DAV Turkey

www.dav-tr.org

INTERNATIONAL ARBITRATION

Focus on Practices

16 MAY 2013 ISTANBUL

REZAN HAS MUSEUM

in cooperation with

Deutscher Anwaltverein

Arbeitsgemeinschaft Internationaler Rechtsverkehr

ICC Turkey

International Chamber of Commerce

The world business organization

PROGRAM

16 May 2013

09:30 – 10:00 **Registration & Refreshments**

10:00 – 10.30 **Welcome**

M. Rifat Hisarcıklıoğlu, President of TOBB, President of ICC Turkey (tbc)
Rain. Av. Handan Ilhan, Partner, Inopra Attorney Partnership, President of DAV-Turkey

10:30 – 11:00 **Opening Remarks**

RA Dr. Michael Brauch, Partner, SKW Schwarz Rechtsanwälte, President of the International Section of the DAV

11:00 – 12:30 **Session I: The Interplay between Different Legal Systems in International Arbitration.**
"Procedure mixture-experiences"

Session Chair
Av. Dr. Ismail Esin, Partner, Esin Attorney Partnership, Member of Baker & Mc Kenzie Int., Board Member of DAV Turkey
Speakers
Prof Dr. Ali Cem Budak, Law Faculty, Yeditepe University
Dr. Francesca Mazza, Secretary General Designate, DIS e.V.
Av. Idil Çağa, Partner, Çağa Law Firm
Prof. Dr. Irene Welser, Partner, Cerha Hempel Spiegelfeld Hlawati Law Firm

12:30 – 13:15 **Lunch**

13:15 – 14:45 **Session II: FOCUS on the Arbitration Procedures: The Energy Sector**
Long-Term Contracts in the Energy Sector - Treaty Drafting and Negotiation
Practices under different Arbitration Procedures: the Energy Charter Treaty; BIT's, ICC Rules and Ad Hoc Arbitration

Chair
RA Dr. Christian Borris, Partner, Freshfields Bruckhaus Deringer LLP
Speakers
RA Prof. Dr. Richard Kreindler, Partner, Shearman &Sterling LLP
Av. Celal Savaş, General Counsel and Board Member, Siemens A.Ş.
Av. Simhan Savaşçın Başaran, Chief Legal Counsel, Eczacıbaşı Holding
Rain. Ulrike Gantenberg, Partner, Heuking Kühn Lüer Wojtek, Board Member of DIS e.V.

14:45 – 16:15 **Session III: FOCUS on the Dispute Resolution in Telecoms**
Commitment of the Government in Concession Agreements
Crafting Dispute Resolution Mechanismus in Cross-Border Business Contracts: Risk Management with Party Autonomy
Methods used to Compute Damages - On Basis of Case Studies

Chair
RA Dr. Stephan Wilske, Partner, Gleiss Lutz Law Firm
Speakers
Prof. Dr. Bahadır Erdem, Partner, Erdem / Erdem Law Firm
Av. Ümit Akın, Partner, Akın Law Firm
Av. Doğan Coşgun, Chief Legal Advisor, Avea Telecoms Turkey
Dr. E. Seyfi Moroğlu, Partner, Moroğlu & Arseven

16:15 – 16:45 **Coffee Break**

16:45 – 18:15 **Session IV: Discussion Round Table: Current Issues in Arbitration**
The Interplay between Arbitration and Litigation - A Local View of Experts Globalization of Disputes:
The Future - Third-Party Funding of Arbitration
Role of Arbitration in Turkey: Positioning of an Arbitration Tribunal in Istanbul

Chair
Prof. Dr. Christian Rumpf, Partner, Rumpf Rechtsanwälte
Speakers
Av. Ahmet Kurutluoğlu, Chief Legal Counsel & Board Member, Doğuş Holding
Prof. Dr. Ziya Akıncı, Partner, Akıncı Law Firm
Av. Dr. Levent Bıçakçı, Partner, Bıçakçı Law Firm, Vice Chairman of DAV Turkey
Prof. Dr. Arzu Oğuz, Dean of the Law Faculty, Ankara University

Q/A
Closing Remarks

18:30 **Network Cocktail along the Bosporus**

English-Turkish simultaneous translation will be provided.

