Final programme
Renewable energies – technical, tax, commercial and legal issues

Joint session with the Power Law Committee, Taxes Committee, Technology Law Committee and the Water Law Committee.

Session Co-Chairs

Jack Bernstein Aird & Berlis, Toronto, Ontario, Canada

Thomas Heymann Heymann & Partner Rechtsanwälte, Frankfurt, Germany

Michelle de Rijke Bird & Bird, The Hague, the Netherlands; Senior Vice-Chair, Power Law Committee

Gerardo Varela Cariola, Díez, Pérez-Cotapos Santiago, Chile

This full-day session will give an overview of latest contractual, regulatory and tax developments affecting the production, distribution and consumption of renewable energies throughout the world. A special emphasis will be put on a short description of each of the underlying technologies and business models. In addition the session will cover how different countries have been promoting the development of renewable sources of energy. Speakers will discuss markets and regulatory regimes in China, Arabia, USA and Europe. Feed-in tariffs, emissions reductions, tax incentives and other mechanisms will be addressed for different jurisdictions in anticipation of what may be next in connection with renewables.

The Masdar Project – renewable energies in the Middle East

Speaker

Robert L Nelson Jr Akin Gump Strauss Hauer & Feld, San Francisco, California, USA

Tax incentives and developments in different jurisdictions

Speakers

Aseem Chawla Amarchand Mangaldas, New Delhi, India

Glaucia Maria Lauletta Mattos Filho, São Paulo, Brazil

Daniel Luchsinger Covington & Burling, Washington DC, USA

William Thompson Minter Ellison, Brisbane, Queensland, Australia; Scholarship Officer, Taxes Committee

Photovoltaic – technologies, industry and contract structures

Speaker

Cecilia Carrara Legance Studio Legale Associato, Rome, Italy

Wind – technologies, industry and contract structures

Speaker

Marc Baitus Heuking Kühn Lörcher Wölk, Düsseldorf, Germany; European Forum Liaison Officer, Young Lawyers’ Committee

Hydropower – technologies, industry and contract structures

Speaker

Nestor Loizaga Ferrere Abogados, Asunción, Paraguay; Publications Officer, Water Law Committee

Smart grids and smart metering

Speakers

Björn Gustavsson Advokatfirman Vinge, Stockholm, Sweden; Chair, Outsourcing and Shared Services Subcommittee

Chris Holder Bird & Bird, London, England; Vice-Chair, Outsourcing and Shared Services Subcommittee

Advocacy in commercial litigation – what do judges want from advocates and what do advocates want from judges?

Joint session with the Forum for Barristers and Advocates, the Judges’ Forum, the Litigation Committee and the Young Lawyers’ Committee.

Session Co-Chairs

Chantal Aimée Doerries QC Atkin Chambers, London, England; Co-Chair, Forum for Barristers and Advocates

Judge Henrik Rothe Retspresident, Bredgade, Denmark; Co-Chair, Judges’ Forum

Tuesday All Day 0930 – 1730

Tuesday 0930 – 1230
What does a commercial court judge look for in an advocate? What does a commercial court advocate want from a judge? This session aims to discuss the issues facing judges and advocates in the conduct of commercial litigation. The panel will consist of leading commercial court judges and litigators. It aims to map out practical ways in which the desire of courts for efficiency and cost containment can be reconciled with the desire of parties and advocates for a full opportunity to advocate their cases. It will consider the use of written legal submissions and witness statements, the role of technology and the importance of oral advocacy. This session should be seen as complimentary to the session on advocacy in commercial motions and appeals.

Speakers
Judge Frank Clarke Irish Commercial Court, Dublin, Ireland
Sir Anthony Colman Dubai International Financial Centre, Dubai, UAE
Olivier Cousi Avocat Associé Département IP-TMT, Paris, France
Ulrike Gatenberg Heuking Kühn Lüer Wojtek, Dusseldorf, Germany
Ira Nishisato Borden Ladner Gervais, Toronto, Ontario, Canada; Treasurer, Litigation Committee
Judge Jon Stokholm Supreme Court of Denmark, Copenhagen, Denmark
Rashid Vahed SC General Council of the Bar of South Africa, Sandton, South Africa; Vice-Chair, Forum for Barristers and Advocates

SHARIAH A, FIRST FLOOR

Buying and selling distressed commercial real estate assets – issues relating to hotels, office buildings and other commercial properties
Joint session with the Enforcement of Creditors’ Rights Subcommittee, Insolvency, Restructuring and Creditors’ Rights Section (SIRC) and the Real Estate Committee.

