm of the Future

**22 NOVEMBER 2018** BERLIN, GERMANY  
European Start Up Conference

**22–23 NOVEMBER 2018** VIENNA, AUSTRIA  
The New Era of Taxation

**29–30 NOVEMBER 2018** CAPE TOWN, SOUTH AFRICA  
African Regional Conference on the Environment

**6–7 DECEMBER 2018** FRANKFURT, GERMANY  
5th Annual Corporate Governance Conference

## 2019

**20–22 MARCH 2019** SANTIAGO, CHILE  
Mergers and Acquisitions in Latin America: Challenges and Best Practices in the Era of Compliance

**10–12 APRIL 2019** RIO DE JANEIRO, BRAZIL  
RMMLF/IBA International Mining and Oil & Gas Law

**4–5 APRIL 2019** MONTREAL, CANADA  
2nd Annual International Arbitration Day

**22–27 SEPTEMBER 2019** COEX CONVENTION & EXHIBITION CENTER, SEOUL, SOUTH KOREA  
IBA Annual Conference 2019

# Daily schedule of working sessions

Monday 1115 – 1230

## Abuse of dominance: changing landscape in abuse of dominance enforcement

*Presented by the Antitrust Committee*

Enforcement of competition laws aimed at sanctioning abuses of dominance has oscillated between form-based approaches and analysis that focus on the economic effects of a certain behaviour. Traditional approaches of any nature may not be appropriate for new and fast-changing industries. Goals and competition policies underlying the enforcement may focus on the effects of behaviour on competitors, customers or consumers. The ultimate goal of enforcement may be supporting efficiency just as much as reaching an equitable outcome. An approach that seems right to policy-makers in mature jurisdictions may not yield the results desired in developing economies. The session will consider the options open to and choices made by enforcers in various jurisdictions to piece together the puzzle of the current landscape of competition law enforcement in this area.

## Arbitration and litigation finance in the Arab world: legal or illegal?

*Presented by the Arab Regional Forum*

This session will consider the challenges and prospects of third-party funding of arbitration matters and litigation.

## Busting structures in family law: commercial law or family law?

*Presented by the Family Law Committee*

This session will deal with the tension between family law and commercial law, and the cross-pollination between the two disciplines. How does a family lawyer find value in structures and ascertain the assets and liabilities and the access to funds of parties? What role has commercial law to play in family law matters in this regard?

## From birth to marriage or divorce: flagship investments in Latin America

*Presented by the Latin American Regional Forum*

With the rapid opening of Latin American economies during the 1990s, investments in Latin America have steadily grown, fuelled by globalisation. With the emergence of this economic environment, driven by the need to boost domestic industrial competitiveness, key sectors of Latin American economies need the investment of foreign specialised companies. In later years, most of the countries in Latin America welcomed private investments in these key fields, promoting attractive investment structures in order to stand in for the lack of public investment, which had made it ancient and unfit for purpose in light of current commerce and industry developments.

## Gender parity and a diverse workforce: the positive impact for a business from having recognised and motivated, diverse professionals – traits that lead to success

*Presented by the Women Lawyers' Interest Group, the Diversity and Equality Law Committee, the Lesbian, Gay, Bisexual, Transgender and Intersex (LGBTI) Law Committee and the Young Lawyers' Committee*

The panel will explore the benefits of working with diverse professionals and having men as gender allies. It will address the value of committing men in order to achieve gender parity in the legal profession, and how diversity is key in our world. It will also address how developing 'grit' empowers women to succeed.

## Global migration: from 'crisis mode' to the 'new normal'

*Presented by the Pro Bono Committee*

Migration patterns have shifted dramatically in recent years, with human flows travelling farther and in larger numbers than ever before. There is reason to believe that migration is likely to become a defining issue of the 21st century because of an increasing number of failed states and generalised violence, but also environmental change and food insecurity, and greater human mobility with globalisation, thus becoming the 'new normal'. This will lead to increased challenges for international, regional and national policy-makers to agree collective solutions, and challenges for those displaced on their journeys. What global/national/regional/civil society strategies might be adopted to alleviate the issues and difficulties faced by the displaced who have left their communities? Specifically, what can lawyers and NGOs, working together, do to contribute?

## Government access to IT systems

*Presented by the Technology Law Committee*

Data is becoming the core asset of our economies and it takes up a central role in our societies. Communications increasingly occur via a broad variety of platforms and new applications running over the internet. The data centres and infrastructure supporting these platforms and services are usually spread across the globe, and are operated by multinational players with entities in various jurisdictions.

Against the backdrop of this set up, governments are keen to get access to these systems and the data retained in them, or information on the communications conducted through these systems. The interests of governments in doing so are manifold: surveillance and counterterrorism, ensuring cybersecurity, general law enforcement, obtaining of evidence and combatting crime.

These attempts to obtain access or receive information and the responses of the industry to these attempts raise various complex legal issues. Multiple stakeholders are involved, with various interest and reflecting a broad variety of rights. Often the access process spreads across various jurisdictions, hence involving a broad variety of national laws, and spheres governed by international public law.

A task force, consisting of members from various committees of the Intellectual Property (IP), Communications and Technology Section, has been set up to analyse these issues. The objective is to draw up a set of working principles that aim to set a framework to reconcile the different rights and interests involved.

A first draft of the framework will be presented at the 2018 IBA Annual Conference in Rome.

Monday 1115 – 1230 (continued)

**Hot topics in shipping***Presented by the Maritime and Transport Law Committee*

We will be returning to our popular hot topics session to feature issues that are topical at the time of the Rome conference. Topics may include: the introduction of blockchain technology-based projects and the influence of such new technologies on logistics risk management and maritime insurance; recent highlights in courts or new important legislation in different jurisdictions; and/or focus on specific shipping sectors such as RoRo or containers. This session's speakers will largely be drawn from younger and/or newer members of the IBA Maritime and Transport Law Committee, taking advantage of the opportunity to introduce them to other committee members.

**Industry-funded ombudsman: good business and smart justice?***Presented by the Access to Justice and Legal Aid Committee, the Banking Law Committee, the Communications Law Committee, the Consumer Litigation Committee and the Insurance Committee*

This session will examine whether industry-funded ombudsmen can enhance access to justice by dealing with claims against a business that would be inappropriate for traditional dispute resolution methods, while being an efficient way for a business to finalise otherwise costly complaints. What are the safeguards required? Do they suit every jurisdiction?

**Legal directories: how to maximise the benefits and returns from a ranking***Presented by the Law Firm Management Committee*

This is the second part of a two-part series of sessions on legal directories. The first part presented by the Business Development Working Group in Sydney, was how to get a ranking in legal directories. The second and concluding part is to explore how firms of all sizes and jurisdictions can leverage any ranking once it is achieved. This includes using rankings for pitches; tenders and responding to request for proposals; before and with general counsel; to attract and retain talent; for profile; to act as a differentiator; and for an internal audit process to ensure that each unit is fit for purpose.

**Legislative developments in the business human rights arena: don't miss the legal consequences***Presented by the Corporate Social Responsibility Committee*

To date, countries or regional organisations like the European Union (EU) have been increasingly adopting regulation in the business human rights arena. This ranges from reporting requirements to obligatory human rights due diligence. This session will explore the legislative initiatives around the world and identify the legal consequences attached to them. As many lawyers are still unaware of these consequences, this session is indispensable to bring them up to speed.

**Managing legal and compliance risk in running your practice: what key risks are keeping you awake at night and the tips for managing them and the associated regulatory issues***Presented by the Regulation of Lawyers' Compliance Committee*

Just when you feel that everything is under control and you've dealt with one legal or compliance challenge, another emerges. This session will discuss the key legal and compliance issues that law firms are currently grappling with, and strategies to help managing partners, in-house legal teams, executive and professional practice partners, and other business staff to manage them. It will focus on the key current

issues at the time of the Conference including financial crime and AML risks with technology, dealing with blockchain/digital currency and associated risks, managing cross-border data privacy compliance, the current sources of malpractice claims, parallel regulatory investigations and prosecutions – there will be at least one useful takeaway.

**Romancing the stone: recovery of stolen/confiscated art***Presented by the North American Regional Forum, the Art, Cultural Institutions and Heritage Law Committee, the Criminal Law Committee and the War Crimes Committee*

If you enjoyed the movies *Woman in Gold* and *The Monuments Men*, you will love this session! The panel will explore the various legal avenues available across several jurisdictions for the recovery of stolen and confiscated art and cultural artefacts. In addition to recovery of art stolen by the Nazis and Allied soldiers during and after the Second World War, the panel will discuss the legal rights and obligations of good faith purchasers, ownership disputes with insurance companies and methods for combatting illegal removal, smuggling and export, including effective use of investigators and law enforcement.

**Sustainable investment in agriculture***Presented by the Agricultural Law Section*

Agriculture will play a crucial role in addressing the planet's future needs – whether on food production, health or the preservation of the environment. On 15 October 2014, the Committee on World Food Security endorsed the Principles for Responsible Investment in Agriculture and Food Systems. In 2015, the United Nations adopted the 2030 Agenda for Sustainable Development, including the 17 Sustainable Development Goals (SDGs) succeeding the Millennium Development Goals. Food and agriculture lies at the heart of the 2030 Agenda.

At the same time, agriculture has been a heavy emitter for the environment. Food and Agricultural Organisation (FAO) estimates of greenhouse gas data show that emissions from agriculture, forestry and fisheries have nearly doubled over the past 50 years and could rise by an additional 30 per cent by 2050 if immediate measures are not taken. Transforming the dominant agricultural model will therefore be paramount. Investment in sustainable agriculture can provide the solution to producing more food on the same number of hectares, and at the same time create healthier soils, trap carbon and save energy. Investment in genetically modified crops and related ownership to such biotechnologies continues to stir controversy.

The session will cover a broad diversity of sustainable investment approaches in agriculture from a legal perspective, dependent upon the geographical location of a country or region, and its economic and technological development.

**Young lawyers introductory session***Presented by the Young Lawyers' Committee*

This session will assist young lawyers and newcomers in navigating and making the most of the IBA Annual Conference, from tips on how to network effectively to assisting them in understanding the structure and function of the IBA, as well as becoming involved in its committees. This session will also look at the skills and knowledge required to become a successful international lawyer, and aims to show which career ladder to climb.



## Monday 1400 – 1700

### Court tour

*Presented by the Judges' Forum*

The IBA Judges' Forum has once again organised a court tour for the IBA Annual Conference. Please note that places are limited.

Delegates registered for the conference will be invited to sign up in person at the conference in October 2018.

## Monday 1430 – 1545

### Creating the elusive 'practice-ready attorney': What do law firms need from their junior lawyers?

*Presented by the Academic and Professional Development Committee*

Clients are becoming more and more reluctant to pay for first/second-year associate hours, arguing that they will not pay for training somebody. How can law firms succeed at having first-year associates who may do the same work that a third-year associate does nowadays? What knowledge and skills do young lawyers need to possess from an early stage? What can law firms, universities and young associates do to achieve that?

### 'Damned if you do, damned if you don't': allocating available water in a shortfall – a look at conflicting rights and the establishment of priorities between competing demands for water

*Presented by the Water Law Committee*

This session will consider the issues associated with conflicting rights and the establishment of priorities between competing demands for water in times of water scarcity. Legislative regimes that determine priorities as between water uses, the implementation and consequences of water restrictions, and disputes that result when water is in short supply will be examined.

### Dual-class share voting structures for listed companies: are they here to stay?

*Presented by the Securities Law Committee*

While the steady stream of United States tech company initial public offerings using dual (or more)-class share voting structures continues to grab headlines, markets like the Hong Kong stock exchange that don't permit the structure are arguably losing listings. Does all of this mean that multiple-class share voting structures are on the ascendency? Increasingly vocal pushback to these structures from the largest pension funds and asset managers might suggest otherwise. This panel will review trends in the use and adoption of the structures in the US, Europe and Asia, analyse in which cases the structure is arguably most appropriate and examine how these structures fit (or don't) with existing corporate law principles, including board fiduciary duties.

### Embracing the future of holiday law today: current trends in travel and tourism law

*Presented by the Leisure Industries Section*

Uber, drones, bots, artificial intelligence (AI), internet of things (IoT) and other technology are being used more and more in the tourism and travel industry. But are they truly disruptive and what are the varying legal approaches and liabilities? Is convenience trumping legal requirements? What are the key legal aspects and trends in the travel and tourism sectors, and how does this impact development and management of travel and tourism products? What are the responsibilities of stakeholders, how has legal rights awareness changed these sectors and what are the gaps that need to be filled? This session will explore recent developments, future trends and sector

opportunities, as well as the legal rights and obligations of various sub-sectors in the travel and tourism industry.

### Hot topics in international sales, franchising and product law

*Presented by the International Sales, Franchising and Product Law Section, the International Franchising Committee, International Sales Committee and the Product Law and Advertising Committee*

Our hot topics session is designed to be interactive – it is the opposite of a 'talking heads' format! We host a series of tables where we discuss with you 'late breaking' topics in the areas of international sales, franchising and product law. The format is interactive and topics are selected to be of current interest and likely to stimulate discussion and debate. Moderators on each table introduce and briefly discuss the table topic and then participants weigh in with their views.

You will have the opportunity to discuss three topics. We have scheduled turnover times when the participants change tables to move to the next topic of their choice. By participating in the table discussions you will gain a greater insight into these areas and the other participants and table moderators will benefit from your comments.

The session will provide you with a great opportunity to meet many other lawyers and discuss topics of mutual interest with them. Many times at our table, participants meet lawyers from other countries who they keep in touch with for years to come. Each year our table moderators comment that they 'learned as much or more' from the table participants as they themselves conveyed!

### LGBTI strategic litigation: litigation as a tool to lead change to the rights of LGBTI persons – Windsor, Obergefell and similar litigation around the globe

*Presented by the Lesbian, Gay, Bisexual, Transgender and Intersex (LGBTI) Law Committee*

The description of the session was not available at time of print, please see **the online programme** for more details.

### Navigating through the turbulent waters of group insolvencies

*Presented by the Insolvency Section and the Creditors' Rights Subcommittee*

The collapse of multinational corporate entities – including Lehman Brothers, Parmalat, Enron, Air Berlin, MF Global, Nortel, OW Bunker and Tower Group, to name just the most prominent recent examples – have ripple effects across multiple jurisdictions with competing insolvency regimes and priorities. The rise of emerging markets, diversification of financial products, off-balance sheet investments, and development of new statutory provisions often exacerbates the complexity of the administration of the insolvency. Recent years have seen experiments with a variety of efforts and procedures to mitigate the chaos and maximise creditors' recovery, including cooperation agreements, cross-border trials, alternative dispute resolution and the introduction of the concept of centre of main interest (COMI). This panel will feature a selection of experienced administrators, scholars, practitioners and creditors' representatives who have weathered the storms of these group insolvencies, who will discuss successful and unsuccessful mechanisms and recommend process for future proceedings, in particular also with regard to the UNICTRAL recommendations on treatment of corporate groups in insolvency.



Monday 1430 – 1545 (continued)

**Part 1: Referral fees across the globe***Presented by the Professional Ethics Committee and the Alternative and New Law Business Structures Committee*

Referral fees can be defined as a reward paid by a lawyer to another lawyer as a compensation for having made a recommendation resulting in employment by a client. The panel will examine if these compensations are ethically acceptable in different jurisdictions, according to the corresponding rules of professional conduct and jurisprudence, and the requisites that those rules impose where referrals are accepted. The panel will discuss the responsibilities of the referring lawyer vis à vis their client in respect to the conduct of the referred lawyer, and the relations of referrals with the fees-sharing agreements. The panel will address the question if whether the regulation of referral fees should be loosened, tightened or do they currently strike the right balance?

The second part of this session is entitled 'Referral fees and alternative structures' and is taking place after the coffee break from 1615 – 1730.

**Remaking Rome: the Treaty of Rome and what Europe needs now***Presented by the European Regional Forum*

As we gather in Rome, we use this opportunity to bring together practitioners, politicians and commentators to discuss and review where we currently stand vis à vis when we signed the Treaty in March 1957. Europe is clearly at a crossroads today and we will debate issues such as Brexit and the potential realisation of the new constellation within the European area. The key question here is how the EU may accommodate the new order and structures, some closer knit, such as the Eurozone, and others looser. Can the European legal framework be developed to include the flexibility it needs to accommodate the various states within its new system or not? Should it even try?

The session will also address key issues such as upholding the rule of law in times of growing European populism. The panellists will talk openly about migration and its impact on Europe and pressures on the legal system, where there are tensions between individuals' rights and political pressures surrounding them. Given our role as lawyers, we will review what we lawyers and the legal profession in general can do to help here.

**Taxation of the digital economy***Presented by the Taxes Committee*

The first base erosion and profit shifting (BEPS) action item set out to address the tax challenges of the digital economy. The final report on this action item identified a broad range of challenges that the digital economy presents to tax systems, but offered no specific minimum standards or best practices for countries to adopt. This panel will look at a number of the unresolved issues presented by the digital economy and assess recent post-BEPS developments, as well as the road ahead. Specifically, the panel will look at the ways that new, data-driven intangible assets and ecommerce business models have affected the collection of value-added tax (VAT), transfer pricing and the concept of nexus. Are sales-based permanent establishments (or other similar measures that apportion income based on sales) the answer in a world where a company can conduct a global business from a single office?

**The future of oil and gas in Africa***Presented by the Oil and Gas Law Committee*

After years of straight low oil prices, energy companies have also been reconsidering their business models in Africa. In this session we will be looking into key regional developments, and what they have meant and will mean on the legal side.

**Monday 1430 – 1730****Around the tables: coffee and a taste of hot topics in the Intellectual Property, Communications and Technology Section***Presented by the Intellectual Property, Communications and Technology Section, the Art, Cultural Institutions and Heritage Law Committee, the Communications Law Committee, the Intellectual Property and Entertainment Law Committee, the Media Law Committee, the Space Law Committee and the Technology Law Committee*

This always very dynamic and well-attended session enables you to select from a menu of hot topics in the intellectual property (IP), communications, media and technology sectors, and participate in roundtable discussions.

The format is interactive networking. Topics are selected to be of current interest and likely to stimulate a lively debate. Moderators on each table introduce the table topic and the participants do the rest. Background knowledge or experience within areas for discussion is not required. You will have the opportunity to discuss four topics: at scheduled turnover times, the participants move around the tables to the next topic of their choosing.

Our menu will include hot and 'late breaking' topics in the areas of IP law, internet law and mobile technologies, technology contracting and dispute resolution, arts and space law.

Discussion is usually around the interface of law, business and technology, with a global focus. Many topics for discussion are often the subject of considerable public and media interest, and this will be the case again. In participating in the table topics, you will gain a greater insight into these areas and be able to add your own comments.

The session will provide you with a great opportunity to meet many other lawyers and discuss topics of mutual interest with them: don't forget your business cards. We welcome new participants in these discussions. We will also be soliciting your views about your areas of interest and other suggestions, to enable the Section to programme future activities accordingly.

**IBAHRI Showcase: the Universal Declaration of Human Rights at 70 – the responsibility of the legal profession***Presented by the IBA's Human Rights Institute*

The universality of human rights is being contested in many places in the world today. Cultural relativism, authoritarian attitudes and a desire to return to 'traditional values' bolster the belief that universality is unattainable and fanciful. For 70 years the Universal Declaration of Human Rights has been the bedrock upon which the human rights treaties of the 20th century have been constructed. But is it still relevant or useful? This session will examine the development, current status and relevance of the Universal Declaration in the 21st century. In particular, it will consider the responsibility of the legal profession in this regard.

Monday 1430 – 1730 (continued)

### Mock trial: the briber's dilemma facing parallel criminal, arbitral and civil asset recovery proceedings

*Presented by the Criminal Law Section, the Anti-Corruption Committee, the Arbitration Committee, the Business Crime Committee, the Corporate Counsel Forum, the Criminal Law Committee and the Litigation Committee*

Bribery and corruption occur throughout business and increasingly lead to parallel criminal, arbitral and civil proceedings. The proof of corruption in those three types of proceedings is subject to different rules and practices. In particular, privilege, right against self-incrimination, admissibility of evidence and publicity apply differently. The Criminal Law Section's interactive and ever-popular mock trial will explore how evidentiary issues are managed in criminal, arbitral and civil asset recovery proceedings by having the same persons examined by an Italian criminal court, an International Centre for Settlement of Investments Disputes (ICSID) arbitral tribunal and the English High Court on the same set of facts.

AULA DELLA TORRE, CORTE SUPREMA DI CASSAZIONE

### The law office of the future

*Presented by the Law Firm Management Committee and the Real Estate Section*

This session will explore the law office of the future in terms of layout, facilities, accommodation of agile working arrangements. It will include architects and law firm leaders.

## Monday 1615 – 1730

### Addressing national and public interests: Are antitrust, trade and foreign investment rules the way to go?

*Presented by the Antitrust and Trade Law Section, the Antitrust Committee and the International Trade and Customs Law Committee*

In the wave of recent developments around the world, and the sense of growing nationalism, more arguments are being made both in developed and emerging countries that antitrust, trade and foreign investment rules should be used to foster national public interests, ranging from reducing social and racial inequality to the protection of small enterprises, from the correction of trade imbalances to the prevention of foreign ownership of supposedly strategic assets. This panel will address these trends, and discuss what role antitrust and trade rules are taking – and should take – in these matters, exploring the legitimacy of seeking different goals and discussing what consequences this scenario may have for the future.

### Antitrust in shipping

*Presented by the Maritime and Transport Law Committee*

The consolidation of the shipping industry, especially in the liner/container business, has been a trend since the late 1990s. Mergers and alliances are the most common path to create economy of scale, synergies and cost advantages but, on the other hand, such deals trigger several legal consequences such as scrutiny from antitrust authorities, pre-approval requirements and competition law issues in the different jurisdictions where the shipping lines operate. The session will discuss such legal challenges from the perspective of the different jurisdictions.

### Development and operation of airports in the 21st century: the role of the various stakeholders involved from the assignment of slots to passenger screening, air traffic control, environmental concerns, discrimination, cybersecurity, and so on

*Presented by the Aviation Law Committee*

Airports have been witnesses to profound innovations and symbolic development over the past decade. The panel will focus on and provide a comprehensive discussion with respect to the significant number of legal and practical issues that have emerged raising topical questions with respect to airport structure, operational scheme and competitive behaviour.

### Impact/social benefit investing: preserving the mission through corporate changes

*Presented by the Corporate Law Section, the Closely Held and Growing Business Enterprises Committee, the Corporate and M&A Law Committee and the Corporate Social Responsibility Committee*

This lively panel of industry experts and lawyers will review the latest trends in companies and investment funds striving to become and remain good corporate citizens, and the challenges of concretely measuring social/environmental/community impact. The panellists and audience will interactively discuss how to ensure these corporate goals survive significant events in a company's evolution.

### Lost in translation 4: how to win and retain clients through cross-cultural understanding

*Presented by the Senior Lawyers' Committee*

It is really very simple. You can fail to win a client by 'getting culture wrong' and you can lose a client for the same reason.

This highly interactive and experiential session – led by cultural expert Peter Alfandary, joined by a panel of lawyers with considerable experience of working internationally – will examine the impact of understanding clients' national cultures on successful and durable client relationships: why culture really matters in terms of excellent client service; what clients expect; and what can go wrong both internally and externally when there is cultural misunderstanding with lawyers in other jurisdictions and with international clients.

How does the pitching process vary across cultures, how should firms tailor their business development strategies in different markets and what are the key things to know in order to maintain profitable, culturally intelligent, sensitive long-term client relationships?

### Mobility compliance management: how to get the message across

*Presented by the Human Resources Section, the Compensation and Benefits Subcommittee, the Diversity and Equality Law Committee, the Employment and Industrial Relations Law Committee and the Immigration and Nationality Law Committee*

As businesses become increasingly global and multinationals seek the optimal platform for economic growth, cross-border assignments of executives have become more common and more important. While technology has played a key role in global working arrangements, it has not eroded the need to have people deployed 'on the ground'.

Each international assignment requires careful planning, documentation and time to execute properly, and each combination of permanent and host country will present new challenges. It is critical that companies, and the lawyers who advise them, anticipate and plan for these challenges, particularly as the scope of these assignments – and the law – continue to evolve. The appropriate assignment structure differs from job to job, company to company and country to country.

Monday 1615 – 1730 (continued)

However the assignment is structured, it is important to understand and anticipate the attendant legal issues and risks in the documents.

This programme will consider key provisions for global mobility policies; the myriad compensation and benefits issues, such as retirement plan considerations, tax equalisation, social security totalisation agreements and other tax considerations; the nature of different international assignment options, from short-term assignments, to secondments, cross-border transfers and local hiring; identifying the right person for an international assignment; the role of family situations in making these decisions; dealing with the return of the employee from the expatriate assignment; and, often overlooked but most critically, how to deal with possible termination of employment and discipline issues.

### Privileged and confidential: cross-border differences in the protection of confidential information

*Presented by the Dispute Resolution Section, the Arbitration Committee, the Consumer Litigation Committee, the Bar Issues Commission, the Litigation Committee, the Mediation Committee and the Negligence and Damages Committee*

Privileged and confidential – do these ‘magic words’ provide sufficient protection? Lawyers use them all the time, but they are not always used consistently or correctly. The protections available vary greatly among legal systems. In some jurisdictions, the failure to correctly mark a document or designate a conversation is fatal to the claim of privilege or confidentiality. In others, dawn raids by criminal or regulatory authorities can result in privileged documents, such as internal investigation reports, finding their way into an adversary’s hands. Legal counsel may refuse to produce evidence or provide testimony, but if the client has waived privilege or confidentiality, even implicitly or inadvertently, the protection may be rendered meaningless. In arbitration, privilege is not always uniformly applied. This panel will explore the legal and practical differences worldwide to assist international lawyers in dealing with privileged and confidential information, and in better understanding the legal and practical boundaries of protection available to them.

### Part 2: Referral fees and alternative structures

*Presented by the Alternative and New Law Business Structures Committee and the Professional Ethics Committee*

The traditional model for delivery of private legal services has been through the law firm structure, whether solo practitioner or thousand-plus member international firm. That is being challenged with the growth of online entities, owned in whole or part by non-lawyers, that provide legal forms (interactive and otherwise), fixed fee services and opportunities for referral of clients to lawyers who register with such companies. These are not limited to one jurisdiction. Ethical issues are raised with regard to their business model: are they receiving legitimate ‘management fees’ or are they nothing more than unethical referral fees? How do these companies handle conflicts of interest, funds held in trust and confidentiality? Several states in the United States have barred lawyers from participating in such entities where the company is paid, remits the lawyers fee to the lawyer, and either retains or is repaid a percentage of the fee. This panel explores this growing business, and whether the ethical issues can be overcome to establish this as a viable alternative business structure.

The first part of this session is entitled ‘Referral fees across the globe’ and is taking place from 1430 – 1545.

### The ever-increasing challenges to infrastructure development and financing in the resource and energy sectors

*Presented by the Energy, Environment, Natural Resources and Infrastructure Law Section (SEERIL), the Environment, Health and Safety Law Committee, the International Construction Projects Committee, the Mining Law Committee, the Oil and Gas Law Committee, the Power Law Committee and the Water Law Committee*

This panel will address the increasingly common issues and pitfalls associated with the development and financing of resource and infrastructure projects. The resource sector (mining, oil and gas, water and power) and the large infrastructure sector (transport, pipelines, transmission, water treatment and port facilities) have faced many challenges over the past decade. The challenges span the waterfront – from securing needed development rights, developing value chain contracts, obtaining environmental and other regulatory approvals, to seeking community understanding and acceptance. Each of these elements must come together in a coordinated and integrated fashion to have a successful development and financeable project. Join this session and hear how these legal and other experts have overcome the issues and pitfalls that they faced in the successful development and financing of their projects.

### The principal purpose test and arbitration under the multilateral instrument

*Presented by the Taxes Committee*

If two countries that are signatories to the multilateral instrument so elect, a principal purpose test and a procedure for mandatory arbitration will be inserted into the countries’ bilateral tax treaty. The panel will offer the opportunity to delve into the mechanical operation of the multilateral instrument, using the principal purpose test as a springboard. Under this test, benefits will be denied if the competent authority determines that a taxpayer had ‘as one of its principal purposes’ obtaining tax benefits under the treaty, based on all facts and circumstances. Is economic substance still enough? What about a business purpose? What facts and circumstances are relevant in this determination? What is the line between a purpose and a ‘principal purpose’? The panel will also discuss the arbitration procedure under the multilateral instrument.

### The right of individual or collective self-defence in relation to non-state actors

*Presented by the Public Law Section, the African Regional Forum, the Arab Regional Forum, the Asia Pacific Regional Forum, the European Regional Forum, the Latin American Regional Forum and the North American Regional Forum*

The panel will explore whether the right to self-defence against non-state forces has evolved, particularly since 9/11 and considering the fight against ISIS and other terrorist groups. Do the terms ‘armed attack’ in Article 51 of the UN Charter apply to non-state actors (terrorists, pirates, rebels, drug cartels)? Does Article 51 of the UN Charter authorise the use of force against third states or in their territories, lacking attribution? What is the practice of states and the role of international organisations? How has the collective security system under the UN Charter been affected by developments on the right to individual and collective self-defence? What has been the impact of scholarly attempts to set out principles of the right of defence against non-state actors?

Tuesday 0800 – 0915

**Global women litigator breakfast***Presented by the Litigation Committee***IBA Bar breakfast hosted by the Consiglio Ordine Avvocati di Roma***An independent authority to fight corruption: the Italian experience*

PALAZZO DEI CONGRESSI

Tuesday 0930 – 1045

**A case study: the practical use of UNIDROIT Principles for international commerce***Presented by the International Sales Committee and the Arbitration Committee*

UNIDROIT Principles were created to provide a system of rules tailored to the needs of international commercial transaction and they embody what are perceived to be the best solutions developed by different legal systems. In commercial contracts world harmonisation and convergence is practical for our clients. This balanced set of rules has proven to be able to ensure fairness in international commercial relations, and they are increasingly referred to in courts and international arbitration.

In this year a Working Group of 30 members of the IBA Committees for International Sales, Arbitration and Litigation have worked on collecting examples and jurisprudence in connection with the industry practice of Principles like good faith, fairness, hardship, specific performance, termination in long-term contracts such as energy supply, construction, distribution, agency and joint ventures. The draft for the work product – practical examples and suggestions to make the UNIDROIT Principles user-friendly – will be discussed interactively in this session for and by all IBA members interested in international contracts, arbitration and litigation.

**Cooperation between national and international judicial authorities: 20th year after the signing of the Rome Statute, is cooperation the pitfall of international criminal justice?***Presented by the War Crimes Committee*

In July 1998, amid celebrations and high hopes, the Rome Statute of the International Criminal Court (the 'Court') was signed to establish the first permanent international criminal tribunal to try war crimes, crimes against humanity, genocide and – as of July 2018 – crimes of aggression. The Court was given complementary jurisdiction to national authorities, meaning that it could only try a case where a Member State was unable or unwilling to do so. As is usually the case with international tribunals, it was also given no police force of its own, meaning that it relied on Member States to enforce its arrest warrants and, in part, to assist in conducting its investigations. From issues surrounding head of state immunities to non-cooperation on judicial matters, the Court has, however, been engulfed in friction with some of its constituents, which have demanded reform or threatened withdrawal. Yet on other aspects, such as the idea of 'positive complementarity', the Court seems to have registered some progress. This panel will analyse what the Court and the broader international community have already done, and what further can be done, particularly on issues such as financial investigations and mutual legal assistance, to overcome some of the difficulties caused by issues of cooperation between national and international justice authorities.

**Corporate immigration law practice management***Presented by the Immigration and Nationality Law Committee*

While immigration laws differ from jurisdiction to jurisdiction, practitioners around the globe face many of the same types of challenges managing their law practices. This session will examine how lawyers from different regions manage technology, personnel, finance and marketing. The panel will also review how artificial intelligence is changing the way immigration lawyers practice their craft.

