

PROFESSIONAL CERTIFICATE ON INTERNATIONAL ARBITRATION

6-week course: 3 June - 8 July 2022

Sessions each Friday: 11:30-15:00 (BST)

Module leader: Dr [Manuel Penades](#), Senior Lecturer in International Commercial Law (King's College London)

Week 1 (Friday, 3 June 2022): Introduction to International Commercial Arbitration and the Arbitration Agreement

- 11.30-12.30: Introduction to International Commercial Arbitration
- 12.30-12.45: *Break and introductory discussion with guest speaker*
- 12.45-13.45: [Delivered by [José Ricardo Peris](#), [Squire Patton Boggs](#)] Regulatory framework of International Commercial Arbitration: Overview of the New York Convention, National Arbitration laws (incl. UNCITRAL Model Law), arbitration rules and soft law.
- 13.45-14.00: *Break and follow up informal discussion with guest speaker*
- 14.00-15.00: The Arbitration Agreement: Concept, types, frequent elements of an arbitration agreement. Tips on negotiation.

Week 2 (Friday, 10 June 2022): Arbitral jurisdiction

- 11.30-12.30: The Jurisdictional Effects of an Arbitration Agreement. Principles of Kompetenz-kompetenz, separability.
- 12.30-12.45: *Break and introductory discussion with guest speaker*
- 12.45-13.45: [Delivered by [Ana Serra e Moura](#), [International Chamber of Commerce \(ICC\)](#)] Objective and subjective scope of arbitration agreements; and pathological clauses.
- 13.45-14.00: *Break and follow up informal discussion with guest speaker*
- 14.00-15.00: Enforcement of Arbitration agreement by courts and tribunals: Art. II NYC, sec. 9 EAA, art. 8 UML, enforcement through judicial appointment of arbitrators and interim measures; sec. 32 EAA; *antisuit injunctions*.

Week 3 (Friday, 17 June 2022): Arbitrators: Appointment, Challenge, Duties and Powers

- 11.30-12.30: Selection and appointment of arbitrators: Approaches and strategies
- 12.30-12.45: *Break and introductory discussion with guest speaker*
- 12.45-13.45: [Delivered by [Monty Taylor](#), [Arnold & Porter](#)] Duties of arbitrators (incl. independence and impartiality, and IBA Guidelines on Conflicts of Interests) and challenge.
- 13.45-14.00: *Break and follow up informal discussion with guest speaker*
- 14.00-15.00: Powers of arbitrators (incl. interim measures)

Week 4 (Friday, 24 June 2022): Arbitral procedure (incl. confidentiality and evidence) and the law applicable to the arbitration

- 11.30-12.30: Arbitration procedure and confidentiality
- 12.30-12.45: *Break and introductory discussion with guest speaker*
- 12.45-13.45: [Delivered by [Sara Nadeau-Séguin](#), **Teynier Pic**] Preparation and submission of evidence in arbitration (incl. the IBA Rules on the Taking of Evidence)
- 13.45-14.00: *Break and follow up informal discussion with guest speaker*
- 14.00-15.00: The laws applicable to the arbitration: Procedure, arbitration agreement and merits.

Week 5 (Friday, 1 July 2022): Awards and Setting aside of Awards

- 11.30-12.30: The Arbitration Award: Concept, types, effects
- 12.30-12.45: *Break and introductory discussion with guest speaker*
- 12.45-13.45: [Delivered by [Paul Tan](#), **Clifford Chance**] Setting aside of awards: concept, regulation and jurisdiction. Grounds for setting aside (I): lack of jurisdiction and due process
- 13.45-14.00: *Break and follow up informal discussion with guest speaker*
- 14.00-15.00: Grounds for setting aside of awards (II): excess of mandate, arbitrability and public policy. Appeal on a point of law (sec. 69 EAA)

Week 6 (Friday, 8 July 2022): Recognition and Enforcement of awards

- 11.30-12.30: The recognition and enforcement of awards: Arts. III-V NYC
- 12.30-12.45: *Break and introductory discussion with guest speaker*
- 12.45-13.45: [Delivered by [Christian Leathley](#), **Herbert Smith Freehills**] Strategies on recognition and enforcement of awards: asset tracing and methods to obtain award satisfaction (assignment/sale of awards, etc)
- 13.45-14.00: *Break and follow up informal discussion with guest speaker*
- 14.00-15.00: The recognition and enforcement of set aside awards

*Please note that all times are local to London, UK (BST).



TEACHING TEAM

Module leader: Dr [Manuel Penades](#)

Dr Manuel Penades is a Senior Lecturer in International Arbitration at King's College London. Qualified as Solicitor for England and Wales, and Abogado in Spain, he is an expert in international arbitration, with regular experience across jurisdictions as arbitrator, counsel and expert witness. Before joining King's College London, Manuel worked at the London School of Economics and Political Science (UK), where he also obtained his LLM, and practised in a major arbitration firm in London. His research on arbitration has been cited by commercial courts, and he recently led the Workforce at the IBA Toolkit on the impact of Insolvency on Arbitration

Week 1: [José Ricardo Peris](#), Squire Patton Boggs

José Feris is a partner in Squire Patton Boggs's International Dispute Resolution Practice Group specializing in international commercial arbitration, public international law and investment arbitration. A former Deputy Secretary General of the ICC International Court of Arbitration, José was described in 2019 by Who's Who Legal as "by far one of the most prominent young figures in international arbitration."

Week 2: [Ana Serra e Moura](#), International Chamber of Commerce (ICC)

Ana Serra is the current Deputy Secretary General of the ICC International Court of Arbitration, which she joined in 2011. Before joining the ICC, she worked with leading arbitrator Juan Fernández-Armesto, at Armesto & Asociados in Madrid and CCA Advogados Ontier in Lisbon.

Week 3: [Monty Taylor](#), Arnold & Porter

Monty Taylor is an Australian-qualified solicitor at Arnold & Porter, London. His practice is focused on international arbitration, both investment and commercial, in a wide range of sectors (including mining, pharmaceuticals, energy, banking and finance, and shipping) under the major arbitration rules. Prior to joining the firm, Monty served as Legal Counsel to the International Centre for Settlement of Investment Disputes (ICSID) at the World Bank in Washington, and practised in the dispute resolution group of a leading international firm in Sydney.

Week 4: [Sara Nadeau-Séguin](#), Teynier Pic

Sara Nadeau-Séguin is counsel at Teynier Pic, Paris, where she specialises in international arbitration (commercial and investment) as well as complex international litigations and mediations. Admitted to practice in Canada, England & Wales and France, she regularly acts as counsel in international arbitration, in both ad hoc and institutional proceedings. Sara also regularly advises clients in relation to pre-contentious matters, including for the negotiation and drafting of dispute resolution agreements. Before joining Teynier Pic, Sara worked at various leading firms in London, Paris and Montréal.

Week 5: [Paul Tan](#), Clifford Chance

Paul Tan is Partner and Head of Litigation South East Asia at Cavenagh Law LLP and Clifford Chance Pte Ltd, Singapore. Paul is a commercial litigation and international arbitration (both commercial and investor state) specialist. His practice focuses on managing disputes across South East Asia, with deep experience advising on complex issues of public and private international law.

Week 6: [Christian Leathley](#), Herbert Smith Freehills

Christian Leathley is the Head of the Latin America Group, as well as the US Head of International Arbitration, at Herbert Smith Freehills LLP, New York. He specializes in international commercial and investment arbitration and has nearly 20 years' experience of working in all countries throughout Central and South America. He also sits as arbitrator in English and Spanish language arbitrations.

Registration is now open!

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Contact the team

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