



Teaching International Commercial Arbitration Globally

Part of the Teaching Transnational Business Law and Arbitration Conference organized in conjunction with the Office of Global Programs

June 4, 2015

9.00 a.m. – 6.00 p.m.

The Lester Pollack Colloquium Room
245 Sullivan Street, 9th Floor
New York, NY 10012

Sponsored by
Center for Transnational Litigation, Arbitration, and Commercial Law
New York University School of Law

June 4, 2015

9.00 – 9.30

Breakfast

9.30 – 11.00

Session I

Actual and perceived features of arbitration (references to neutrality, speed, flexibility, access to knowledgeable individuals as arbitrators, confidentiality, circulation of arbitral awards virtually worldwide)

Consensual nature of arbitration versus jurisdictional nature versus autonomous/transnational nature of arbitration

The Arbitration Agreement: What law governs the decision whether there is an agreement to arbitrate

The Arbitration Agreement: Capacity to enter into an arbitration agreement

11.00 – 11.15

Coffee Break

11.15 – 12.45

Session II

The Arbitration Agreement: Separability or autonomy of arbitration agreements

Kompetenz-Kompetenz and the Gateway-Issue

Requirements of form and incorporation by reference

Assignment

Extension to non-obvious parties

12.45 – 2.00

Lunch

2.00 – 4.15

Session III

Anti-suit injunctions

Arbitrability

Place of arbitration and lex arbitri

Arbitrators: Rights and duties, independence impartiality and neutrality

Standards of challenge of arbitrators

4.15 – 4.30

Coffee Break

4.30 – 6.00

Session IV

The Law governing the proceedings: the Lex Arbitri, mandatory provisions of domestic and international law, rules of procedure

Law applicable law to the merits, adjudication ex aequo et bono and amiable composition, failure to apply and misapplication of the law: consequences

Challenges to awards

Recognition and enforcement of foreign arbitral awards and grounds for refusal

Enforcement of annulled arbitral awards