



SIF_oCC

The Standing International Forum of Commercial Courts

4th full meeting, Sydney

Hosted by the Federal Court of Australia and
the Supreme Court of New South Wales

**Thursday 20 and Friday 21
October 2022**

Contributions marked * are made online
All times shown are local, Sydney time
All streamed sessions to be recorded

Key



In person



Streamed



Streamed with two-way interaction



Day 1 Thursday 20 October

From
0845



Registration and refreshments

Joint Law Courts Building
184 Phillip Street, Sydney NSW 2000

0930

Welcome to Country:

Uncle Allan Murray of the Gadigal people (with appreciation to the Metropolitan Local Aboriginal Land Council) introduced by **Chief Justice Andrew Bell** [5 mins]

Welcome remarks:



Hon. Mark Dreyfus KC, The Attorney General of the Commonwealth of Australia introduced by **Chief Justice James Allsop** [15 mins]

0950

Opening remarks:



Lord John Thomas,
Chair, SIFoCC Steering Group

Chief Justice James Allsop,
Federal Court of Australia

1000

SIFoCC Progress Report



Mr Justice Robin Knowles, Judge with day-to-day responsibility for SIFoCC

Grace Karrass, Head of Secretariat, SIFoCC

Theme 1: Towards an integrated system of Dispute Resolution: Commercial Courts, Arbitration and Mediation (Part 1)

Introduction by the Co-Chairs

Chief Justice Sundaresh Menon, Singapore

Sir William Blair, Chair of the Qatar Financial Centre Regulatory Tribunal, Qatar International Court [5 mins]

Short opening address:

Sir Geoffrey Vos, Master of the Rolls and Head of Civil Justice, England & Wales [10 mins]

Short opening guest addresses:

Judge Dominique Hascher, Co-Chair of Judiciary Committee; International Council for Commercial Arbitration (ICCA) [5 mins]*

George Lim SC, Singapore Mediation Convention [5 mins]*

Roundtable discussion [30 mins]

Further short addresses:

Judge Shen Hongyu, Deputy Chief Judge of the Fourth Civil Division of the Supreme People's Court, the People's Republic of China [10 mins]*

Justice Jim Delany, Supreme Court of Victoria, Australia [5 mins]

Justice Nnamdi O.Dimgba, High Court of Nigeria [5 mins]



1130

Break

1150

Theme 1: Towards an integrated system of Dispute Resolution: Commercial Courts, Arbitration and Mediation (Part 2)

Address:

Chief Justice Emeritus Bart Katureebe, Uganda [12mins]*

Further short addresses:

Chief Justice Jonathan Mance, AIFC Court and International Arbitration Centre, Kazakhstan [5 mins]*

Associate Justice Samuel Guerlan, Supreme Court of the Philippines [5 mins]

Hon. Wayne Martin AC KC, Judge of the DIFC Courts, Dubai, UAE [5 mins]

Chief Justice Desmond Babatunde, Sierra Leone [5 mins]

Continued roundtable discussion [25 mins]

Short closing observations:

Justice David Barniville, President of the High Court, Republic of Ireland [5 mins]



1300

Lunch

Address:

Chief Justice Dr Faiq Zidan, President of the Supreme Judicial Council, Republic of Iraq [12 mins]



1400

Theme 2: Managing complexity, and the “complexification” of disputes (Part 1)

Introduction by the Co-Chairs:

Justice Nallini Pathmanathan, Federal Court, Malaysia

Judge Fabienne Schaller, International Commercial Chamber, Paris Court of Appeal, France [5 mins]

Short opening address:

Justice D.Y. Chandrachud, Supreme Court, India (“Leveraging technology towards dispute resolution in Commercial Courts”) [10 mins]

Further short opening address:

Justice David Hammerschlag, Chief Judge in Equity, New South Wales [5 mins]

Roundtable discussion [30 mins]

Further short address:

Judge Sun Xiangzhuang, International Commercial Court of the Supreme People’s Court, People’s Republic of China [5 mins]*



1500

Break

1520

Theme 2: Managing complexity, and the “complexification” of disputes (Part 2)

Short addresses:

Justice Lisa Nichols, Supreme Court of Victoria [5 mins]

Judge Jennifer Schecter, State Courts,
Commercial Division, New York [5 mins]

Lord Justice Mark Horner, Court of Appeal,
Northern Ireland [5 mins]

Continued roundtable discussion [20 mins]

Short closing observations:

The Hon Mr Justice Joseph Fok, Permanent Judge
of the Court of Final Appeal of Hong Kong [5 mins]



1600

Feedback from SIFoCC Judicial Observation Programme participants

Current alumni: India, Jamaica, Kenya, Philippines, Sri Lanka, The Gambia, Uganda

Opening remarks:

Lord Chief Justice Ian Burnett, England & Wales [5 mins]

