

## PROGRAMME

# ICC / DRBF Dispute Board Workshop

**Bangkok, Thailand – 28, 29 May 2018**

### Venue

Eastin Grand Hotel Sathorn, Bangkok (BTS: Surasak Station)  
12th Floor, Chongnonsi Room

### Highlights

In an interactive workshop over two days, delegates will be taken through the journey from inclusion of a Dispute Board (“DB”) in the contract strategy through to the completion of the DB’s period of office.

Along the way, delegates will

- Discuss the reasons for appointing a DB
- See the opportunities for *dispute avoidance* and contrast DB’s with other forms of dispute resolution
- Discuss how to nominate and appoint DB Members and the Chairman
- Hear about the economics of a DB compared to those of other forms of dispute resolution
- Take part in mock
  - Site meetings
  - Informal discussions
  - Submissions and informal opinions
  - Hearings
- Have the opportunity to give their own opinions and decisions
- Be able to ask questions and make comments

### Who should attend?

Funding agencies, Government project officials, property developers, other types of Employer, contractors, subcontractors, lawyers, arbitrators, quantity surveyors, contracts administrators, engineers and architects

# ICC / DRBF Dispute Board Workshop

Bangkok, Thailand

Organized by the International Chamber of Commerce Thailand National Committee



Supported by the International Court of Arbitration of the International Chamber of Commerce (ICC) and the Dispute Resolution Board Foundation (DRBF)



Sponsored by:



# ICC / DRBF Dispute Board Workshop

Bangkok, Thailand

## PROGRAMME

### Day One – 28 May

**08.30 – 09.00**            **Registration**

**09.00 – 09.15**            **Introduction**

Victor Smith, ICC Thailand, Bangkok

**09.15 – 10.30**            **Introduction to Dispute Boards**

What is a Dispute Board (DB)? – its unique capability of *dispute avoidance* – where it sits with Adjudication, Mediation, Early Neutral Evaluation, Expert Determination, Arbitration and Litigation – different types of DBs: standing Board – *ad-hoc* Board - DAB, DRB, CDB, DB, DAAB (per new FIDIC), CAP (conflict Avoidance Panels)

**10.30 – 10.50**            **Coffee break**

**10.50 -12.30**            **Appointment of a Dispute Board**

The decision to have DB at all – why would you have one? – nominations and appointments by Parties and appointing bodies – selection of Chairman – by Parties and by appointing bodies – criteria in all cases – some examples from experience

**12.30 – 13.45**            **Lunch & Networking**

**13.45 – 15.15**            **The Chairman's Role within the Dispute Board**

Leadership – set an example – procedure for all matters – keep in contact

**15.15 – 15.35**            **Coffee break**

**15.35 – 17.00**            **Starting off with the Parties**

Tell them the procedures – Chairman the point of contact for the DB – who is the point of contact for each Party and the Engineer? –date for first site visit – Parties to keep DB up to date

**17.00 – 17.30**            **Questions & Answer Session**

**17.45 – 19.30**            **Cocktail reception & networking**

# ICC / DRBF Dispute Board Workshop

Bangkok, Thailand

## Day Two – 29 May

### 09.00 – 10.30 First site visit Part 1

Preparation – arrangements – agenda – DB's conduct – site tour – informal discussions and informal opinions – importance of them – report – next meeting

### 10.30 – 10.50 Coffee break

### 10.50 -12.30 First site visit Part 2

Mock site meetings

### 12.30 – 13.45 Lunch & Networking

### 13.45 – 14.45 Disputes Part 1

Does a dispute exist? – jurisdiction – referral – response – reply - rejoinder

### 14.45 – 15.05 Coffee break

### 15.05 – 16.45 Disputes Part 2

Mock hearing – closing submissions – discussion between DB members – structure, nature and status of DB decision

### 16.45 – 17.45 Closing sessions

1. **How do you become a DB Member?** Are you sure you want to be one? – training and assessments – attend ICC/DRBF events – write articles, find a mentor – how much do you get paid?

2. **Questions and Answers**

3. **Presentation of Attendance Certificates**

## SPEAKERS

**John Papworth, Somerset, England**

John is a practicing Dispute Board Chairman and Member. He is on the FIDIC President's List of Adjudicators / Dispute Board Members and is the DRBF's United Kingdom Country Representative. He has nearly 50 years' experience in construction and has worked on many engineering projects, including nuclear and oil and gas, as well as infrastructure and power generation, process and building projects. He has been appointed to 24 Dispute Boards in Eastern Europe and East and Southern Africa and has produced 39 decisions. John is also a Chartered Surveyor and Chartered Arbitrator.

