YOUR CPD GUIDE

6 - 9 SEPTEMBER 2016
PRIMUS HOTEL SYDNEY

EARLY BIRD OFFER
REGISTER & PAY BY 5 AUGUST 2016 & SAVE!

EASILY FIND ALL THE PROGRAMS YOU’LL NEED TO BECOME CPD COMPLIANT FROM AUSTRALIA’S MOST TRUSTED CPD PROVIDER
You have spoken and we have listened! This seminar is designed to deliver must have contract drafting skills in the morning and satisfy your core CPD requirements in the afternoon. Hear from the experts to learn how to work smarter, not harder.

**SESSION 1: CONTRACT DRAFTING INTENSIVE WORKSHOP**

**9.00AM TO 1.15PM**

**$480**

» Presented by

- Scott Alden, Partner, Holding Redlich
- Angela Pearsall, FCIArb FACICA, Partner, Selborne Chambers
- Julie Soars, Partner, Barton Chambers
- Aleesha Bajcarz, Senior Associate, HWL Ebsworth

### Topics covered:

- Rules of contract interpretation and example clauses
- Inconsistencies
- Boiler plate clauses
- Plain English
- Drafting principles
- Rights of contract interpretation and example clauses

### Testimonials from Scott's prior contract law seminars include:

- "Excellent. The most useful (seminar) I have been to by far"
- "One of the best sessions I have been to. It was perfect; I would not change a thing"
- "First class"

### Choose and attend any 10 CPD points via any format throughout the CPD year for one low fee (up to 40% off normal registration price)

### INCLUDES...

- What’s included for $895?
- Choose and attend any 10 CPD points via any format throughout the CPD year for one low fee (up to 40% off normal registration price)
- Choose 10 free past seminars papers from our past papers collection plus be the first to know of the latest papers available.
- We will manage and track your CPD and will provide you with a CPD report.
- All memberships are valid from 1 April to 31 March annually

### Session 2: CONTRACT LAW CPD MANDATORIES

**2.00PM TO 5.15PM**

**$480**

» Chair: Angela Pearsall, Partner, Ashurst

### Professional Skills

- Amendment, Variation and Rectification of Contracts
- Drafting and Streamlining Legal Research
- Practice Management & Business Skills
- Why is there an “App” for That? Automating Contract Drafting and Streamlining Legal Research

**6.15PM TO 8.30PM**

**$600**

» Chair: David Jury, Partner and Aleesha Bajcarz, Senior Associate, HWL Ebsworth

### Testimonials from Scott's prior contract law seminars include:

- "Great presentation skills, easy to understand, interactive"
- "Great use of case studies, presented very well"
TUESDAY, 6 SEPTEMBER 2016
9.00AM TO 5.15PM
$860

There are countless ways to wreck a film or TV project. By getting the wrong insurance, using poorly negotiated cast agreements, giving flawed pre-publication advice or simply not knowing the latest in copyright law, one mistake can quickly lead to major problems. We’ve assembled 13 leading industry and legal experts who will give you the tools needed to avert disaster, all while you spend the day networking with your peers at Sydney’s foremost film and TV law event.

SESSION 1: AGREEMENTS, INSURANCE AND PRE-PUBLICATION ADVICE
9.00AM TO 1.15PM
$480

» Chair: Sonia Borella, Strategy, Commercial & Legal Adviser (Media, Entertainment & Technology)

Industrial Agreements Update
» Update on the progress of the new Australian Television Repeats and Residuals Agreement
» Impact for practitioners and producers
» Presented by Amy Noble, Legal and Business Affairs Manager, Fremantle Media Australia

Writer’s Agreements
» Understanding fixed terms for TV miniseries and serials, and feature films:
  - Which agreement to use
  - Key terms and conditions
» Presented by Caroline Verge, Principal, Verge Whittford & Co

Completion Bonds and Guarantees: Terms and Conditions
» Standard exclusions: what completion bonds do and do not cover
» The contracting process: what to expect when contracting a film with a completion guarantor in the mix, and how to make the process smooth and predictable
» Strike price: common approaches to dealing with co-financer risk when a completion guarantor is involved
» Presented by Russell Allen, Principal, Russell Allen

Insurance in Film and TV: What you Need to Know
» Producers error and omission insurance
» Is there digital insurance? New platforms?
» Film package related insurance
» Documentary related insurance
» Presented by Joe Lo Surdo, Managing Director, Sura