DAV Turkey

REGISTRATION FORM / KATILIM FORMU

Please return your completed form to / Lütfen doldurup aşağıdaki irtibat adreslerinden birine gönderiniz

DAV-Turkey – Mrs. Sanem Malatyalıoğlu

BJK Plaza, A Blok, D: 108-1, Süleyman Seba Cad. 48, TR 34357 Beşiktaş-Istanbul
info@dav-tr.org F. +90 212 227 02 80

Participant Information Form (please complete) / **Katılımcı Bilgileri** (Lütfen doldurunuz)

Name-Surname / Adı-Soyadı _____

Profession / Meslek _____

Firm-Organisation / Firma-Organizasyon adı _____

Adress / Adres _____

_____

Phone / Telefon _____

Fax / Faks _____

Email _____

Registration Fees / Katılım Ücreti

	Registration till 01.05.2013	After 01.05.2013
Members of DAV & ICC Turkey / DAV & ICC Türkiye üyeleri	**200 EUR**	**230 EUR**
Non-Members / Üye olmayan katılımcılar	**240 EUR**	**280 EUR**
FORUM Young Lawyers Members / Full time academics / Government employees Genç avukatlar / Full time akademisyenler / Resmi görevliler	**180 EUR**	**200 EUR**

PAYMENT METHODS

☐ **Bank transfer**

Please instruct your bank to make the transfer 'free of charges to the DAV Turkey' and to quote your name and 'Istanbul ADR 2013'.
Please send a copy of the transaction details with your registration form.

Account Name: DAV-Alman Avukatlar Derneği
IBAN Account No: TR17 0006 4000 0021 0081 0376 69
Swift Code: ISBKTRIS
Account No: 1008 1037669
Bank: T. Iş Bankası A.Ş.
Vişnezade Mah. Dolmabahçe Cad.
TR-34330 Beşiktaş-Istanbul

☐ **Credit card (Visa/MasterCard)**

Card no: _____
CVV*: _____ Expiry date: ___ / ___
Name of cardholder: _____
Statement address: _____
_____
_____

**If preferred, please email your card verification number separately to info@dav-tr.org when registering (n.b. we do not store this number)*

Signature **Date**

CANCELLATION: We take receipt of your signed registration form as your commitment to attend this symposium in Istanbul. If you do need to cancel, for any reason, the DAV Turkey must be notified in writing. If written cancellation is received at the DAV Turkey office by 1 Mai 2013, the registration fee will be refunded less a 50% administration charge. We regret that no refunds can be made after this date.

DAV Turkey

SYMPOSIUM PHILOSOPHY

This symposium provides a professional platform for delegates to share news and views of the actual development in International Arbitration. Delegates will explain the interplay of different legal systems, as an effect of Globalisation. Current Issues will be discussed by focusing on dispute resolution in the fields of energy and telecoms. Under the expert guidance of the well-known Chairs, the delegates will be encouraged to discuss keynotes of current issues and the best practices in the field of International Arbitration.

FOR

Arbitrators, practitioners, in-house counsels, academics and members of the local and international business community interested in the actual discussions in the field of International Arbitration

SYMPOSIUM/LUNCH VENUE

Rezan Has Museum

Istanbul, Turkey

REGISTRATION FEE

The registration fee covers the following:

The working sessions

Certificate of Participation

Lunch

All tea/coffee breaks

Symposium documentation

Network Cocktail

IF YOU WISH TO ATTEND

Please email or fax your completed registration form to DAV Turkey Mrs. Sanem Malatyalıoğlu:
info@dav-tr.org / +90 (0) 212 227 02 80

Your place will be confirmed by email once we have received your registration form and payment.

DAV Turkey

Ümit Akın, LL.M.

Managing Partner at Akın Law Office

Ümit Akın, until August 2012 served as Chief Legal Officer, Vice President and General Secretary of the Board of Directors at Turkcell, the leading GSM Company in Turkey. Akın holds a master degree in Public Law since 1998 and has frequently lectured at several Law Schools within Turkey.

Prof. Dr. Ziya Akıncı

Founding Partner of Akıncı Law Offices

Prof. Akıncı's expertise spans international arbitration, dispute resolution, construction and international business law. He is formerly Chairman of the International Private Law Section of the Faculty of Law at Galatasaray University, he now teaches International Arbitration and Contract Law at Bahçeşehir University.

