



Seminar on Enforcement of Mediation and Mediated Agreement

Organized by CPD & Member Services Committee (CPDMSC)

➤ Contents

The seminar will cover the mechanism available for enforcing mediation agreement in Hong Kong and other jurisdiction. The discussion will mainly focus on “voluntariness” and execution of mediation agreement. The discussion will also include the application of “good faith” principle in making mediation agreement binding. In this regards example will be drawn from mediation as the sole means of resolving dispute and also as one of the modes of resolving dispute under a multi-layered dispute resolution agreement.

The current situation of enforcement of mediated agreement in domestic as well as cross-border jurisdictions will also be covered. In this context the rationale behind current proposal or discussion in United Nations Commission on International Trade Law (“UNCITRAL”) with regards to cross border of enforcement of mediated agreement will be discussed. A recent survey, and questions of the survey, in support of cross border enforcement of mediated agreement will be discussed in details.

➤ CPD Points Granted:

HKMC: 1.5 points; HKMAAL: 1.5 points

➤ Guest Speaker

Dr SHARMA, Rajesh PhD (CUPL); MBL, (Monash); M.Phil, (CityU); LL.B., (DU)

Dr. SHARMA is the Assistant Professor at School of Law, City University of Hong Kong. He is also the Director of Mooting and coach of VIS Arbitration Moot at CityU. He has taught courses on arbitration, mediation, negotiation, foreign investment arbitration, WTO Law, international trade, banking law, foreign investment in Hong Kong, Macao, India, Australia, China and Africa.

Dr. SHARMA has served as the Legal Advisor to the Macau University of Science and Technology. He has advised transnational companies on trade and investment policy in China and has done training courses with and for the WTO and UNITAR. He has researched extensively on the arbitration laws of China and India and other Asian countries. He has publications in the areas of WTO law, international trade, arbitration and dispute resolution, commercial law, and banking law. Dr. SHARMA is the Associate Director of the Hong Kong WTO Research Institute, a member of Asian WTO Research Network; a member of India International ADR Association, an Executive Committee Member of Commonwealth Legal Education Association and a member and secretary of Hong Kong Basic Law Education Association.

➤ Host

Mr. Alfred Chan

Council Member of Hong Kong Mediation Centre
Co Chairperson of CPD and Member Services Committee
Co Chairperson of Disciplinary Committee

Date and Time:	10th February 2015 (Tuesday), 7:00 p.m. – 8:30 p.m.
Registration Time:	6:30 p.m.
Venue:	Hong Kong Federation of Youth Building, 10/F, Room 1001-3, 21 Pak Fuk Road, North Point
Target Audience:	Panel Members / Associate Members / Non-members
Language:	English
Fee:	Panel Members: HK\$50 Associate Members: HK\$100 Non-members: HK\$150
Payment Method:	1) Crossed-cheque: Payable to “Hong Kong Mediation Centre Limited” and send it to “21/F., Success Commercial Building, 245-251 Hennessy Road, Wan Chai, Hong Kong”. Please write down your Full Name and Membership Number at the back of the cheque; OR 2) Bank transfer: Please provide Bank-in Slip and state your Full Name and Membership Number. Bank Name: The Hongkong and Shanghai Banking Corporation Ltd (HSBC) Bank Account Name: Hong Kong Mediation Centre Limited Bank Account Number: 162-242226-001
Registration Period:	on or before 31st January 2015 12:00 noon
Enquires:	Please contact Ms. Kayley Wong Tel: 3620 3076 Email: membership@mediationcentre.org.hk

➤ Registration Method

Please complete the registration form via the link below:

https://docs.google.com/forms/d/1YIIhdYUi2AkEQNdOwbuYnfKSQi8OcOH0qhDp-aaixZ0/vi/ewform?usp=send_form

Remarks:

- A. Places will be allocated on first-come-first-served basis.
- B. Registration must be made by returning the completed registration form via google link on or before 31st January 2015 and sending the crossed-cheque or copy of the bank-in slip to HKMC on or before 3rd February 2015. Confirmation will be notified by email upon successful registration on or before 4th February 2015.
- C. If you do not receive any email confirmation from the Secretariat on or before 4th February 2015, your name will be on the waiting list. Your submitted cheque will be voided subsequently by the Secretariat if you have

not been assigned a place in the captioned event. If your application fee was made by bank transfer, a cheque will be issued to you as the refund of the payment.

- D. Participant must sign in and sign out. CPD Certificate will be issued at the end of the event. **Participants who are late for more than 20 minutes or leave earlier will not be qualified for the completion of CPD Points and NO Certificate will be issued.***
- E. If you are not able to attend the captioned event after the receipt of the confirmation email, you are required to inform the Secretariat as soon as you are aware of unavailability on / before the event date **by email**. For those who are absent without prior notice, their enrollments may be affected in future. **No refund will be made after confirmation.***
- F. HKMC reserves the right to accept/reject the registration.*
- G. If typhoon signal no.8 or black rainstorm warning signal is hoisted and not lowered by 4pm, the event will be postponed or cancelled. Rescheduled date/time/venue will be announced in due course.*
- H. The event is subject to change at any time without liability.*