Digital and Social Media Rights in Film and TV Projects
» Content on traditional and new platforms
» Social media issues: brands, rights and control
» Copyright issues for clips and short content on social media
» Presented by Peter Kite, Director, METS Legal and Consulting

Clearing and Commissioning Music for Film and TV
» Music and copyright law
» Licensing music
» Commissioning music
» APRA, PPCA, production music and industry agreements
» Presented by Michael Easton, Principal, Michael Easton Legal

Copyright in Film and TV Update
» Productivity Commission recommendations on geo blocking and fair use
» Site blocking: Where do we stand?
» Recent cases you need to keep tabs on
» Presented by Rebecca Dunn, Senior Associate, Gilbert + Tobin

HEAR FROM THE CLASSIFICATION BOARD
Insights From the Classification Board
» Classification Act and new forms of broadcasting
» IARC (International Age Rating Coalition) trial for computer games and the potential use for film
» Highlighting challenging decisions made by the Board
» Presented by Margaret Anderson, Deputy Director, Australian Classification Board

FULL DAY WORKSHOP
ATTEND AND EARN
169N02A
1 CPD unit in Professional Skills
6 CPD units in Substantive Law

A really good range of issues covered

WEDNESDAY, 7 SEPTEMBER 2016
9.00AM TO 5.15PM
$860

This practical workshop allows practitioners to take a comprehensive look at the issues that arise in this complex area. A diverse panel of experts will take an engaging and interesting approach by working through a hypothetical scenario covering key issues with in-depth presentations, real-world examples, informative back and forth panel discussion and audience Q&A.

Work through a hypothetical set of facts and look at the key issues to be identified, the documentation to prepare and advice to give.

The issues to be addressed:
» What are the key issues?
» Estate planning assessment
» Is it possible to bulletproof a will from a claim?
» What is your professional duty?
» How can trusts be used to protect assets from potential claims?
» Removing the tax burden on the estate

» Facilitator: Paul Evans, Partner, Makinson d’Apice Lawyers

» Workshop Presenters:
  - Denis Barlin, Barrister, 13 Wentworth Selbourne Chambers
  - Michelle Meyer, Consulting Principal, Keypoint Law
  - Marie-Louise Brownell, Perpetual Legal Services
  - Robert Monahan, Principal, Monahan Estate Planning

Good balance with the speakers, very detailed papers and interesting range

Enjoyable and good learning

SESSION 1: BLENDED FAMILIES WORKSHOP
9.00AM TO 1.15PM
$480

» Chair: John Butt, Head of Business and Legal Affairs, Endemol Shine Australia

» Workshop Presenters:
  - Gilbert + Tobin
  - Richard Hills, Partner, Birkett Long

» Facilitator:
  - Paul Evans, Partner, Makinson d’Apice Lawyers

THE SCENARIO
Imagine this...you are sitting in your office and you take a call from Bob Roberts who wants to come to see you. He and his partner Betty Cook are both on their second marriage with kids from each relationship. They need help sorting out their wills and their estate. Alarm bells start ringing...

The issues to be addressed:
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  - Robert Monahan, Principal, Monahan Estate Planning

Blended Family Claims and Superannuation: Notional Estate Claims
» Is superannuation an estate asset?
» How is payment of superannuation determined?
» Cases dealing with superannuation death benefits

» Presented by Anthea Kennedy, Partner, Teece Hodgson & Ward Solicitors

Professional Skills
Family Provision Mediation: Ensuring a Positive Outcome
» How to get the best result for your client
» Preparation is key: areas where practitioners fail

» Presented by Grahame Berecry, Barrister, Edmund Barton Chambers and former acting Master and Registrar of the Supreme Court of NSW

Enjoyable and good learning
The ways in which one can run afoul of advertising and marketing laws and codes are many. To avoid trouble you must keep abreast of consumer law developments, changes in IP law, technological trends, risk compliance, branding and more. Stay on top of all these areas with our seminars.