**Employees' representation at the workplace and discrimination***Presented by the Diversity and Equality Law Committee*

This session will explore:

- rules and practice of employees' representation in the company and protection against discrimination;
- tools the representatives might use to exert their mandate;
- how to reconcile the activity as an employee representative and the obligation to fulfil the employment contract obligations; and
- is the activity as a representative an element of the employee expertise after their tenure?

**Has privacy law run amok? Balancing privacy and free expression in the digital age***Presented by the Media Law Committee*

The European Union's General Data Protection Regulation comes into force in May 2018, and brings with it news privacy rights. This session will explore whether the ever-increasing privacy rights in Europe and elsewhere come at the expense of free expression and a free press. Is the balance correctly struck?

**Hot topics in international arbitration***Presented by the Arbitration Committee*

This panel will discuss the most heated issues arising out of the practice of international arbitration being currently debated in the field.

**Mediating sports disputes***Presented by the Mediation Committee*

Mediation has become a real alternative to court proceedings on many fields, from family law cases to large commercial disputes. Surprisingly mediation is not a common form of ADR in sports disputes. In general, such disputes are governed by various sports federations far away from public courts with arbitration as a main tool.

The main questions that will be addressed in this session are:

- Why is mediation still not common on a field of sports disputes, which are so independent from public courts and self governing?
- How to develop mediation in sports disputes?
- Probably the most important issue – is sports mediation needed and would it be used?

The session will also focus on another issues, whether all sports disputes are capable of being mediated and, if so, who should conduct such mediations? Is there specific training and experience required for mediators of sports disputes?

The session brings together sports mediators, arbitrators and lawyers working in the sports industry.



Tuesday 0930 – 1045 (continued)

**Overview of franchise laws in Europe***Presented by the International Franchising Committee*

Franchising thrives in Europe but laws and practices differ from other parts of the world, and within the region. This session will address everything you should know about franchising in Italy, France, Spain and other European countries. The panel will discuss key practical issues involved in registration/disclosure law requirements, letters of intent and payment in the pre-contractual phase, terms of the franchise agreement, employment issues, competition laws, parties' rights and obligations and any other questions the audience wishes to debate.

**State intervention in strategic M&A***Presented by the Corporate and M&A Law Committee and the Asia Pacific Regional Forum*

State intervention in strategic M&A is becoming common practice again, not only in Europe but also elsewhere. This session will analyse the impact of recent state control in M&A and the new defences deployed by the administrations in order to prevent, or at least have a say, in undesired transactions.

**Taxes Committee welcome***Presented by the Taxes Committees*

Come and meet the officers of the Taxes Committee and old friends prior to the keynote speaker presentation that kicks off this year's programme.

**Your eBook, your game, your drone? You probably don't own it!***Presented by the Intellectual Property and Entertainment Law Committee*

You want to sell your eBooks and bequeath your music library, but what exactly is it that you own and do you have the right to pass it on? In today's world – where the traditional paperback books, music CDs and video games are no longer neatly packaged digipacks purchased from your local record or bookshop, but online digital products saved on your various devices – many people don't think about what they have actually purchased and if it is a tangible asset capable of being traded. Many users are not aware that they are merely licensing the use of these products as opposed to obtaining unrestricted ownership. Such licences have restrictions on use, including copying, making available to third parties and, ultimately, assignment and access is generally password protected. Such restrictions are required in an effort to protect intellectual property (IP) rights, but in balancing rights of the creator and the rights of the consumer, where does the law in various jurisdictions fall?

Our panel of experts from a range of backgrounds will examine the standard licensing restrictions attaching to eproducts, look at challenges in various jurisdictions and see if the law is adequately protecting both the owner and consumer. Is there a way to circumnavigate these restrictions without breaching the licence, or should a consumer be simply more informed that epurchases fade away once they do?

Tuesday 0930 – 1230

**Artists' estates: corporate, tax and compliance issues on finding eternal fame (and money)***Presented by the Art, Cultural Institutions and Heritage Law Committee*

Given frequently encountered (economic) battles in the area of artist estates, our session will explore the most relevant legal issues, specifically in corporate tax and copyright law and the roles of the artist, their potential heirs, their art dealers and art historians and museums at three different points in time.

We shall discuss how to address these issues (i) while the artist is still alive (but not really interested in organising their estate); (ii) immediately after their death; and (iii) the long-term issues, such as the financing of an artist's estate's non-commercial tasks (for example, the edition of the catalogue raisonné or the authentication of works) and how these may impact the estate.

**Law firm management café: how to get from the top line to the bottom line – inside the law firm's black box***Presented by the Law Firm Management Committee*

This café-style session will focus on finding answers to the following questions. Law firms focus on top-line growth as a key performance indicator (KPI), but what happens to the profitability? How do we increase knowledge of profitable growth for partners rather than simply chasing the next fee? How does the next new client turn into a profitable client for the future? Are we using fees rather than profits to assess partner performance? Are our staff costs and overheads working well to support our profitable growth?

**LPD Showcase: initial coin offerings (ICOs) – technology meets finance***Presented by the Legal Practice Division, the Financial Services Section and the Technology Law Committee*

Over the past three years, technology-based companies have introduced a new means of funding. By selling cryptocurrency (Bitcoin, Ethereum or self-produced tokens), companies have raised significant amounts of funding in a currently unregulated territory. Initial coin offerings (ICOs) present new issues and challenges relating to buying and selling technology-based currency, disclosure, regulation, money laundering, payment systems and fraud prevention. The session will bring together experts in technology, banking, capital markets and investment funds, as well as founders of companies who have succeeded in these fundraisings and regulators.

**Termination issues: action for damages versus actions for wrongful termination***Presented by the International Construction Projects Committee*

Termination of a construction contract is not for the faint-hearted. This session will examine similarities and differences between the test or requirements to justify a 'termination for default' and the consequences that can flow from such a termination. If a court will only allow termination for a breach of a 'material term', what are the material terms and are they the same in all jurisdictions? A termination often results in a race between the parties to be the first to commence an action, the employer for a claim for damages resulting from the termination and the contractor for a claim for damages for wrongful termination. The strategic legal and practical issues flowing from this race will also be discussed.

Tuesday 1115 – 1230

**Fun in the legal sun: the lawyer's role in hotel, resort and casino transactions***Presented by the Real Estate Section, the Leisure Industries Section and the Servicing Industry Subcommittee*

Are Airbnb and other internet platforms real challengers to traditional hotel chains? Does the rise of Amazon and internet shopping spell the end of retail shopping centres as we now know them? What will tomorrow's shopping centres look like? How is this reshaping the high street? How are advanced analytics being used to tailor visitor experiences? How are hotels adapting to meet this challenge? What challenges exist for the platforms themselves and is increased regulation the answer or just another barrier to entry? How are big data and analytics changing hotels and the hospitality industry? Find out the answers to these questions and more.



### Geoblocking and service portability: artificial barriers that promote piracy, or legitimate market segmentation?

*Presented by the Intellectual Property and Entertainment Law Committee and the Technology Law Committee*

In an increasingly online and ever-connected world, the provision of services over the internet has become a popular business model. No longer are people going to record shops to flip through albums to acquire music, they subscribe to Pandora, Spotify and the like, and stream music on demand. Even software such as Microsoft Office and Adobe Creative Cloud can be used by gaining access through online, ongoing subscriptions.

Traditionally global rights-holders have entered into separate contracts with local distributors to distribute their goods or exploit their intellectual property in predetermined geographic regions. But does this approach suit the age of the subscription model, where services can be provided online to anywhere from a single service provider?

This session will explore this intersection between traditional licensing models and an increasingly international and mobile customer base. In doing so, it will examine aspects of the European Single Digital Market initiative and online content service portability arrangements, as well as consider the relationship between piracy and jurisdictionally segmenting services by technical means (eg, geoblocking).

### Global corruption update

*Presented by the Anti-Corruption Committee and the Poverty and Social Development Subcommittee*

This very popular annual session will review the current trends and developments in anti-corruption policy, investigations and enforcement from around the world in an engaging roundtable dialogue with world experts. The session will cover current trends and future changes in anti-corruption laws, enforcement and prosecutions.

### Heading overseas: practical structures and strategies for starting up private company operations

*Presented by the Closely Held and Growing Business Enterprises Committee, the Professional Ethics Committee and the Taxes Committee*

This panel will bring together companies and counsel to interactively discuss how companies can grow their organisations by developing foreign markets with minimal growing pains. We will review success stories, pitfalls to avoid, considerations of scale, tax optimisation and the necessity to remain agile and reactive.

### Human rights and religion: complementarity or conflict?

*Presented by the IBA's Human Rights Institute*

The right to religious belief and expression is an undoubted human right. Yet, religious doctrine regarding women's rights, sexuality and many other issues pose challenges for other human rights. Is this an intractable dilemma? Can lawyers contribute to a resolution of this question, or should lawyers stay out of religious issues?

### Judges or arbitrators: comparisons between courts and arbitral tribunals, the view of advocates – do retired judges or seasoned advocates make good arbitrators and does arbitration need litigation on top?

*Presented by the Forum for Barristers and Advocates, the Arbitration Committee and the Litigation Committee*

This session will explore procedural distinctions between arbitral tribunals and traditional courts, and the extent to which there are variations between:

- common and civil law systems;
- arbitral institutions that provide for greater court scrutiny; and
- arbitration in general commercial cases as opposed to specialists London Maritime Arbitration Association (LMAA).

The session will discuss the relative merits of procedures governing dispute resolution before courts or private bodies. It will examine the extent to which arbitration (both substance and procedural rules) require an element of judicial scrutiny in light of the fact that most are private/confidential. The identity and experience of arbitrator-types will be discussed. The session may also examine whether the development of a single transnational arbitral institution is a good idea in principle.

### Mind the gap: globalisation of product safety standards and how litigation sometimes leads or supplements the regulatory framework

*Presented by the Product Law and Advertising Committee and the Consumer Litigation Committee*

It is no mystery that consumer products are increasingly produced for a global market. Governmental authorities are grappling with how to regulate their local markets and coordinate efforts regionally or globally to establish regulatory regimes that endeavour to:

- achieve acceptable levels of health and safety protection for consumers, irrespective of where in the world they may reside; and
- minimise the unnecessary burdens borne by the regulated industry.

Where governmental action is perceived to be moving too slowly, or is failing to provide the appropriate level of health and safety protections, private litigants may act to try to 'speed things up' or 'fill in the gaps'.

In this session, we will examine how these two forces (private litigation and governmental regulation) may act in concert or at odds with one another to influence health, safety and sometimes the redistribution of wealth in various countries around the globe.

### New trends in the relationship between tax administrations and taxpayers

*Presented by the Taxes Committee*

Armed and inspired by changes to the international taxing order brought on by base erosion and profit shifting (BEPS) and domestic tax reform, global taxing authorities are scrutinising international transactions and multinational business structures more carefully than ever before. And taxpayers are putting more efforts into complying with an increasingly complex set of regulations. Guidance, such as the Organisation for Economic Co-operation and Development (OECD) Transfer Pricing Guidelines, often cuts 'both ways', in that tax administrators and taxpayers can cite favourable passages to support their position. Who prevails? This panel will assemble commentators from both sides of the proverbial aisle to discuss trends (from electronic audits to shrinking resources) that affect tax administration.

Tuesday 1115 – 1230 (continued)

### The investment fund manager's guide to risk management: mitigating litigation, regulatory and other existential franchise risk

*Presented by the Investment Funds Committee*

This session will explore the strategies employers to manage the significant risks that are facing investment firms, from those that could be costly distractions to those that could damage the firm's reputation or even severely impact the firm's ability to continue operations. These risks include regulatory enforcement, including global securities, anti-money laundering and bribery laws; investor and employee litigation risk management; and portfolio investment related risks, including environmental and employee pension liabilities.

### Will reactions to the information explosion limit the future of multinational law firms?

*Presented by the BIC International Trade in Legal Services Committee*

This programme will address the multiple challenges facing the cross-border practice of law as a result of the growing governmental awareness of the importance of information, particularly in the form of 'big data' and personal information, to the performance of their economies as well as to their political and social evolutions. This dawning realisation has led many governments, including some of the most democratically inclined, to assert control not over the uses to which such information may be put but also the locations in which it may be stored and to which it may be communicated. Given the closely interconnected databases upon which large international law firms and their clients necessarily rely, this raises a number of potential difficulties for such firms. For example, among the most closely regulated information is personal data, notably that relating to medical conditions. However, in conducting the due diligence required in connection with a corporate acquisition, law firms routinely review some information regarding at least certain key employees, which in any event is frequently impossible to disentangle from other information provided to the lawyers. To the extent that the transmission of such information across state borders is prohibited, it may be practically impossible to avoid breaching such proscriptions. As governments increasingly attempt to control the places where data may physically be stored, problems are likely to arise regarding legal control over that information and inconsistent obligations regarding privilege and cybersecurity. Will this become just too complex to manage?

Tuesday 1315 – 1415

### A conversation with... Dr Fatou Bensouda, Prosecutor of the International Criminal Court

For more information see page 14.

Tuesday 1430 – 1545

### An examination of damages following claims that typically arise after natural disasters, such as earthquakes, floods, hurricanes, forest fires and tsunamis

*Presented by the Negligence and Damages Committee*

The panel will consider the state's legal liability, if any, arising from its acts or omissions prior to, during or after natural disasters in relation to such matters as early warning systems and disaster preparation, looting and civil disorder, and the restoration of public utilities, public transport and housing and medical services. The panel will also examine claims against insurers and whether special tribunals should be set up to adjudicate on insurance claims.

### Asia Pacific oil and gas: key challenges and opportunities

*Presented by the Oil and Gas Law Committee*

Coal is still the dominant fuel in the Asia-Pacific region, nuclear power is controversial, and renewables are on the rise. What role can oil and in particular gas play in Asia-Pacific going forward, in light of low oil and gas prices and political developments asking for affordable energy with a lower carbon footprint? What are key legal challenges and opportunities?

### Around the world in 80 treaties: estate tax treaties – quirks and planning considerations

*Presented by the Private Client Tax Committee*

Death and taxes are inevitable, or are they? With the careful application of available tax treaties, perhaps taxes, at least, need not be inevitable. The panel will explore the practical applications of estate tax treaties around the world. Come prepared to share your planning ideas as well – audience contributions will be welcome.

### Become the authority: five unexpected methods for becoming an authority in your field, expanding your reach and building your road map to get there [even if you hate networking]

Ready to become the sought-after expert and a trusted advisor your clients will want to work with and be willing to pay a premium to do so? Tired of the nonsense 'elevator pitch'? Do you want to know how you are unique to your clients and how you can stand out in the sea of competitors? Do you want to know how to expand your reach and get more international clients? If you want to know the solutions to these questions and a shortcut to become the go-to expert, do not miss this practical presentation by one of the global leading authorities for personal branding and business development for professionals. Discover what it really takes to become an authority in your field – and build step-by-step plan to get there without spending all your time on marketing.

This practical session provides no-nonsense advice on managing your transition into a well-known and trusted name within your industry. You'll discover simple steps to build your profile, how to market and sell yourself with ease and confidence, and techniques to make your clients come to you.

This session will cover main strategies in three focused areas:

#### 1. Building a distinctive point of view

What makes lawyers stand out and get hired are their unique ideas, methodologies and approaches. Creating a powerful and distinctive point of view is the foundation of establishing a lawyer as an authority.

#### 2. Reaching your target market

Too many lawyers are the 'best-kept secret' in their field. To become an authority you need to establish a reliable and systematic process that gets you visible to your ideal clients.

#### 3. Deepening your authority

The key to winning a steady stream of high-value clients by a lawyer is to build credibility and trust on an ongoing basis to deepen your authority. It's your ability to consistently add value and give attention (versus getting attention) that sets you apart.

## How should challenges brought about by the development of technology be dealt with by lawyers?

*Presented by the Senior Lawyers' Committee, the Professional Ethics Committee, the Technology Law Committee and the Young Lawyers' Committee*

The history of economic, social and cultural development is powered by technological inventions and technological progress. Any new technology that gains universal application changes the existing world. The reconfiguration occurs imperceptibly but thoroughly. As lawyers, we regard it as particularly vital to properly grasp the interrelationship between law and technology. The interrelationship between law and technologies is often dismissed with the claim that the law cannot keep up with reality. We have grown accustomed to living in a world in which the great majority of our fields of activity are subject to rules sanctioned by traditional sources for creation of law. This belief is a foundation of our sense of certainty, stability and control over reality. By giving ground to new technologies, we begin to lose that control. The point is not that there are no rules at all in new areas of reality but that the most important rules for the functioning of the new reality shaped by technology are created differently than we have grown used to. New areas of reality highlight the growing importance of technical standards and instruments of 'soft law' like guidelines, recommendations and best practices.

Technological progress is accompanied by the growing complexity of the legal system and is often characterised by the appearance of regulations drafted without regard to the broader context. That leads to inconsistencies. A system riddled with internal inconsistencies cannot ensure a sense of the legal certainty of justice. In this new reality the professional responsibility of a lawyer is to foster and maintain fundamental civil society values, including human dignity and justice. We have traditionally assumed that the threats to these values emerge primarily from oppressive political systems. But the dynamic growth of technology has generated an additional source of threats, which left to itself can lead to creation of a dehumanised reality.

Given that individual IBA members come from different cultural backgrounds, the emphasis will be on how the basic values related to the rule of law, like human dignity, fairness, and the sense of justice, can be effectively protected by lawyers in different areas of the world, given the new context of the globalised cybereconomy. The members of Senior Lawyers' Committee feel themselves particularly responsible for protecting the core values of the profession and the civil society, and have an obligation to share their knowledge and experience with other professional colleagues.

## Journalists versus jurists: media coverage of court proceedings

*Presented by the Judges' Forum, the Forum for Barristers and Advocates and the Media Law Committee*

This session will explore the role of the media in the fair reporting of court proceedings, and the issues that arise in cases of misreporting or abuse of media power. What are the rules of engagement for journalists? What is the role of the profession in ensuring proper and fair media coverage? Who will defend judges from unfair or ill-informed criticism by the media? Is the broadcasting and streaming of court proceedings a good thing?

## Lawyers in the crosshairs: anti-money laundering strategies and the balance between security and professional core values

*Presented by the Bar Issues Commission Regulation Committee and the Regulation of Lawyers' Compliance Committee*

The session will address the latest developments on the anti-money laundering (AML) regulatory front in light of recent and upcoming Financial Action Task Force (FATF) mutual evaluation reviews of member countries. Panellists will explore the conflict between balancing the need for enhancing security through stronger AML rules with the need to safeguard attorney-client privilege and how the FATF is or is not addressing this balance in its country reviews.

## Litigation proceedings involving repossession of aircraft: enforcement of rights under the Cape Town Convention and conflict of laws between common and civil law systems

*Presented by the Aviation Law Committee and the Litigation Committee*

This international panel will discuss important issues regarding the rights of variously situated parties in aircraft/aircraft engines and the alternatives for enforcing those rights. Among the topics to be explored are relevant provisions of the Cape Town Convention on International Interests in Mobile Equipment, including legal remedies for default in transactions under the Convention, and a comparative law analysis of the applicable enforcement procedures and substantive law in different countries.

## Post-closing claims: when the deal goes wrong

*Presented by the Litigation Committee and the Corporate and M&A Law Committee*

This panel of cross-border litigators and deal lawyers will discuss which representations and warranties in M&A agreements most commonly result in claims for breach. They will examine the most common themes in purchase price adjustment disputes and earn-out disputes, evaluate the most common issues in claims for breach of the covenant not to complete, the covenant not to solicit employees or customers, and the covenant not to disclose confidential information, identify the most typical fact patterns in post-closing fraud claims, and identify winning strategies for pursuing, defending and settling the foregoing claims and disputes.

## Preventing sexual harassment in the workplace: law firm legal and ethical compliance with international human and women's rights

*Presented by the Human Rights Law Committee*

The session will look at how law firms would undertake robust due diligence over issues such as workplace sexual harassment/intimidation/sexortion in accordance with our human rights compliance obligations.

## Protecting corporate and intellectual property including restrictive covenants

*Presented by the Employment and Industrial Relations Law Committee*

Often, the value of a company is locked up in the heads of a select group of employees. This information can be worth millions or more, and a failure to adequately protect it can break a company or make a new one. This session examines the issues of employment law as they intersect the fields of patent, trademark and confidentiality, and is a must for employment practitioners who act for clients whose trade is based on confidential information.

Tuesday 1430 – 1545 (continued)

**Restructuring Latin American companies***Presented by the Insolvency Section, the Latin American Regional Forum and the Legislation and Policy Subcommittee*

It has long been argued that, with certain exceptions, many Latin American insolvency regimes are too equity-friendly, allowing shareholders to maintain ownership or control, despite their negative equity. In many Latin American regimes, only the company can file a reorganisation plan, existing shares cannot be eliminated or diluted without shareholder consent, and there is no 'absolute priority rule' that requires creditors to be repaid in full before equity holders may recover. These factors give significant leverage to equity holders, who tend to retain significant equity stakes. From lenders and international debt investors, there have been calls for regional insolvency reform. Following this trend, in 2014 Mexico passed several important amendments to its bankruptcy law, Chile passed a new bankruptcy law and Brazil is currently discussing changes to its 2005 Bankruptcy Law.

This session will focus on the recent largest Brazilian restructuring cases (Oi, OGX, OSX, OAS, Rede Energia, Tonon) to see what lessons can be learned, what changes are needed to improve the restructuring practice in the region, and what courts can do to influence outcomes. We shall also look into the latest main restructuring cases from Mexico and Argentina, focusing on the lessons learned from the Chapter 15 filings of these and other Latin American companies.

**Stolen, looted and sold: organised crime, terror financing and money laundering in the art world***Presented by the Criminal Law Committee*

The programme will explore the international black market trade in looted art and antiquities in war and conflict zones, and how such illicit trade funds global crime cartels and terror. The panellists will explore effective law enforcement mechanisms to prevent such trade, repatriate looted artefacts, and discuss what steps collectors and governments can take to stem the flow of black market art and antiquities.

**The future of food: a global issue for humanity***Presented by the African Regional Forum, the Arab Regional Forum, the Asia Pacific Regional Forum, the European Regional Forum, the Latin American Regional Forum and the North American Regional Forum*

This session is designed to debate the multifaceted nature of food security, resources, quality, transportation and production. It represents one of the truly global issues facing humanity today and our regulation of this sector will be key. As an all-fora session, attendees will hear from all parts of the globe and learn about the common issues and local concerns.

**The future tools for free access to data: disruption for data-based business models (and empowering the consumers)***Presented by the Technology Law Committee and the Intellectual Property and Entertainment Law Committee*

For the new digital business model/industry (with Payment Services Directive II (PSDD) and General Data Protection Regulations (GDPR) as tools), many focus on risks associated with such rules, and stricter technical requirements and liability/sanction risks. Meanwhile, others actually see this as a very promising opportunity for innovation, and are ready to take full advantage of the benefit gained from mandatory data portability obligations in such new regulations.

Tuesday 1430 – 1730

**Activism: critical corporate, securities and M&A issues***Presented by the Securities Law Committee and the Corporate and M&A Law Committee*

Activism has become critical to listed companies and investors, and continues to rapidly evolve. The panel will assemble leading advisers in this area to talk about recent high-profile cases. How should we deal with the disclosure and insider dealing issues raised for companies and also for investors? Is stake building still possible? How is activism driving M&A and what is the experience with activists seeking to upset announced deals? What can companies do to help get M&A deals over the finish line?

**Fashion and luxury products in the digital age: part 1 and part 2***Presented by the International Franchising Committee, the International Sales Committee, the Product Law and Advertising Committee and the Technology Law Committee*

This joint session will focus on the following topics:

1. Third-party platforms: can fashion brands restrict the use of third party platforms such as Amazon or eBay? What have national courts in the EU done after the decision *ECJ Coty*, has the dust settled on the definition of luxury products? What has the impact been on the fashion industry? Is the impact different for parties that do not have selective distribution, or for franchisors or for other distribution models of fashion and luxury products?
2. Omnichannel: what are the risks and the profit models of the integrated marketplace as it exists today and will it knock on our door tomorrow? What is the impact of 'click & collect', 'drop ship', 'buy online, return in-store', in-store 'touchscreens' for D2C sales, 'inventory sharing', real time 'inventory assist', 'seamless' advertising, 'ambient intelligence' and 'dynamic pricing' on distribution models (think of genuine or non-genuine 'agency models'), on the logistics, inventory management, supply chain of fashion and luxury brands?
3. Fashion franchising: what are the specific dos and don'ts for franchisors and franchisees in digital and omnichannel? Do franchise agreements have to be revised? Can traditional profit-sharing models survive? Is it still a viable choice to allocate exclusive territories to franchisees? Does this vary per region in the world (EU versus North America versus Asia)? Think of increased competition and data protection compliance risks, in particular in Europe.
4. Influencers and social media: the impact of so-called 'influencers' on the development of luxury brand value. How do high couture and luxury product manufacturers (eg, brand owners) use social media to their advantage? How to develop a viable brand strategy for this? Can you act against unwanted social media use involving your brand by third parties, or by your own multi/mono brand retailers? How do you set social media guidelines, for example, in selective distribution or a franchise network?
5. Velocity in fashion: the traditional two collections a year pace is under pressure, how do high couture brands respond? Is this caused by digital and omnichannel or are there separate trends in 'high couture' changing the pace, and should brands resist this trend in order to maintain quality and reputation? More collections per year has a major impact on how to market, sell and distribute the products. It also means 'sales periods' of older collections. What about the mixing of high couture with fast fashion? What is the impact on the sale and distribution of high couture—see capsule collections, corner stores, pop up stores. What is the impact of the 'see-now-buy-now' culture on the supply chain and sales organisation of high couture and other fashion brands?



## Tuesday 1615 – 1730

### All roads lead to Rome: the immigration laws of the Roman Empire

*Presented by the Immigration and Nationality Law Committee*

If all roads lead to Rome, what happened to non-Romans once they got there? Was there a legal framework for regulating immigration? The legal system of the Roman Empire was very strict in distinguishing among free men, slaves and freed men: was there any interplay between these categories and the status of immigrant? How could a non-Roman move up to become Roman citizen, senator or consul?

A lively and entertaining panel of legal and historical experts will examine these issues and their relevance for today's world: can we draw any lessons from Rome that would still serve us today? Was Rome's success a result of its comparatively tolerant view on immigrants, or was Rome in effect elitist and protectionist?

### Avoiding and cleaning up the mess: the environmental law ramifications of decommissioning mines

*Presented by the Environment, Health and Safety Law Committee*

Of the many environmental challenges that can be raised by a mining proposal, the complementary issues of rehabilitation and decommissioning are among the most vexed. Mines can have large footprints and therefore raise multiple environmental, social and financial issues at all stages, including decommissioning. A mine proponent may be anxious to assure the environmental approval authority that, despite the environmental effects of the proposal, in the short and medium term, decommissioning will include final rehabilitation, to a high standard. What are the legal implications of the promise of rehabilitation? How should environmental performance obligations be triggered in the decommissioning phase of the mine's life? How should the miner plan for decommissioning, to minimise cost but be ready to achieve high-level outcomes? What legal and policy settings are necessary to achieve the best outcomes?

### Complex real estate transactions: artificial intelligence versus real intelligence – the lawyer's changing role in due diligence

*Presented by the Real Estate Section and the Corporate and M&A Law Committee*

Planning for the future of real estate: come and find out the answers to the following questions plus many more. What does the future of transacting real estate look like? Can blockchain and distributed ledger technology revolutionise how we approach complex deals? How the digital world will change the role of the lawyers in M&A transactions, especially in legal due diligences. Join us to discuss the challenges of the complex real estate transactions in this new digital world.

### Corruption, doping and match-fixing in sport

*Presented by the Business Crime Committee and the Sports Law Subcommittee*

Sport is a multi-billion euro business and it involves private and political interests. Consequently, it is a field that unavoidably gives place to opportunities for corruption. The worrying number of recent scandals (for instance, the FIFA case) across many sports damages not only the image of sport, but compromises the positive influence sport has in spreading the values of good sportsmanship and integrity, especially for young people. An even bigger negative impact is provoked by doping.

How is corruption in sport evolving into a global public policy issue? What are the key points in criminal defence work?

The session, focusing on these original and relevant issues, will consider this issue depth, with multidisciplinary contributions and references to real court cases.

### Data privacy and cybersecurity litigation

*Presented by the Litigation Committee*

Data privacy breaches, resulting criminal investigations and cybersecurity civil litigation, are on the rise and will be well into the foreseeable future. All breaches of data privacy – whether the product of human error or, more likely, the result of planned, sophisticated attacks, including hacking, phishing, malware and ransomware – are exponentially increasing the risk of litigation, governmental investigations and other legal consequences for which companies, even – or, perhaps, especially – the most cutting-edge companies, now require, seasoned and competent counsel to guide and litigate this invasion of computer-based privacy matters. As hackers and cybercriminals continue to find more creative ways to access data, breaches have included confidential business information, trade secrets and other sensitive and valuable data; personal information, including health-related information, social security numbers, passwords, financial information of consumers and customers, including credit card and bank account information; and a plethora of storable, unauthorised data that can be used directly against the company, and to indirectly generate claims and inquiries against it. Counsel has to be prepared to litigate the adequacy and effectiveness of, and to assess and develop, cybersecurity measures in this burgeoning area. The panel will assist counsel to stay current in both liability issues, and the legal framework surrounding data breaches. It will explore technical and procedural safeguards being tested, through an increase in protective laws, regulations and rapidly evolving legal standards designed through differing jurisdictional regimes, all designed to make companies improve protections against threats, minimise risks to third parties and prepare their clients to both prosecute and weather the protracted litigation cyberstorm that has broken in full force. The panel will discuss data breaches that lead to investigations by governmental agencies, regulatory fines and sanctions, shareholder suits, private litigation and class actions by consumers, patients, customers, suppliers and employees.

### Global access to innovative medicines: Who pays the bill?

*Presented by the Healthcare and Life Sciences Law Committee and the Latin American Regional Forum*

Global and more universal access to ever-improved medicine can be costly. What is its value and who should pay for innovative medicines, particularly in a global context? Concepts of benefit assessments for drugs and medical devices, incentives for the development of new treatments and drugs, their affordability (what price is a society able or willing to pay for three months of a person's life?) shall be discussed, as well as the issue of whether the question of affordability is legitimate in itself and what, if any, role non-governmental organisations (NGOs) can play in various parts of the world.

### Government and corporate incentives to foster private companies' startups, R&D and innovation

*Presented by the Closely Held and Growing Business Enterprises Committee*

Recognising the importance of small and medium-sized enterprises (SMEs) on the growth and strength of industries, this interactive session among lawyers and 'investors' will survey the best practices to create a nurturing environment for SMEs, and how companies can best take advantage of the assistance and help themselves.



Tuesday 1615 – 1730 (continued)

**Impact of border regulation on e-commerce***Presented by the International Trade and Customs Law Committee*

This session will discuss the impact of border regulations (eg, customs) on e-commerce.

**Mediating consumer disputes: new frontiers in technology***Presented by the Mediation Committee, the Intellectual Property, Communications and Technology Section and the Young Mediators Subcommittee*

Consumer disputes have certain unique elements, that differ from other practice areas. At the same time, these peculiar requirements allow substantial flexibility to adopt technology. Rapid progress in cognitive computing gives us an opportunity to imagine the potential that adaptive, interactive and contextual tools may have in addressing the typical problems faced while adapting mediation to consumer disputes.

This session will discuss technology-driven tools that can be used for evaluative mediation and improve the chances of success in consumer disputes. Adapting these tools would substantially strengthen the ability of mediators in consumer mediations in dispute initiation, resolution suggestions or end-to-end processing of simple disputes. For instance, a simple, but far-reaching step such as deployment of automated peer-to-peer systems for resolution of disputes with customers could have the potential to reduce (or maybe do away with) a human interface. We will also hear the views of stakeholders and practitioners for the steps and investments required in creating a well-designed and user-focused tool for consumer mediation.