Short film with alumni interviews

Live alumni interviews and Q&A [20 mins]:

Chaired by **Justice Julie Ward**, President of Court of Appeal, New South Wales with:

Ms Justice Carole Barnaby, Supreme Court, Jamaica

Justice Prateek Jalan, Justice of the High Court of Delhi, India

Closing remarks:

Lord Chief Justice Ian Burnett, England & Wales [5 mins]

To end at 1640



1700

Keynote Address (in the Banco Court)

Chief Justice Sundaresh Menon, Singapore:

// SIFoCC playing its part as a cornerstone of a transnational system of justice //

Introduced by **Chief Justice Andrew Bell**,
New South Wales [3 mins]

Speech [35-40 mins]

Questions [5-10 mins]

Vote of thanks by **Justice Julie Ward**, President of Court
of Appeal, New South Wales [3 mins]



1830

Photograph, Reception and Dinner at Government House, at the kind invitation of the Governor of New South Wales

Welcome and Remarks:

Her Excellency **Margaret Beazley** AC KC,
Governor of New South Wales [10 mins]

Vote of thanks [3 mins]

To finish at 2130, with buses to principal hotels



Day 2 Friday 21 October

From
0845

Arrival and refreshments



0900

Inside the Sydney Courts

Divide into groups for discussion sessions led by Federal and State commercial judges on the history, jurisdiction and management of commercial cases



To finish at 1000

1015

Theme 3: The future for corporate legal responsibility, purpose and governance with a focused lens on climate change (Part 1)

Introduction by the Co-chairs:

Chief Justice James Allsop, Federal Courts of Australia

Sir Keith Lindblom, Senior President of Tribunals, England & Wales [5 mins]

Short opening guest addresses:

David Gonski AO, former Chair of ANZ, of the Board of Guardians of Australia's Future Fund, and of Herbert Smith Freehills [10 mins]



Professor Colin Mayer CBE, FBA, Lead of the British Academy's "Future of the Corporation" Programme [10 mins]*

Sandie Okoro, former General Counsel of the World Bank; General Counsel of Standard Chartered [10 mins]

Roundtable discussion [30 mins]

Further short addresses:

Lord Justice Alfred Mabeya, Presiding Judge of the Commercial and Tax Division, High Court of Kenya [5 mins]

Mr Justice Nick Segal, Grand Court of the Cayman Islands [5 mins]



1140

Break

1200

Theme 3: The future for corporate legal responsibility, purpose and governance with a focused lens on climate change (Part 2)

Short addresses:

Chief Judge Susan Thomas, High Court, New Zealand [10 mins]

Justice Said Mansoor Ali Shah, Supreme Court, Pakistan [10 mins]*

Continued roundtable discussion [30 mins]

Short closing observations:

Justice Philip Jeyaretnam, Supreme Court, Singapore [5 mins]



1300

Lunch

Address:

Chief Justice Andrew Bell, Supreme Court of New South Wales [12 mins]



1400

Theme 4: Jurisdictional conflicts internationally

Introduction by the Co-chairs:

Hon. Geoffrey Ma, former Chief Justice, Hong Kong SAR

Judge Jan Tolkmitt, Federal Court of Germany [5 mins]

Short opening addresses:

Justice Syamsul Maarif, Supreme Court, Indonesia [10 mins]

Presiding Judge Yoon Jong Kim, and **Junhyen Yi**, High Court Judge, Republic of Korea [10 mins]

Sandie Okoro, General Counsel of Standard Chartered [5 mins]

Roundtable discussion [30 mins]

Short closing observations:

Justice Jonathan Harris, President, Competition Tribunal, Hong Kong [5 mins]

Justice Kannan Ramesh, High Court, Singapore [5 mins]

Chief Justice Geoffrey Morawetz, Ontario, Canada [5 mins]



1515

Break

1535

Radar topic: Commercial (Third-Party) Litigation Funding

Introduction and short update by the Chair:

Hon Loretta Preska, former Chief Judge US District Court, New York [5 mins]

Short update:

Justice Michael Lee, National Coordinating Judge in the Commercial and Corporations National Practice Area, Federal Court, Australia [5 mins]

Short guest update:

Susan Dunn, Chair, Association of Litigation Funders; Board Member, International Legal Finance Association [10 mins]*



Roundtable updates, comments, questions and answers [20 mins]

1615

Closing addresses:

Chief Justice Lord David Hope, ADGM Courts,
Abu Dhabi [12 min]

Chief Justice Faustin Ntezilyayo, Rwanda [8 mins]*



Agreed actions, forward look and details of next full meeting:



Lord John Thomas, Chair, SIFoCC Steering Group

1650

Final remarks:



Chief Justice James Allsop (FCA) [5 mins]



Chief Justice Andrew Bell (Supreme Court of
NSW) [5 mins]