Advertising and Marketing: Mastering Legal Obligations

WEDNESDAY, 7 SEPTEMBER 2016
9:00AM TO 1.15PM
$860

Overview and Update
Advertising and Marketing: Misleading and Deceptive Conduct
General principles: background, refresher and the Sea Folly case revisited: Why is it still important?
Key word advertising
Social Media
Other channels: TV, radio and internet

Presented by Steve Brown, Principal, Etienne Lawyers

Copyright and the use of Imagery, Videos and Copy: Where Do You Stand?
Copyright: overview and updated
Online presence: analysis for copyright and trade mark issues
Practical protection through implied licence, defences and limitations on remedies, notices and acknowledgements

Presented by Odette Gourley, Partner, Corrs Chambers Westgarth

Due Diligence and Regulatory Issues for Data Acquisition
Review of acquisition processes: Where does proof of consent lie?
Do you have appropriate consent for your preferred communication channel?
What is deemed reasonable steps and evidence of permission?
Regulatory update: relevant consultations and anticipated regulatory changes for the marketing and advertising sector

Presented by Jodie Sangster, CEO, ADMA, AIMIA and IAPA

Advertising Regulations in Different Sectors: An Overview and Update
Analysis of the legislative and self-regulatory framework of advertising law, industry codes and associated codes, including the AANA Code of Ethics, food codes, therapeutic goods codes, medication, healthcare and medical technology codes, and the Australian Consumer Law
Recent cases and determinations
- Examples from the Courts, the ACCC, Advertising Standards Board and ASMI
- Updates to approaches in Australia as compared with overseas

Presented by Georgina Hey, Partner, Norton Rose Fullbright Australia

Managing Risk and Compliance in Emerging Areas
• Testimonials and consumer online review
• Advertising claims: substantiation and compliance
• Dealing with advertising agencies: Where does the risk rest?

Presented by Alison Jones, Senior Associate, Corrs Chambers Westgarth

Regulatory Compliance in the Multi-Platform Channel
Branding Frontier: TV, Radio, Print Media and Online
• Advantages and disadvantages of this new frontier
• Checklist of the regulatory guidelines
• What you should and should not do

Presented by Tony Eades, Director of Brand Strategy, The Brand Manager

ACCIC Investigative and Prosecutorial Powers
• 2016 priority areas for ACL Enforcement
• ACCIC Investigatory and Prosecutorial Powers for ACL breaches
• Current approach to investigation
• Update on the current Australia Consumer Law Review and other changes to the ACL

Presented by Ayman Guirguis, Partner, K&L Gates

Relocation: How Far Can I Go?
What is a relocation case?
Common issues that arise: Be creative?
Relocation and the Family Law Act: the court’s view
A parent’s freedom to move versus a child’s right to have a meaningful relationship with both parents: What needs to be considered?

Presented by Louise Mathias, Barrister & Mediator, Elizabeth Street Chambers

Admissibility of Evidence in Family Law Cases
• Mental health and parenting cases
• Admissibility in different jurisdictions

Presented by Nicolas Ford, Barrister, Edmund Barton Chambers

Settling and Negotiating a Family Law Matter
Going to court is not only too expensive for most clients, but it also can delay a resolution for years. Being great at negotiation and settling a matter before it ends up in court is of high importance for family law practitioners. Master how to negotiate and reach a settlement that benefits your client.

Presented by Debbie Morton, Principal, Morton Family Lawyers; Accredited Family Law Specialist

FAMILY LAW: LATEST DEVELOPMENTS

THURSDAY, 8 SEPTEMBER 2016
9:00AM TO 1.15PM
$480

Focus on key issues across the board, this seminar is the perfect opportunity to keep abreast of current issues in property matters, parenting, and advocacy. Round out your knowledge and expertise so you’ll be prepared for any matter that comes your way.

Chair: Annette Wilson, Partner, Swaab Attorneys; Accredited Family Law Specialist

Wealth Protection and Estate Planning for Family Lawyers
The role of financial agreements in wealth protection
The importance of considering estate planning in family law matters
The relevance of Deeds of Release under section 95 of the Succession Act 2016 (NSW)
Other ways to protect family wealth

Presented by Melinda Di Condio, Principal, Macpherson Kelley Lawyers

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Register online NOW at www.legalwiseseminars.com/luncheenseminars
UK PROPERTY LAW TOUR 2016
13-24 SEPT 2016

CPD MANDATORIES FOR IN-HOUSE COUNSEL
THURSDAY, 8 SEPTEMBER 2016 2:00PM TO 5:15PM $480

Featuring legal counsel from eBay, Chubb Insurance and Pandora, this seminar offers first-hand insights and advice from industry leaders, who will guide you through the pressing issues at front of mind for in-house counsel, including regulatory reporting, compliance, confidentiality and managing cyber risk.

