

PROFESSIONAL CERTIFICATE

International Arbitration and Dispute Resolution for Belt & Road Infrastructure Projects

Introduction

Unveiled by Chinese President Xi Jinping in October 2013, “One Belt, One Road” has been the most important strategic policy of China in recent years. It promises to elevate China’s regional and international influences and at the same time to enhance economic developments of other countries. This initiative is a vast infrastructural network connecting China to Europe and Africa via South Asia, Central Asia and the Middle East. According to the Chinese Academy of Social Sciences, the Belt and Road Region spans over 3 continents covering a total of 72 countries, and in future, it will open to engagement with all countries, and international and regional organisations.

The Belt and Road Initiative will have significant implications for many different infrastructure projects in these 72 countries. Implementing international infrastructure projects is by its very nature a very complicated undertaking in both technical and legal terms, involving a significant commitment of time and money. Disputes over contract performance often arise between the investor and the contractor or other parties during the course of project implementation. In view of the importance for engineering corporations and professionals to explore and grasp the full opportunities under the Belt and Road Initiative, this CPD course is specifically designed for architects, surveyors, engineers, town planners, other construction engineering professionals and practitioners. This course will cover a wide range of topics particularly on arbitration and other dispute resolution methods for resolving common contractual disputes in international infrastructure projects.

Course Outlines

1. Belt and Road Infrastructure Projects Overview 一帶一路基礎設施項目概述
2. Contract for International Engineering Projects 國際工程項目合同
 - ◇ Fundamental principles of contracts 合同的基本原則
 - ◇ Standard forms of contracts 標準合同形式
 - ◇ Dispute resolution mechanism – “Claims, Disputes and Arbitration” 爭端解決機制 - “索償、爭議和仲裁”
3. Dispute Resolution Methods for International Engineering Projects 國際工程項目爭端解決辦法
 - ◇ General legal principles and procedures 一般法律原則和程序
 - ◇ Selection of dispute resolution methods 選擇爭端解決方法
 - ◇ Drafting appropriate dispute resolution clauses 起草適當的爭端解決條款
4. International Arbitration Law and Practice for Engineering Projects 工程項目上的國際仲裁法規和實踐
 - ◇ Introduction to international arbitration 國際仲裁介紹
 - ◇ Arbitration agreement/clause 仲裁協議/條款
 - ◇ Appointment of arbitrator 任命仲裁師
 - ◇ Rights, duties and powers of an arbitrator 仲裁師的權利、責任和權力
 - ◇ Commencement and interlocutory proceedings 開始和中間程序
 - ◇ International arbitration practice – hearing, evidence, costs and interest 國際仲裁實踐 - 聽證、證據、成本和利息
 - ◇ Procedural issues of arbitration 仲裁程序問題
 - ◇ Enforcement of arbitration award 執行仲裁裁決

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Organiser Social Resources Development Institute

Co-organiser Hong Kong Institute of Construction Managers

*Remark: HKICM is one of the leading professional and learning organisation in promoting Construction Management;
SRDI is a well-known professional training institute operates engineering and management courses in Hong Kong and Macau.*

Target Architects, engineers, surveyors, town planners, construction engineering professionals and practitioners

Venue Unit 278, Houston Centre, 63 Mody Road, TST East

Schedule 24 Nov 2018(Sat) & 2 Dec 2018 (Sat),
at 10:00-13:00 & 14:00-17:00 [total 12 hours]

Language The course will be conducted in Cantonese or English, with handouts in English

Award Certificate will be awarded jointly by HKICM and SRDI to the participants who have attended the class of not less than 70% and passed the quiz.

Fee HK\$ 2,400

Enrolment Please contact:
Social Resources Development Institute (SRDI)
Unit 278, Houston Centre, 63 Mody Road, TST East
Tel: 23983885 Web: www.srdi.hk Email: office@srdi.hk

Trainer: Mr. Wilson Kwan

Academic Qualifications

- ✧ Master of Laws (LLM) in WTO and Law (Distinction)
- ✧ Master of Arts (MA) in Arbitration and Dispute Resolution (Credit),
- ✧ Professional Diploma in Real Estate Administration,
- ✧ Master of Engineering (MEng) in Civil and Structural Engineering,

Professional Qualifications

- ✧ Fellow, Hong Kong Institute of Arbitrators
- ✧ Fellow, The Chartered Institute of Arbitrators, United Kingdom
- ✧ Fellow, Hong Kong Construction Arbitration Centre
- ✧ Panel Arbitrator, Huizhou Arbitration Commission (惠州仲裁委员会), China
- ✧ Member, Hong Kong Institute of Construction Managers
- ✧ Chartered Environmentalist, The Society for the Environment, United Kingdom
- ✧ Member, Society of Operations Engineers, United Kingdom

Working Experience

Current engagement:

- ✧ Special Project and Legal Consultant, Yorkton Group International Ltd., Canada
- ✧ Independent Non-Executive Director, California Insurance Ltd., Hong Kong

Previous experience:

- ✧ Over 30-year experience in engineering consultancy, higher education, professional training and consulting in dispute avoidance and resolution, including arbitration & mediation, particularly in construction and insurance related disputes in Hong Kong and Canada.
- ✧ Former Teaching Fellow and Programme Leader of MA/LLM Arbitration and Dispute Resolution Programme, School of Law, City University of Hong Kong
- ✧ Former Guest Lecturer of the Faculty of Law, University of Zurich, Switzerland, and the People's University of China, Beijing.
- ✧ Former Guest Lecturer of the first Mediation Training Course for Government Counsels of the Department of Justice, Hong Kong SAR Government
- ✧ Former Honorary Treasurer and Council Member of Hong Kong Institute of Arbitrators
- ✧ Former Co-opted Member of the Insurance Agents Registration Board, Hong Kong
- ✧ Former Co-opted Member of the Council of Hong Kong Institute of Construction Managers
- ✧ Guest speaker on various CPD seminars invited by various professional bodies including the Hong Kong Institution of Engineers, the Hong Kong Institute of Project Management, the Hong Kong Institute of Construction Managers, and the Hong Kong Construction Arbitration Centre