Technology-based tools in consumer dispute mediation has its own specific set of concerns. There are assumed security and confidentiality risks that come with using third-party software and applications. While data extracted from the nature and volume of disputes would allow continual improvements, it is often open to misuse. Participants may not be comfortable with the prospect of their data being stored and available for processing needs of a complete stranger. It may be difficult to account for the bugs, misunderstandings and changed circumstances in smart contracts, creating doubts at their suitability. In assessing these limitations, we hope to address the current developments, including an assessment of technologies to meet the needs of dispute resolution processes that involve large scale and multiple users.

**Should there be general principles for the application of soft law?***Presented by the Arbitration Committee and the IBA Arbitration Guidelines and Rules Subcommittee*

To follow up on the works of the Soft Law Subcommittee, this panel will discuss whether there is a need for the creation of general principles for the application of the soft law created by the IBA; is there a need for an IBA soft law constitution?

**The role of FinTech, lending and international organisations in delivering aid in humanitarian crises***Presented by the Banking Law Committee*

Humanitarian institutions are increasingly using finance technology and new funding mechanisms to deliver aid to crisis regions. This requires close cooperation between various stakeholders in the financial markets, including banks, mobile network providers and payment transfer providers as well as innovative credit risk mitigation and funding mechanisms. This session will explore the intersection between the law and practice of finance and humanitarian aid as well as the successes, failures and challenges that projects in this field have had.

**The role of the developed world in bringing about more opportunities and access to justice for women in lesser-developed regions: how women on the rise, technology and policy can make a difference***Presented by the Women Lawyers' Interest Group*

The panel will focus on the principle of access to justice as a fundamental corollary to the rule of law. Without access to justice for women in lesser-developed regions, the rule of law is nothing more than a concept, an ideal. If it is absent, legal rights cannot be exercised and legal obligations cannot be enforced. The panel will also address the great opportunities that technology and social media bring about for women and the development of their careers.

**Who's who in the Colosseum?***Presented by the Anti-Money Laundering and Sanctions Expert Working Group and the Regulation of Lawyers' Compliance Committee*

One of the most challenging tasks for anti-money laundering (AML) professionals is to uncover the identities of ultimate beneficial owners of legal structures and corporate vehicles, particularly those incorporated in offshore jurisdictions that require less transparency or tax havens, where the source of information can be limited and, in some cases, unreliable.

This interactive and practical session will provide some tips that may be helpful in identifying beneficial owners of complex offshore entities with multiple layers of ownership, where each layer may be comprised by one or more corporate entities, where some of them may be different in type, and incorporated in different jurisdictions, which may even include trust or private foundations.

This session will also cover the lawyer's role in the formation process and the Financial Action Task Force (FATF)/government response in the creation of registers. How effective have they been in helping compliance/law enforcement and what do they mean for the privacy of individuals associated with corporates and trusts?

**Wednesday 0800 – 0915****Arbitration Committee breakfast***Presented by the Arbitration Committee*

A breakfast meeting of the Arbitration Committee will take place to discuss matters of interest and future activities.

**Corporate Counsel Forum breakfast***Presented by the Corporate Counsel Forum*

The corporate counsel breakfast is a closed event for in-house counsel only.

**Family Law Committee breakfast***Presented by the Family Law Committee*

A breakfast meeting of the Family Law Committee will take place to discuss matters of interest and future activities.

**Managing Partners' breakfast: leading through change***Presented by the Law Firm Management Committee*

This year's Managing Partners' breakfast is focused on the challenge facing law practice managers in 'leading through change'.

Wednesday 0800 – 0915 (continued)

If you are a Managing Partner, General Counsel or have a role/interest in law firm/practice management, this is your opportunity to hear directly from, and share your thoughts with, leaders of global and national law firms and in-house legal practices, who are instrumental in the development and management of their practices.

This breakfast will take the form of an interactive roundtable discussion. As well as hearing about their personal experiences and insights, you will have the opportunity to exchange views with the expert panel of influential Managing Partners and General Counsel and with an audience of fellow practitioners, all of whom face similar challenges in law practice management. This will be particularly focused on the various pressure points created, for example, by the need to embrace greater use of technology, facilitate flexible working, maintain strong culture and teamwork, achieve efficiencies yet at the same time retain key staff in addition to external economic factors.

## Wednesday 0930 – 1045

### Advertising: warning, these commercials may offend, shock, draw regulatory scrutiny... or sell...

*Presented by the Product Law and Advertising Committee and the Media Law Committee*

In this interactive and entertaining session, we will select some advertisements that have caused the most controversy or been banned in various jurisdictions all over the world. We will play them for the session, then dissect them and discuss why they were criticised or banned and whether those same commercials might be acceptable in other jurisdictions based on their different advertising standards. These ads will touch on a wide range of sensitive issues: the use of nudity, objectification of women and sexualisation of young people; gender stereotyping; domestic abuse; racial discrimination and stereotyping; positive and negative references to people with disabilities and the LGBTI community; the use of bad language; cruelty to animals; causing offence due to religious sensibilities and more.

This will not be a 'talking heads' session; we will encourage participation from delegates to more fully explore their countries' legal restrictions, cultural norms and viewpoints represented.

### Corruption in obtaining and performing government contracts: How do courts and tribunals address allegations of corruption?

*Presented by the Public Law Section, the Corporate Social Responsibility Committee, the Criminal Law Committee, the Corporate Law Section and the Criminal Law Section*

Given the recent wave of corruption scandals, such as those involving infrastructure companies in Latin America, courts and tribunals in both commercial and criminal settings have had to address increasingly complex and novel issues. This panel will discuss how adjudicators have reacted thus far and lay out what can be expected going forward. The panel will also address some important ramifications, including recent trends in government and private action to fight corruption and shield against corruption risk.

### From Vancouver to Cape Town to Beijing: how to vet and select outside counsel in different legal markets

*Presented by the Corporate Counsel Forum*

This topic will discuss a variety of issues including is diversity an imperative that we should expect in firms all over the world? Global versus local firms, the concept of the one-stop firm versus the best local firm.

### Frontiers of neuroscience: the future of dispute resolution

*Presented by the Mediation Committee and the Dispute Resolution Section*

A search on Google for the words 'neuroscience and litigation' yields 419,000 results, 'neuroscience and arbitration' yields 428,000 results. On the other hand, 'neuroscience and mediation' yields 12,600,000 results. Proponents of neuroscience are convinced that lawyers have a great deal to gain from studying the brain and understanding from a neurobiological perspective how decisions are made by people involved in conflicts and disputes. This session provides an opportunity for lawyers to hear from leading experts on current research of neuroscience and consider how the frontiers of neuroscience are connected with the future of dispute resolution.

### IBA Showcase: cybersecurity – launch of IBA Guidelines

*Presented by the Presidential Task Force on Cybersecurity and the Technology Law Committee*

Law firms of all sizes, not just larger ones, are at risk of being hacked. Breaches of data security can have devastating financial, legal and reputational consequences for law firms and their clients. All law firms must, therefore, have a cybersecurity strategy.

While much work has been done by some bar associations, no global guidance has been provided on cybersecurity. The IBA Presidential Task Force on Cybersecurity has produced guidelines focusing on technology, organisation and staff training. While the guidelines will have relevance for all law firms, they are particularly appropriate for smaller firms since most larger firms will have a cybersecurity strategy in place. This session will focus on the risks of a data breach and what law firms can do to minimise those risks.

### Insights from roads well-travelled: a panel of levellers, disruptors and alchemists talk success in navigating advancement in today's legal environment

*Presented by the Women Lawyers' Interest Group*

The panel of established practitioners will provide advice and provoke discussion about the strategies necessary for women to not only survive but also move forward in the legal profession. Areas of insight will include the importance of building your brand, creating strategic relationships both internally and externally, navigating law firm politics and conflict management.

### Looking for that diamond in the rough: Asian investors finding value in distressed foreign markets

*Presented by the Insolvency Section, the Asia Pacific Regional Forum and the Reorganisation and Workouts Subcommittee*

The panel will discuss the unique opportunities and challenges for Asian investors seeking to invest in distressed companies outside of Asia. Topics covered will include discussion of where distressed investment opportunities are currently arising globally, the types of investments Asian investors have expressed interest in, and transactional and strategic considerations for distressed investors, particularly in Europe and the United States, during various stages of a company's restructuring. Lawyers, financial advisers and investors will participate on the panel and share insights from past transactions. Audience members with experience in advising Asian clients or distressed investors will be welcome to share their experiences and views on where opportunities may lie, and the profile and priorities of Asian investors interested in acquiring distressed assets.

Wednesday 0930 – 1045 (continued)

**M&A in family-dominated companies***Presented by the Corporate and M&A Law Committee*

In this session, special attention will be drawn to the particular features and peculiarities of M&A transactions where the target is a private or public company dominated by a family group. Practical advice will be also given on lawyers advising not only on the seller's side, but also on the buyer's.

**Pathways to qualification: regulators and the rule of law***Presented by the Academic and Professional Development Committee*

Many jurisdictions, such as England and Wales, are undergoing an overhaul of the qualification framework for lawyers, with regulators seeking to redefine the requirements for education and training, and the nature of their oversight. Meanwhile, legal practice is changing rapidly, as ever more diverse career opportunities emerge, and alternative business structures disrupt the traditional landscape. In this interactive session, we will hear from a panel of international regulators and legal training professionals, as we seek to explore the purpose and scope of the regulation of qualification in the 21st century, and its continuing importance as a safeguard on the proper administration of the rule of law.

**Project completion/handover issues: when final closeout is not final***Presented by the International Construction Projects Committee*

This session will explore legal and practical issues often encountered as projects near completion, including over commonly encountered terms such as 'mechanical completion', 'substantial completion', 'dry commissioning', 'cold commissioning', 'wet commissioning', 'hot commissioning', 'total completion', 'final completion', 'final acceptance' and 'turnover' when used in contracts. Issues arising out of completion and handover of the completed works to the employer will also be discussed, such as the distinction between a deficiency item and a warranty item, different types of warranties (including for latent defects, design errors/omissions and endemic defects), performance guarantees, defect liability period, performance testing, whole building commissioning, provisional acceptance, and partial occupancy and use. The session will also discuss differences between jurisdictions in the contractual and legal basis for claims an employer may have against contractors, subcontractors and professionals following takeover of the project by the employer.

**Risk management for law firms: limitation of liability and professional indemnity insurance***Presented by the Insurance Committee*

Law firms are increasingly subjected to claims from (former) clients or third parties. This raises the question whether law firms should seek to limit the amounts for which they could be held liable. Or can the interests of the firm be sufficiently protected by a professional indemnity insurance? During this session the extent to which lawyers should or could limit their liability in various jurisdictions will be discussed. Furthermore the possibilities to obtain coverage for professional indemnity claims in various jurisdictions will be explored and in particular the terms under which insurers are prepared to provide such coverage.

**Social media: Is there something missing for unlocking the full potential?***Presented by the Communications Law Committee and the Technology Law Committee*

Social media continues to challenge the legal playing field as new topics are raising numerous legal and regulatory issues in many jurisdictions, such as how these platforms are becoming global marketplaces and use algorithms that combine personal and product data; the combination of content and communications with the newest technologies; and user-created content. How can social media platforms commercialise user-generated content without compromising the legal rights of users?

**The European Union state aid tax cases***Presented by the Taxes Committee*

The European Commission made worldwide headlines with its 2016 ruling ordering Apple to pay over £13m in back taxes to the government of Ireland based on the conclusion that Ireland had granted impermissible state aid to the United States technology giant in the form of tax benefits. Other large multinationals have faced similar investigations for receiving tax benefits in other EU countries, including Luxembourg and the Netherlands. This panel will consider whether the concept of state aid (originally an antitrust/competition consideration) has a place in the tax arena, the role of tax competition in the EU and around the world, and the practical effect of the state aid investigations in international tax planning.

**The impact of national integration and disintegration on trade agreements***Presented by the International Trade and Customs Law Committee*

The panel will explore the impact of developments like Brexit and secessionist movements on trade agreements.

**The liability of the EU with regards to the trafficking of refugees and migrants: subcontracting obligations or aiding and abetting crimes against humanity?***Presented by the Human Rights Law Committee and the War Crimes Committee*

The session will discuss whether human rights obligations can be contracted out by state actors.

**Titanic fail or overwhelming success: blockchain in the capital markets***Presented by the Securities Law Committee*

Distributed ledger technology (also referred to as blockchain technology) has opened the door to a new approach to data management. This new data management architecture based on the use of transparent real-time data could provide opportunities for the execution of 'smart' contracts relevant to capital markets transactions, including securities and derivative transactions. This panel will discuss the value proposition of blockchain technology for market participants and their legal advisers and review the relevant legal and regulatory framework applicable to 'smart contracts'.

## Wednesday 0930 – 1230

### Satellites: life savers in major humanitarian, natural and industrial disasters and the use of geospatial data beyond emergencies

*Presented by the Space Law Committee*

Natural, humanitarian and industrial disasters are serious threats to life. Whether earthquakes, hurricanes, aircraft crashes, epidemics or oil spills, in the case of major disasters, a quick and efficient recovery of satellite imagery of affected areas is of the essence. For example, under the International Space and Disaster Charter, space agencies and operators of earth observation missions around the world are committed to collaborate to provide fast access to satellite data for rescue and relief purposes. In a jurisdiction that has regulation for remote sensing or telecom, even a commercial operator of satellites services can be required to make its imagery or communication services publicly available or taken over by governmental organisations (Federal Emergency Management Agency (FEMA in the United States), Emergency Response Coordination Centre (ERCC in the European Union) and International Charter on Space and Major Disasters). At the same time, the use of geospatial data beyond emergency scenarios is also rapidly developing. Location and other types of geo-information are being collected, analysed and used for governmental, private and commercial purposes, raising a broad range of legal and ethical issues.

Conceivable topics include:

- earth observation and major disasters: international framework for collaboration;
- open data and earth observation: universal access to satellite data?
- collection, processing, distribution and utilisation of geospatial data;
- satellite and information technologies: commercial imaging satellites, satellite navigation devices, mobile phones, web mapping services, radio frequency identification, geographic information systems and so on;
- data ownership – legal and ethical issues;
- confidentiality/privacy issues; and
- national security, criminal prosecution and other governmental uses of data – legal issues.

## Wednesday 1100 – 1230

### BIC Bar Leaders' Forum

*Presented by the Bar Issues Commission*

This is the opportunity for Member Organisation representatives to be updated on the status of ongoing projects in which the IBA is involved, and specifically those that touch on sensitive areas for bar associations and law societies. It will also allow them to find out what work is being planned, and propose subject matter and programmes for future activities within our very dynamic Bar Issues Commission (BIC).

## Wednesday 1115 – 1230

### An investment court made of international investment arbitrators?

*Presented by the Arbitration Committee and the Investment Arbitration Subcommittee*

To follow up on the works of the Investment Arbitration Subcommittee, this panel will discuss the recent controversies regarding the field of investment arbitration, including the proposal of the creation of an investment court whose judges will be the current investment arbitrators. Would the creation of an investment court made of well-known investment arbitrators overcome the problems raised in connection with investment arbitration?

### Changes in national laws that may undermine mining development agreements: remedies for investors

*Presented by the Mining Law Committee, the African Regional Forum and the Litigation Committee*

The imposition of new legislation that contradicts existing mining development agreements (eg, a new law that calls for a review and renegotiation of existing mining development agreements and/or does not allow for dispute settlement to be via foreign dispute settlement bodies (eg, International Chamber of Commerce (ICC) and United Nations Commission on International Trade Law (UNCITRAL)). Issues could arise between international law and local law.

### Corporate governance for African business: the role of lawyers on a continent of small and medium-sized enterprises (SMEs)

*Presented by the African Regional Forum, the Banking Law Committee and the Financial Services Section*

The African private sector is overwhelmingly made up of small and medium-sized enterprises (SMEs) who often don't seek legal services until it is too late. They too are subject to national, regional and even international corporate governance regulations, which they are often unaware of importance of international regulations – for example, United Kingdom Bribery Act, United States Foreign and Corrupt Practices Act, and their implications for African business, supporting boards and so on will be discussed in this session.

### Cross-border enforcement of trade sanctions

*Presented by the Criminal Law Committee*

International trade sanctions are seen as a growing political tool that can be effective in curbing rogue nations and impeding criminals and terrorists from obtaining weapons and financing. At the same time, the patchwork of international regulations and enforcement priorities creates a difficult landscape for legitimate companies, banks and individuals conducting business across borders. This panel will explore recent trends and topics in the international enforcement of trade sanctions, including discussing how multiple enforcement regimes cooperate (or fail to) with one another and how to best navigate the shifting international sanctions landscape.

### Impact of recent migration flows on international land transport

*Presented by the Land Transport Subcommittee*

Looking at what has been a particular experience for Italy of recent times, we will try to reach a better understanding of the legal issues raised by the discovery of stowaways carried in trucks and on ships, as well as the ethical issues posed to the jurisdictions of arrival.

### Locals first! The global rise of protectionist immigration policies

*Presented by the Immigration and Nationality Law Committee*

This session will examine the impact of populist anti-immigration rhetoric on global immigration policy-making, with a focus on how these policies are being tightened to ensure native or local workers are given employment opportunities ahead of migrants. The speakers will explore the range of new and existing tools being used by governments to ensure employers are genuinely making skilled and unskilled roles available to locals, through enforcing resident labour market tests, greater immigration compliance, quotas and making upskilling local and investing in training a condition of sponsoring migrants. Through looking at political developments and the rise of populism in key jurisdictions, the panel will identify key themes and trends relevant to those advising employers.



Wednesday 1115 – 1230 (continued)

### Power in the modern urban setting: how the business will look, who will be the actors and what will the rules be?

*Presented by the Power Law Committee*

The power sector is changing at an amazing speed due to technological and economic causes. Customers and consumers may now decide when and how much and at which price they can use the power supply. Power generation, transmission and distribution companies are increasing their technological devices that will allow them to supply the requested power at competitive prices. New actors such as investment and marketing companies and electromobility suppliers will come into the power scenario. Governments and regulators will have to catch up with the evolution in the power sector.

### Prosecuting unfounded litigation, tanking settlements and over-drafting contracts: combatting unethical lawyer behaviour

*Presented by the Professional Ethics Committee*

Lawyers have a special asymmetry of information with their clients, which allows them to opt to offer solutions that may benefit the lawyer or the law firm more than the client, without the client ever having the opportunity to spot it. In this session, we will deal with some clear examples where the lawyer may not act in accordance with the clients' interests. We will analyse the potential negative impact of this behaviour in a more general context (economists call it an externality), we will attempt to see how this behaviour is currently addressed and sanctioned, and we will discuss how to identify it and what are the best tools or measures to disincentive it.

### State of play: legal developments in social casino gaming

*Presented by the Leisure Industries Section and the Electronic Entertainment and Online Gaming Subcommittee*

Social casino gambling has grown into a US\$4bn industry. With gambling operators increasingly entering the social casino market, this area remains under legal review. Should adverts for social casino games be covered by gambling regulations? How can regulation support best practice consumer protection? How do social casinos 'self-regulate' and are they governed by social network platforms like Facebook? How do new betting laws affect this sector and is it disrupting traditional casinos? Is there any real impact of the use of virtual currencies? This panel discussion will explore trends, what changes we might expect to see in the coming months, and how they present legal opportunities and challenges.

### The future of work

*Presented by the Employment and Industrial Relations Law Committee*

The gig economy, new forms of elliptical employment arrangements, different working patterns, the introduction of new technology, including artificial intelligence (AI), social media and changing generational expectation of the nature of work pose challenges for employers looking to secure the best talent. This session focuses on the changing world of work and the challenges faced by employment lawyers in our brave new world.

### The privatisation of tax enforcement: measures against tax advisers (disclosure, penalties if products fail and failure to prevent offences)

*Presented by the Taxation Section, the Private Client Tax Committee and the Taxes Committee*

This panel will discuss the new challenges that tax practitioners face in their profession as a result of the introduction in several jurisdictions of disclosure obligations to the tax authorities, administrative penalties if products fail and criminal responsibility in the case of 'participation' in tax evasion or tax avoidance schemes. With a comparative approach aimed at providing an overview of the relevant framework, the panellists will also consider the relationship between disclosure obligations and attorney-client-privilege.

### The rise of general counsels: impacts on the legal profession

*Presented by the Young Lawyers' Committee and the Corporate Counsel Forum*

In recent years, the international legal profession has faced the rise of general counsels. As the role of these in-house lawyers has evolved from cost-reducing and efficiency positions towards a risk management and decision-making status, new opportunities, not existing before, are arising in the legal profession. Law firms will not be the only holders of legal knowledge, and will face new paradigms for managing talent and selling legal services.

### You have been hacked: who to blame and what responsibility it entails

*Presented by the Technology Law Committee and the Communications Law Committee*

The threat of cybersecurity breaches is looming large. Corporations are increasingly concerned about how their organisations will be impacted by security lapses, and are increasingly challenged by the demands of consumers and regulators alike in keeping hackers at bay and safeguarding customer data.

This session will explore what major cyberthreats are faced by law firms and their clients and how they should address them. It will also focus on the risks which may arise if the company has not managed to address the respective threats adequately and how its liability can be minimised.

Wednesday 1400 – 1700

### Law firm visits

*Presented by the Law Firm Management Committee*

Delegates will have the opportunity to visit several law firms to discuss strategy, practice areas and practice management, organisational issues, marketing and office systems.

### Real estate property tour

*Presented by the Real Estate Section*

In addition to its interesting sessions, the Real Estate Section will once again organise its special real estate property tour.

Spaces are limited and are assigned on a first come, first served basis. Registered conference delegates can sign up at the Speakers' Desk, by the IBA Registration Desk.



Wednesday 1430 – 1545

## Accommodating both the needs of employees with disabilities and the needs of the business

*Presented by the Diversity and Equality Law Committee*

Employment and labour laws of various countries treat the rights of disabled employees and applicants with disabilities in a widely disparate fashion. Many countries prohibit discrimination on the basis of disability. The United States even prohibits discrimination on the basis of perceived disability, regardless of whether the individual is actually disabled. Many countries, too, require that employers make a reasonable accommodation for employees with disabilities. However, the rules on reasonable accommodation are always complex and often inconsistent. The well-known maxim, 'your rights stop where my rights start', may come into play.

In most countries, the employer's obligation to make a reasonable accommodation is limited by the doctrine of unreasonable burden. That is, the employer's obligation to make a reasonable accommodation does not extend to the point where the burden on the employer in doing so is unreasonable. However, when is an accommodation unreasonable and how does one measure this? Should the cost to the employer of making the accommodation come into play? Should the standards be different if the individual with disabilities is an employee or an applicant? Should there be a limit on the number of employees with disabilities an employer must accommodate? What about the employer's resources – if accommodating individuals with disabilities will negatively affect the employer's revenues, or its profits, should this be a factor in determining whether the accommodation is reasonable?

This session will bring together experts in disability law for a lively discussion of these burgeoning issues.

## Arbitral awards annulled on the grounds of breach of due process

*Presented by the Arbitration Committee and the Recognition and Enforcement of Arbitral Awards Subcommittee*

To follow up on the Arbitration Committee's initiative on point, this panel will discuss the issue of whether international arbitrators, on the basis of current national case law on due process, might take more robust decisions when dealing with due process allegations and complaints from the parties.

## Business, human rights and poverty: strategic advantages and a lawyer's personal responsibility

*Presented by the Poverty and Social Development Subcommittee and the Law Firm Management Committee*

1. Action toward the attainment of Sustainable Development Goal 1: eradication of poverty
2. Business activities impact stakeholders in variety of ways, changing with the context, frequently influencing the extent of poverty in an environment, often negatively. Business frequently initiates activities that help mitigate poverty. How can lawyers support and promote such business activity?
3. Involvement in the mitigation of poverty through proactive, change-orientated business, human rights and poverty (BHRP) activities, is an ethical imperative for lawyers
4. Some examples of BHRP breaches that lawyers can help clients avoid include:
  - exploitation of vulnerable, poor workers;
  - forced migration of indigenous communities when major infrastructure activities occur on or near their traditional territories;
  - energy poverty and its role in the creation or perpetuation of poverty;

- corporate/commercial land grabbing, water grabbing, food insecurity and the creation or perpetuation of poverty; and
- the absence of healthcare provision imperils the poor and entrenches their poverty.

## CRS: the common reporting standard – how is it working in practice?

*Presented by the Private Client Tax Committee*

Is big brother watching you, or at least his bank and trust company officers? Will the Americans join the party? What is your experience of implementation across the world and, more importantly, how is it affecting your clients? Our panel will be reflecting on all this and more.

## Fashion design and fast fashion: inspiration or imitation? Free ride or fair play?

*Presented by the Intellectual Property and Entertainment Law Committee*

Fast fashion is a growing concern for designers, as well as high-end and high-street fashion companies, due to their widespread network, volumes of sale and structure, which is more complex and sophisticated.

The discussion will move from the so-called 'piracy paradox', the phenomenon according to which the fashion industry operates within a low-intellectual property equilibrium in which copying does not deter innovation and may actually promote it. To a certain extent, copying is tolerated within the fashion industry: fast fashion copies the high street, which copies catwalks; all designers copy from the prior art and higher levels of the fashion hierarchy coordinate in creating trends (eg, a certain colour or pattern for a certain season).

Moreover, fast fashion exploits 'planned obsolescence': by releasing many collections throughout a year (many more compared to high-end brands), fast fashion companies push older designs to become obsolete and to fall out of fashion, thus creating a demand for newly generated designs.

The discussion will be focused on to what extent, on the one hand, copying can be considered as the 'fuel' of the fashion industry, insofar as copying creates trend and increases high-end and high-street fashion appeal and, on the other hand, to what extent fashion companies fight against copying by fast fashion.

An analysis of the impact of the time element will follow. The general rapid obsolescence of fashion items makes it less appealing to invest many resources in registering and protecting IP rights, compared with other industries and market fields. This is true both for big high-end fashion houses and, to a wider extent, fast fashion brands. As a consequence, litigation is quite often not the best option: the time necessary to obtain injunctive relief risks making many attempts to stop fast fashion items or recall them from the market completely worthless.

Special focus will be given to public and private institutions in the fashion field, as well as the adoption of corporate responsibility rules in order to understand what role they can play and what measures have been implemented so far to mitigate the clash between high-end/high-street fashion and fast fashion companies.

We would like to involve representatives from luxury and high-street fashion companies, as well as institutions such as Camera Nazionale della Moda Italiana – the association that coordinates and promotes the development of Italian fashion.

Wednesday 1430 – 1545 (continued)

**Motion picture finance***Presented by the Banking Law Committee*

At the crossroads of artistic creation and capital-intensive industry, motion picture is affected by a rapidly evolving environment in production, postproduction and distribution, as well as renewed competition, stakeholders and risks patterns that fastly impact its financing models. The panel will raise the curtain on motion picture funding, with experts from several geographical areas who will share their experience and provide feedback from typical cases.

**State-sponsored or state-condoned violence against women, LGBTI and other minorities. Do there need to be changes to the patriarchal base of human societies and what steps can be taken to protect targeted persons?**
*Presented by the Lesbian, Gay, Bisexual, Transgender and Intersex (LGBTI) Law Committee and the Human Rights Law Committee*

The description of the session was not available at time of print, please see **the online programme** for more details.

**The art of witness examination***Presented by the Litigation Committee*

The role of the witness (both factual and expert) is often key in any dispute. But quite what that role is varies from jurisdiction to jurisdiction such that litigating away from your home court can hold traps for the unwary. This session will focus on what those traps might be. Previous sessions have looked at how different ethical rules deal with witness preparation. This session will focus on the evidence itself and the giving of it, what form the evidence takes (written statement or oral evidence), how that evidence is collected, how witnesses are questioned in court and how the judge intervenes. What styles of witness questioning work and what does not work? Are there any formal rules to consider, for example, taking evidence by video link may be unlawful in some countries. Does the process vary with expert witnesses? The session will help all those involved in cross-border litigation to have a better understanding of this crucial part of the dispute resolution process.

**The business link to international crime: individual and state liability under the arms sales treaty, the Palermo Convention on the financing of terrorism activities, and international criminal law**
*Presented by the War Crimes Committee*

From the trafficking of persons, to the illicit sale of counterfeits, drugs, weapons and antiquities, data demonstrates a nexus between transnational organised crime and core international crimes (ie, war crimes, crimes against humanity and genocide), as well as terrorism activities. Indeed, perpetrators of international crimes and terrorists alike often rely on the profits of transnational organised crime to fund and sustain their criminal activity. A plethora of international instruments, from treaties and conventions to United Nations Security Council Resolutions, have increasingly been impugned by the international community to combat this 'business link' to international criminal conduct. In the course of this discussion, participants will investigate states' obligations under international law to prevent, suppress and punish international wrongful conduct connected with business activities within their jurisdiction, as well as under what instruments of international law states, individuals and corporations alike might be directly or indirectly liable for international crimes in connection with this 'business link'.

**The future of communications***Presented by the Communications Law Committee*

Industries and businesses are immersed in digitisation processes (so-called Fourth Industrial Revolution, interoperability between digital and physical ecosystems). New technologies like the Internet of Things (IoT) together with artificial intelligence (AI) and blockchain are changing the way we communicate and operate. This session, starting with a keynote by a futurologist, will explore challenges and opportunities.

**The role of the board of directors in preventing and reacting to allegations of bribery**
*Presented by the Anti-Corruption Committee*

This session will examine anti-bribery compliance from a corporate governance perspective by analysing the boards' role in establishing strong and effective compliance programmes. The session will also cover how boards deal with allegations of bribery in the context of the company's business operations. Part of the discussion will address potential personal liability for individual directors or other members of corporate management.

**What are the key emerging Legal Tech tools and how will they disrupt the law firm business model?**
*Presented by the Law Firm Management Committee and the Intellectual Property, Communications and Technology Section*

How Legal Tech like Legal Project Management, e-due diligence, document assembly, intelligent portals etc, impacts law firms. What strategies are law firms adopting in terms of implementation and time?

**Workshop: international mergers – coordination of filings and remedies**
*Presented by the Antitrust Committee*

Merger control raises a number of substantive and procedural issues that impact the M&A process. This workshop is aimed at corporate lawyers, as well as competition lawyers. Following the 'life' of an M&A transaction, it aims to identify the issues that can significantly impact transactions: What is a sound approach to dealing with the complexities of multijurisdictional merger control? How can the parties effectively achieve clearances in a number of jurisdictions without being accused of 'gaming the system'? How can they effectively address competition issues in a number of jurisdictions without jeopardising the core value of the transaction? The session will be interactive, led by a panel of experienced practitioners from different jurisdictions to exchange experiences of what should work and how to avoid the pitfalls facing international mergers.

Wednesday 1430 – 1730

**BIC Showcase: Can law firms survive without bar associations?**
*Presented by the Bar Issues Commission*

Traditionally, bar associations and law societies regulated and represented individual lawyers; therefore, bars and law firms operated in tandem with limited interference in each other's work. However, times are changing and an increasing number of regulatory regimes now oversee not only lawyers, but law firms as well. Even the most 'bar-sceptical' law firm management can no longer imply that their firm has nothing to do with the bar. On the other hand, more and more law firms would like to have their interests represented by the bars: one of the most important issues being assistance in providing cross-border services by removing barriers.

## Wednesday 1430 – 1730 (continued)

We are witnessing a shift towards cooperation and synergy between the management of law firms and bars. However, this is not an easy task, as the expectations are high on both sides. Speakers from bars and law firm management will be providing the audience with experiences and good practices. The audience will be encouraged to engage with the panel through comments and questions.

### Consortium/joint venture issues: when friends are no longer friends

*Presented by the International Construction Projects Committee*

This session will explore consortium and joint venture issues in construction, including: legal status of consortia and joint ventures in different jurisdictions; pre-bid arrangements and issues that arise when one party refuses to enter into the final consortium/joint venture agreement upon award of contract; how risk shapes joint ventures and consortia; how different interests of each party could affect the project; issues over joint and several liability of members to the employer; and types and resolution of internal disputes between members. Topics will be addressed from both a legal and practical perspective.

### Roundtable discussion of global trends

*Presented by the Taxes Committee*

This roundtable is a dynamic, interactive session with a discussion of global trends not covered elsewhere in the programme, in which national reporters drawn from 60 jurisdictions have the opportunity to lead the discussion. More senior members of our committee will chair the session to stimulate a lively debate.