» Chair: Simon Johnson, Partner, Corrs Chambers Westgarth

Professional Skills

Cyber Security: Assessing Risk in Your Company
• What to ask your IT department
• Working with cyber experts
• Protecting your client’s data
• Understanding risk in cyber space
» Presented by Shoshana Shields, Director of Legal, eBay Australia

Legal Ethics
Legal Ethics and Confidentiality for In-House Lawyers
• A lawyer’s first duty: What does this mean for an in-house lawyer?
• How your reporting line, remuneration and the company’s economic performance can impact your duties
• What is the difference between confidentiality and legal privilege? How do regulators think about this?
• What you need to know if you take on a dual role of legal/commercial adviser
» Presented by Nina Ta, Legal Director, ANZ, Pandora

Practice Management and Business Skills

Compliance in Business Change and Restructuring
• Issues in global offshoring
• ASIC: New funding, new focus?
• Best practice vs regulatory compliance: achieving the balance
• Is it ok to play in the grey?
» Presented by Vivienne Webster, General Counsel, Chubb Insurance Company of Australia

STATUTORY INTERPRETATION MASTERCLASS
THURSDAY, 8 SEPTEMBER 2016 9:00AM TO 11:15PM $480

The statutory interpreter is the medium through which words, and their intention, are decrypted, and it is within the interpreter that words, and their meaning, take on a life of their own. Join our statutory wordsmiths for an examination of current trends, reading in and reading down presumptions, challenging ultra vires and the words that remain after a statutory appeal.

» Chair: Ian Harvey, Barrister, Wentworth Chambers

The High Court and Statutory Interpretation
• Key recent cases
• The role of legislative intention
• Fundamental rights and the principle of legality
• The use of international law
» Presented by Dr Aruna Sathanapally, Barrister and Legal Advisor to the Parliamentary Joint Committee of Human Rights (Cth), 12 Wentworth Selborne Chambers

Reading In and Reading Down: The Impact of Presumptions and Context on Statutory Interpretation
• Objective intention versus subjective intention
• Limits on the utility of interpreting legislation as beneficial legislation
• How is weight assigned to protection of common law rights?
• Jurisdiction to read in or read down
» Presented by James Emmett, Barrister, 12 Wentworth Selborne Chambers

The Role of Delegated Legislation: Possibilities for Challenging as Ultra Vires
• The role of delegated legislation within the context of increasing legislative intervention
• Various forms of delegated legislation
• Trends in drafting
• Interpretation having regard to the nature of the legislative instrument in issue
• The principle of legality and requirements of reasonableness and proportionality
• Consequences of invalidity
» Presented by Corinna Novak, Barrister, 7 Wentworth Selborne Chambers

The Afterlife: What is Preserved Upon a Repeal of Statute?
Provisions such as section 7 of the Acts Interpretation Act 1901 (Cth) are ubiquitous in Australian jurisdictions and the common law world, saving certain aspects of a statute notwithstanding its repeal. Critical concepts include accrued rights, penalties and punishment and investigations in relation to the same. These savings are subject to a contrary intention in the repealing legislation. The savings are widespread but are often overlooked or misunderstood by legal practitioners. Examine the scope of the savings under the case law and the ascertainment of a contrary intention, giving a full picture of how a statute outlasts its own repeal.

» Presented by Oliver Jones, Barrister, 4th Floor Selborne Chambers

ATTEND AND EARN
4 CPD units in Professional Skills

ASBESTOS AND SECONDARY CLAIMS
THURSDAY, 8 SEPTEMBER 2016 2:00PM TO 5:15PM $480

Eminent speakers from a varied range of practice areas, including The Honourable Judge O’Meally, a leading radiologist, forensic accountants, an esteemed barrister and a top practitioner will share their knowledge to bring you up to date on the most recent developments in the area. Asbestos and secondary litigation continues apace with a projected increase in future indirect mesothelioma, silica and asbestosis claims, so don’t miss this chance to stay ahead of the pack.

» Chair and Opening Address: The Honourable Judge O’Meally AM MFD, Consultant and former President, Dust Diseases Tribunal of New South Wales

Silica Disease and Asbestos Update
An overview of asbestosis and silica related disease and the current thinking on diagnosis and functional assessment.

» Presented by Dr Michael Jones, Radiologist, PRP Diagnostic Imaging

Causation and Secondary Exposure
An analysis of the latest developments in causation in secondary exposure cases. Do the decisions in Judd and Cotton remain good law?