# **ICC / DRBF Dispute Board Workshop**

Bangkok, Thailand

## **Alina Leoveanu, Paris, France**

Alina is the Manager of the International Centre for ADR (Romania) and is responsible for the ICC's ADR services, which include mediation, expertise and dispute board proceedings in addition to banking related disputes. The Centre also organizes the ICC's mediation events, most prominently, the annual ICC International Mediation Competition, along with the annual ICC International Mediation Conference. Alina also serves as Global Co-Chair of the ICC Young Arbitrators Forum. She regularly represents the ICC at conferences and speaking engagements across Europe and Russia.

Prior to her current position, Alina was a member of the Secretariat of the ICC International Court of Arbitration as a Deputy Counsel for the Eastern European Team. At any given moment Alina administered over 80 arbitrations, assisted the ICC Court and acted as a liaison between parties, counsel and arbitral tribunals. Before joining the ICC International Court of Arbitration, Alina worked as a case-processing Lawyer at the European Court of Human Rights in Strasbourg, France.

Alina holds a Master's degree in European Union Law from the University of Paris Panthéon – Sorbonne (2006) and a Law degree from the University of Craiova, Romania (2004). Alina is fluent in Romanian, English and French, and has good knowledge of Spanish. Alina is also a CEDR Accredited Mediator.

# ICC / DRBF Dispute Board Workshop

Bangkok, Thailand

## LOGISTICS AND REGISTRATION

### Venue:

Eastin Grand Hotel Sathorn, Bangkok (BTS: Surasak Station)  
12th Floor, Chongnonsi Room

### Working language:

English

### How to register:

Please complete and return the registration form confirming payment to:

Email: [admin@iccthailand.or.th](mailto:admin@iccthailand.or.th)

Post: ICC Thailand

150/2 Rajbopit Road, Watrajbopit

Pranakorn, Bangkok 10200 Thailand

Tel: +66 2622 2183 or +66 2018 6888 Ext. 4210

Fax: +66 2225 5475

Website: [www.iccthailand.or.th](http://www.iccthailand.or.th)

Registration will be confirmed upon receipt of the registration form and contribution to costs.

### Registration fee:

For ICC & DRBF members: THB 14,500

Early Bird (prior to 1 May 2018) for ICC & DRBF members: THB 12,500

For non-members: THB 16,500

Early Bird (prior to 1 May 2018) for non-members: THB 14,500

The fee includes working papers, refreshments, lunch, and cocktails

### Travel and accommodation:

Travel and hotel expenses are not included. Participants are responsible for making their own travel arrangements and hotel reservations. A list of hotels in Bangkok, with which ICC Thailand has negotiated preferential room rates, is available upon request.

### Cancellation charge:

50% of the contribution to costs will be refunded if notice of cancellation is received in writing before **15 May 2018**. Cancellations after this date are not refundable. However, registration may be transferred to another person from the same company or organization at no extra charge, provided that notice is sent to [admin@iccthailand.or.th](mailto:admin@iccthailand.or.th) prior to the Workshop

# ICC / DRBF Dispute Board Workshop

Bangkok, Thailand

## REGISTRATION FORM

Participant information: \_\_\_\_\_

Title (Mr/Dr/Mrs/etc.): \_\_\_\_\_

Family name: \_\_\_\_\_

First/given name: \_\_\_\_\_

Position: \_\_\_\_\_ Company: \_\_\_\_\_

Address: \_\_\_\_\_

Zip/postal code: \_\_\_\_\_ City/state: \_\_\_\_\_

Country: \_\_\_\_\_ Email: \_\_\_\_\_

Phone: \_\_\_\_\_ Fax: \_\_\_\_\_

### Registration fee: *(please tick the appropriate box.)*

Until 1 May 2018: "Early bird special"                      After 1 May 2018

For ICC & DRBF members: THB 12,500                       For ICC & DRBF members: THB 14,500

For non-members: THB 14,500                       For non-members: THB 16,500

### Registration fee:

By bank transfer: \_\_\_\_\_

Account Name: Board of Trade of Thailand (ICC)

Bank: Kasikornbank

Address: 80 Bamrung Muang Rd., Saochingcha, Phranakhon Bangkok 10200 Thailand

Account No: 004-2-31368-8 Branch Code: 0004

Swift: KASITHBK

Please indicate the title of the conference and the participant's name clearly.

Date: \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_ Signature: \_\_\_\_\_

Data protection information: The details you provide on this form will be used for registration purposes. They will be stored in ICC's databases for the sole use of ICC (the International Chamber of Commerce). Under the French law "informatique et libertés" of 6 January 1978, you may have access to these details and request deletions and corrections at any time by contacting ICC at [arbevents@iccwbo.org](mailto:arbevents@iccwbo.org). The details you provide may be used by ICC to keep you informed of developments in your area of activity through publications, subscriptions, events and other commercial offers.

Pictures during the event - disclaimer

ICC staff will be present taking pictures and footage at the event. These images may be used, without further notification, at a later date to market this event and/or within the following printed/online materials: brochures, newsletters, marketing materials, videos, social media platforms and the ICC website.