## Wednesday 1615 – 1730

### Brexit and the capital markets: What happens next?

*Presented by the Capital Markets Forum*

The panel will consider the consequences of Brexit for the capital markets. This will include a discussion of passporting and equivalence, of euro-clearing and of the future of the European capital markets union. The panel will also consider who the winners of Brexit might be: Frankfurt and Dublin or New York and Singapore.

### Chronic disease and how to cure it: latest developments in substantive and procedural bribery case law

*Presented by the Business Crime Committee*

This interactive panel discussion will involve leading practitioners from advisory firms and criminal law practices with specific experience of dealing with criminal investigation concerning bribery crimes. Bribery has long been perceived as a major obstacle for socio-economic development, distorting national and international economic relations.

Topics include:

- politicians caught taking bribes, with a specific focus on both political and public corruption;
- latest legislative developments, with a comparative perspective among different countries and juridical systems, and on their impact on criminal defence work;
- bribery among private individuals – the new era of bribery crimes?
- bribery crimes and voluntary reporting – how does criminal liability arise for Italian companies in the context of deciding whether to disclose conduct? and
- analysis of actual case law – discussion and concrete problem-solving.

### Climate change litigation: who if anyone should be liable? Is litigation the answer?

*Presented by the Oil and Gas Law Committee, the Environment, Health and Safety Law Committee, the Mining Law Committee and the Power Law Committee*

Climate change litigation is increasingly being used as a tool in the global struggle against climate change. Litigation is directed at governments to uphold their responsibilities under national constitutions and laws or international conventions such as the Paris Agreement, while other suits aim at making oil and gas or other energy companies pay damages. This session will present the latest worldwide developments in this litigation. In addition, representatives of energy companies, public interest groups and others will discuss the merits of this litigation and whether or not it is beneficial in combating climate change. The session will also discuss the projects for an IBA Model Statute on Climate Change Actions and Relief and on adaptation and mitigation.

### Collective redress and other options available to consumers in relation to their data, data privacy and software rights

*Presented by the Consumer Litigation Committee*

Who owns consumers' information? Who protects consumers' information? What are the consequences of owning a device but only licensing software? Data ownership, software rights and the protection of both are key issues for consumers. This session will discuss privacy class actions and other forms of protection and dispute resolution available to consumers in relation to their data, including the possibility of repair as an alternative remedy.

### Creating value in an increasingly competitive environment

*Presented by the Law Firm Management Committee*

This session will consider how we need to change the way we deliver services, manage people who manage these changes, and train and cultivate a mindset of adoption/entrepreneurialism among our fee-earners.

### Current legal developments in private equity

*Presented by the Corporate and M&A Law Committee and the Private Equity Subcommittee*

This session will review general trends and key developments regarding private equity in a number of jurisdictions that are relevant to M&A practitioners.

### Impact of international economic sanctions to the mining sector and how to manage risks

*Presented by the Mining Law Committee, the Banking Law Committee, the Criminal Law Committee, the International Trade and Customs Law Committee and the Litigation Committee*

Economic sanction regimes, particularly those promulgated from the United Nations, European Union and United States, can have a significant impact on the exploration and production activities of mining firms and related service providers. Depending on the particular sanctions programme, prohibitions may range to a comprehensive embargo on all trade with a country or government, including state-owned enterprises, to more targeted restrictions that penalise dealings with certain persons (ie, individuals, entities or vessels), which could be customers, suppliers, service providers, subcontractors, employees, operators or other business partners. Sanctions can affect offshore conduct, and penalties or other liabilities that may be imposed can contribute to negative financial conditions and reputational damage. This session will review existing sanction programmes of the principal sanctioning authorities (UN, EU and US) and explore how the risks created by those programmes can be most effectively managed.

Wednesday 1615 – 1730 (continued)

### The day after: disaster preparedness and reconstructing critical water infrastructure after natural disaster – what is best practice for governments and water utilities?

*Presented by the Water Law Committee*

When natural disaster strikes, the availability of potable water is of paramount importance. Lives depend on the ability of governments and water service providers to respond. If they fail, the societal consequences could be profound. What does preparedness require and what is best practice for governments and water utilities?

### The future of international sales: smart contracts, blockchain and cryptocurrencies

*Presented by the International Sales Committee and the Technology Law Committee*

While media coverage of blockchain and distributed ledger technologies has focused on bitcoin and other cryptocurrencies, companies have begun to use those technologies to underpin smart contracts and supply chain management and to improve transparency, risk assessment and compliance in contractual relationships. This panel session will look at the usefulness or otherwise of cryptocurrencies as an alternative to 'real' currencies, distinguish between the 'hype' and the 'reality' of the blockchain, distributed ledger and smart contract technologies and will explore the range of legal, regulatory, commercial and practical issues involved in their application in international sales transactions. Our expert panellists will use one or more case studies drawn directly from commercial practice to provide context to the current issues. They will also highlight what legal and practical 'unknowns' remain to be answered in light of the early stage nature of the technologies' application to cross-border sales matters, and overall bring attendees 'up to speed' on this rapidly developing area of interest.

### The opportunities and challenges in China's new era: market, law and culture

*Presented by the Asia Pacific Regional Forum*

China is attracting the attention of the world more and more now, not only because it has the second largest economy in the world but also its recent changes in national policies and laws. 'The New Era' is the newest slogan of the Chinese Government, showing its ambition for the future. Its changes in laws and regulations, including those affecting inbound and outbound investments, will provide new opportunities and challenges to the lawyers in different regions of the world.

This session will provide a broader picture from the global perspective of the recent trends of the One Belt One Road and the hot topics regarding China, trying to provide a vivid vision to the audience that goes beyond the specific legal issues in specialised legal areas. The discussion will focus on the opportunities arising from changes in the market and laws, as well as challenges from legal and cultural perspectives. An exploration of Chinese culture will also be covered in the discussion. Meanwhile, recent cases will be studied during the discussion. Experts from China and other regions will be invited to participate in the discussion.

This session will be divided into a panel discussion and table topic discussions.

### Tips and traps in buying and selling insurance entities

*Presented by the Insurance Committee and the Corporate and M&A Law Committee*

The insurance industry is undergoing rapid consolidation, and transactions are increasingly of a global nature. This session will explore the local and cross-border issues that are relevant when acting as an advisor in an M&A transaction involving insurance companies, including matters relating to regulatory approvals; stock and asset-based transactions; life, P/C and other sectors; cross-border tax issues; and developments in reps and warranties, indemnities and other transactional matters.

### Tugs, tows and pilots: looking at how key issues of risk, liability and insurance are dealt with in tug and tow contracts

*Presented by the Maritime and Transport Law Committee*

This session will look at allocation of risk and liability across different jurisdictions, including insurance solutions, also encompassing contractual issues arising from the commonly used contract forms we see in tug and tow arrangements.

## Thursday 0800 – 0915

### IBA Bar breakfast hosted by the American Bar Association and the East Africa Law Society

*Changes in the delivery of legal services*

The delivery of legal services continues to raise regulatory and professional conduct issues on the one hand, and the need to address access to justice on the other. In legal systems across the world, in both common and civil law jurisdictions, basic legal needs are not being met. The so-called justice gap is not limited to the most needy; surveys show that middle income and small business actors are also attempting to represent themselves when proper legal advice would be appropriate.

The panel, including representatives of both common law and civil law jurisdictions, will explore developments in this area, particularly in regard to cross border practice, where traditional forms of law firms are under challenge. In addition, the geometric advance of artificial intelligence, from advanced data aggregation and predictive services to the use of blockchain and smart contracts, is seen by some as an attempt to level the playing field and allow smaller firms to compete and by others as a threat to legal jobs and the province of more wealthy firms and companies.

Complementing the extended programming on artificial intelligence at this conference, this breakfast programme will touch on these issues in the context of the broader question: are the traditional means of delivery of legal services sufficient and if not, how far will we go before the old rules need to be changed?

PALAZZO DEI CONGRESSI

### SPPI Awards breakfast

Join us at the awards breakfast, where the IBA Annual Outstanding Young Lawyer Award, in recognition of William Reece Smith Jr, and the IBA Pro Bono Award, both sponsored by LexisNexis, will be presented.

Awards sponsored by  LexisNexis®



## Thursday 0900 – 0920

**Combatting back pain: the single biggest cause of absenteeism and lost productivity globally***Presented by the Healthcare and Life Sciences Law Committee*

A short interactive presentation outlining the main causes of back pain and some simple ways to prevent it.

## Thursday 0930 – 1045

## AI DAY

**Artificial intelligence and alternative facts in family law***Presented by the Family Law Committee*

This session will examine the opportunities for using technology and/or artificial intelligence (AI) in family cases. Expanding the boundaries: can technology be used to increase efficiency and reduce costs in the drafting of prenuptial agreements? Can predictive coding algorithms be used in cases involving millions of disclosure documents in financial remedy cases?

**Cross-border transferability of aircraft, homogenisation and efficiency in documenting aircraft financing transactions reducing risk and transactional costs for stakeholders while increasing the enforceability of rights***Presented by the Aviation Law Committee*

The panel will discuss aircraft and engines as transferable assets and developments in law and documentation that affect transfers. Discussion will include Cape Town and registration issues, governing law issues and the efforts of the Aircraft Working Group (AWG) including standardised documentation.

**Disasters! Environmental, health and safety ramifications and solutions***Presented by the Environment, Health and Safety Law Committee and the Space Law Committee*

Floods. Famines. Wildfires. Earthquakes. Drought. Every day much of the world confronts these and other natural and humanitarian disasters. This panel will address the environmental and health ramifications of these disasters on a local and global level. More importantly, the panel will also discuss feasible legal and policy-based solutions including the use of geospatial data.

**Do you know where your clothes are from?***Presented by the Asia Pacific Regional Forum, the European Regional Forum, the Intellectual Property and Entertainment Law Committee, the International Franchising Committee and the International Sales Committee*

With many international brands manufacturing their clothes in Asia, this session seeks to examine issues in sourcing, manufacturing and intellectual property arising from the production of apparel in this region.

**How to be on the safe side: new compliance challenges for clients and law firms***Presented by the Latin American Regional Forum*

While we were still adapting to traditional compliance requirements, new challenges for clients and law firms appeared, as technology became an essential part of our works and lives. The session will go through both traditional and new requirements, trying to find the way to be on the safe side.

**Multilateral justice – reflections on the International Criminal Court 20 years on***Presented by the IBA The Hague and the War Crimes Committee*

Two decades after the signature in Rome of the Statute establishing a permanent International Criminal Court (17 July 1998), this session will take stock of the innovations and shortcomings of such a mechanism of international justice. It will look in particular at:

- the Statute's ground-breaking provisions including those addressing victims, sexual and gender-based crimes, and its innovative structures including the creation of a Trust Fund for Victims;
- the absence of an independent organ for the Defence in the structure of the Court and the provisions of the Rome Statute related to fair trial rights;
- the role of States Parties and the pros and cons of an institution that is set up by a multilateral treaty and governed by an Assembly of States Parties; and
- the co-existence of the ICC with other mechanisms such as hybrid courts, domestic prosecutions, and regional initiatives.

**Multilateral trade agreements and mobility provisions***Presented by the Immigration and Nationality Law Committee*

Participation in multilateral agreements and organisations such as NAFTA, the World Trade Organization, the TPP and the European Union covers not just trade in goods, but also the movement of nationals across borders. This session will discuss how countries integrate these agreements into their own immigration systems and how these agreements are enforced when member countries fail to live up to their obligations.

**Opening of closed jurisdictions***Presented by the Bar Issues Commission*

In an increasingly globalised world, jurisdictions across the world are opening their legal markets to international firms. However, some jurisdictions, particularly in emerging markets, are still hesitating to accept this trend. This topic aims to explore the pros and cons of open legal markets in the era of globalisation.

**Return of the one-stop shop: accountants and lawyers***Presented by the Alternative and New Law Business Structures Committee and the Professional Ethics Committee*

The session will explore the resurgence of accounting firms re-entering the market to compete with law firms.



Thursday 0930 – 1045 (continued)

**Taxation of carried interest***Presented by the Taxes Committee*

'Carried interest' is the financial term for a share of investment profits that are paid to investment managers to reward the managers for enhancing the fund's performance. In many jurisdictions, carried interest is taxed at the capital gains rate instead of ordinary income rates. This treatment has garnered public attention in recent years, with calls to end favourable rates to carried interest. Taking a comparative and multijurisdictional approach, this panel will look at the economics behind the taxation of carried interest and recent political debates on the subject.

AI DAY

**The effect of artificial intelligence on the decline of human importance in creativity and industry as a whole**

*Presented by the Intellectual Property, Communications and Technology Section, the Art, Cultural Institutions and Heritage Law Committee, the Communications Law Committee, the Intellectual Property and Entertainment Law Committee, the Media Law Committee, the Space Law Committee and the Technology Law Committee*

This session will set the scene of 'AI Day' by outlining and discussing what AI is and why it is different to existing technologies like software and hardware. It will also touch on the potential impact for certain fundamental legal principles that have formed the basis of modern trade across the globe, such as liability and contracting certainty.

The session will then move onto a more focused debate on the potential impacts of AI on the creative industries, including media and art, and will investigate whether machines can own copyright in works and patent new industrial processes – all of which have been created by robotic autonomous systems acting without human involvement.

AI DAY

**The future of M&A: how legal tech, AI and big data will change deal-making**

*Presented by the Young Lawyers' Committee and the Corporate and M&A Law Committee*

The world is changing, and so is the way that transactions are sourced, prepared and performed. This panel, which will be chaired by an officer of each of the Young Lawyers' Committee and the Corporate and M&A Law Committee will discuss what impact artificial intelligence, legal tech and big data will have on M&A transactions, and in particular on the legal advisers handling these transactions.

**The human right to food: issues for lawyers**

*Presented by the IBA's Human Rights Institute*

Rome is headquarters to the United Nation's World Food Programme, Food and Agriculture Organization, and the International Fund for Agricultural Development. The issue of the human right to food becomes particularly apparent in situations of famine. However, in many countries without famine, people suffer from chronic malnourishment. What is causing this? Is it merely an issue of efficient agricultural practices, or are other forces at work? What does a right to food mean and do lawyers have any part to play in the implementation of this right?

Thursday 0930 – 1230

**SPPI Showcase: the tech revolution – a threat to the core values of civil society and of the legal profession?**

*Presented by the Section on Public and Professional Interest and the Senior Lawyers' Committee*

Traditional sources of law cannot keep pace with technology reconfiguring the world. Should we cede control by allowing technology a role in generating law? Technological progress generates legal complexity detached from the broader context, and inconsistencies undermining legal certainty. Lawyers feel a responsibility to maintain the fundamental values of civil society, dignity and justice -now under emerging threats from technology, which left to itself could create a dehumanised reality. The session will focus on how IBA members from a range of cultural backgrounds can pursue the values enshrined in the rule of law in the context of the globalised cyber-economy.

Thursday 1045 – 1130

**IBAHRI General Meeting**

*Presented by the IBA's Human Rights Institute*

Conference attendees are invited to participate in this general meeting of the IBAHRI. During the meeting, IBAHRI Director Dr Phillip Tahmindjis AM and IBAHRI Co-Chairs Ambassador (ret.) Hans Corell and the Hon. Michael Kirby AC CMG will discuss the work of the IBAHRI on a daily basis, its research activities, and topical issues regarding human rights today. IBAHRI Officers and staff will be present to answer questions and respond to suggestions related to the past, present and future work of the IBAHRI.

**Legal Practice Division General Meeting**

*Presented by the Legal Practice Division (LPD)*

All division members are encouraged to attend this meeting and are invited to put to the officers any questions they may have, relevant to the work of the Division.

Thursday 1115 – 1230

**Collective actions: international trends and currents**

*Presented by the Litigation Committee and the Consumer Litigation Committee*

Returning back to Rome means, among other things for the Litigation Committee, a look back to our very successful spring meeting in 2007 when the Committee devoted the full 1.5-day programme to discussions about the latest developments in collective redress and class actions. Rome 2018 is the perfect time for us to revisit the issue. Our interactive panel of experts from across the globe, on both sides, claimant and defendant, will refresh our view on how the legal markets are developing, whether opt-in or opt-out models will prevail, how and where cross-border recognition can be successfully implemented, and what further measures should be considered to address the fear of those potentially exposed to class actions, all while providing guidance to proper access to justice. Litigators, corporate counsel, judges, academics, consumer association representatives and policy-makers can profit from attending this session, which will focus not only on discussing the current state of play, but also influencing future developments.

## AI DAY

**Embracing new technologies: How is shipping changing in the digital age?***Presented by the Maritime and Transport Law Committee and the Land Transport Subcommittee*

As part of the IBA AI focus day in Rome, we will look at the current status of development of artificial intelligence technologies in the maritime sector, and the legal issues raised by these new technologies and applications. Much of the current innovation we are seeing in the industry is being driven by existing maritime platforms, for example the classification societies. And we can already observe the effects of AI on the containerised supply chains with huge advances in in-time transits and equipment availability. We will look at the ships themselves and the increasing connectivity between ship and shore, planned to culminate in unmanned ships, with the aim of reducing human error and thereby increasing safety, reducing costs and increasing environmental sustainability. We will also consider the need for new laws to regulate the use of drones and unmanned marine vehicles and reliance on satellite and other communication.

**Emotional intelligence and the law***Presented by the Young Lawyers' Committee and the Senior Lawyers' Committee*

Conventional wisdom states that your book smarts and your work ethic will propel you to greater heights as a lawyer. But what about your emotional quotient (EQ)?

Emotional intelligence, or EQ, is the ability of individuals to accurately recognise, understand and manage their own emotions and those of others. Emotionally intelligent people are skilled at reading other people's emotions and choosing an appropriate reaction accordingly.

This session will be divided into two parts. The first part initially focuses on the history and background of emotional intelligence, whose term was popularised in the mid-1990s, and covers five main areas: self-awareness, emotional control, self-motivation, empathy and relationship skills. Attorneys from the transactional and litigation worlds will give their opinion about how they draw on their EQ in the practice of law to achieve better results for their clients.

The second part of the session will be devoted to the use of EQ at the workplace. Merely producing great results is not a guarantee of success; really successful attorneys have an ability to interact with people above and below their stature in a way that inspires teamwork and commitment. Coming out of law school, the emotionally intelligent lawyer knows how to deal with and placate demanding superiors. As they become more experienced and manage more people, this lawyer can maximise potential and efforts. In the meantime, the emotionally intelligent lawyer will be also utilising these skills to attract and maintain clients. Panellists spanning the range of experience will speak regarding their observations and provide advice regarding the issues that all of us face as lawyers.

**Favouring expatriates: how companies can avoid claims of discrimination brought by local hires***Presented by the Diversity and Equality Law Committee*

Multinational companies continue to send employees from their home country to overseas assignments. Those expatriates (sometimes known as rotating staff) may or may not continue to be employed by the parent company. In most cases, however, those employees receive benefits that are different from locally hired employees. Those benefits may include higher levels of compensation, allowances for sending their children to private schools, special travel allowances, hardship allowances, and other prerequisites that local hires do not

have access to. In addition, in the event of a workforce reduction taking place at the location of assignment, the expatriates are likely to be immune from termination. These practices can result in claims of discrimination brought by local employees. This panel will discuss typical benefits packages for expatriates, best practices for structuring the assignment in a way to avoid discrimination claims, and how courts and employment tribunals have resolved claims of discrimination based on these practices.

## AI DAY

**Legal issues and challenges in the digital economy***Presented by the Antitrust Committee and the Communications Law Committee*

Artificial intelligence, data, algorithms, digital identity, privacy, portability. This session will address legal and regulatory challenges as we adapt to the new digital economy paradigm.

## AI DAY

**Regulating artificial intelligence: Is it time?***Presented by the Bar Issues Commission and the Bar Issues Commission Regulation Committee*

With artificial intelligence as the hot topic in law practice today, the question arises as to whether there should be regulation on the new technologies. Do the rules of professional conduct in the world's legal jurisdictions provide sufficient guidance? Does the advent of ever-improving technology – particularly technology utilising artificial intelligence that includes deep learning – favour large firms and place unsurmountable burdens on smaller firms to keep up? How far can lawyers go in utilising predictive technology? What must the lawyer do to comply with professional obligations in such circumstances? Regulatory bodies and bar associations are beginning to confront the changes brought about by alternate business structures. This panel looks to the regulatory response, or not, of regulatory bodies and bar associations, and offers a set of considerations and best practices.

**Safety, market surveillance and transparency: the new EU Regulations on medical and in-vitro diagnostic medical devices***Presented by the International Sales Committee and the Healthcare and Life Sciences Law Committee*

The scandal of the Poly Implant Protheses (PIP) breast implants made it clear how the lack of a proper legislation can affect people's health and this must never happen again. In order to protect the patients, the EU has issued two new regulations, which have recently entered into force. The new rules should enhance the reliability and safety of the products and introduce extensive duties of transparency, traceability, information and market surveillance for the producers. Are you ready for the big change?

**Seller's liability limitations (a mock case)***Presented by the Corporate and M&A Law Committee*

In this session, not only will the most usual seller's liability limitations that a M&A practitioner may encounter in any sale and purchase agreement negotiation be reviewed, but also those not so usual limitations that have become a market standard in recent years. The mock case format will help the audience to assess the grounds behind these limitations on both sides of the table.

Thursday 1115 – 1230 (continued)

**Specialised intellectual property courts***Presented by the Intellectual Property and Entertainment Law Committee*

Are specialist courts the way forward for intellectual property? A panel of judges and practitioners from around the world will discuss the development of specialist courts, their advantages and possible disadvantages in an interactive session. Come along and give us your views.

OFFSITE

**The good, the bad and the ugly: Who's who in transactions in distressed financial assets? The originator, the investor and the regulator's perspective**
*Presented by the Banking Law Committee and the Creditors' Rights Subcommittee*

The NPL market is booming. Although the positive trend of the global economy is having an undoubted positive effect, divestitures by originators are, at least in some jurisdictions, the primary driver of the decrease of NPL ratio in the originator banks' balance sheet, securitisation being one of the most commonly used tools for such divestitures. New challenges are posed by a number of variables, including the increasing interest of investors in the so-called 'unlikely to pay' distressed assets, the new skills which servicers are requested to deploy in the management of this assets class and in extracting value from NPLs generally, regulatory changes and the introduction of IFRS 9. This session will explore the approach of originators, investors and their servicers, and the regulators' approach to such demanding developments.

**The IBA Arb40's recent products***Presented by the Arbitration Committee and the IBA Arb40 Subcommittee*

To follow up on the works of the IBA Arb40, this panel will discuss its recent products such as the arbitration compendium and the arbitration toolkit.

**Use and misuse of experts***Presented by the International Construction Projects Committee*

Construction disputes often require expert evidence, but the use and effectiveness of such evidence is often in question. Recent examples of the successful use of experts, including methodologies and techniques, for demonstrating and substantiating claims for extensions of time and additional compensation will be discussed, as well as good and bad experiences with the use of 'joint experts' and 'hot tubbing' of experts. The session will also discuss relative advantages and disadvantages of tribunal (court and/or arbitrator) appointed experts and party appointed experts in different jurisdictions, including cultural differences between lawyers from common law and civil law jurisdictions.

**Where shall I go? For the mobile family, what's the best country in which to become tax resident?***Presented by the Private Client Tax Committee*

The panel will compare and contrast the advantages and pitfalls of moving to their jurisdictions. Which will best suit your clients: a Swiss forfait, the UK's 'non-dom' regime, Italy's new 'non-dom' regime or somewhere completely different?

**With the advent of globalisation, an examination of the need for multilateral agreements on the liability of company directors for negligent acts and omissions causing damage to shareholders and creditors***Presented by the Negligence and Damages Committee and the Closely Held and Growing Business Enterprises Committee*

This session examines whether there is a need to create international arrangements to harmonise or regulate the duties and liability to shareholders and to the companies themselves of directors of companies engaged in international business. The panel will consider whether there are any areas in which harmonisation is especially necessary, for example, in relation to project financing and private placements. The panel will also consider whether national systems are adequate for the resolution of these disputes

## Thursday 1400 – 1700

**Aviation off-site tour***Presented by the Aviation Law Committee*

Join us for a tour of local aviation facilities followed by a roundtable discussion.

Please sign up at the IBA speaker desk on-site, as the number of participants is limited.

## Thursday 1430 – 1545

**Arbitration and bribery***Presented by the Anti-Corruption Committee and the Arbitration Committee*

This session will bring together white-collar defence, compliance and arbitration experts to discuss issues surrounding corruption allegations during an arbitration. The session will also address the challenges of arbitral proceedings concurrent with ongoing criminal investigations of alleged bribery.

**Coverage in time***Presented by the Insurance Committee*

In this session the principles are explored that are of influence on coverage under a claims made policy in terms of time. The issues that will be dealt with include; timely notification of claims, the concept of notifiable circumstances, exclusion of claims or circumstances already known to the insured, extension periods and extension of the policy period by means of series of claims/aggregation clauses, general validity of claims made clauses. During the session, relevant developments on case law with respect to the issues mentioned will be discussed.

**Current legal developments***Presented by the Corporate and M&A Law Committee and the Current Legal Developments Subcommittee*

This session will review key developments in corporate and M&A law in a number of jurisdictions around the world that are relevant to corporate and M&A practitioners globally.

## Departures and lateral hires for partners

*Presented by the Professional Ethics Committee*

The legal world has been addressing the issues related to the mobility of lawyers for many years. The area has been expanding with many more lawyers changing firms due to wanting a broader platform; to the right sizing of firms, the merger or other alignments of firms in many jurisdictions and the insolvency or other financial distress of law firms, to name just a few reasons. The expectations of lawyers and the bodies regulating lawyers have been changing over time, and the laws relating to the duties of lawyers and their new firms have also been changing. Further, there seem to be differing expectations and rules depending on the extent of the development of the bar and the regulatory framework of the Bar. Law firms now have multi-jurisdictions to consider when trying to manage expectations and changing laws in many of these jurisdictions. The panel will explore the ethical considerations to clients, vendors, creditors and employees of the departing firm, and the role and potential liability of the firms to whom the lawyer transitions. This panel will include practitioners and firm leaders who will explore these varied topics during the session.

### AI DAY

## Digital healthcare: use of big data in healthcare and life science

*Presented by the Healthcare and Life Sciences Law Committee*

Digital healthcare, artificial intelligence and telemedicine benefits and challenges; sharing and using data and new technologies in healthcare and life science should allow for more individualised, improved and increasingly remote treatment of patients. Do the benefits outweigh the risks and challenges? Where should the line be drawn?

## Framework of an effective cross-border investigation

*Presented by the Employment and Industrial Relations Law Committee*

Cross-border investigations are often very significant and, in some cases, threaten the viability of companies. Differing rules of evidence and the intersection between criminal, regulatory and employment law spheres are examined in a practical way, and a discussion about strategic issues arising from a fact-based scenario will also be included.

## From M-Pesa to Legal Tech: Is Africa's legal services sector ready to follow the lead of the financial sector to grow and innovate?

*Presented by the African Regional Forum*

The rise of technology to automate day-to-day processes in law firms is no longer a new story in the United Kingdom and United States and the clamour from clients to reduce fees has accelerated this. Africans have taken to mobile technology for financial services with alacrity, but will they do the same for legal technology and the benefits it can bring to firms and clients? What opportunities are there, and challenges faced for training lawyers, especially as many start their careers on the tasks that are now so easily automated?

## How do international arbitrators interpret international contracts?

*Presented by the Arbitration Committee and the International Commercial Arbitration Case Law Subcommittee*

To follow up on the works of the subcommittee on case law in international commercial arbitration, this panel will discuss the issue of whether international arbitrators tend to construe international contracts in a strict, black letter manner or rather, with the help of

external elements to the international contract such as the principle of good faith, economic concepts or trade usages.

## Innovation and technology for the legal department: another hype or the beginning of a new area for in-house legal departments?

*Presented by the Corporate Counsel Forum*

A lot is being discussed in terms of introduction of artificial intelligence (AI) and other tools into the daily work of legal departments. A reality check might be helpful and a peer discussion might lead to new insights.

### AI DAY

## Lawyers versus machines: artificial intelligence and the future of investigations

*Presented by the Academic and Professional Development Committee, the Business Crime Committee and the Technology Law Committee*

The growing size of data that is collected in the course of government and corporate investigations makes it increasingly impossible for lawyers to undertake the analysis of the data without relying on artificial intelligence techniques. The purpose of the session is to identify and discuss the legal and ethical implications of these developments and the challenges that they pose to the legal profession.

Of particular concern is whether advances in this technology threaten both criminal defence rights, but also personal privacy. These issues are rendered particularly difficult to address because of the so-called 'deterritorialisation of data', such that evidence relating to potential crimes is increasingly stored in a 'cloud' or other situs where the identity of the national authority responsible for it may be difficult to ascertain.

### AI DAY

## My robot caused the loss! Artificial intelligence (AI), losses and the new and more complicated world of seeking redress for the consequences of AI errors

*Presented by the Consumer Litigation Committee*

Robots or algorithms are now responsible for more decisions and activity impacting on humans than ever before, from driverless vehicles, farm machinery and factory robots to financial products, lending decisions and securities trading. This session will focus on how commercial parties (over and above smaller consumers) seek redress for losses resulting from artificial intelligence (AI) errors. It is a much more complicated and expensive process in proving traditional negligence or failure and can involve wrongdoing by parties far removed from the end product, often parties in foreign jurisdictions and possibly state-supplied data or infrastructure. Will we have to review our approach to redress and liability laws generally to cope with the AI revolution?

## Taming the titans: How should Europe respond to the dominance of the big-tech platforms such as Facebook, Google and Amazon?

*Presented by the European Regional Forum*

Increasingly, the big-tech platforms no longer compete in their markets – they have become the market itself providing the infrastructure for much of the digital economy. Facebook owns the world's largest pool of personal data. Amazon accounts for more than 40 per cent of online shopping in some countries and Google processes more than 90 per cent of web searches, thereby controlling (along with Facebook) online ad revenues. In the circumstances, how can European policy makers respond without stifling investment and with the aim of fostering competition and innovation?



Thursday 1430 – 1545 (continued)

**The eSports explosion: a new legal framework?***Presented by the Leisure Industries Section, the Intellectual Property and Entertainment Law Committee and the Sports Law Subcommittee*

Forget football; the world's fastest-growing sport is live video gaming. However, the rise of eSports has created a legal minefield. Professional gamers, teams, leagues, broadcasters and stakeholders all face increasingly complex contractual, intellectual property (IP) and other legal challenges. What are current trends of eSports contracts? How do streaming platforms develop their brands around IP they do not really own? How do game developers protect their IP, and not infringe player rights and the rights of others? Should regulation be introduced with player protections to help promote the growth of a real legal framework in eSports? What of rules preventing manipulation/cheating and banning player betting? Should there be a single governing body establishing uniform, overarching rules, and how far should its reach extend to ethical issues? This will be a discussion of eSports lawyers and industry players at the forefront of the eSports sector.

**What it takes to be a lawyer: the qualities that define the profession. Inspiring views on the profession by IBA Members***Presented by the Young Lawyers' Committee*

What makes a good lawyer? What are the qualities that are really indispensable for us as attorneys? What really defines our profession and distinguishes it from any other profession? Panellists have been requested to deep dive into their experience, elaborate and focus on just one quality that they believe is the most important for successfully conducting this profession. Is it preparation, is it precision, is it curiosity? Or something else? The session will enable participants to reflect on what the profession is today, where it is going and what are the distinctive features that will always be there, in spite of any new challenges. The session is intended to be the first of a series of inspiring meetings with colleagues who have the desire to share their views on the profession.

**Who is inheriting the chateau, schloss or palazzo now? A review of Brussels IV (the European Succession regulations) in practice***Presented by the Private Client Tax Committee*

Our expert panel will provide insights into the workings of the European Succession Regulations and its effect on both EU and non-EU countries. If you have clients with European assets, then this is a vital update for you. Contributions from the audience are very much welcome.