» Presented by James Sheller, Barrister, New Chambers

Recent Decisions on Quantum
• Recent decisions in the Dust Diseases Tribunal Interstate cases: Do they provide any guidance?
• What is happening overseas?
• Areas of interest: statutory payments and set-offs, medical expenses
• Section 15B claims: How are they being assessed?

» Presented by David Miller, Partner, Colin Biggers & Paisley

Different Perspectives on Economic Loss
The differing viewpoints on topical issues arising regularly in the assessment of economic loss in asbestos actions and the evidence required to support expert opinions.

• The appropriate approach to measuring loss of earning capacity
• Treatment of capital proceeds on the forced sale of a business
• Earnings statistics and the appropriate basis for indexation of historic earnings
• Dependency percentages derived from statistics

» Presented by Tamara Lindsay, Forensic Accountant, Forensis Accounting and Mark Thompson, Director, Forensic Insurance Litigation, Vincents Chartered Accountants
### DAY 1
**Thursday 8 Sept**
**9.00am - 5.15pm**

**REGULATOR UPDATE**

<table>
<thead>
<tr>
<th>Time</th>
<th>Session</th>
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<tr>
<td>9.00am</td>
<td>Welcoming Comments from the Chair Andrea Beatty, Partner, Keypoint Law</td>
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<tr>
<td>9.15am</td>
<td>Spotlight on Regulatory Issues: An ASIC Perspective</td>
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<td>Practical guidance from the regulator about their most recent work and what they will be focusing on over the next year. <strong>Presented by Christopher Green</strong>, Senior Manager, Deposit-takers, Credit and Insurers, Regional Commissioner – Tasmania, ASIC</td>
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<tr>
<td>10.15am</td>
<td>Update on External Dispute Resolution from the Credit and Investments Ombudsman</td>
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<td>• Process and timeline</td>
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<td>• Responsible lending from a CIO perspective</td>
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<td>• Current trends in systemic issues</td>
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<td>• Credit repair and other for-profit representatives <strong>Presented by Tim Gough</strong>, Deputy Ombudsman, Credit and Investments Ombudsman Service</td>
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<tr>
<td>11.15am</td>
<td>Morning Tea Break</td>
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<td>11.30am</td>
<td>Guidance from the Treasury</td>
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<td>• Key insights and practical guidance from the Australian Treasury for 2016/2017. <strong>Presented by Kate Phibbs</strong>, Principal Adviser, Financial System Division, Australian Government – The Treasury</td>
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<tr>
<td>12.30pm</td>
<td>Focus on Responsible Lending: Industry Insights and Q&amp;A</td>
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<td>• Featuring a panel of experts from the four corners of credit law, take advantage of this opportunity to discuss the current landscape in responsible lending. <strong>Katherine Lane</strong>, Principal Solicitor, Financial Rights Legal Centre, <strong>Peter White</strong>, CEO, Finance Brokers Association of Australia, <strong>David Cornwell</strong>, Partner, Piper Alderman, <strong>Christian Mihala</strong>, Senior Specialist Deposit-takers, Credit and Insurers, Regional Commissioner - ACT, ASIC</td>
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<td>1.15pm</td>
<td>Networking Lunch</td>
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**CREDIT INDUSTRY REGULATORY UPDATE**