Dr. Levent Bıçakçı

Managing Partner of Bıçakcı Law Office

Dr. Bıçakçı was a member of the FIBA Legal Commission from 1998-2006, a board member of the Turkish Basketball Federation in 1998-2002 and Head of the Turkish Football Federation in 2004-2005. From 1976 to 1984 he worked as a teaching/research assistant in the Common Law department of the Faculty of Law, Istanbul University. During this period he spent a year in Germany on a DAAD scholarship where he carried out research towards his Ph.D.

Dr. Christian Borris

Partner of Freshfields Bruckhaus Deringer LLP

Dr. Borris acts as counsel and as arbitrator in international and national arbitrations and is with Freshfields Bruckhaus Deringer since 1989. He is a member of the firm's International Arbitration Group and has long-standing expertise in M&A, joint ventures, corporate law, commercial law and energy. From 1987 to 1989, Dr. Borris was a member of the Iran-United States Claims Tribunal.

Dr. Michael Brauch

Partner of SKW Schwarz Rechtsanwälte

Dr. Brauch is Partner with SKW Schwarz Rechtsanwälte since 1983. He advices international companies according their investments in Germany and as arbitrator, during international arbitration proceedings. He is Honorary Consul General of the People's Republic of Bangladesh for Bavaria and Baden-Württemberg and since 1997 Commercial mediator (DAA).

Doğan Coşgun

Chief Legal Advisor at Avea Communication Services

Doğan Coşgun served as a Legal Coordinator respectively within Yıldız Holding A.Ş. between 2000-2008. Serving as the Legal Affairs Group Head in Turkuaz Media Group between 2008-2011. Since May 2011 he is with Avea. Doğan Coşgun was graduated from Faculty of Law of Istanbul University and got master degree in the department of Private Law in Marmara University.

S. Idil Çağa Değerli LL.M.

Partner of Çağa Law Firm

Idil Çağa is Partner of the Cağa Law Firm. She is graduted from the Istanbul University, School of Law and hold her LL.M. from the Ludwig Maximilians University, Munich - LL.M. She is director of the Çağa Foundation, which award prices for Lawyers each Year.

Prof. Dr. B. Bahadır Erdem

Founder of Erdem / Erdem Law Office

Prof. Erdem gives lectures on private international law, conflict of laws, international civil litigation, in Law School and School of Political Sciences at Istanbul University for the candidates of bachelors, master and PhD degrees. He is founding Partner of Erdem/Erdem Law Office.

Dr. Ismail G. Esin

Managing Partner of Esin Law Firm

Following his graduation from the Istanbul University Law School in 1990, Dr. Esin completed a Master's Degree and PhD at Tubingen Law School He has been lecturer to postgraduate students in Economic Law at Bilgi University on Mergers & Acquisitions since 2001. His practice areas include arbitration, mergers and acquisitions, privatization and real estate.

Ulrike Gantenberg

Partner of Heuking Kühn Lüer Wojtek

Ulrike Gantenberg acts in national and international arbitrations (ad hoc, institutional) as arbitrator (chairman, sole and party-appointed) and as counsel. She is since 2001 with Heuking Kühn Lüer Wojtek. Gantenberg is Co-Chair of the DIS40 of the German Institution of Arbitration and Board Member of DIS e.V.

M. Rifat Hisarcıklıoğlu

President of TOBB, President of ICC Turkey

Hisarcıklıoğlu is the President of the Union of Chambers and Commodity Exchanges of Turkey (TOBB), Deputy President of Eurochambres, Vice President of the Islamic Chamber of Commerce, Industry and Agriculture (ICCIA), Board Member of International Chamber of Commerce and President of the ICC Turkey. He earned his B.A. degree in Economics and Management from Gazi University.

Handan Ilhan

Managing Partner of Inopra Attorney Partnership

Handan Ilhan is Partner of Inopra since 2009. Following her graduation from the Law Faculty of the Cologne University and the Istanbul University, she is doing her doctorate at the Istanbul University in International Arbitration. Admitted to the Istanbul and Cologne Bar Association, Ilhan advises her clients with focus on energy, transactions and arbitration.