Thursday 1430 – 1815

**IBA Council meeting**

The IBA Council is the governing body of the IBA, having the general control of the affairs of the IBA and passing, as required, resolutions and guidelines for members and the legal profession worldwide. Those entitled to attend are IBA officers, Division Officers, Honorary Life Members of the Council, appointed representatives from Member Organisations, appointed Deputy Secretary Generals and any co-opted members.

Sign in from 1430.

Thursday 1615 – 1730

**2017–2018 cybercrime year in review***Presented by the Criminal Law Committee*

Cybercrime techniques seem to evolve at the speed of light. Whether it is influencing local elections for political gain, implementing 'ransomware' across industries and companies, or engaging in cyberterrorism, the dangers of cybercrime are only multiplying. This panel will review recent developments in cybercrime and corresponding law enforcement, and discuss what steps lawyers and their clients can take to protect themselves against the latest cyberthreats.

**Cartels: international cartels – cooperation across borders***Presented by the Antitrust Committee*

Local competition law enforcement does not happen in a geographic vacuum: economies become increasingly globalised. Companies involved in a potentially anti-competitive conduct may be scattered across the globe. Increasingly, the reach of competition laws is not defined by where the conduct took place or the direct effects. Young competition agencies are keen to put themselves on the map of competition enforcement. In such a complex environment, the benefits of cooperation among agencies are obvious – as are the dangers of not cooperating. Lost opportunities to gather evidence, a proliferation of 'me too'-enforcement action and multiple-jeopardy for the companies involved, as well as the need to commit management resources to a number of parallel investigations, potentially uneven decisions and various immunity applicants in different jurisdictions that may ultimately deter companies from initially applying for leniency are just a number of the issues this panel will consider. Panellists will discuss ways in which agencies can cooperate to foster sustainable competition law enforcement, an efficient allocation of resources and an effective but equitable deterrent.

**Clash of cultures: how cultural differences can impact on the relative success or failure of a corporation in financial distress seeking to restructure***Presented by the Insolvency Section, the Closely Held and Growing Business Enterprises Committee and the Insolvent Financial Institutions Subcommittee*

Corporations with cross-border interests looking to restructure both inside and outside of formal court proceedings face difficulties when the legal and cultural norms of the jurisdictions in which they operate are, at best, inconsistent or, worse, in conflict. This session will address the issues faced by these corporations in various jurisdictions, including but not limited to the attitudes of management, the treatment of creditors, the appetite for investment into corporations in financial distress, the existence of penalties against directors for failure to act and the existence of a legislative framework that facilitates restructurings, including early warning tools. The panel will discuss these issues and describe the manner in which they contribute to the success or failure of a restructuring.

AI DAY

**Competing against robots: is there room for discrimination?***Presented by the Diversity and Equality Law Committee*

As robots/artificial intelligence (AI) compete with people more and more for jobs, how will society respond? Will there be 'human being' quotas for employers? Will there be laws to prevent robots taking 'human jobs'? How will tax raising respond (employer social security payments mean that humans do not compete on a level playing field)? Will we see greater pressure for a universal basic income and wealth taxes?



### Corporate governance hot topics

*Presented by the Corporate Governance Subcommittee, the Corporate and M&A Law Committee and the Current Legal Developments Subcommittee*

This session will review general trends and key recent developments in corporate governance from a global perspective, but especially bearing in mind the United States and Europe.

### Equity incentive packages cross-border: structures and strategies

*Presented by the Closely Held and Growing Business Enterprises Committee, the Human Resources Section and the Private Client Tax Committee*

Interact with experts in a lively session on equity incentives for entrepreneurs and other key personnel cross-border as to key plan and grant drafting, and tax considerations, as well as available alternatives to maximise the client's employee retention and other goals.

### Hot topics and burning regulatory developments for investment funds

*Presented by the Investment Funds Committee*

The panel will discuss the legal and regulatory developments which investment funds need to consider and act upon in 2018, 2019 and beyond. These will notably comprise Brexit, the MMF Reform, PRIIPS, marketing rules and restrictions and the different EU Commission proposals notably on the ESAs review, ESG and for removing barriers for cross-border distribution.

### Management tips for law firms in emerging/ frontier markets

*Presented by the Law Firm Management Committee*

The panel comprising senior leaders from a diverse group of law firms from various continents will share experiences and knowledge on building and growing a successful law firm in emerging countries. In informal café-style discussions, key topics will be discussed including structure and systems, strategy, compensation and culture, business development and marketing. Audience participation will be encouraged.

### Performance security alternatives and effectiveness: show me the money

*Presented by the International Construction Projects Committee*

This session will examine different types of security often required for construction projects, such as letters of credit, surety bonds, bank guarantees and parent guarantees, as well as the due diligence and independent legal opinions that should be required by lawyers to support the validity of execution and enforceability of such securities. Differences between domestic and international projects and securities will be discussed, as well as whether there are any differences in recovery when an order is made against such security by a court, arbitrator or adjudicator. The session will also discuss issues arising out of an improper call on security and the contract provisions parties seek to include in contracts to protect themselves against such improper calls.

### Robots, rights and responsible business: Is artificial intelligence a force for good or an expedient evil?

*Presented by the Corporate Social Responsibility Committee and the Poverty and Social Development Subcommittee*

Artificial intelligence (AI) and its many applications are developing faster than most can keep track of. Law and regulation lag far behind the realities of technology. While AI promises many positive benefits, its immense potential human rights impacts are evident. Soon, machines may make life and death decisions: in medical diagnosis and treatment, or on (or above) the battlefield. Automation dominates many industries and unmanned vehicles will soon take to the roads.

What does this mean for the workforces of advanced economies; and for the populations of developing nations who will be denied the benefits of labour-intensive industrialisation? What about the ethics of algorithms – will human biases infect machines and perpetuate discrimination, and how will we monitor and regulate these areas? Within businesses, engineers and technicians need to think about ethics and human rights as well as physics and maths. Lawyers advising businesses will increasingly help them grapple with the human rights impacts of their innovations and create frameworks to ensure technological advances represent the 'right thing' in more than just monetary and efficiency terms. Embedding respect for human rights in business governance has never been so necessary. This panel will discuss the human rights implications of AI and how lawyers can help businesses address the challenges, opportunities and dilemmas.

### The EU Raw Materials Initiative: an update on metallic minerals

*Presented by the Mining Law Committee and the European Regional Forum*

How does the European Union Raw Materials Initiative respond to the different challenges related to access to raw materials (non-energy and non-agricultural) in relation to, more specifically, metallic minerals:

- fair and sustainable supply of raw materials from global markets; and
- sustainable supply of raw materials within the EU.

This includes the view from the promotor, expert consultants and mining companies.

### Trends and perspectives of international arbitration in disputes involving financial institutions

*Presented by the Banking Law Committee and the Arbitration Committee*

While the evolution of the financial industry and its relations with counterparties has modified the disputes pattern in recent years, the historical perception in the financial industry that arbitration is unsuitable for disputes involving financial institutions has been challenged.

The session will review the reasons for the change and discuss feedback from experience in key business lines and expert subject matter where arbitration is already used. It will consider the specific procedural needs of the financial industry, the impact of market associations, such as the International Swaps and Derivatives Association (ISDA) and the Loan Market Association (LMA), proposing standard arbitration clauses and the role of specialist arbitration centres. Going further, it will explore the potential for growth through the adaptation of arbitration rules and education of financial institution staff.

Thursday 1615 – 1730 (continued)

**Update on the implementation of BEPS-inspired anti-avoidance measures***Presented by the Taxes Committee*

Fifteen final reports, two European Union anti-tax avoidance directives, and two diverted profits tax laws later... This panel will look at the way that countries have implemented both anti-avoidance measures outlined in the base erosion and profit shifting (BEPS) final reports and anti-avoidance measures wholly outside the BEPS framework (and possibly even in conflict with it), considering, inter alia, the anti-avoidance measures under United States tax reform proposals. What makes an anti-avoidance measure work? How do we measure whether such a measure is effective? And how do anti-avoidance measures targeted at a specific problem differ from general anti-avoidance rules already on the books in many jurisdictions?

Friday 0930 – 1045

**Addressing the critics: the role of mediation in dealing with challenges to the state investor dispute resolution system***Presented by the Mediation Committee, the Dispute Resolution Section and the State Mediation Subcommittee*

The current state investor dispute resolution system is facing criticism with regard to some important aspects of the procedures it offers. A lack of transparency, neutrality of the deciding third party, the limitations of amicus curiae involvement and a lack of flexibility to take into account considerations beyond the applicable law are some of the concerns raised. In recent years, there have been increasing initiatives to develop the use of mediation for the resolution of investor state disputes. Some of the advantages put forward include the fact of the mediator remaining neutral in light of them not having a role in deciding the dispute, the flexibility of the mediation process with regard to including further parties around the table, the opportunity to look in a mediation for solutions beyond results that can be achieved in legal proceedings and the role of mediation in considerably decreasing costs of the dispute resolution process.

This session will invite representatives of some of the main actors in the field to reflect on the status of the use of mediation for ISDR – as well as look at obstacles and challenges. Speakers will include representative of companies, states, institutions and dispute resolution specialists.

**Clouds from both sides: cloud 2.0 and beyond – time to get comfortable with the inevitable***Presented by the Technology Law Committee*

Cloud computing has been a topic at conferences for many years, but there remains fear and reluctance from lawyers and clients alike to fully embrace it. However, the time has come (or, at worst, is fast-approaching) when there will be no choice – vendors are making cloud provisioning of software customers' only choice. And this is just Cloud 1.0, we now have companies talking about Cloud 2.0 as the next iteration of how we manage and analyse remotely held data.

This session will start by examining the premise above that cloud provisioning is now all but inescapable, before exploring what that means for lawyers – in their own business and their clients' – and the need to embrace the inevitability of where technology is going. From there, we will consider security concerns, regulatory concerns, the benefits of moving to the cloud, and then focus on future-looking on where we will be in the short to medium term.

This session will be of interest to private practice and in-house counsel alike.

**Creating engagement across generational cohorts***Presented by the Law Firm Management Committee*

Why leadership matters more than ever!

The session will explore how the core principles of leadership are being redefined in light of the current talent and leadership challenges that the profession is facing. The panellists will engage the audience in an interactive exchange about how the increased competition for talent, difficulties to retain the best professionals and the profound changes in the younger generations of lawyers' motivations and aspirations all demand new leadership styles and approaches.

As in other professional services industries and more widely in all sectors across the globe, the command and control leadership culture and rigid performance management systems are being replaced with coaching, mentoring and ongoing feedback, making leadership skills among the most important capabilities to have in practice today.

**Dawn raid basics: an introduction and update***Presented by the Antitrust Committee*

Few events strike more fear into a company's heart than the launch of a dawn raid by a team of determined antitrust enforcers. Whether carried out in the EU, the US, Canada, Brazil or Asia, there are certain common strategies for reacting to and managing a dawn raid. At the same time, there are jurisdictional differences and variations of which a company or its advisers should be aware. While providing a basic overview of dawn raid practice and procedure, this session will also offer valuable insights, helpful strategies and a survey of recent developments. Questions that will be addressed include:

- What are the first things to do when the knock comes at the door?
- What are common mistakes?
- How much cooperation with officials is advisable?
- How much is necessary?
- How should one deal with privileged information?
- How can a company best gather intelligence about the nature of the investigation?
- What information will (or may) become public about the raid?
- How do deal with media and customer inquiries?
- What are the next steps after the enforcers leave (eg, launching an internal investigation)?

**Dismissals and reorganisation within companies facing insolvency proceedings***Presented by the Employment and Industrial Relations Law Committee and the Reorganisation and Workouts Subcommittee*

Insolvencies often create difficult challenges for employment lawyers, in particular, the tension between fast closure and trying to sell parts of a business is an ongoing concern. Often employment laws actually threaten jobs rather than protect them. This session examines the strategic issues inherent in a significant insolvency from the perspective of several jurisdictions, and will be useful for both employment lawyers and insolvency practitioners.

**How soft law becomes hard law in corporate governance***Presented by the Corporate and M&A Law Committee*

This session will analyse the global trend that is converting the traditional corporate governance soft law system into a full hard law system, which involves a completely different approach to corporate governance matters, and is certainly transforming legal advice and practice.

Friday 0930 – 1045 (continued)

**More on renewables: how and why renewables are growing and which are their victories and defeats***Presented by the Power Law Committee*

Renewables in all power markets have significantly increased. Supported by governments, renewals are displacing traditional power sources because of better prices and environmental benefits. However, there are still doubts regarding the operational problems caused by renewable energy.

The session will also look into the impact in renewable of power storage.

**Parents' rights versus doctors' recommendations in cases of existential threats to a child's life***Presented by the Law and Individual Rights Section, the Family Law Committee, the Healthcare and Life Sciences Law Committee and the Indigenous Peoples Committee*

When doctors and parents disagree on medical intervention for children and young people under 18 years of age, the courts are often called upon to adjudicate. They are generally guided by the 'best interests of the child' but how well-equipped are the courts to make this judgement and what factors should be taken into account? Is a child's best interest purely a medical/health decision, even where the result may inevitably lead to early death? To what extent should the parents' or older child's wishes and views be taken into account? And what if they are also in conflict? What allowance is made for religious beliefs and/or ethnic practices? If medical intervention would lead to the child or young person becoming an outsider from their religious or social community, are their best interests well-served? Controversial topics in this field include denial of treatment including turning off life support, blood transfusions, amputations and female genital mutilation (FGM).

**The law created by international arbitrators***Presented by the Arbitration Committee*

To follow up on the conclusions of February's IBA Arbitration Day in Buenos Aires, this panel will discuss some of the principles and rules created by international commercial arbitrators.

**Whose second life is it anyway? Personal information and financial services***Presented by the Financial Services Section, the Banking Law Committee, the Capital Markets Forum, the Insurance Committee, the Investment Funds Committee and the Securities Law Committee*

The panel will consider the collection of personal information (both mandatory and voluntary) and the use of that personal information by financial institutions across the range of services they provide. This will include the transfer of personal information from traditional financial institutions to FinTech companies.

Friday 0930 – 1230

**Rule of Law Symposium – business for the rule of law***Presented by the Rule of Law Forum*

The rule of law is also a matter for companies. Compliance is necessary but the engagement of corporations in global initiatives that advance the rule of law makes sense strategically for more competitive, stable and sustainable markets. Business are more efficient and therefore have better results in countries where the rule of law is more advanced. General counsels, corporate lawyers and the overall legal profession are called to understand the impact of said initiatives and lead them.

Friday 1230 – 1300

**Presentation of the IBA Award for Outstanding Contribution by a Legal Practitioner to Human Rights 2018***Award sponsored by LexisNexis®*

See page 15 for further information.

Friday 1330 – 1600

**Rule of Law Symposium – business for the rule of law***Presented by the Rule of Law Forum*

The rule of law is also a matter for companies. Compliance is necessary but the engagement of corporations in global initiatives that advance the rule of law makes sense strategically for more competitive, stable and sustainable markets. Business are more efficient and therefore have better results in countries where the rule of law is more advanced. General counsels, corporate lawyers and the overall legal profession are called to understand the impact of said initiatives and lead them.

# IBA GLOBAL INSIGHT

[tinyurl.com/ibaglobalinsight](http://tinyurl.com/ibaglobalinsight)



## IN PRINT



Total average net circulation – 31,308  
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The IBA's flagship magazine is delivered to over 31,000 members of the Association six times each year and is also available for subscription or individual purchase. It is accessible online and in app format.

## ONLINE

You can find current and previous editions of *Global Insight* on the IBA website, along with the latest legal, business and human rights news and analysis.

Recent online highlights include:

- World trade: United States v China and the potential for a major trade war
- The rise of populism in Europe and anti-EU sentiment
- Saudi Arabia and the world's largest IPO – a new era of diversification and openness?
- Illicit financial flows from Africa



## IN FILM AND AUDIO



Films, in-depth interviews and podcasts with high-level experts are also available from the IBA website and iTunes. Recent highlights include:

- Lawyers on the front line: the refugee crisis in Greece
- Interviews with Kofi Annan, UN Secretary-General 1997-2006; Robert Mueller, former FBI Director; and Ben Bernanke, Chair of the Federal Reserve 2006-2014
- Podcasts on President Trump and executive power; North Korea at a critical juncture; and Brazil's multi-billion dollar corruption scandal

## ON THE MOVE



The *Global Insight* app has moved to a new, improved platform.

Details of how to access the app and all IBA digital content can be found at [www.ibanet.org](http://www.ibanet.org).



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# The Social Programme

**A**n important element of the IBA Annual Conference is the Social Programme, which is designed to enable you to meet other delegates sharing the same interests in practice or from regions where you have business interests.

The Social Programme will also provide you with the opportunity to take in the sights and sounds of Rome.

The programme begins on the evening of Sunday 7 October with the Conference Welcome Party at the Villa Aldobrandini in Frascati. It will finish on Friday 12 October in spectacular style with the Closing Party to be held at the Terme di Diocleziano, the Roman public baths built from 298 to 306 CE.

During the week there will be approximately 100 dinners, receptions and gatherings in some of the most sensational venues across the city. Apart from the opportunities to meet and connect with other delegates, these will allow you to take in the sights of Rome.

Preliminary information on the Social Programme can be found on pages 75–78 with full details of other conference social events and committee functions to be released later in 2018. Details will be posted on the conference website [www.ibanet.org/Conferences/Rome2018.aspx](http://www.ibanet.org/Conferences/Rome2018.aspx)



The Garden of Terme di Diocleziano, Rome



Theatre of the Waters at Villa Aldobrandini, Frascati

For information regarding sponsorship opportunities for IBA social events, please email [andrew.webster-dunn@int-bar.org](mailto:andrew.webster-dunn@int-bar.org)



# Social Programme

Social functions will **NOT** be confirmed until full payment is received at the IBA office. If full payment is not received by **Friday 7 September** the allocation will be released without further notice.

Places, where relevant, must be purchased for children over 13 years old. Some social functions may not be suitable for young children and, if this is the case, the IBA reserves the right not to admit them.

## Social function amendments and returns

All social function bookings must be finalised by close of business on **Wednesday 26 September**. After this date all amendments, returns and purchases of social function places will only be possible upon arrival at the conference. Social function places returned in person, on-site, will be subject to a 15 per cent administration charge, and a refund will only be made if the place is resold. All refunds will be made from the London office after the conference.

Please note that new social function purchases will be subject to availability at the conference.

## Dietary requirements

To ensure your safety at an IBA social event, we ask you to indicate, on the registration form, any dietary restrictions and allergen intolerances you may have. This is so we can ensure that the food provided for you at an IBA event, where there is a plated meal, is safe for you to consume.

Therefore, by disclosing this information you agree to the IBA sharing this information with relevant third parties who are providing catering on our behalf.

If you have requested a specific meal, which has to be provided by a third-party supplier, we will be tracking to ensure delegates have received and consumed their requested meal.

Please note that the food provided at the Welcome Party, general delegate lunches and Closing party are buffet style with options to cover a wide variety of dietary requirements, therefore we do not offer alternative options to accommodate individual dietary requirements for these events.

Any dietary requirements submitted to us after Wednesday 26 September cannot be guaranteed.

## Accessibility

It is important that you inform the IBA upon registration ([confs@int-bar.org](mailto:confs@int-bar.org)) if you are a wheelchair user and/or have limited mobility as we will need to take this into account when planning transportation during the conference. The IBA selects, where at all possible, venues with few or no obstacles for those who have restricted mobility. The Roma Convention Center La Nuvola is fully accessible. However Rome, as a city, is slightly more challenging with cobbled streets, uneven pavements and ancient venues where it has not been possible to adapt access.

The IBA aims to hold its social events in venues that have no access issues, however due to the extent of venues and restaurants where access is affected it is unlikely that all the venues chosen will be accessible, the most common difficulty being the locations of the bathrooms. Quite often these are located in basements or upstairs. Some venues do have lifts, however many lifts are very narrow and wheelchairs may not fit.

## Social function prices

The IBA does not mark-up prices or make a profit from social functions. Dining in a large group will cost more than dining individually because of additional costs such as venue hire, transport, decoration, etc.

## Committee socials

A full list of committee social functions will be sent to all delegates.

## Dress code

The conference dress code is business attire for working sessions and smart-casual for social events unless otherwise stated.

## Sponsorship

For details of all sponsorship opportunities at this conference, email: [andrew.webster-dunn@int-bar.org](mailto:andrew.webster-dunn@int-bar.org).

\*Indicates functions open to delegates and registered accompanying persons for which there is no charge. Admission is by Conference badge.

## Sunday 7 October

1600 – 1800

### Conference newcomer orientation workshop

Roma Convention Center La Nuvoletta

1900 – 2200

### \*Welcome Party

Villa Aldobrandini, Frascati

The venue for this year's opening party will be the Villa Aldobrandini, an architectural masterpiece of the 16th century, located in the Roman hills, and overlooking the charming town of Frascati. Built in 1550 and renovated by the family of Pope Clement VIII in the early 1600's, the villa's stunning décor includes works by many Italian masters including Bellini, da Vinci, Mantegna and Tintoretto. The gardens are as much of a delight and include multiple terrace levels and fountains and, in particular, the famous Teatro delle Acque, a semi-circular nymphaeum elaborately decorated in baroque style, which will be the setting for a unique baroque performance. Private use of this amazing venue, still inhabited by the Aldobrandini family, will leave delegates with lasting memories. Fireworks, food and 16th century elegance are a wonderful introduction to the beautiful world of Rome.

Bus transportation will be departing from the official Conference hotels to the Welcome Party; departure times will be listed in the hotels. There will also be additional departures from the Roma Convention Center La Nuvoletta at 1830. If you are planning to arrive independently, please note the venue is located in the Frascati region, approximately one hour drive outside of central Rome.

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## Monday 8 October

0930 – 1045

### \*Opening Ceremony

Roma Convention Center La Nuvoletta

1230 – 1430

### (A) Arab Regional Forum lunch

Palazzo dei Congressi

Price: €67 (€54.92 + €12.08 VAT)

1230 – 1430

### (B) European Regional Forum lunch

Palazzo dei Congressi

Price: €67 (€54.92 + €12.08 VAT)

1230 – 1430

### (C) North American Regional Forum lunch

Palazzo dei Congressi

Price: €67 (€54.92 + €12.08 VAT)

1230 – 1430

### (D) Women Lawyers' Interest Group lunch

Palazzo dei Congressi

Price: €67 (€54.92 + €12.08 VAT)

1800 – 2000

### Host Committee Reception

Spazio Novecento, Piazza Guglielmo Marconi 26/B, 00144 Roma

The 2018 Rome Host Committee welcomes you to its reception at Spazio Novecento located inside the Palazzo dell'Arte Antica and within walking distance of Roma Convention Center La Nuvoletta.

The Palazzo dell'Arte Antica was founded more than 70 years ago by the project of the Universal Exposition of Rome (Expo), which was to host world excellence. It was 1935, the thirteenth year of the fascist era, when the governor of Rome Giuseppe Bottai proposed to Mussolini to present the candidacy of Rome for the Universal Exposition. The intent was to show the world the genius of Italic Civilization. The executive part of this ambitious program began on April 26, 1937 and among the buildings that were to be built was the Palazzo dell'Arte Antica, which houses Spazio Novecento.

Spazio Novecento is also known for its versatility and elegance of white marble in the heart of one of the most modern districts in Rome. Join us for drinks and enjoy the scenic terraces where you can continue to network and meet colleagues in a relaxing environment following the first day of the conference.

## Tuesday 9 October

0800 – 0915

### Global women litigator breakfast

Palazzo dei Congressi

0800 – 0915

### IBA Bar breakfast hosted by the Consiglio Ordine Avvocati di Roma

Palazzo dei Congressi



*An independent authority to fight corruption: the Italian experience*

1230 – 1430

### (E) Asia Pacific Regional Forum lunch

Palazzo dei Congressi

Price: €67 (€54.92 + €12.08 VAT)

1230 – 1430

### (F) Latin American Regional Forum lunch

Palazzo dei Congressi

Price: €67 (€54.92 + €12.08 VAT)

## Wednesday 10 October

0800 – 0915

### Arbitration Committee breakfast

Palazzo dei Congressi

0800 – 0915

### Corporate Counsel Forum breakfast

Palazzo dei Congressi

The Corporate Counsel breakfast is a closed event for in-house counsel only.

0800 – 0915

### Family Law Committee breakfast

Palazzo dei Congressi

0800 – 0915

### Managing Partners' breakfast: leading through change

Palazzo dei Congressi

1230 – 1430

### (G) Legal Practice Division lunch

Palazzo dei Congressi

Price: €67 (€54.92 + €12.08 VAT)

## Thursday 11 October

0800 – 0915

### IBA Bar breakfast hosted by the American Bar Association and the East Africa Law Society

Palazzo dei Congressi



### Changes in the delivery of legal services

The delivery of legal services continues to raise regulatory and professional conduct issues on the one hand, and the need to address access to justice on the other. In legal systems across the world, in both common and civil law jurisdictions, basic legal needs are not being met. The so-called justice gap is not limited to the most needy; surveys show that middle income and small business actors are also attempting to represent themselves when proper legal advice would be appropriate.

The panel, including representatives of both common law and civil law jurisdictions, will explore developments in this area, particularly in regard to cross border practice, where traditional forms of law firms are under challenge. In addition, the geometric advance of artificial intelligence, from advanced data aggregation and predictive services to the use of blockchain and smart contracts, is seen by some as an attempt to level the playing field and allow smaller firms to compete and by others as a threat to legal jobs and the province of more wealthy firms and companies.

Complementing the extended programming on artificial intelligence at this conference, we will touch on these issues in the context of the broader question: are the traditional means of delivery of legal services sufficient and if not, how far will we go before the old rules need to be changed?

0800 – 0915

### SPPI Awards breakfast

Roma Convention Center La Nuvoletta

Join us at the awards breakfast, where the IBA Annual Outstanding Young Lawyer Award, in recognition of William Reece Smith Jr, and the IBA Pro Bono Award, both sponsored by LexisNexis, will be presented.

Awards sponsored by  LexisNexis

1230 – 1430

### (H) African Regional Forum lunch

Palazzo dei Congressi

Price: €67 (€54.92 + €12.08 VAT)

1230 – 1430

### (I) Section on Public and Professional Interest lunch

Palazzo dei Congressi

Price: €67 (€54.92 + €12.08 VAT)

Afternoon

### IBA football match

The annual IBA 'World Cup' football match has become a bit of an institution. Anxieties regarding health and fitness-related issues have mostly proved unfounded – the success of the event/mini tournament is a testament to the commitment, languages, enthusiasm, endeavours and differing playing styles of those who have in recent years graced the stadia of Buenos Aires, Madrid, Dublin, Vienna, Washington, DC and Sydney. Pretty it may not be and careers as professional footballers are a complete historical fantasy, but our annual event generates huge interest, passion and most importantly friendship between all the players and many spectators who come to cheer us on. The venue will be confirmed shortly but kick off will be between 1600 and 1630. As before, we ask that all players ensure that they register with the IBA during the Annual Conference week. Estimated cost will be €80 (inclusive VAT) per person. Please register your interest in playing prior to (or during) the Annual Conference week by emailing Keith Oliver or Leonie Stevens ([keoliver@petersandpeters.com](mailto:keoliver@petersandpeters.com) / [lsteven@petersandpeters.com](mailto:lsteven@petersandpeters.com)).

2030 – late

### Law Rocks! Rome

Law Rocks! is a series of live 'battle of the bands' style rock concerts in which law professionals battle it out on stage for charity at legendary music venues around the world. Law Rocks! started in London in 2009, with the first IBA edition taking place at the Paradise Rock Club in Boston in 2013.

The net proceeds of the event will go to the IBA's Human Rights Institute and local charities, so if you want to battle it out on stage, or simply enjoy a night of great music for a good cause, visit [www.lawrocks.com](http://www.lawrocks.com).

## Friday 12 October

1930 – 2230

### (J) Closing party

Le Terme di Diocleziano

We bid farewell to Rome in another iconic venue – Le Terme di Diocleziano. This consists of the impressive roman baths built in honour of Emperor Diocletian in 298-306 CE, and renovated by Michelangelo in the 16th century. The heart of this archaeological site, and the venue for the evening's festivities, is the Cloister of Michelangelo, not only one of Rome's incomparable architectural beauties, but also an open-air museum housing numerous ancient statues sheltering in a vaulted façade and surrounding a wonderful garden.

This promises to be an evening of fun, food and uniquely memorable performances in another of Rome's most spectacular locations.

Return coach transportation will run directly to Le Terme di Diocleziano from the official conference hotels. Please consult the transport schedule in your hotel lobby.

Price: €150 (€122.95 + €27.05 VAT)

# Section and Committee information

## Legal Practice Division (LPD)



### About the Legal Practice Division (LPD):

The LPD comprises more than 50 committees and fora, listed on pages 80–86 of this programme, which cover all specialist areas of substantive legal practice as well as focusing on regional matters and the interests of corporate counsel. LPD Committees are grouped into 17 sections with common interests.

To make heard the global voice of the legal profession, committees of the LPD regularly submit comments on pending legislation and regulation schemes and reforms all over the world, affecting many different practice areas. Working groups monitor activity by key regulators and identify opportunities for comment, particularly where there is potential international or cross-border impact, or where a new scheme is being piloted. They also work together with various intergovernmental world organisations to contribute the legal profession's viewpoint.

Committees also work together on projects to benefit their practitioners: guidelines for best practice, model rules and checklists, training proposals, and databases to collate and share information. Many sections and committees hold specialist conferences throughout the year, and produce publications for their members.

More information on the Legal Practice Division is available at [www.ibanet.org/Committees/Divisions/Legal\\_Practice/home.aspx](http://www.ibanet.org/Committees/Divisions/Legal_Practice/home.aspx)

I am delighted to invite you to Rome for the IBA's 2018 Annual Conference. Once again, the LPD will be offering the opportunity to participate in an excellent programme of over 200 sessions, with a wide variety of stimulating and challenging topics.

We live in a time of extraordinary change that is reshaping the world and thus laws and their application. If you look at the outline of LPD sessions, you can identify the legal challenges deriving from such change. We have been able to cover all of them in the different sessions of our committees and fora.

I will highlight some highly topical debates. With Rome playing host, special attention has been paid to legal matter related to the European region such as the session presented by the European Regional Forum on responding to the GAFAM challenge and how Europe should respond to the challenges of the new monopolies.

I am also looking forward to our LPD Showcase session titled 'Initial coin offerings (ICOs): technology meets finance'. Cryptocurrency is currently a hot topic and is being debated and discussed across jurisdictions worldwide. During the last three years, technology-based companies have introduced a new means of funding. By selling cryptocurrency (Bitcoin, Ethereum or self-produced tokens), companies have raised significant amounts of funding in a currently unregulated territory. Initial coin offerings (ICOs) present new issues and challenges relating to buying and selling technology-based currency, disclosure, regulation, money laundering, payment systems and fraud prevention. The session will bring together experts in technology, banking, capital markets, investment funds, founders of companies who have succeeded in these fundraisings and regulators. This will surely be an extremely relevant and engaging session and I encourage all to attend.

For the first time this year the Annual Conference will have a singular day dedicated to the ever evolving topic of artificial intelligence (AI). The IBA AI Day will occur on the Thursday of the Annual Conference and all 11 highly informative AI sessions will take place on this day.

To counterbalance the time devoted to proactive participation and hard work, I encourage you to also take advantage of our exciting programme of social events, which will feature the best that Rome has to offer in the way of culture, and of course the spectacular Welcome and Closing Parties.

The IBA Annual Conference is a unique opportunity each year for international practitioners in every field to bring together their expertise for the benefit of all. I hope you will take full advantage of the outstanding value proposition available to you at this year's Annual Conference, while at the same time enjoying the pleasure of seeing old friends and making new ones in a wonderful city.

I look forward to seeing you in Rome.

**Jaime Carey**  
*Chair, Legal Practice Division*

## Agricultural Law Section

18

*Council Liaison Officer***Klaus Reichert** *Brick Court Chambers, London, England*

The Agricultural Law Section is the newest in the Legal Practice Division and was created in 2018.