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<th>Time</th>
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<tr>
<td>2.00pm</td>
<td>Insights Into the Current State of Play on Credit Code Reporting <strong>Government and regulator pressure for mandating</strong></td>
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<td>• Customer readiness; adoption; game theory</td>
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<td>• The NZ experience and hot legal issues <strong>Presented by Frances Russell-Matthews</strong>, Head of Legal and Company Secretary, Experian Australia Credit Services Pty Ltd</td>
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<td>2.45pm</td>
<td>Regulatory Investigations</td>
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<td>• What to think about when an investigation starts <strong>Presented by Narelle Smythe</strong>, Partner, Clayton Utz</td>
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<td>• Issues that can arise and dealing with them practically</td>
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<td>• Dealing with cross-border investigations <strong>Presented by Christopher Gough</strong>, Deputy Ombudsman, Credit and Investments Ombudsman Service</td>
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<tr>
<td>3.30pm</td>
<td>Afternoon Tea Break</td>
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<td>3.45pm</td>
<td>AML CTF Update</td>
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<td>• Opportunities for reducing duplication of KYC <strong>Presented by Tony Coburn</strong>, Consultant, Head of Banking Regulatory (Australia), Herbert Smith Freehills</td>
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<td>• Exemption application processes</td>
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<td>• Payment systems: future regulation</td>
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<td>• International funds transfer instructions</td>
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<td>• Managing the 'topping off' prohibitions within company <strong>Recommended for record keeping</strong> <strong>Presented by Narelle Smythe</strong>, Partner, Clayton Utz</td>
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<td>• The future for the Financial Transactions Reports Act <strong>Presented by Tony Coburn</strong>, Consultant, Head of Banking Regulatory (Australia), Herbert Smith Freehills</td>
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<td>4.30pm</td>
<td>Future Focus of Regulation: A Legal and Practical Perspective <strong>Insurance add-ons: issues and regulatory responses</strong></td>
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<td>• Flex-commissions: Will they be outlawed? <strong>Presented by Steven Klint</strong>, Partner, Clayton Utz and Daniel Tirado, Senior Corporate Counsel, Toyota Finance Australia Limited</td>
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<td>5.15pm</td>
<td>Closing Comments by the Chair</td>
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### DAY 2
**Friday 9 Sept**
**9.00am - 5.15pm**

**DATA COLLECTION, PROTECTION AND PRIVACY**

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<tr>
<td>9.00am</td>
<td>Welcoming Comments from the Chair Shannon Adams, Partner, Piper Alderman</td>
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<td>9.15am</td>
<td>Data and Cyber Security</td>
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<td>• Cyber security in financial services and fintech <strong>Presented by Mansoor Sayed</strong>, Consultant, Interlock</td>
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<td>• Regulatory and prudential requirements based on APRA/PD26/235 <strong>Presented by Narelle Smythe</strong>, Partner, Clayton Utz</td>
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<td>10.15am</td>
<td>Data Collection Technology and Big Data: A Legal Perspective <strong>What is big data? And how do we protect it?</strong></td>
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<td>• Fintech technologies that collect big data <strong>Presented by Aamir Raetoze</strong>, Partner and Adrian Lawrence, Partner, Baker &amp; McKenzie</td>
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<tr>
<td>11.15am</td>
<td>Morning Tea Break</td>
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<td>11.30am</td>
<td>Privacy and Data Security</td>
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<td>Join the head of Gilbert + Tobin’s Communications, Media and Data Protection practice in the TMT group to examine key areas of privacy and data security from a legal perspective. <strong>Presented by Peter Leonard</strong>, Partner, Gilbert + Tobin</td>
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<tr>
<td>12.30pm</td>
<td>Fintech Ethics, Culture and Values: What Fintech and Traditional Banking can Learn From Each Other <strong>Join our panel of experts as they examine how the lessons learned from traditional banking can be applied to positively shape the fintech of the future.</strong></td>
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<td>• Claris Payne, Consulting Fellow for Ethics in Banking and Finance with The Ethics Centre; Director, The Banking and Finance Oath; Anthony Quinn, Founder, Financial Crimes Solutions; Resident at Stone &amp; Chalk; Andrea Beatty, Partner, Keypoint Law</td>
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<td>5.15pm</td>
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### Fintech: Credit Law’s Relationship with New Technology

**AUTOMATED ADVICE CREDIT AND BANKING**

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<td>2.00pm</td>
<td>Spotlight on Robo-Advice</td>
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<td>• What is robo-advice? <strong>Presented by Alex Proctor</strong>, Director, Financial Services Group, Australia</td>
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<td>• The impact of automation in Australia and overseas <strong>Presented by Corey McIlhatten</strong>, Partner – Financial Services Regulatory Group, Ashurst</td>
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<tr>
<td>3.00pm</td>
<td>Beyond Blockchain: Distributed Ledger Technology in Focus <strong>Presented by Marc Bevan</strong>, Partner, Deloitte</td>
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<td>4.00pm</td>
<td>Afternoon Tea Break</td>
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<tr>
<td>4.15pm</td>
<td>Peer to Peer Lending and Crowd-funding Platforms: Growth and Regulatory Response <strong>Presented by Kevin Smith</strong>, Partner, Allens</td>
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<td>• Financial services, fintech and cyber security <strong>Presented by Andrew Beatty</strong>, Partner, British American Insurance Company</td>
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<td>• Peer to peer lending - Global update <strong>Presented by Kevin Smith</strong>, Partner, Allens</td>
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<td>• Lending in Australia - Business models <strong>Presented by Andrew Beatty</strong>, Partner, British American Insurance Company</td>
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<td>• Regulatory framework in Australia for P2P <strong>Presented by Andrew Beatty</strong>, Partner, British American Insurance Company</td>
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<td>• International regulatory framework for P2P <strong>Presented by Andrew Beatty</strong>, Partner, British American Insurance Company</td>
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**ATTEND BOTH DAYS AND EARN 14 CPD units including 1 unit in Ethics and Professional Responsibility**
If you’re embroiled in an international commercial arbitration, chances are the stakes are high and you can’t afford to make a mistake. The International Commercial Arbitration Masterclass is designed specifically for lawyers and migration agents.