Prof Dr. Ali Cem Budak

Law Faculty, Yeditepe University

Prof. Budak is teaching Civil Procedure, Insolvency and International Civil Procedure at Yeditepe University Faculty of Law. He received LL.M. degrees from the University of London and the University of Istanbul. With his Ph.D. degree from the Bremen University, he was awarded in 1997 from the Bremen University award for the best doctoral thesis in Social Sciences.

Prof. Dr. Richard Kreindler

Partner of Shearman & Sterling LLP

Prof. Kreindler is a Partner of Shearman & Sterling LLP, Frankfurt and has specialized in international arbitration and litigation matters for the past 25 years. He is a member of the New York and Paris Bars. He is also Honorary Professor of Law at the University of Münster, Germany, where he has taught for over a decade. He is a graduate of Harvard, Munich, Columbia and Münster Universities.

Ahmet Kurutluoğlu

Chief Legal Consultant of Doğuş Holding

Ahmet Kurutluoğlu obtained his undergraduate degree from Faculty of Law, his MBA degree from the Business Administration Faculty. He joined Doğuş Group in 1981 and has served as a Legal Consultant for Doğuş Holding and Doğuş Construction. He currently serves as a member of the Board of Directors for Doğuş Holding and as the Chief Legal Consultant of the Group.

Dr. Francesca Mazza

Secretary General Designate of DIS e.V., German İnstitution of Arbitration

Francesca Mazza was Counsel of the ICC International Court of Arbitration, at the Headquarter in Paris between 2003–2011, Secretary to the ICC Commission on Arbitration between 2009–2012. She is Italian and German Lawyer and holds a PhD from the University of Heidelberg.

Dr. E. Seyfi Moroğlu, LL.M.

Founding Partner of Moroğlu & Arseven

Dr. Moroğlu, LL.M. is one of the founding Partners of Moroğlu Arseven. He advises exspecially in cross border bank mergers, stock financing. He is graduated from the Istanbul University and has his LL.M. and PhD from the University of Hamburg. He is admitted to the Istanbul Bar Association.

Prof. Dr. Arzu Oğuz

Dean of the Law Faculty, Ankara University

Prof. Oğuz, Dean of the Law Faculty of the Ankara University, and is teaching in Comparative Law and European Private Law. She is also Director of the Research Centre for Intellectual and Industrial Property Law and Application of the Ankara University, She is graduate from the Ankara University, wrote her doctoral thesis from 1991-1997 at the Ludwig-Maximilians University in Munich.

Prof. Dr. Christian Rumpf

Founder of Rumpf Rechtsanwälte

Prof. Rumpf advises in Turkish commercial law, arbitration, German and international public law and has acted as arbitrator and counsel in different international arbitration processes. He is teaching at universities in Bamberg, Frankfurt/Main, Munich, Passau and at Yeditepe Istanbul. He is Honorary professor at the University of Bamberg since 2004.

M. Celal Savaş

General Counsel and Member of Board of Siemens A.Ş.

M. Celal Savaş worked before with the BP Petrolleri A.Ş. Turkey. He is graduate of the Istanbul Law Faculty and was Research Assistant for History of Turkish Law at the Istanbul University. Savaş is since 2006 with Siemens.

Simhan Savasçın Başaran

General Counsel of Eczacıbaşı Holding

Simhan Savaşçın Başaran is since 2008 with Eczacıbaşı Holding. With her practice of over 25 years she advises Eczacıbaşı as general counsel.

Prof. Dr. Irene Welser

Partner of Cerha Hempel Spiegelfeld Hlawati

Prof. Welser advises in Litigation and Arbitration issues. She is lecturing at the University of Vienna at present on the subject of Civil Law and Liability of Management and Control Boards. Prof. Welser is graduated from the University of Vienna.

Dr. Stephan Wilske, LL.M.

Partner of Gleiss Lutz Law Firm

Dr. Wilske, Maître en Droit, LL.M. is a graduate of Universities of Tübingen, Aix-en-Provence/France and Chicago/USA (Casper Platt Award 1996), advises his clients on arbitration and cross-border litigation. He is admitted in Germany, New York (and to the U.S. Court of Appeals, Federal Circuit . He has acted in numerous arbitrations (national and international) and is with the Stuttgart office since 1997.