## Agriculture Law

18

*Chair***Jan Holthuis** *Buren NV, Shanghai, China*

Agriculture law covers a comprehensive and dynamic legal practice area, in particular relating to agriculture land usage, ownership and farmer's rights; seed law, plant variety law, biotechnology/GMO law; and food trade, food safety and food liability.

## Antitrust and Trade Law Section

18–19

*Council Liaison Officer***Janet McDavid** *Hogan Lovells, Washington, DC, USA*

The Antitrust and Trade Law Section is among the larger sections in the Legal Practice Division with over 1,700 members.

## Antitrust

18

*Co-Chairs***Elizabeth Morony** *Clifford Chance, London, England***Marc Reysen** *RCAA, Frankfurt, Germany*

The Antitrust Committee provides an international forum for thought leadership with respect to antitrust law developments and the profession through submissions to competition agencies, training programmes and missions, developing the law through our conferences, publications and interaction with antitrust enforcement authorities and the profession. In addition, there is a strong commitment to bring together international practitioners to facilitate closer working relationships. The Committee is increasingly relied upon by government officials and members of the private sector for its expertise and practical input into antitrust developments, including through its Working Group submissions.

## International Trade and Customs Law

19

*Co-Chairs***Eric Emerson** *Steptoe + Johnson, Washington, DC, USA***Christopher Kent** *Cassidy Levy Kent, Ottawa, Ontario, Canada*

The International Trade and Customs Law Committee is a forum for international practitioners, corporate counsel, academics and government officials to convene, exchange ideas and promote discussion of issues across the spectrum of international trade and customs law.

## Corporate Law Section

19–20

*Council Liaison Officers***Oliver Triebold** *Schellenberg Wittmer, Zurich, Switzerland***John Williamson-Noble** *Gilbert + Tobin, Sydney, New South Wales, Australia*

The Corporate Law Section has over 4,800 members from around the world.

## Closely Held and Growing Business Enterprises

19

*Chair***Harvey Cohen** *Dinsmore & Shohl, Cincinnati, Ohio, USA*

The Closely Held and Growing Business Enterprises Committee addresses issues of ownership, management and financing of startups, owner-managed, closely held and family businesses and their legal advisers, and organisations with ambitions for growth.

## Corporate and M&amp;A Law

19–20

*Co-Chairs***Craig Cleaver** *Slaughter & May, London, England***Sergio Sánchez Solé** *Garrigues, Madrid, Spain*

The Corporate and M&A Law Committee is the principal committee within the IBA that covers issues relating to mergers and acquisitions. The committee reviews developments relating to corporate governance, privatisations and joint ventures, as well as multinationals, listed corporations, private family companies, partnerships and business trusts.

## Corporate Social Responsibility

20

*Co-Chairs***Rae Lindsay** *Clifford Chance, London, England***Martijn Willem Scheltema** *Pels Rijcken & Droogleeve Fortuijn, The Hague, the Netherlands*

Corporate social responsibility (CSR) is variously defined but is generally accepted to denote responsibly grounded business decision-making that considers its impact on people, communities and the environment. The increasing emphasis on CSR has particular importance for lawyers both as advisers to their clients and, in the case of law firms, as enterprises in their own right. The committee's remit therefore includes both an examination of the many CSR-related issues on which business clients may seek legal advice from an in-house counsel or external lawyer, and the issues that confront lawyers and law firms in relation to their key stakeholders; partners, staff, clients, their professional regulator and the community in which they practise. The CSR Committee has nearly 400 members from around the world.

## Criminal Law Section

20–21

*Council Liaison Officer***Peter Bartlett** *MinterEllison, Melbourne, Victoria, Australia; IBA Secretary-Treasurer / LPD Treasurer*

The Criminal Law Section has over 1,900 members from around the world.

## Anti-Corruption

20

*Co-Chairs***Leah Ambler** *OECD, Paris, France***Bruno Cova** *Paul Hastings, Milan, Italy*

The Anti-Corruption Committee focuses on the effect of new anti-corruption laws around the world and comprises over 700 members. The advent of several anti-corruption conventions has brought about the enactment of new anti-corruption laws in scores of countries. Aggressive enforcement, including extraterritorial enforcement of national laws and a wide range of anti-corruption initiatives, has brought this issue to the forefront worldwide.



**Business Crime****20–21***Co-Chairs***Frederick Davis** *Debevoise & Plimpton, Paris, France***Kenan Furlong** *A&L Goodbody, Dublin, Ireland*

The Business Crime Committee's primary objective is to promote awareness within the business community and among transactional lawyers of the growing significance of legal compliance.

**Criminal Law****21***Co-Chairs***Enide Perez** *Sjöcrona Van Stigt, Rotterdam, the Netherlands***Matthew Reinhard** *Miller & Chevalier, Washington, DC, USA*

The Criminal Law Committee provides a forum for members from many countries and criminal justice systems to meet regularly, communicate, exchange views and monitor developments in substantive and procedural criminal law.

**Dispute Resolution Section****21–24***Council Liaison Officer***Eduardo Zuleta** *Zuleta Abogados Asociados, Bogotá, Colombia*

The Dispute Resolution Section has over 7,000 members from around the world.

**Arbitration****21–22***Co-Chairs***Julie Bédard** *Skadden Arps Slate Meagher & Flom, New York, USA***Eduardo Silva Romero** *Dechert, Paris, France*

The Arbitration Committee focuses on laws, practice and procedures relating to the arbitration of transnational disputes, as well as alternate dispute resolution methods.

**Consumer Litigation****22***Chair***Jill Yates** *McCarthy Tétrault, Vancouver, British Columbia, Canada*

The aim of the Consumer Litigation Committee is to consider international aspects of liability and the consumer's rights.

**Litigation****22–23***Co-Chairs***Ira Nishisato** *Borden Ladner Gervais, Toronto, Ontario, Canada***Tom Price** *Gowling WLG, Birmingham, England*

The Litigation Committee focuses on the legal, practical and procedural issues involved in conducting litigation. Differences and developments in individual jurisdictions are compared. The issues arising in international litigation receive particular attention, including issues such as jurisdiction, choice of law and the role of international judicial assistance in dispute resolution.

**Mediation****23***Co-Chairs***Tat Lim** *Aequitas Law, Singapore***Andrea Maia** *Find Resolution, Rio de Janeiro, Brazil*

The Mediation Committee focuses on laws, practices and procedures relating to the mediation, conciliation and negotiation of transnational disputes, as well as other alternate dispute resolution (ADR) processes.

**Negligence and Damages****23–24***Chair***Jack Husbands** *Lawton Chambers, Tortola, British Virgin Islands*

The Negligence and Damages Committee has the objective of providing practical information from a range of jurisdictions to personal injury and other litigation lawyers worldwide.

**Energy, Environment, Natural Resources and Infrastructure Law Section (SEERIL)****24–25***Council Liaison Officers***Ignacio Randle** *Estudio Randle, Buenos Aires, Argentina***Eugene E Smary** *Warner Norcross & Judd, Grand Rapids, Michigan, USA; Chair, Energy, Environment, Natural Resources and Infrastructure Law Section**Section Officers***Jean-André Diaz** *DJAM Consulting, Neuilly-sur-Seine, France; Vice Chair, Energy, Environment, Natural Resources and Infrastructure Law Section***Shane Freitag** *Borden Ladner Gervais, Toronto, Ontario, Canada; Secretary, Energy, Environment, Natural Resources and Infrastructure Law Section***Eugene E Smary** *Warner Norcross & Judd, Grand Rapids, Michigan, USA; Chair, Energy, Environment, Natural Resources and Infrastructure Law Section*

The Section on Energy, Environment, Natural Resources and Infrastructure Law (SEERIL) has a membership of over 4,100 lawyers in private practice, oil and mining companies, international organisations, government and academia. The section coordinates the activities of six committees that aim to advance the development and understanding of the law affecting oil and gas, mining, power, water, international construction projects and environment, health and safety law.

**Environment, Health and Safety Law****24***Chair***Michelle Ouellette** *Best Best and Krieger, Riverside, California, USA*

The objective of the committee is to promote knowledge and awareness in all areas of environmental, health and safety law and related issues, as well as the relationships between them.

**International Construction Projects****24***Co-Chairs***Jaime Gray** *Navarro Sologuren Paredes Gray, Lima, Peru***Helmut Johannsen** *Singleton Urquhart Reynolds Vogel, Vancouver, British Columbia, Canada*

This committee is for lawyers interested in construction law and in exchanging experiences from construction projects around the world. All aspects and types of construction and engineering projects are dealt with, from traditional building and civil engineering contracts to state-of-the-art project finance infrastructure projects.

**Mining Law****24–25***Co-Chairs***Michael Bourassa** *Fasken Martineau Du Moulin, Toronto, Ontario, Canada***Pedro Freitas** *Veirano, Rio de Janeiro, Brazil*

The objective of the Mining Law Committee is to promote an interchange of information and views and to advance knowledge among individual members of the section and others as to laws, practices and procedures affecting all activities concerning minerals and mining throughout the world.

**Oil and Gas Law****25***Chair***Matthias Lang** *Bird & Bird, Düsseldorf, Germany*

The Oil and Gas Law Committee focuses on issues such as: exploration and production for all forms of hydrocarbons; onshore and offshore oil and gas; joint operating agreements and other usual contracts used by the industry; financing and insurance; comparative tax regimes; state participation and national oil companies; natural gas transportation and distribution; LNG chain; and hydrocarbons regulatory bodies and agencies.

**Power Law****25***Chair***Uriel Federico O'Farrell** *Estudio O'Farrell, Buenos Aires, Argentina*

The mission of the Power Law Committee is to provide a forum where energy lawyers with different legal backgrounds from around the world can interact and learn from one another in a setting encouraging collegiality and the friendly exchange of ideas. The committee explores various topics to provide its membership with practical and useful advice to better serve clients, and to offer the opportunity for collaboration, networking and friendships among its members.

**Water Law****25***Chair***Brendan Clark** *MinterEllison, Brisbane, Queensland, Australia*

The Water Law Committee looks at the following issues: quantity and quality rights in international rivers; national water allocation and quality protection systems; water resource related aspects of natural resource development; hydroelectric development; water transfers; alternate dispute resolution mechanisms; and institutional issues in water resources development and distribution.

**Financial Services Section****25–27***Council Liaison Officer***André Andersson** *Mannheimer Swartling, Stockholm, Sweden*

The Financial Services Section is one of the largest sections in the Legal Practice Division, comprising over 5,200 members.

**Banking Law****26***Co-Chairs***Ewa Butkiewicz** *Wardynski & Partners, Warsaw, Poland***Giuseppe Schiavello** *Schiavello & Co Studio Legal, Rome, Italy*

The Banking Law Committee provides a worldwide forum for banking lawyers and other legal professionals within the banking community to address all sorts of practical and legal issues arising in commercial and regulatory activities in this context.

**Capital Markets Forum****26***Chair***Peter Castellon** *Proskauer Rose, London, England*

The Capital Markets Forum is a private sector initiative set up to monitor and assist in the orderly development of capital markets, while recognising the importance of the legal role in providing a framework for market forces, and in settling the parameters of fair behaviour.

**Insurance****26***Co-Chairs***Sharon Daly** *Matheson, Blackrock, Ireland***Hans Londonck Sluijk** *Houthoff, Amsterdam, the Netherlands*

Insurance is present in every facet of commercial, industrial and private life. The committee aims to provide information about developments in insurance and reinsurance law and markets throughout the world, as well as specialist knowledge to assist in the efficient solution of practical insurance problems. New insurance products are also brought to the attention of members.

**Investment Funds****26–27***Chair***Rebecca Silberstein** *Debevoise & Plimpton, New York, USA*

The Investment Funds Committee provides a forum for its members to consider current developments in the global investment funds industry, including regulatory developments, product structuring and distribution, and other issues relating to investment management.

**Securities Law****27***Co-Chairs***Jerry K C Koh** *Allen & Gledhill, Singapore***Pit Reckinger** *Elvinger Hoss & Prussen, Luxembourg City, Luxembourg*

The main goal of the Securities Law Committee is to bring together securities lawyers from a broad range of countries to follow, discuss and shape public policy in a world of rapidly globalising capital markets. The focus of the committee is the intersection of national capital markets with each other in a world of cross-border transactions. Key areas of focus are developments in underwriting and distribution of all types of capital markets products, the securities laws as they impact cross-border mergers and acquisitions, the regulation of market players such as investment banks, brokers and exchanges, securities laws as they affect public companies and a close watch on cross-border and international regulatory developments.

## Human Resources Section

27–28

*Council Liaison Officers***Salvador del Rey** *Cuatrecasas, Barcelona, Spain***Pascale Lagesse** *Bredin Prat, Paris, France*

The Human Resources Section has over 1,800 members from around the world.

## Diversity and Equality Law

27

*Co-Chairs***Philip Berkowitz** *Little Mendelson, New York, USA***Regina Glaser** *Heuking Kühn Lüer Wojtek, Düsseldorf, Germany*

The committee is concerned with discrimination and gender equality issues that arise in the profession and under the general law. The committee members are made up of private practitioners, academics and in-house counsel who assist in the promotion of discrimination and gender equality issues.

## Employment and Industrial Relations Law

27–28

*Co-Chairs***Erika Collins** *Proskauer Rose, New York, USA***Peter Talibart** *Seyfarth Shaw, London, England*

The aim of the committee is to develop and exchange knowledge of employment and industrial relations law and practice.

## IBA Global Employment Institute

*Co-Chairs***Anders Etgen Reitz** *IUNO, Copenhagen, Denmark***Dirk Jan Rutgers** *Rutgers & Posch, Amsterdam, the Netherlands*

The purpose of the committee is to assist multinationals and worldwide institutions in developing a global and strategic approach to the main legal issues in the human resources and human capital fields. It will provide a unique employment, discrimination and immigration law contribution on a diverse range of global issues. Their work is designed to enhance the management, performance and productivity of those organisations and to achieve best practice in their human capital and management functions in a strategic perspective.

## Immigration and Nationality Law

28

*Chair***Jelle Kroes** *Kroes Advocaten Immigration Lawyers, Amsterdam, the Netherlands*

The Immigration and Nationality Law Committee is concerned with all aspects of immigration and nationality law on a worldwide basis, including business-related immigration, family reunion policies, refugees and compassionate cases.

## Insolvency Section

30

*Council Liaison Officer***Pekka Jaatinen** *Castrén & Snellman, Helsinki, Finland**Co-Chairs***Richard Mason** *McGuireWoods, Chicago, Illinois, USA***Kirsten Schumann-Kleber** *GÖRG, Berlin, Germany*

The Insolvency Section has over 900 members. The section is the most prominent international association of lawyers interested in insolvency and creditors' rights law and serves as an Official Observer to the UNCITRAL Working Group on Insolvency Law, which it has

assisted in developing the UNCITRAL Model Cross-Border Insolvency Law. It is currently working with the organisation to identify areas for harmonisation of domestic insolvency laws aimed at ensuring certainty and effectiveness in cross-border trade and other financial transactions.

## Intellectual Property, Communications and Technology Section

31–33

*Council Liaison Officers***Patricia Hoet-Limbourg** *Hoet Pelaez Castillo & Duque, Caracas, Venezuela***Christopher Watson** *CMS Cameron McKenna Nabarro Olswang, London, England*

With more than 3,000 members, the Intellectual Property, Communications and Technology Section is one of the larger sections in the Legal Practice Division.

## Art, Cultural Institutions and Heritage Law

31

*Chair***Peter Polak** *Fiebinger Polak & Partners, Vienna, Austria*

The committee is concerned with all aspects of law as it relates to art, artists and cultural heritage in the broadest context. This extends from archaeology and the protection of ancient monuments to national heritage and public and private collections to the art trade and contemporary art. 'Art law' is an interdisciplinary field involving tax (individual estates and charities), commercial transactions, intellectual property in all aspects, and private and public international law.

## Communications Law

31

*Co-Chairs***Chung Nian Lam** *WongPartnership, Singapore***Anne Vallery** *Wilmer Hale, Brussels, Belgium*

The Communications Law Committee is a leading global forum for legal practitioners with specialist expertise or interest in the communications sector. The committee offers members access to a worldwide network of leading practitioners, in-house counsel and regulators active in telecommunications and media markets. The scope of the committee's work covers network, service and content-related developments across all delivery platforms. This provides members with access to practical global perspectives on the array of technological, commercial and policy issues that confront communications lawyers, their companies and clients.

## Intellectual Property and Entertainment Law

32

*Co-Chairs***Herman Croux** *Marx Van Ranst Vermeersch & Partners, Brussels, Belgium***Alexandra Neri** *Herbert Smith Freehills, Paris, France*

This committee focuses on intellectual property and entertainment law. The term 'intellectual property', as it is commonly referred to today, includes diverse areas of law. The main areas are patents, trademarks, copyright, trade secrets and unfair competition. Allied to these are a number of related areas including data protection, database protection, privacy, design rights and domain names. In the entertainment law area, the key focus is on the creation, provision and delivery of content in relation to print, films, broadcasts, cable programmes, musical works and sound recordings. There is also involvement with media law including defamation and privacy and authors' rights in a more general sense.

**Media Law****32***Chair***Robert Balin** *Davis Wright Tremaine, New York, USA*

The committee is dedicated to gathering and disseminating knowledge in all areas of law related to the media industry. This encompasses both content and communication issues.

**Space Law****32–33***Chair***Caroline Videlier-Gutmann** *European Space Agency, Paris, France*

The committee provides a forum for lawyers to address the increasing number of practical legal issues arising in commercial and regulatory activities in this specialised area of domestic and international law.

**Technology Law****33***Co-Chairs***Christopher Holder** *Bristows, London, England***Martin Schirmbacher** *Härting, Berlin, Germany*

The Technology Law Committee brings together lawyers practising aspects of the law particularly relevant to modern technologies. They have in common that they deal with developing bodies of law coming to grips with the new questions posed by new technologies. The mandate of this committee is broad and includes virtually any kind of technology.

**International Sales, Franchising and Product Law Section****33–34***Council Liaison Officers***Jon Grouf** *Duane Morris, New York, USA***Sadiq Jafar** *Hadef & Partners, Dubai, United Arab Emirates*

The International Sales, Franchising and Product Law Section has over 1,200 members from around the world.

**International Franchising****34***Co-Chairs***Francesca Turitto** *Roma Legal Partners, Rome, Italy***Lawrence Weinberg** *Cassels Brock & Blackwell, Toronto, Ontario, Canada*

The International Franchising Committee focuses on the law and business of international franchising. Committee interests include competition law principles, cross-border sales and licensing issues, the business forms employed and trademark and intellectual property protections required to assure franchising success.

**International Sales****34***Co-Chairs***Alexander De Zordo** *Borden Ladner Gervais, Montreal, Quebec, Canada***Cristina Martinetti** *Elexi Law Firm, Turin, Italy*

The International Sales Committee examines legal issues fundamental to the growth and development of international commerce, including international sales contracts, agency and distribution, cross-border acquisitions, warranties and financing of international sales.

**Product Law and Advertising****34***Chair***Luiz Azevedo Sette** *Azevedo Sette, São Paulo, Brazil*

The committee covers a broad range of topics and problems, which are of increasing importance to the international lawyer in both national and transnational work in the field of product law and advertising.

**Law and Individual Rights Section****34–35***Council Liaison Officers***Neil Kirby** *Werksmans, Johannesburg, South Africa***Klaus Reichert** *Brick Court Chambers, London, England*

The Law and Individual Rights Section has a membership of over 500.

**Family Law****34–35***Co-Chairs***Barbara Connolly** *7 Bedford Row Chambers, London, England***Zenobia du Toit** *Miller Du Toit Cloete, Cape Town, South Africa*

The committee focuses on developments of international significance in all aspects of family law, including marriage, divorce, inheritance, human rights in the family, adoption and international child abduction.

**Healthcare and Life Sciences Law****35***Co-Chairs***Patricia Barbara Ann Barclay** *Bonaccord Ecosse, Edinburgh, Scotland***Stephan Rau** *McDermott Will & Emery, Munich, Germany*

The Healthcare and Life Sciences Law Committee is concerned with all aspects of healthcare law on a worldwide basis.

**Indigenous Peoples***Chair***Lina Lorenzoni** *Medellin, Colombia*

The Indigenous Peoples Committee looks at questions of development as it affects both land and people. It approaches the subject from the legal perspective of the people and the land affected rather than that of developers or proponents of projects, governments or business in general.

**Leisure Industries Section****35***Council Liaison Officer***Klaus Reichert** *Brick Court Chambers, London, England**Chair***Gabrielle Patrick** *Knabu Distributed Systems, London, England*

The Leisure Industries Section has over 200 international lawyers practising in the fields of travel, tourism, hospitality, sports and gaming law. The section started as the Travel Law Section and addressed the needs of travel law practitioners serving the travel industries. It grew to merge with the Tourism and Sports and Gaming Sections, expanding in its scope to provide a specialist network of professionals in the leisure industries. The section recognises that lawyers who work in the leisure industries often practise in one of the more traditional legal fields, and provides a focused forum on issues that emerge due to the greater amount of leisure time available and the increased internationalisation of sports and gaming.

## Maritime and Aviation Law Section 35–36

*Council Liaison Officer*

**Lawrence Teh** *Dentons Rodyk & Davidson, Singapore*

The Maritime and Aviation Law Section has over 1,000 members.

### Aviation Law 35

*Chair*

**Carlos Sierra** *Abogados Sierra, Mexico City, Mexico*

The Aviation Law Committee is concerned with several major areas of law. Aircraft transactions and financing are always a major interest. The committee also follows developments of international law with respect to airlines in both economic and tort areas, and also focuses on competition issues related to aviation.

### Maritime and Transport Law 35–36

*Co-Chairs*

**Elinor Dautlich** *Holman Fenwick Willan, London, England*

**Erik Linnarsson** *Advokatfirman Lindahl, Stockholm, Sweden*

The committee has a tradition of being the platform where leading maritime law professionals meet, create connections and discuss the most current legal issues in the field of maritime and transport law. The committee works for and supports the unification of maritime and transport law on a worldwide basis, and enables members to: increase knowledge of maritime and transport issues throughout the world; improve client advice; meet fellow practitioners face-to-face; and become well-known to other competent specialists.

## Public Law Section 36

*Council Liaison Officer*

**Timothy E Powers** *Haynes & Boone, Dallas, Texas, USA*

*Chair*

**Pablo Ferrara** *Estudio O'Farrell, Buenos Aires, Argentina*

The Public Law Section has nearly 400 members and provides a worldwide forum where all topics of public law are discussed and ideas are exchanged and developed. Its members are active worldwide in furthering the debate relating to governmental policy and the implementation and regulation of administrative action. In doing this, the committee makes a respected contribution to issues in the fields of judicial review and constitutional law. The committee strives to examine future trends in this area, anticipate new issues and examine new relationships between governments and the private sector. An ongoing theme is how the civil law and common law systems compare when dealing with these issues. By its very nature, the committee draws on lawyers who may come from different areas of practice, but whose work involves administrative law issues, whether in a litigation context or not.

## Real Estate Section 36

*Council Liaison Officer*

**Jaime Carey** *Carey y Cia, Santiago, Chile; LPD Chair*

*Co-Chairs*

**Boris Babic** *Babic & Partners, Zagreb, Croatia*

**Rossana Fernandes Duarte** *Mattos Filho Veiga Filho Marrey Jr e*

*Quiroga, São Paulo, Brazil*

The Real Estate Section is the only truly international forum for lawyers interested in real estate law and has over 800 members. The recent globalisation of the real estate industry has fundamentally changed the committee's focus. While real estate assets are traditionally governed by national rules, real estate transactions have long ceased to be a purely national matter. Today, the ownership of properties is traded among investors around the globe. Increasing internationalisation of all aspects of real estate law has also changed the types of lawyers involved. In this evolving context, the committee provides a unique and valuable forum for lawyers from different countries and different legal backgrounds to address all sorts of practical and legal issues, exchange views and meet during conferences.

## Taxation Section 36–37

*Council Liaison Officers*

**Leigh-Alexandra Basha** *McDermott Will & Emery, Washington, DC, USA*

**Carola van den Bruinhorst** *Loyens & Loeff, Amsterdam, the Netherlands; IBA Assistant Treasurer / LPD Assistant Treasurer*

The Taxation Section has over 1,800 members around the world.

### Private Client Tax 36

*Co-Chairs*

**Daniel Simon** *Collyer Bristow, London, England*

**Catherine Watson Coles** *McInnes Cooper, Halifax, Nova Scotia, Canada*

This committee is concerned with not only what the law is but how it might develop internationally in: inheritance rights and succession rules; will-making; lifetime giving; trusts; creditor claims against trusts and estates; and regulatory compliance affecting trusts.

### Taxes 37

*Co-Chairs*

**Francesco Capitta** *Macchi di Cellere Gangemi, Rome, Italy*

**Ana Lucia Ferreyra** *Pluspetrol, Montevideo, Uruguay*

The Taxes Committee offers its members access to the highest quality technical, practical and professional tax expertise to understand and find solutions to international tax issues and concerns, encourages interface between international tax specialists and promotes the building of networks among tax lawyers worldwide. The committee is divided informally into four practice group areas – income taxes, other taxes, tax litigation and employee benefits.



## IBA Fora

28–30

**African Regional Forum**

28

*Council Liaison Officer***Olufunmi Oluyede** *TRLP Law, Lagos, Nigeria**Chair***Nene Amegatcher** *Sam Okudzeto & Associates, Accra, Ghana*

The problems facing lawyers in Africa are different from those affecting lawyers in other regions. To this end, the African Regional Forum was created to identify and address these challenges.

**Arab Regional Forum**

28

*Council Liaison Officers***Sadiq Jafar** *Hadef & Partners, Dubai, United Arab Emirates***Lawrence Teh** *Dentons Rodyk & Davidson, Singapore**Co-Chairs***Nasser Ali Khasawneh** *Eversheds, Dubai, United Arab Emirates***Lamia R Matta** *Miller & Chevalier, Washington, DC, USA*

This forum provides a network for lawyers who work in or have an interest in the Arab region, to establish contact and exchange information. A particular focus of interest is the continuing economic importance of the region, including reconstruction and investment projects.

**Asia Pacific Regional Forum**

28–29

*Council Liaison Officers***Sunil Abraham** *Cecil Abraham & Partners, Kuala Lumpur, Malaysia***Peter Bartlett** *MinterEllison, Melbourne, Victoria, Australia;**IBA Secretary-Treasurer / LPD Treasurer**Co-Chairs***Ameera Ashraf** *WongPartnership, Singapore***Akil Hirani** *Majmudar & Partners, Mumbai, India*

In addition to offering an unrivalled opportunity to establish contact among lawyers within and outside the region, and with acknowledged experts on different areas of law, specialist forum activities provide an unparalleled opportunity to keep abreast of legal business developments in the Asia Pacific region.

**Corporate Counsel Forum**

29

*Council Liaison Officer***Almudena Arpón de Mendiivil** *Gomez Acebo & Pombo Abogados, Madrid, Spain; Immediate Past Chair, Legal Practice Division**Chair***Felix R Ehrat** *Novartis International, Basel, Switzerland*

The Corporate Counsel Forum is the pre-eminent forum for discussion, education and spokespersonship for corporate counsel within the IBA. Through its conference sessions and publications, it looks at the most topical issues for corporate counsel in all legal fields, as the responsibilities and complexities of the role continue to increase.

**European Regional Forum**

29

*Council Liaison Officer***Pascale Lagesse** *Bredin Prat, Paris, France**Co-Chairs***Claudio Doria** *Garrigues, Barcelona, Spain***Patricia Gannon** *Karanovic & Nikolic, Belgrade, Serbia*

The forum develops and strengthens the existence of the IBA within the whole of Europe by promoting the goals of the IBA to members, non-members and others, disseminating professional know-how, and assisting the committees and other constituencies of the IBA to increase their presence in the different sub-regions of Europe, including parts of North Africa and the Middle East. The goals of the forum include addressing current and long-term needs of professional organisations and individual members within the geographical reach of the forum, as well as increasing membership and participation in the IBA and integrating them within the organisation. The forum will also facilitate cross-border activity between lawyers and Bars in different European countries. The forum has a particular focus on cross-disciplinary activities.

**Latin American Regional Forum**

29–30

*Council Liaison Officer***Eduardo Sanguinetti** *Sanguinetti & Associates, Montevideo, Uruguay**Co-Chairs***David Gutierrez** *BLP, San Jose, Costa Rica***Carolina Zang** *Zang Bergel & Vines, Buenos Aires, Argentina*

The Latin American Regional Forum covers all countries in Latin America as well as Mexico, Puerto Rico and Spanish-speaking areas of the Caribbean, and provides a focus for all activities in the region.

**North American Regional Forum**

30

*Council Liaison Officers***Laura K Christa** *Christa & Jackson, Los Angeles, California, USA***Paul Michel Lalonde** *Dentons, Toronto, Ontario, Canada**Co-Chairs***Ann-Marie McGaughey** *Dentons, Atlanta, Georgia, USA***Brenda Pritchard** *Gowling WLG, Toronto, Ontario, Canada*

The North American Regional Forum covers Canada, Mexico, Puerto Rico, the USA and English-speaking areas of the Caribbean. The aim of the North American Regional Forum is two-fold: to spread knowledge about legal practice within North America; and to expand the international perspective of lawyers practising in North America.

# Public and Professional Interest Division (PPID)

The Public and Professional Interest Division (PPID) consists of the Bar Issues Commission, the IBA's Human Rights Institute and the Section on Public and Professional Interest, providing a wide array of projects, activities, committees and other entities focusing on issues and professional interests that make the practise of law a profession and not just an occupation.

More information on the Public and Professional Interest Division is available at [www.ibanet.org/Committees/Divisions/Public\\_Professional\\_Interest\\_Div/home.aspx](http://www.ibanet.org/Committees/Divisions/Public_Professional_Interest_Div/home.aspx)

## Section on Public and Professional Interest (SPPI)



### About the Section on Public and Professional Interest (SPPI):

The Section on Public and Professional Interest (SPPI) constitutes a wide array of projects, activities, committees and other entities which focus on public and professional interest issues.

The objectives of the SPPI are: to promote an interchange of information and views among its members about the public and professional interest activities of the legal profession throughout the world; to support and promote those activities; to facilitate communication among its members; and to be active in the Section through its committees and other entities.

Areas in which the SPPI Committees and Entities have been particularly active in recent times include access to justice and legal aid, academic and professional development, professional ethics, law firm management, pro bono work, rule of law and young lawyer initiatives.

More information on the Section on Public and Professional Interest is available at [www.ibanet.org/PPID/Section\\_on\\_Public\\_and\\_Professional\\_Interest.aspx](http://www.ibanet.org/PPID/Section_on_Public_and_Professional_Interest.aspx)

The 2018 Annual Conference in Rome, Italy, will be a fantastic setting for the largest and most prestigious event for lawyers from all over the world. Within the IBA, the 16 committees of the Section on Public and Professional Interest cover the spectrum of the most important topics that are central to our profession, and the session topics at the IBA Annual Conference reflect this. From access to justice, LGBTI rights and the rule of law, to human rights, women's rights, professional ethics and alternative business structures (and many more) – these and other issues dealt with by our committees are fundamental issues that connect all lawyers globally. I am once again delighted at the range of sessions our various committees and entities will be leading in Rome and I would like to encourage you all to attend as many of these as possible.

This year, the challenges arising from the development of technology and its impact on lawyers will be the focus of the SPPI Showcase, held on Thursday, which promises to be a thoroughly engaging and topical session. Following this, the SPPI invites you to its annual luncheon, a brilliant opportunity to network and to find out more about the extensive and important work of all our committees.

As of every year since 2005, the Rule of Law Symposium will take place on the Friday of the Annual Conference, focusing on contemporary and relevant events or issues affecting the profession. It will be led as always by our Rule of Law Forum. This year, the Symposium will analyse and discuss business and its relationship and effect on the rule of law.

As well as the extensive range of session topics being presented, special tours organised by certain SPPI committees provide an additional networking opportunity, and a special behind-the-scenes insight. As part of this, the Judges Forum will be arranging its annual court tour, and the Law Firm Management Committee will be offering a unique tour of a local law firm.