**Arbitration Clauses**
- How to draft an arbitration clause suitable for the transaction
- Escalation clauses and other ADR processes
- The scope of arbitration clauses: arbitrability of disputes
- Whether the agreement should contain an arbitration clause at all
- Ad hoc or institutional arbitration

**Choice of Rules and Place of Arbitration**
- Substantive and procedural rules
- The relationship with the seat of the arbitration
- Selection of the seat of the arbitration
- Commendations for selection of the seat
- Procedural law vs the rules of the arbitration institution
- The substantive law applying to the arbitration
- Choice of law clauses in agreements and choice of law rules
- Abundance of express choice of law rules
- Implied choice of law rules

**Place of Arbitration**
- Closest and most real connection test
- Where the arbitration takes place
- Arguments between the parties
- Choosing a place where the courts are in favour of arbitration
- The law of the place: the need to promote the arbitration

**Multi-party and Multi-Contract Disputes**
- The advantages of joinder and consideration of multi-party and multi-contract disputes
- Whether the consent of the parties is required to consolidate or join other disputes
- Court orders; consolidation or joinder
- Consolidation or joinder under the institutional rules
- Enforcement of awards in multi-party and multi contract disputes

**Anti-Suit Injunctions**
- The circumstances calling for anti-suit injunctions
- The principles in the various jurisdictions governing the granting or refusal to grant anti-suit injunctions

**Tribunal and Tribunal Member Selection**
- Methods of tribunal selection: institutional, party, court
- Selection of a President of a Tribunal: party, multinational, inter-arbitrator
- Specification of the minimum qualifications for an arbitrator
- Matters to consider in selecting an arbitrator
- The arbitrator’s expertise in the dispute’s subject matter
- Ancillary evidence of the arbitrator’s performance

**Arbitration between Foreign Investors and States**
- What is a Bilateral Investment Treaty (BIT)?
- How does ICSID operate?
- The ICSID Convention
- Jurisdiction of the arbitrator(s)
- Art 25 of the ICSID Convention
- Provisions of consent instruments including the BITs

**Specialised Arbitrations**
- WIPO, ICSID and Domain Name arbitrations

**Enforcement of Arbitral Awards**
- Under the New York convention
- At common law
- The bases for a court refusing to enforce an arbitral award
- What is ‘public policy’?

**Practice Management & Business Skills**
- Language and Cultural Barriers in Migration Practice
- Awareness of cultural sensitivities within office environments and with clients
- Strategies to overcome language and cultural barriers
- Case studies

**Ethics & Professional Responsibility**
- Dealing with Complex Ethical Issues Arising from Multi-Stakeholder Engagements
- Challenges in dual representation
- Beyond binary conflicts
- Finding the answers

**Technical Issues and Current Cases in Commercial Leasing**
- Rental arrears
- Securities and bank guarantees

**Migration Law Workshop: Skills, Ethics and Updates**
- Visa options
- New mobility visa
- Case studies

This event is designed for lawyers and migration agents who want to keep ahead of the pack in arbitration. The speakers will cover the latest developments in international arbitration, including:

- The principles in the various jurisdictions governing the granting or refusal to grant anti-suit injunctions
- The advantages of joinder and consideration of multi-party and multi-contract disputes
- Whether the consent of the parties is required to consolidate or join other disputes
- Court orders; consolidation or joinder
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**Technical Issues and Current Cases in Commercial Leasing**
- Rental arrears
- Securities and bank guarantees
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Venue: Primus Hotel Sydney, 339 Pitt Street

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169N12B $890 $990
Security Number
169N02A $395 $480

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