Session Co-Chairs
Martin Holler Giese & Partner, Prague, Czech Republic; Chair, Real Estate Committee
Richard Joseph Mason McGuireWoods, Chicago, Illinois, USA; Vice-Chair, Enforcement of Creditors’ Rights Subcommittee

The recent crisis has fundamentally affected investment in the real estate market. Opportunistic investment is now on the rise. New property funds and other tailor-made structures are expected to absorb distressed properties, either individually or at the portfolio level, through many different means, whether in a foreclosure, through an insolvency proceeding, or by another distressed acquisition method. These processes require specific legal expertise, providing an interesting opportunity for both restructuring and real estate lawyers to assist clients in adding value to their business. A panel consisting of experienced investors, bankers, lawyers and real estate consultants will discuss these issues and share their techniques and insights for taking advantage of these opportunities.

Speakers
William A Brandt Jr President, Development Specialists Inc; Chairman, Illinois Finance Authority, Chicago, Illinois, USA
Brendan Cahill William Fry, Dublin, Ireland
Fergal Harris Standard Chartered Bank, Dubai, UAE
Tara Marlow Al Tamimi & Company, Abu Dhabi, UAE
Gaurav Shivpuri Jones Lang LaSalle MENA, Dubai, UAE

Cartel investigations and enforcement before agencies and criminal courts
Joint session with the Antitrust Committee and the Business Crime Committee.

Criminal cartel immunity – the fault lines
Session Co-Chairs
Elizabeth Morony Clifford Chance, London, England; Website Officer, Antitrust Committee
Michael O’Kane Peters & Peters, London, England; Co-Chair, Business Crime Committee

This session will examine the various approaches taken by competition authorities to immunity applicants, the issues that are thrown up in an internal investigation, dealing with the regulator and the public policy in blanket immunity. The panel will consider, among other questions:

- What threshold is required to achieve immunity?
- Is it necessary to go to every NCA?
- What level of cooperation is required on an ongoing basis?
- Is a waiver of privilege a pre-condition?
- Will the NCA allow the applicant to conduct its own internal investigation or become proactively involved at an early stage?
- What is required of individuals to qualify for immunity?

Speakers
Adam Fanaki Davies Ward Phillips & Vineberg, Toronto, Ontario, Canada
Sharon Henrick Mallesons Stephen Jaques, Sydney, New South Wales, Australia
Christof Swaak Stibbe, Amsterdam, the Netherlands
John Terzaken US Department of Justice – Antitrust, Washington DC, USA
Kimitoshi Yabuki Yabuki Law Offices, Tokyo, Japan

Dealing with stakeholders – from cradle to the grave
Presented by the Corporate and M&A Law Committee.

Session Co-Chairs
Finn J Lerne Plesner, Copenhagen, Denmark; Scholarship Officer, Corporate and M&A Law Committee
Sergio Sánchez Solé J&A Garrigues, Barcelona, Spain; Vice-Chair, Corporate and M&A Law Committee

This session will review relationships with stakeholders from when a company is first set up (family and friends), as it grows (venture capital and private equity) through its listing (institutions and sovereign wealth funds) to its demise (banks and administrators).

Speakers
Harvey Cohen Ginsboro & Shohl, Cincinnati, Ohio, USA; Conference Coordinator, Closely Held and Growing Business Enterprises Committee
Ezra Davids Bowman Gilfillan Inc, Johannesburg, South Africa; Vice-Chair, African Regional Forum
Aslesha A Gowariker Desai & Diwanji, Mumbai, India; Secretary, Current Legal Developments Subcommittee
Sameer Huda Hadef & Partners, Dubai, UAE; Website Officer, Corporate and M&A Law Committee
Perry Li AllBright Law Offices, Shanghai, China
Gisèle Roselle White & Case, Brussels, Belgium
Andrew R Thompson Cravath Swaine & Moore, New York, USA
Paul White A&L Goodbody, Dublin, Ireland

RAS AL KHAIMAH, SECOND FLOOR

Working sessions – Tuesday