I am offering you only a few highlights: as the complete programme will demonstrate, the IBA Annual Conference is the ultimate opportunity for international lawyers to come together to share and gain substantive knowledge through quality sessions, while simultaneously having the pleasure of networking with old and new friends – all within a vibrant city that will provide an elegant backdrop for your experience of the Annual Conference week.

I look forward to meeting many of you in Rome. Should you have any questions concerning the Public and Professional Issues work of the IBA, what we do and which of our committees you might wish to join, please don't hesitate to ask or contact me. I am available at any time to provide information and assistance with regards to how you can get involved, as are the other members of our Council and our various Committee Officers.

**Stephen Denyer**  
*Chair, Section on Public and Professional Interest*

**Academic and Professional Development 38***Council Liaison Officer***Hermann Knott** *Andersen Tax & Legal, Cologne, Germany**Co-Chairs***Aster Crawshaw** *Addleshaw Goddard, London, England***Kathryn Rousin** *White and Case, London, England*

The Academic and Professional Development Committee has a membership of over 1,000 and aims to represent the interests of law teachers (academic and professional) as well as professional developers.

**Access to Justice and Legal Aid 38***Council Liaison Officer***Jörg Menzer** *Noerr, Bucharest, Romania**Co-Chairs***Andrew MacKenzie** *Scottish Arbitration Centre, Edinburgh, Scotland***Mark Woods** *Law Council of Australia, Traralgon, Victoria, Australia*

The Access to Justice and Legal Aid Committee aims to gather information from around the world on the barriers to access to justice in each jurisdiction and any ways in which these barriers are overcome, with particular emphasis on statutory schemes such as legal aid, publicising its findings through reports and events with a view to sharing and spreading good practice. The committee also serves as a central coordinating point within the IBA, where all matters relating to access to justice and legal aid (given the fact that this is a topic that overlaps with other committees of the Association) will be handled.

**Alternative and New Law Business Structures 38***Council Liaison Officer***Jörg Menzer** *Noerr, Bucharest, Romania**Chair***Dalton Albrecht** *EY Law, Toronto, Ontario, Canada*

The Alternative and New Law Business Structures Committee was first created as the Multidisciplinary Practices Committee, a President-appointed committee, to follow the developments of multidisciplinary practices (MDPs) in different jurisdictions. It developed recommendations for IBA Resolutions as to the requirements to be met when allowing MDPs, to ensure that the core values of the legal profession are not undermined.

In the aftermath of Enron, many MDPs, in particular those between accountants and lawyers, were dissolved, and MDPs became, if possible, even more controversial. Prohibited in some jurisdictions (like the US and Belgium), allowed in other jurisdictions (like Australia), there was little growth in the number, but much interest in the developments of these practices. In more recent times, MDPs seem to be on the rise again, and, moving forward, it is becoming increasingly relevant to see how they are governed in different jurisdictions.

**Forum for Barristers and Advocates 38***Council Liaison Officer***Nicole Bigby** *Berwin Leighton Paisner, London, England**Co-Chairs***Paul McGarry SC** *General Council of bar of Ireland, Dublin, Ireland***Winnie Tam SC** *Hong Kong Bar Association, Hong Kong SAR*

The Forum for Barristers and Advocates has over 1,300 members and represents those bar associations whose members practise as independent referral practitioners in jurisdictions where the legal profession is divided. It was formed by the bar leaders in these jurisdictions to give a voice within the IBA to the principles of independent advocacy. The forum has played a particular role in addressing the importance to the rule of law of the independence of advocates and the judiciary, the need for ethical conduct and training and education.

**Human Rights Law 38–39***Council Liaison Officer***Federica D'Alessandra** *Harvard University, Boston, Massachusetts, USA**Co-Chairs***Robert Bernstein** *Holland & Knight, New York, USA***Neelim Sultan** *1MCB, London, England*

The Human Rights Law Committee aims to promote human rights in all areas of the legal profession, as well as in the broader community. This committee evolved from being a working group under the Rule of Law Forum.

**Judges' Forum 39***Council Liaison Officer***Federica D'Alessandra** *Harvard University, Boston, Massachusetts, USA**Chair***Hon Justice Martin Daubney** *Supreme Court of Queensland, Brisbane, Queensland, Australia*

The Judges' Forum comprises of nearly 200 members and offers an opportunity for judges from all jurisdictions to meet and discuss issues that are of common and current interest to members of the judiciary. Membership of the forum is open to judges of all levels of court and seniority, whether exercising general or special jurisdiction, and including part-time retired judges.

**Law Firm Management 39***Council Liaison Officer***Hermann Knott** *Andersen Tax & Legal, Cologne, Germany**Co-Chairs***Myra Garnett** *William Fry, Dublin, Ireland***Abe Schear** *Arnall Golden Gregory, Atlanta, Georgia, USA*

In the highly competitive and demanding environment where ever-increasing pressures are being felt in the practise of law, every lawyer – whether a partner or not, whether performing a specific management responsibility or not – must be prepared to meet these challenges. The Law Firm Management Committee provides lawyers with the practical tools that they need in order to enhance their practice, their business development skills and their management capabilities. The committee provides a forum for informative, practical and relevant programmes, seminars, discussion forums and articles on all aspects of practice and law firm management for firms of all sizes.

The Law Firm Management Committee is the largest committee within the SPPI, with over 5,700 members.

## Lesbian, Gay, Bisexual, Transgender and Intersex (LGBTI) Law Committee

39

*Council Liaison Officer*

**Sarah Hutchinson** *BARBRI International, London, England;*  
*SPPI Secretary-Treasurer*

*Co-Chairs*

**David Ryken** *Ryken and Associates, Auckland, New Zealand*

**Matthias Stupp** *Noerr, Hamburg, Germany*

The LGBTI Law Committee focuses on the unique legal issues facing lesbian, gay, bisexual, transgender and intersex individuals. The committee advocates for full marriage equality, the elimination of discrimination based on gender identity, sexual orientation and gender expression, transgender depathologisation and the decriminalisation of LGBTI status and relationships.

## Pro Bono

39

*Council Liaison Officer*

**Jaime Herrera** *Posse Herrera Ruiz, Bogotá, Colombia*

*Co-Chairs*

**Carlos del Río Santiso** *Creel García-Cuellar Aiza y Enríquez, Mexico City, Mexico*

**Sarah Morton-Ramwell** *Ashurt, Sydney, New South Wales, Australia*

This committee's objectives are to foster worldwide recognition of the principle that access to justice is the right of all individuals and to promote access to justice for all, regardless of their financial means, race, age, ethnicity, gender or popularity of cause. The committee has over 400 members and provides a forum for lawyers from diverse backgrounds to exchange views and discuss practical solutions to problems encountered in the provision of legal assistance, including state-funded and non-governmental legal aid, advisory services, the use of public defenders and certificates, clinics, public interest litigation and public legal education. It is also working to ensure that laws reflect the interests of every resident, including the poor and the marginalised, and that judicial, quasi-judicial, administrative and dispute resolution processes are open and accessible to all, administering laws on a fair, transparent and efficient basis.

## Professional Ethics

40

*Council Liaison Officer*

**Nicole Bigby** *Berwin Leighton Paisner, London, England*

*Co-Chairs*

**Martin Kovnats** *Aird & Berlis, Toronto, Ontario, Canada*

**Carlos Valls Martinez** *Fornesa Abogados, Barcelona, Spain*

Professional ethics involves an area that all lawyers must be familiar with, regardless of their field of practice. The Professional Ethics Committee seeks to promote the high standards of professional conduct and ethics on a global basis. The committee has over 700 members and provides a forum for all international lawyers who are interested in discussing and debating issues affecting the practice of law. In today's world, a lawyer may face conflicting duties and the application of professional standards may be far from apparent.

## Regulation of Lawyers' Compliance

40

*Council Liaison Officer*

**Nicole Bigby** *Berwin Leighton Paisner, London, England*

*Co-Chairs*

**Javier Petrantonio** *M&M Bomchil, Buenos Aires, Argentina*

**Valentina Zoghbi** *CMS Cameron McKenna Nabarro Olswang Nabarro, London, England*

This committee was formed to meet the growing interest of IBA members in the regulation of law firms and lawyers (and the related compliance obligations and the risks of failure to comply). The committee provides a forum where members can discuss, debate and influence legislation affecting the practice of law, particularly in light of the ever-expanding multijurisdictional approach to the regulation of law firms and lawyers.

## Rule of Law Forum

40

*Council Liaison Officer*

**Jörg Menzer** *Noerr, Bucharest, Romania*

*Co-Chairs*

**Stephen MacIver** *Consultant & Non-Executive Director, Sydney, New South Wales, Australia*

**Carmen Pombo** *Fundación Fernando Pombo, Madrid, Spain*

The Rule of Law Forum continues to address and guide the Association in its rule of law work.

## Senior Lawyers

40

*Council Liaison Officer*

**Jaime Herrera** *Posse Herrera Ruiz, Bogotá, Colombia*

*Co-Chairs*

**Irina Paliashvili** *RULG, Kiev, Ukraine*

**Philip Rodney** *Burness Paull, Glasgow, Scotland*

The Senior Lawyers' Committee is designed, as the name implies, to cater for the needs and interests of senior lawyers and comprises over 600 members. It acts, not only within, but also outside of the IBA to advance the interests of senior lawyers, particularly in issues of age discrimination.

## War Crimes

40–41

*Council Liaison Officer*

**Sarah Hutchinson** *BARBRI International, London, England;*  
*SPPI Secretary-Treasurer*

*Co-Chairs*

**Federica D'Alessandra** *Harvard University, Boston, Massachusetts, USA*

**Gregory Kehoe** *Greenberg Traurig, Tampa, Florida, USA*

The IBA's War Crimes Committee is the only IBA committee of its kind focused specifically on international criminal law, a field of law that has seen tremendous growth and development over the past 15 years. The committee endeavours to provide IBA members with comprehensive and reliable information and resources on international criminal law. It also provides lawyers, international agencies and tribunals with an unparalleled and easily accessible network of contacts and, in turn, is directly involved with the IBA's ongoing programme in support of international, ad hoc and domestic war crimes tribunals. The committee works alongside the IBA's Human Rights Institute to promote justice around the world and uphold the principle of accountability.

**Women Lawyers' Interest Group****41***Council Liaison Officer***Sarah Hutchinson** *BARBRI International, London, England;  
SPPI Secretary-Treasurer**Co-Chairs***Isabel Bueno** *Mattos Filho Veiga Filho Marrey Jr & Quiroga  
Advogados, São Paulo, Brazil***Charandeep Kaur** *Trilegal, New Delhi, India*

The Women Lawyers' Interest Group comprises over 2,900 members and offers a forum for women members from Australia to Zambia to discuss topics of global significance to women practitioners.

**Young Lawyers****41***Council Liaison Officer***Adam S Goodman** *Dentons Canada, Toronto, Ontario, Canada**Co-Chairs***Mariana Estrade** *Hughes & Hughes, Montevideo, Uruguay***Rainer Kaspar** *PHH Prochaska Havranek Rechtsanwälte, Vienna, Austria*

The Young Lawyers' Committee's primary goal is to further the interests and objectives of young lawyers around the world and within the IBA.

The committee has over 1,400 members and aims to help them establish themselves within the legal profession by promoting their professional skills.

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## Bar Issues Commission (BIC)



**D**ear Friends and Colleagues

This is a special year as I am privileged to not only continue to serve as Chair of the Bar Issues Commission (BIC), but am delighted to be Chair of the Conference Host Committee. I am thrilled to invite you to the IBA's Annual Conference in my home city and to encourage you to attend the outstanding BIC sessions that we have organised for Rome.

The BIC is the division within the IBA in which bar leaders and bar representatives from around the globe gather and exchange ideas, share experiences and discuss issues concerning the legal profession. International 'bar issues' also affect individual lawyers and law firms which have an interest in regulation, cross border rules and ethical matters in the world's many different jurisdictions.

Our BIC Showcase session this year will explore if law firms can survive without bar associations. As the world moves forward, there is a shift towards cooperation and synergy between the management of law firms and bars, but this comes with its challenges. This session will define best practices through the experiences of our speakers from both bars and law firm management.

Other BIC sessions will discuss the regulation of artificial intelligence; the opening of closed jurisdictions; the impact of data privacy rules on cross-border legal services; and recent developments on the anti-money laundering regulatory front.

I wish to invite all our bar representatives to attend the BIC Bar Leaders' Forum Meeting, which will take place on Wednesday morning. This is the opportunity for representatives to be updated on the status of ongoing projects in which the IBA is involved and specifically those that touch sensitive areas for bar associations. It will also allow them to find out what work is being planned – and to propose subject matters and programmes for future activities within our very dynamic BIC. Your guidance and feedback is critical to the success of the Bar Issues Commission.

And, as always, we will have our BIC dinner on Thursday evening. This will be a relaxed and pleasant gathering of old friends and new and we welcome you to come along and join the BIC 'family'. Be sure to reserve your place for this dinner early as it is a very popular event.

My fellow BIC Officers and I look forward to welcoming you to Rome!

Kind regards

**Claudio Visco**

*Chair, Bar Issues Commission*

### About the Bar Issues Commission (BIC):

The Bar Issues Commission (BIC) supports the activities and interests of the IBA's Member Organisations by providing a forum for discussion on issues of common interest. Through its Policy Committee, the BIC examines and proposes resolutions and guidelines that are of relevance to member organisations for approval by the IBA Council.

The BIC holds an annual conference in May each year, presents sessions at the Annual Conferences, runs projects and provides e-bulletins for its members.

The BIC has four committees to which members are appointed to work on matters that have an impact on bar associations and law societies. These are:

#### BIC Policy Committee

*Chair*

**Peter Kovcs** *Lakatos, Köves és Társai Ügyvédi Iroda, Budapest, Hungary*

The BIC Policy Committee is comprised of representatives from bar associations and law societies around the world providing global representation for member organisations. The role of the Committee is to address issues of concern to bar associations by creating and recommending policies for adoption by IBA Council and ensuring that proposed IBA policies affecting Member Organisations be reviewed by the Committee.

#### BIC International Trade in Legal Services (ITILS) Committee

*Chair*

**Steven C Nelson** *Dorsey & Whitney, Hong Kong SAR*

This Committee focuses on cross-border legal practice and the rules as set out by the GATS on the foreign trade regimes for legal practice.

#### BIC Regulation Committee

*Chair*

**Jonathan Herman** *Federation of Law Societies of Canada, Ottawa, Ontario, Canada*

This Committee monitors, researches and exchanges information about developments in lawyer regulation around the world.

#### Bar Executive Officers Committee

*Co-Chairs*

**Ken Murphy** *Law Society of Ireland, Dublin, Ireland*

**Merete Smith** *Norwegian Bar Association, Oslo, Norway*

This Committee brings together the senior executive members of Member Organisations to exchange knowledge and ideas on the administration, structure and role of bar associations and law societies worldwide.

For more information on all BIC sessions, see page 37.

## International Bar Association's Human Rights Institute (IBAHRI)



**W**e are delighted to welcome you to the IBA's 2018 Annual Conference in Rome, and hope to see many of you at our sessions taking place throughout the week. We are very excited to present and co-present a diverse range of sessions in 2018 that will discuss topical issues on human rights and the role of the legal profession in their protection.

The IBAHRI works with lawyers, judges, legal academics and law students from all over the world to promote and protect human rights, the rule of law and the independence of the legal profession. In 2017, the IBAHRI coordinated a range of substantive activities that shared human rights expertise with legal professionals from across the globe. These included training workshops, trial observations, fact-finding missions, publications and other programmes.

This year, we will continue to support legal professionals and advocate for human rights through a wide range of activities, including our extensive programme on torture prevention in Latin America, working with lawyers in Tajikistan and Kazakhstan, and helping Syrian lawyers to engage with international and national human rights and accountability mechanisms. We also intend to expand our work on our thematic areas of focus, including abolition of the death penalty, the promotion of gender parity, and the rights of the LGBTI community. And we will continue to undertake well-targeted advocacy before the UN in relation to human rights and the independence of the legal profession.



The IBAHRI Showcase session in Rome will recognise the 70th anniversary of the UN Universal Declaration of Human Rights (UDHR). Adopted by the UN General Assembly in 1948, the UDHR is the most translated text in the world and continues to be crucial for countless individuals seeking to protect their fundamental rights and freedoms. In light of this remarkable instrument, the IBAHRI Showcase entitled *The Universal Declaration of Human Rights at 70 – the responsibility of the legal profession*, will discuss the development and relevance of the UDHR in the 21st century, what it means for the legal profession and how we can make it even more well-known and its principles implemented.

We will also explore an issue confronting many members of the legal profession today in our session *Human rights and religion: complementarity or conflict?* This session will discuss the relationship between religious doctrines and human rights, raising the question of whether lawyers should contribute to the discussion or stay out of religious issues. In addition, the IBAHRI will host a session on the human right to food, focusing not only on the impact of famine and chronic malnourishment but also on the underlying causes of these issues and the role of lawyers in the implementation of the right to food. Representatives of the UN Food and Agriculture Organization, based in Rome, will be attending the session.

We also wish to invite you to our biennial General Meeting in Rome this year. This meeting is an opportunity for our fellow members to find out more about the work of the IBAHRI on a daily basis and our research activities, and to discuss topical issues regarding human rights today. We should never be complacent about human rights. We should all be thinking of new ways to press forward the boundaries.

We look forward to seeing you and discussing these important issues with you in Rome.

Ambassador (ret.) Hans Corell  
IBAHRI Co-Chair

The Honourable Michael Kirby AC CMG  
IBAHRI Co-Chair

### About the International Bar Association's Human Rights Institute (IBAHRI):

The International Bar Association's Human Rights Institute (IBAHRI) works with the global legal community to promote and protect human rights and the independence of the legal profession worldwide.

The IBA established its Human Rights Institute in 1995 under the honorary presidency of Nelson Mandela, to promote and protect human rights and the independence of the legal profession under a just rule of law. The IBAHRI is an independent entity within the Public and Professional Interest Division (PPID) of the IBA. For more information, visit [www.ibanet.org/IBAHRI.aspx](http://www.ibanet.org/IBAHRI.aspx).

The IBAHRI's work is conducted thanks to grants and donations, and relies largely on individuals who become members by contributing just £40 a year. To find out more about supporting the IBAHRI's work, visit [www.ibanet.org/IBAHRI.aspx](http://www.ibanet.org/IBAHRI.aspx), or email [hri@int-bar.org](mailto:hri@int-bar.org).

For more information on all IBAHRI sessions, see page 37.

# Conference information

## Conference venue

### Roma Convention Center La Nuvola

Viale Asia  
00144 Rome  
Italy

## Registration

Register online at [www.ibanet.org/conferences/Rome2018.aspx](http://www.ibanet.org/conferences/Rome2018.aspx)  
**OR** complete the enclosed registration form and send it by  
**Wednesday 26 September**, together with your payment, to:

### International Bar Association

4th Floor, 10 St Bride Street  
London EC4A 4AD, United Kingdom  
Fax: +44 (0)20 7842 0091  
Email: [confs@int-bar.org](mailto:confs@int-bar.org)

Your registration will be acknowledged by email upon receipt of full payment and all registration and logistical details will be available from the 'My IBA' section of the IBA website.

Upon submission of your completed Conference registration form to the IBA you are considered 'registered' pending payment. Please note that as soon as your registration is submitted and received, the cancellation terms and conditions as indicated will apply.

## Social functions

Social function bookings will **NOT** be confirmed until full payment is received by the IBA. If full payment is not received by **Friday 7 September**, bookings will be released without further warning.

As numbers may have to be limited for certain functions, places will be allocated on a 'first come, first served' basis. Requests for bookings for unregistered accompanying persons will only be granted at the discretion of the Conferences Director.

## Badge barcoding

All name badges (both delegates and accompanying persons) will display a barcode. Badges operate in a similar way to e-tickets and will be scanned for delegates and accompanying persons before entry into all IBA official functions. To gain entry to a social function delegates and accompanying persons must wear their badge and have previously purchased a place(s) for the event. **We do not issue paper tickets for social functions.**

Information on your social function bookings and payments are stored in the barcode on badges. Entry to social functions is by badge only. The badge must be presented and the barcode scanned. If a badge is not presented, entry will be refused. All social functions must be booked and paid for in advance otherwise entry will not be permitted.

In order to transfer a social function booking to another person, you must visit the IBA Registration Desk and supply full details of the person (name, organisation, IBA membership number) to whom the transfer is to be made. As entry to social functions is by barcode only, transfer of bookings cannot be made at the social function venue and must be made at the IBA Registration Desk prior to the social function.

## Accompanying persons registrations

Accompanying person(s) must **NOT** be a member of the legal profession or use the conference as a business networking opportunity.

Checks are made to ensure this is adhered to. If the IBA believes the accompanying person is attending in a professional or business capacity, the IBA reserves the right to refuse or cancel the registration of the accompanying person and request they register as a full delegate for the conference.

**Access for accompanying persons to the conference venue is limited to the Excursions and accommodation desks located in the main entrance of the Roma Convention Center La Nuvola.**

**Accompanying persons are not permitted to attend, under any circumstance, working sessions or general delegate lunches, with the exception of the Opening Ceremony and the Rule of Law Symposium.**

**Accompanying persons are not entitled to attend social events without the registered delegate present or purchase places at social events. Any social event purchase must be made by the registered delegate.**

**Only registered accompanying persons (ie, those who have paid the accompanying persons fee) are eligible to participate in the social programme, except with the prior agreement of the Conferences Director.**

## Important dates

### Friday 20 July

**Early registration fee ends** – registration forms and payment must be received by **Friday 20 July**.

### Friday 10 August

**Online delegate search opens** – will be available to all registered delegates at [www.ibanet.org/conferences/Rome2018.aspx](http://www.ibanet.org/conferences/Rome2018.aspx) from **Friday 10 August**. Full downloadable delegate lists are not available and the IBA does not circulate hard copy list of participants in advance of the conference. To search for registered delegates using the online search facility, one out of the three search criteria options must be entered.

### Friday 7 September

**Conference list of participants** – for inclusion in the hard copy list of participants available at the conference, registration forms and payment must be received by **Friday 7 September**.

In addition to the printed list of participants, registered delegates will also have access to the IBA conference app, available on smartphones and tablets, to search an up-to-date directory of delegates, view their contact information, discover the location and times of speakers' sessions and send messages to other conference delegates.

Please note that changes to delegates contact details after **Friday 7 September** will not be reflected in the Conference list of participants.

**Social function purchases** – places for social functions will not be confirmed until full payment is received by the IBA. If full payment for social functions is not received by **Friday 7 September**, then the reserved places will be released and made available to other delegates without further notice.

## Wednesday 26 September

**Online amendments/additions closes** – the last day that an individual can add social events or accompanying persons online is **Wednesday 26 September**. After this date, all amendments and/or additions to conference registrations can only be made on-site in Rome.

## Wednesday 26 September

**Registrations deadline (online and by hard copy)** – all registrations must be received by close of business on **Wednesday 26 September** in order to be processed.

Registrations received on or close to **Wednesday 26 September** may take several days to process due to the high volume received at this time. Therefore, you may experience a short delay in your registration fee being processed and, in some cases, this will be after Wednesday 26 September. Note: after this date, conference registration will still be possible on-site and the higher on-site registration fee will apply.

**Social function purchases closes** – all social function bookings must be finalised by close of business on **Wednesday 26 September**. After this date, all amendments, returns and purchases of social function places will only be possible upon arrival at the conference. Places at social events returned in person, on-site, will be subject to a 15 per cent administration charge, and a refund will only be made if the place is resold. All refunds will be made from the London office after the conference. Please note that new purchases will be subject to availability at the conference.

## Wednesday 26 September

**Cancellation deadline** – notice of cancellation must be received in writing at the IBA office by **Wednesday 26 September**. A 15 per cent administration charge will be deducted for conference cancellations, including any social functions and accompanying person costs. After this date, no refunds can be made for registration fees; however, your entire registration can be transferred to a substitute delegate employed within your law firm/company on-site at the IBA Registration Desk.

Upon submission of your completed Conference registration form to the IBA you are considered 'registered', pending payment. Please note that as soon as your registration is submitted and received, the cancellation terms and conditions as indicated will apply.

If you choose to cancel your registration after the deadline and do not transfer to a colleague, any social function places you have purchased will automatically be returned to be resold and cannot be claimed at a later stage by another delegate. Successful social function resales will be refunded, less an administration charge of 15 per cent, from the London office after the conference.

**Substitution** – the substitute delegate employed within your law firm/company must bring along written permission for the transfer from the original delegate. Only one transfer/substitute per registration is permitted. The entire registration, including any social function bookings, will be transferred to the new delegate. If the original delegate is an IBA member and registered at the IBA member registration fee rate then the substitute delegate must be an IBA member, become an IBA member or pay the difference in registration fee rates.

Please note that **NO** exception will be made to this policy. Should you have difficulties in obtaining your visa and are not able to attend the conference, this cancellation policy will still apply.

## Fast track registration

All delegates who have registered and paid for the conference, social functions and membership fees in full by close of business on **Wednesday 26 September** will receive a voucher for the fast track registration desk. The voucher is scheduled to be emailed on **Wednesday 3 October** to the email address indicated on the registration form. Please bring this voucher to the registration desk either in hard copy or on your smartphone.

## Registration fees

All prices are in Euros (€).

	On or before 20 July	21 July – 26 September	At the Conference
IBA members	€2,150	€2,475	€2,900
VAT @ 22 %	€473.00	€544.50	€638.00
<b>Total payable</b>	<b>€2,623.00</b>	<b>€3,019.50</b>	<b>€3,538.00</b>
IBA members academics/ judges (full-time)	€1,615	€2,475	€2,900
VAT @ 22%	€355.30	€544.50	€638.00
<b>Total payable</b>	<b>€1,970.30</b>	<b>€3,019.50</b>	<b>€3,538.00</b>
Senior lawyers*	€1,615	€2,475	€2,900
VAT @ 22%	€355.30	€544.50	€638.00
<b>Total payable</b>	<b>€1,970.30</b>	<b>€3,019.50</b>	<b>€3,538.00</b>
Public lawyers	€1,615	€2,475	€2,900
VAT @ 22%	€355.30	€544.50	€638.00
<b>Total payable</b>	<b>€1,970.30</b>	<b>€3,019.50</b>	<b>€3,538.00</b>
Young lawyers (under 30 years old)	€1,615	€2,475	€2,900
VAT @ 22%	€355.30	€544.50	€638.00
<b>Total payable</b>	<b>€1,970.30</b>	<b>€3,019.50</b>	<b>€3,538.00</b>
Corporate counsel**	€1,935	€2,475	€2,900
VAT @ 22%	€425.70	€544.50	€638.00
<b>Total payable</b>	<b>€2,360.70</b>	<b>€3,019.50</b>	<b>€3,538.00</b>
Non-members***	€2,580	€3,010	€3,340
VAT @ 22%	€567.60	€662.20	€734.80
<b>Total payable</b>	<b>€3,147.60</b>	<b>€3,672.20</b>	<b>€4,074.80</b>
Accompanying persons****	€280	€280	€280
VAT @ 22%	€61.60	€61.60	€61.60
<b>Total payable</b>	<b>€341.60</b>	<b>€341.60</b>	<b>€341.60</b>

## VAT (IVA)

The following will be applicable to conference registration fees and social functions purchased for the conference:

Delegates are required to pay the total price including Italian Value-Added Tax (VAT) (22% at 22 January 2018 and subject to change).

Delegates tax resident in an EU member state are able to recover VAT in accordance with the EU 8th Directive on VAT refund claims.

Non-EU residents delegates are able to recover Italian VAT incurred under the EU 13th VAT Directive where their country agrees to take reciprocal measures.

Due to individual circumstances, delegates should seek independent advice on their ability to recover VAT from a specialist adviser of the country in which the claimant is registered for tax purposes. Italian VAT refund procedures require that claims must be made by 30 September 2019.

International Bar Association  
VAT No. IT 14708501003  
c/o VAT representative (according to art.17 of DPR 633/1972)  
Luca Marena  
Via Domenico Jachino, 97  
00144 Rome  
Italy



\*Reduced rate is offered to lawyers who are over the age of 65, have been an IBA member for more than 20 years and are no longer practising law.

\*\*A reduced rate is offered to IBA Corporate Group Members. Please register online to obtain a 25 per cent discount on the IBA Member fee.

\*\*\*Non-members can register at the IBA member rate if the IBA membership form is submitted at the same time as their conference registration.

\*\*\*\*Accompanying person(s) must **NOT** be a member of the legal profession or use the conference as a business networking opportunity. Checks are made to ensure this is adhered to. If the IBA believes the accompanying person is attending in a professional or business capacity, the IBA reserves the right to refuse or to cancel the registration of the accompanying person and request they register as a full delegate for the conference. Access for accompanying persons to the conference venue is limited to the Excursion and Accommodation desks located in the main entrance of the Roma Convention Center La Nuvola. Accompanying persons are not permitted to attend, under any circumstance, working sessions or general delegate lunches, with the exception of the Opening Ceremony and the Rule of Law Symposium. Accompanying persons are not entitled to attend social events without the registered delegate present or purchase places at social events. Any social event purchases must be made by the registered delegate.

Only registered accompanying persons (ie, those paying the accompanying persons' registration fee) are eligible to participate in the social programme, except with the prior agreement of the Conferences Director.

Registration forms received at the IBA office indicating incorrect registration fee selection will be processed at the correct registration fee rate. An email will be dispatched informing the delegate of this error and further conference documentation will not be available until the full registration fee has been received.

### Registration fees include:

- Attendance at all working sessions
- Conference documentation, including website access to any available speakers' papers, online delegate search and conference list of participants
- Welcome Party on Sunday 7 October
- General delegate lunches, Monday – Friday inclusive
- Tea and coffee during breaks

Please note that the food at the Welcome party, general delegate lunches and Closing party are buffet style with options to cover a wide variety of dietary requirements, therefore we do not offer alternative options to accommodate individual dietary requirements for these functions.

### Accompanying person fees include:

- Welcome Party on Sunday 7 October
- Attendance at the Rule of Law Symposium on Friday 12 October

Please note the accompanying person fee does not include attendance at the general delegate lunches provided for delegates daily.

## Registration and payment

### By credit card

Register online at [www.ibanet.org/conferences/Rome2018.aspx](http://www.ibanet.org/conferences/Rome2018.aspx) and make immediate payment by credit card **OR**

Complete the registration form and return by email to [confs@int-bar.org](mailto:confs@int-bar.org) or fax +44(0)20 7842 0091, then after 5 working days sign in to MyIBA [www.ibanet.org/Access/SignIn.aspx?url=/MySite](http://www.ibanet.org/Access/SignIn.aspx?url=/MySite) click on 'My Account' and click on 'PayMe' link.

**NOTE:** please do not send your credit card details on the registration form or within an email or fax.

**Credit (Debit) card payments:** by Visa, MasterCard or American Express.

**No other cards are accepted.** Credit cards will be charged in Euro. Your credit card company will convert this cost to the currency of your credit card.

### By bank transfer or BACS payments

**PLEASE ENSURE THAT YOUR NAME, MEMBERSHIP NUMBER (if applicable) AND THE WORDS 'CON755-ROME' ARE INCLUDED AS THE PAYMENT REFERENCE.**

Send bank transfers (or BACS) to National Westminster Bank, St James & Piccadilly Branch, 208 Piccadilly, London W1A 2DG, United Kingdom using SWIFT and IBAN codes as follows:

#### Euro:

SWIFT code NWBKGB2L

IBAN Code GB58NWBK60721106570631

#### Pounds Sterling (converted at the current rate of exchange):

SWIFT code NWBKGB2L

IBAN Code GB05NWBK56000313270222

Sort Code 56-00-03

Account number 13270222

#### US dollars (converted at the current rate of exchange):

SWIFT code NWBKGB2L

IBAN Code GB55NWBK60730101286498

Please ensure that a copy of the bank transfer details is attached to your completed registration form and sent to the IBA office by email to [confs@int-bar.org](mailto:confs@int-bar.org) or by fax +44(0)20 7842 0091.

### By cheque or bank draft

**Euro:** by cheque or bank draft, drawn on a euro zone bank in favour of the International Bar Association.

**Pounds sterling:** by cheque or bank draft, drawn on a UK bank payable to the International Bar Association and converted at the current rate of exchange ([www.xe.com](http://www.xe.com)).

**US dollars:** by cheque or bank draft, drawn on a US bank in favour of the International Bar Association and converted at the current rate of exchange ([www.xe.com](http://www.xe.com)).

Please send cheques, with your completed registration form, to: International Bar Association, 4th Floor, 10 St Bride Street, London EC4A 4AD, United Kingdom.

**Note:** Receipt of payment without submitting a fully completed registration form does not constitute a 'complete' registration and will not secure your place at the conference.



## Cancellation/refunds/substitution

Any cancellation must be received in writing at the IBA office by **Wednesday 26 September** in order for fees to be refunded. A 15 per cent administration charge will be deducted for conference cancellations, including any social functions and accompanying person costs.

Upon submission of your completed Conference registration form to the IBA you are considered 'registered' pending payment. Please note that as soon as your registration is submitted and received, the cancellation terms and conditions as indicated will apply.

Please note that **NO** exception will be made to this policy. Should you have difficulties in obtaining your visa and are not able to attend the conference, this cancellation policy will still apply.

Refunds will only be made via the payment method they were originally sent, if a payment is refunded via bank transfer it will also be subject to any applicable bank charges. Refunds will be made minus any monies owed to the IBA.

**If you have made an accommodation booking, either through our housing agent Judy Lane ICS or independently, you are responsible for cancelling this separately. The IBA takes no responsibility for any financial penalties you may incur.**

After **Wednesday 26 September**, no refunds can be made for registration fees; however, your registration fee can be transferred to a substitute delegate employed within your law firm/company. Only one transfer/substitute per registration is permitted. If you choose to cancel your registration after the deadline and do not transfer to a colleague, any social function places you have purchased will automatically be returned to be resold and cannot be claimed at a later stage by another delegate. Successful resales will be refunded, less an administration charge of 15 per cent from the London office after the conference.

After **Wednesday 26 September** it is only possible to arrange a delegate transfer on-site at the IBA Registration Desk and the substitute delegate must bring along written permission for the transfer from the original delegate. Only one transfer/substitute per registration is permitted and the entire registration, including any social function bookings, will be transferred to the new delegate.

If the original delegate is an IBA member and registered at the IBA member registration fee rate then the substitute delegate must be an IBA member, become an IBA member or pay the difference in registration fee rates.

## Social function booking cancellations

Social function bookings cancelled in person, on-site at the conference will be subject to a 15 per cent administration charge. A refund will only be made if the ticket is resold and all refunds will be made from the London office after the conference.

## Cancellation of registration

Provided you have cancelled your registration to attend an IBA conference in accordance with the terms of the 'cancellation of registration' clause included in the 'Information' section of the relevant conference programme, you must then confirm to us in writing at the IBA office as soon as possible but in no event later than one year (12 calendar months) from the date of any such conference all necessary details to enable any reimbursement owed to you to be paid. We regret that no refunds will be made after the date that is one year (12 calendar months) after the date of the relevant conference.

## No deductions or withholdings

All fees payable to us by you in accordance with the terms contained in this 'Information' section shall be paid free and clear of all deductions or withholdings whatsoever.

If any deductions or withholdings are required by law to be made from any fees payable to us by you under the terms contained in this 'Information' section you shall pay such sum as will, after the deduction or withholding has been made, leave us with the same amount as we would have been entitled to receive in the absence of any such requirement to make a deduction or withholding.

If we obtain the benefit of any tax credit or other relief by reference to any such deductions or withholdings, then we shall repay to you such amount as, after such repayment has been made, will leave us in no worse position than we would have been had no such deductions or withholdings been required.

## Group/agent/third-party bookings

The IBA is unable to process group registrations or registrations supplied through an agency. Registration, payment and all conference correspondence must be made directly with the registered delegate and not via a third party. Should we receive a conference registration and/or payment from a third party, the registration will not be processed and the funds will be returned automatically to the bank they originated from, with any applicable charges deducted.

International Bar Association is incorporated as a Not-for-Profit Corporation under the laws of the State of New York in the United States of America and is registered with the Department of State of the State of New York with registration number 071114000655 and the liability of its members is limited. Its registered office in New York is at c/o Capital Services Inc, 1218 Central Avenue, Suite 100 Albany, New York 12205 – **please note that conference registrations cannot be accepted at this address.** The administrative office of the IBA is at 4th Floor, 10 St Bride Street, London EC4A 4AD, United Kingdom.

## Language

The working language of the conference is English.

## Registration check-in

The registration desk will be located on the Forum level of the Roma Convention Center La Nuvola.

Once you have collected your documents you must display your name badge clearly at all times within the Roma Convention Center La Nuvola and all IBA social events in order to gain entry.

Registration hours are:

Sunday	1000 – 1800
Monday	0730 – 1730
Tuesday – Thursday	0830 – 1730
Friday	0830 – 1430

## Multi-faith prayer room

A multi-faith prayer room will be available for use at the conference during registration hours.

## Badges

For security reasons, name badges must be worn at all times during the conference and at social functions. Your name badge is your 'entry' for the Opening Ceremony, Welcome Party and any IBA social events you have purchased place(s). Access to the IBA event space at the Roma Convention Center La Nuvola, once you have collected your registration documentation, will be denied entry unless you are wearing the correct conference badge.

After initial collection of conference documentation, accompanying persons are limited to the Excursion and Accommodation desks located in the main entrance of the Roma Convention Center La Nuvola. Accompanying persons are not permitted to attend, under any circumstance, working sessions or general delegate lunches, with the exception of the Opening Ceremony and the Rule of Law Symposium. Security checks will be in place and staff will challenge delegates not wearing a valid conference badge. Proof of identity is required for replacement badges.

## Accommodation

The IBA has contracted a limited number of bedrooms for delegates via the IBA's accommodation agent Judy Lane ICS, for the nights of 6–12 October 2018 (inclusive), at a number of hotels.

### How to make a reservation

Book online at [www.ibanet.org/Conferences/Rome-accommodation.aspx](http://www.ibanet.org/Conferences/Rome-accommodation.aspx).

All accommodation costs are the responsibility of the delegate and are required to be paid, in full, by the attendee upon departure. For late cancellations or 'no shows', the accommodation cost will be charged by the hotel to the credit card supplied at the time of booking.

## Unauthorised accommodation agents

It has been brought to our attention that there are multiple companies contacting past attendees, claiming to represent the IBA, offering 'assistance' with registration and hotel bookings.

They are operating by cold-calling and spamming companies whose names have appeared on previous List of Participants, Programmes and Sponsorship recognition. The only accommodation agent the IBA works with is Judy Lane ICS. Judy Lane ICS does not contact delegates on behalf of the IBA without delegates making initial contact. Please ignore any communication that does not come directly from the IBA or Judy Lane ICS.

## Accessibility

It is important that you inform the IBA upon registration ([confs@int-bar.org](mailto:confs@int-bar.org)) if you are a wheelchair user and/or have limited mobility as we will need to take this into account when planning transportation during the conference. The IBA selects, where at all possible, venues with few or no obstacles for those who have restricted mobility. The Roma Convention Center La Nuvola is fully accessible. However Rome, as a city, is slightly more challenging with cobbled streets, uneven pavements and ancient venues where it has not been possible to adapt access.

The IBA aims to hold its social events in venues that have no access issues, however due to the extent of venues and restaurants where access is affected it is unlikely that all the venues chosen will be accessible, the most common difficulty being the locations of the bathrooms. Quite often these are located in basements or upstairs. Some venues do have lifts, however many lifts are very narrow and wheelchairs may not fit.

## Entry formalities and visa applications

All delegates are responsible for checking visa entry requirements for Italy; we strongly recommend you check on a regular basis for any change to the entry formalities into Italy.

### EU, EEA and Swiss citizens

Citizens of the European Union, European Economic Area and Switzerland will not need a visa to enter the country.

### Citizens of countries that do not require a visa

Citizens of the following countries do not need a visa for stays up to 90 days, but require a valid passport to enter Italy:

Albania, Andorra, Antigua and Bermuda, Argentina, Australia, Bahamas, Barbados, Bosnia and Herzegovina, Brazil, Brunei, Canada, Chile, Colombia, Costa Rica, Dominica, East Timor, Grenada, Guatemala, Honduras, Israel, Japan, Macedonia, Malaysia, Mauritius, Mexico, Moldova, Monaco, Montenegro, Nauru, New Zealand, Nicaragua, Panama, Paraguay, Peru, Saint Kitts and Nevis, Salvador, Samoa, Saint Lucia, Saint Vincent and the Grenadines, San Marino, Serbia, Seychelles, Singapore, South Korea, Taiwan, Tonga, Trinidad and Tobago, United Arab Emirates, United States of America, Uruguay, Vanuatu, Vatican and Venezuela.

### Citizens of countries that require a visa

Citizens of countries not previously mentioned will need to get a Schengen (short-stay) visa to enter Italy or any other EU country.

For more information, we recommend visiting the 'Entry and Stay in Italy' section of the official website of the Ministry of Foreign Affairs of Italy: [www.esteri.it/mae/en/servizi/stranieri/ingressosoggiornoinitalia](http://www.esteri.it/mae/en/servizi/stranieri/ingressosoggiornoinitalia)

The organisers may at any time, with or without giving notice, in their absolute discretion and without giving any reason, cancel or postpone the conference, change its venue or any of the other published particulars, or withdraw any invitation to attend. In any case, neither the organisers nor any of their officers, employees, agents, members or representatives shall be liable for any loss, liability, damage or expense suffered or incurred by any person, nor will they return any money paid to them in connection with the conference.



the global voice of  
the legal profession®

# Want to build valuable connections with leading legal practitioners worldwide to win more work and referrals?

## Yes, of course you do!

**So become a member of the International Bar Association today at  
[www.ibanet.org/join](http://www.ibanet.org/join)**

The International Bar Association (IBA) is the world's leading international organisation of legal practitioners, bar associations, law firms and law societies. The IBA influences the development of international law reform and shapes the future of the legal profession throughout the world.

### Join the IBA to:

- Build your profile in the international legal world
- Gain access to a global database of over 80,000 leading international lawyers from over 170 countries, to win more work and referrals
- Serve your clients better
- Develop your expertise with access to sector and practice area specific publications, events and networking for 70+ IBA specialist committees and fora
- Receive discounted rates to 50+ IBA conferences each year, providing you with outstanding networking and business development opportunities

**Join the IBA today for  
only £265 per annum at  
[www.ibanet.org/join](http://www.ibanet.org/join)**



**[member@int-bar.org](mailto:member@int-bar.org)**  
+44 (0)20 7842 0090

International Bar Association  
4th Floor, 10 St Bride Street  
London, EC4A 4AD





# Registration form



**IBA 2018**  
ROME 7-12 OCTOBER  
ANNUAL CONFERENCE OF THE INTERNATIONAL BAR ASSOCIATION



- Registrations cannot be acknowledged at the IBA Office after **Wednesday 26 September**
- This form is valid for one delegate only. Copies may be made for additional registrations

## For office use only:

Membership number

Family name

**PLEASE RETURN THIS FORM TO:** International Bar Association  
4th Floor, 10 St Bride Street, London, EC4A 4AD, United Kingdom  
Fax: +44 (0)20 7842 0091 Email: [confs@int-bar.org](mailto:confs@int-bar.org)

REGISTER ONLINE AT [WWW.IBANET.ORG/CONFERENCES/ROME2018.ASPX](http://WWW.IBANET.ORG/CONFERENCES/ROME2018.ASPX) AND MAKE IMMEDIATE PAYMENT BY CREDIT CARD

Completion and submission of this form to the IBA denotes that you have read and agreed to the terms and conditions covering registration fees, accompanying persons, refunds, social events, dietary requirements and cancellation/substitution as stated in the 'Conference Information' section on pages 93-97 of the preliminary programme.

## PERSONAL DETAILS *(Please attach your business card or write in block capitals)*

Title \_\_\_\_\_ Given name \_\_\_\_\_ Family name \_\_\_\_\_

Name and country to be shown on badge *(if different from above)* \_\_\_\_\_

IBA Membership number *(if applicable)* \_\_\_\_\_ Date of birth \_\_\_\_\_

Firm/company/organisation \_\_\_\_\_

Address \_\_\_\_\_

\_\_\_\_\_ Country \_\_\_\_\_

Tel \_\_\_\_\_ Fax \_\_\_\_\_

Email \_\_\_\_\_

## ACCOMPANYING PERSON(S)

Please note that an accompanying person fee is applicable. Accompanying person(s) must **NOT** be a member of the legal profession or use the conference as a business networking opportunity. Accompanying persons are not permitted to attend, under any circumstance, working sessions or general delegate lunches, with the exception of the Opening Ceremony and the Rule of Law Symposium.

1. Name \_\_\_\_\_ Country \_\_\_\_\_

2. Name \_\_\_\_\_ Country \_\_\_\_\_

## SPECIAL DIETARY REQUIREMENTS

If you or your accompanying person(s) have special dietary requirements, due to allergen intolerances, medical, religious reasons or a life choice, please specify the requirement below. The IBA is unable to cater for dietary requirements other than for the above reasons.

After **Wednesday 26 September**, any dietary requirements submitted to us cannot be guaranteed.

☐ Please tick box if you have allergen intolerances and specify \_\_\_\_\_

☐ Please tick box if your guest has allergen intolerances and specify \_\_\_\_\_

Please state all other dietary requirements clearly, eg, I am a vegetarian; I do not eat red meat.

*Disclosure of dietary information denotes you have agreed to the IBA sharing this information with relevant third parties who are providing catering on our behalf.*

IN ORDER FOR YOUR NAME TO APPEAR IN THE CONFERENCE LIST OF PARTICIPANTS, AVAILABLE AT THE CONFERENCE, YOUR REGISTRATION MUST BE RECEIVED AT THE IBA OFFICE BY **FRIDAY 7 SEPTEMBER** AT THE LATEST.





## VAT DECLARATION

**Question 1 – Are you attending the conference on behalf of your business / law firm / company (including sole traders)?**

☐ Yes (Please go to Question 2) ☐ No (VAT is payable)

**Question 2 – Is that business resident in Italy?**

☐ Yes (DO NOT PAY VAT) ☐ No (VAT is payable)

## A REGISTRATION FEES

All prices are in Euro (€).

	<i>On or before 20 July</i>	<i>21 July – 26 September</i>	<i>At the Conference</i>	<i>Amount payable</i>
IBA members	€2,150	€2,475	€2,900	
VAT @ 22%	€473.00	€544.50	€638.00	
<b>Total payable</b>	<b>€2,623.00</b>	<b>€3,019.50</b>	<b>€3,538.00</b>	€
IBA members academics/judges (full-time)	€1,615	€2,475	€2,900	
VAT @ 22%	€355.30	€544.50	€638.00	
<b>Total payable</b>	<b>€1,970.30</b>	<b>€3,019.50</b>	<b>€3,538.00</b>	€
Senior lawyers*	€1,615	€2,475	€2,900	
VAT @ 22%	€355.30	€544.50	€638.00	
<b>Total payable</b>	<b>€1,970.30</b>	<b>€3,019.50</b>	<b>€3,538.00</b>	€
Public lawyers	€1,615	€2,475	€2,900	
VAT @ 22%	€355.30	€544.50	€638.00	
<b>Total payable</b>	<b>€1,970.30</b>	<b>€3,019.50</b>	<b>€3,538.00</b>	€
Young lawyers (under 30 years old)	€1,615	€2,475	€2,900	
VAT @ 22%	€355.30	€544.50	€638.00	
<b>Total payable</b>	<b>€1,970.30</b>	<b>€3,019.50</b>	<b>€3,538.00</b>	€
Corporate counsel**	€1,935	€2,475	€2,900	
VAT @ 22%	€425.70	€544.50	€638.00	
<b>Total payable</b>	<b>€2,360.70</b>	<b>€3,019.50</b>	<b>€3,538.00</b>	€
Non-members***	€2,580	€3,010	€3,340	
VAT @ 22%	€567.60	€662.20	€734.80	
<b>Total payable</b>	<b>€3,147.60</b>	<b>€3,672.20</b>	<b>€4,074.80</b>	€
Accompanying persons****	€280	€280	€280	
VAT @ 22%	€61.60	€61.60	€61.60	
<b>Total payable</b>	<b>€341.60</b>	<b>€341.60</b>	<b>€341.60</b>	€

## TOTAL REGISTRATION FEES A

## VAT (IVA)

The following will be applicable to conference registration fees and social functions purchased for the conference:

- Delegates are required to pay the total price including Italian Value-Added Tax (VAT) (22% at 22 January 2018 and subject to change).
- Delegates tax resident in an EU member state are able to recover VAT in accordance with the EU 8th Directive on VAT refund claims.
- Non-EU residents delegates are able to recover Italian VAT incurred under the EU 13th VAT Directive where their country agrees to take reciprocal measures.
- Due to individual circumstances, delegates should seek independent advice on their ability to recover VAT from a specialist adviser of the country in which the claimant is registered for tax purposes. Italian VAT refund procedures require that claims must be made by 30 September 2019.

International Bar Association  
VAT No. IT 14708501003  
c/o VAT representative (according to art.17 of DPR 633/1972) Luca Marenda  
Via Domenico Jachino, 97, 00144 Rome, Italy

\*Reduced rate is offered to lawyers who are over the age of 65, have been an IBA member for more than 20 years and are no longer practising law.

\*\*Reduced rate is offered to IBA Corporate Group Members. Please register online to obtain a 25 per cent discount on the IBA member fee.

\*\*\*Non-members can register at the IBA rate if the IBA membership form is submitted at the same time as their conference registration.

\*\*\*\*Accompanying person(s) must **NOT** be a member of the legal profession or use the conference as a business networking opportunity.  
See Conference information and registration fees for further information.



**SPEAKERS**

☐ Please tick box if you are a speaker and ONLY attending your working session

*Speakers attending the day of their session are only eligible to purchase social function tickets for the day they are speaking.*

Please state the title of your working session and the day it is being held during the week of the conference.

Day \_\_\_\_\_

Session title \_\_\_\_\_

*To be completed by speakers **ONLY** who are participating in working sessions.*

**WORKSHOPS**

Please tick box if you are interested in attending:

☐ Rule of Law Symposium, Friday 0930 – 1600

**B CONFERENCE SOCIAL FUNCTIONS**

For all conference social event sponsorship opportunities email: **andrew.webster-dunn@int-bar.org**  
(please see pages 75–78) before completion. All prices are in Euro (€). VAT is 22%.

	Price per place	Number of places required	Amount payable
<b>MONDAY 8 OCTOBER</b>			
Arab Regional Forum lunch (A)	€67 (€54.92 + €12.08 VAT @ 22%)		€
European Regional Forum lunch (B)	€67 (€54.92 + €12.08 VAT @ 22%)		€
North American Regional Forum lunch (C)	€67 (€54.92 + €12.08 VAT @ 22%)		€
Women Lawyers' Interest Group lunch (D)	€67 (€54.92 + €12.08 VAT @ 22%)		€
<b>TUESDAY 9 OCTOBER</b>			
Asia Pacific Regional Forum lunch (E)	€67 (€54.92 + €12.08 VAT @ 22%)		€
Latin American Regional Forum lunch (F)	€67 (€54.92 + €12.08 VAT @ 22%)		€
<b>WEDNESDAY 10 OCTOBER</b>			
Legal Practice Division lunch (G)	€67 (€54.92 + €12.08 VAT @ 22%)		€
<b>THURSDAY 11 OCTOBER</b>			
African Regional Forum lunch (H)	€67 (€54.92 + €12.08 VAT @ 22%)		€
Section on Public and Professional Interest lunch (I)	€67 (€54.92 + €12.08 VAT @ 22%)		€
<b>FRIDAY 12 OCTOBER</b>			
Closing party (J)	€150 (€122.95 + €27.05 VAT @ 22%)		€

**TOTAL CONFERENCE SOCIAL FUNCTIONS B**

**TOTAL PAYMENT DUE A + B**





## METHODS OF PAYMENT

### Registration and payment

#### BY CREDIT CARD

Register online at [www.ibanet.org/conferences/Rome2018.aspx](http://www.ibanet.org/conferences/Rome2018.aspx) and make immediate payment by credit card **OR**

Complete the registration form and return by email to [confs@int-bar.org](mailto:confs@int-bar.org) or fax +44(0)20 7842 0091, then after 5 working days sign in to MyIBA [www.ibanet.org/Access/SignIn.aspx?url=/MySite](http://www.ibanet.org/Access/SignIn.aspx?url=/MySite) click on 'My Account' and click on 'PayMe' link.

**NOTE:** please do not send your credit card details on the registration form or within an email or fax.

#### BY BANK TRANSFER OR BACS PAYMENTS

**PLEASE ENSURE THAT YOUR NAME, MEMBERSHIP NUMBER (if applicable) AND THE WORDS 'CON755-ROME' ARE INCLUDED AS THE PAYMENT REFERENCE.**

Send bank transfers (or BACS) to National Westminster Bank, St James & Piccadilly Branch, 208 Piccadilly, London W1A 2DG, United Kingdom using SWIFT and IBAN codes as follows:

#### Euro:

SWIFT code NWBKGB2L

IBAN Code GB58NWBK60721106570631

#### US dollars (converted at the current rate of exchange):

SWIFT code NWBKGB2L

IBAN Code GB55NWBK60730101286498

#### Pounds Sterling (converted at the current rate of exchange):

SWIFT code NWBKGB2L

IBAN Code GB05NWBK56000313270222

Sort Code 56-00-03

Account number 13270222

Please ensure that a copy of the bank transfer details is attached to your completed registration form and sent to the IBA office by email to [confs@int-bar.org](mailto:confs@int-bar.org) or by fax +44(0)20 7842 0091.

**RECEIPT OF PAYMENT WITHOUT SUBMITTING A FULLY COMPLETED REGISTRATION FORM DOES NOT CONSTITUTE A 'COMPLETE' REGISTRATION AND WILL NOT SECURE YOUR PLACE AT THE CONFERENCE.**

#### BY CHEQUE OR BANK DRAFT

**Euro:** by cheque or bank draft, drawn on a euro zone bank in favour of the International Bar Association.

**Pounds sterling:** by cheque or bank draft, drawn on a UK bank payable to the International Bar Association and converted at the current rate of exchange ([www.xe.com](http://www.xe.com)).

**US dollars:** by cheque or bank draft, drawn on a US bank in favour of the International Bar Association and converted at the current rate of exchange ([www.xe.com](http://www.xe.com)).

**PLEASE SEND CHEQUES, WITH YOUR COMPLETED REGISTRATION TO :**

### International Bar Association

4th Floor, 10 St Bride Street, London EC4A 4AD, United Kingdom

Fax: +44 (0)20 7842 0091 Email: [confs@int-bar.org](mailto:confs@int-bar.org)

#### PLEASE TICK APPROPRIATE BOX BELOW

- ☐ I will pay by credit card online via MyIBA
- ☐ I have transferred the total payment due to the relevant IBA account and enclose a copy of the transfer
- ☐ I enclose a cheque/draft for the total payment due

The International Bar Association would like to keep in touch with you about relevant news, events, publications and membership.

You can opt out of receiving information at any time by emailing [member@int-bar.org](mailto:member@int-bar.org) or by logging into My IBA and updating your preferences.

For further details on how your data is used and stored: [www.ibanet.org/web\\_privacy\\_policy.aspx](http://www.ibanet.org/web_privacy_policy.aspx)



# The eyeWitness mobile app; seeking justice for the worst international crimes

**eyeWitness to Atrocities** begins with a simple vision: a world where the perpetrators of the worst international crimes are held accountable for their actions. As an initiative of the **International Bar Association (IBA)**, with the support from **LexisNexis Legal & Professional**, the eyeWitness to Atrocities app provides a means of documenting human rights atrocities in a secure and verifiable way so that the material can be used as evidence in a court of law.

Every day, around the world, human rights defenders, investigators, journalists and ordinary citizens capture photos and video of atrocities committed by violent and oppressive states and groups. eyeWitness provides these individuals with a tool to increase the impact of the footage they collect by ensuring the images can be authenticated and, therefore, used in investigations or trials.

With the eyeWitness mobile app, users capture photos or videos with embedded metadata that shows where and when the image was taken and confirms that it has not been altered. The images and accompanying verification data are encrypted and stored in a secure gallery within the app. Users then submit this information directly to a storage database maintained by the eyeWitness organisation, creating a trusted chain of custody. Users retain the ability to share and upload copies of their now verifiable footage to social media or other outlets.

eyeWitness becomes an advocate for the relevant footage it receives, ensuring it is used to promote accountability for the atrocities filmed. An expert legal team analyses all footage received and identifies the appropriate authorities, including international, regional or national courts, to investigate further. eyeWitness also works closely with organisations already documenting such crimes to incorporate the app into existing workflows that seek accountability for these same crimes.

By offering a solution to the evidentiary challenges of mobile phone footage, the eyeWitness app empowers those courageous individuals who are capturing footage with the ability to use these the images to bring the perpetrators of serious international atrocity crimes to justice.

The eyeWitness to Atrocities app is available to download for free on Android smartphones. For more information, visit **[www.eyewitnessproject.org](http://www.eyewitnessproject.org)**, follow **@eyewitnessorg** on Twitter or **Facebook**, or watch the eyeWitness **YouTube channel**.





# IBA periodicals 2018 prices and subscription rates

The IBA currently produces six magazines and journals aimed at a wide variety of legal practitioners. All IBA periodicals are available for subscription – details of each title and subscription prices for non-IBA members are listed below. If you have any queries or require any further information please contact [subscriptions@int-bar.org](mailto:subscriptions@int-bar.org).

## ***IBA Global Insight (IGI)***

*IBA Global Insight (IGI)*, formerly International Bar News, is the flagship magazine of the IBA. Free to all IBA members and published six times a year, *IGI* contains articles covering topical legal and business issues, as well as highlighting IBA initiatives and activities.

ISSN: 2221 5859

### **PRICES FOR 2018**

£8.50 single issue  
£40 print subscription (six issues/year)  
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## ***Journal of Energy and Natural Resources Law (JERL)***

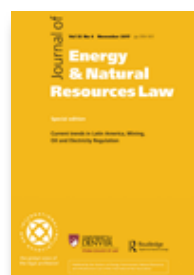
*JERL* is the quarterly journal of the IBA's Section on Energy, Environment, Natural Resources and Infrastructure Law (SEERIL), which is free to its members. The Editor, Don C Smith, Lecturer and Director of Environmental and Natural Resources Law and Policy at the Sturm College of Law, University of Denver, US, is assisted by an Editorial Advisory Board comprised of members of the Academic Advisory Board (AAG) of SEERIL, and together, they bring to the journal an unsurpassed expertise in all areas of energy and natural resources law.

Please note that subscriptions to *JERL* are being handled by Taylor & Francis from 2015. For pricing and further information, please contact [subscriptions@tandf.co.uk](mailto:subscriptions@tandf.co.uk).

ISSN: 0264 6811

### **PRICES FOR 2018**

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£432 online only subscription



## ***Dispute Resolution International (DRI)***

*DRI* is the journal of the Dispute Resolution Section of the Legal Practice Division of the IBA, which goes free to its members. Published twice a year, it covers issues of relevance to the international dispute resolution community and provides an in-depth discussion of current developments and topical issues in all areas of dispute resolution, including litigation, arbitration, mediation and other forms of dispute resolution, and negligence and damages.

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## Competition Law International (CLI)

CLI is the journal of the Antitrust and Trade Law Section of the IBA, and is free to its members. Published twice a year, it provides an insight into international competition law issues, with articles that are of practical interest.

ISSN: 1817 5708

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## Insolvency and Restructuring International (IRI)

IRI covers issues of relevance to the international legal business community, particularly those involved in all aspects of insolvency, bankruptcy, creditors' rights, and restructuring. Published by the Insolvency Section, it goes free to its members.

Regular features include regional news, committee areports, and news from *Global Turnaround*, the leading international newsletter for company rescue and bankruptcy specialists.

ISSN: 1995 0241

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# The International Bar Association's Human Rights Institute



the global voice of  
the legal profession

The International Bar Association's Human Rights Institute (IBAHRI), an autonomous and financially independent entity established in 1995, works to promote and protect human rights and the independence of the legal profession worldwide. The IBAHRI undertakes training for lawyers and judges, capacity-building programmes with bar associations and law societies, and conducts high-level fact-finding missions and trial observations. The IBAHRI liaises closely with international and regional human rights organisations, producing news releases and publications to highlight issues of concern to worldwide media.

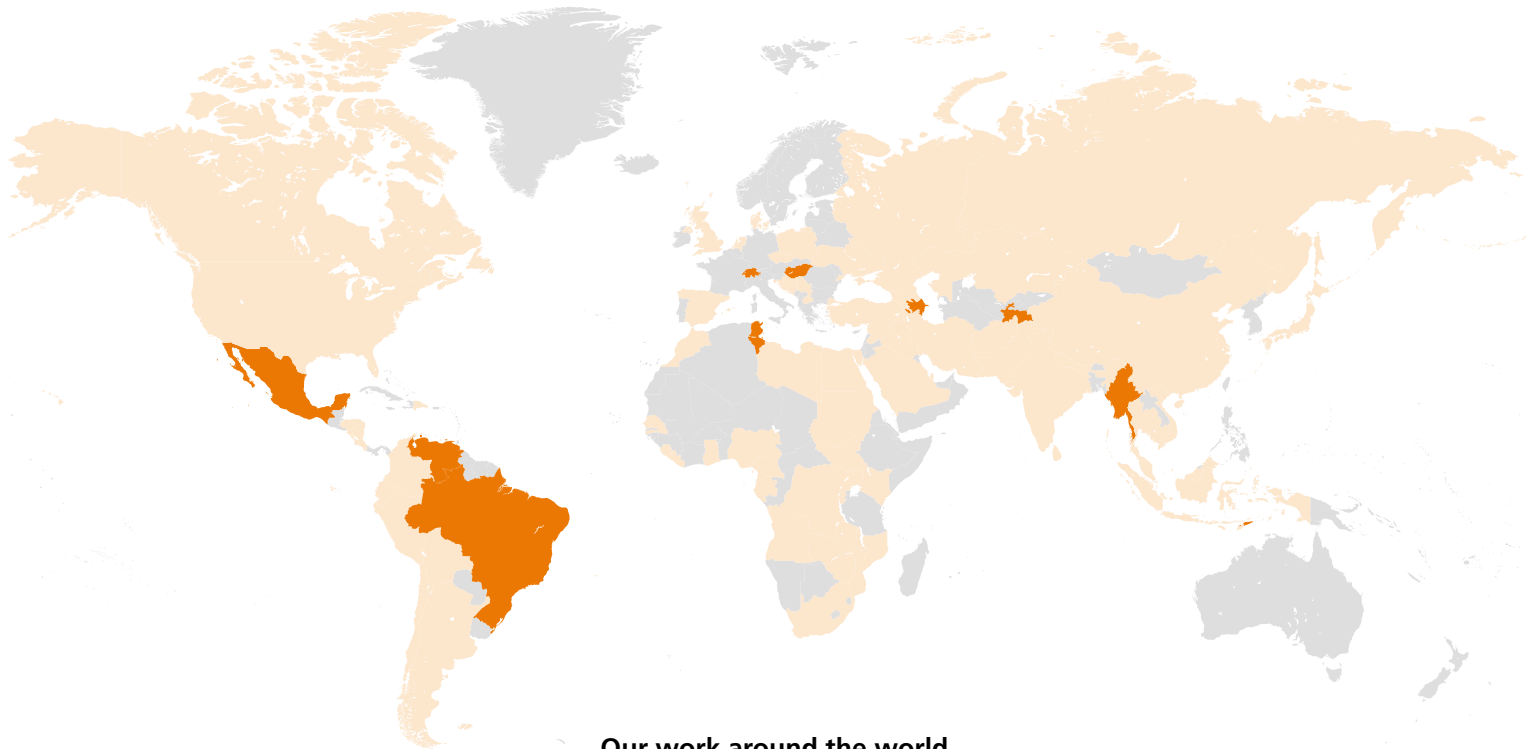


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