

**11th
IFCAI BIENNIAL
INTERNATIONAL
CONFERENCE**

COSTS IN ARBITRATION

Berlin, Germany · May 16-18, 2011

DIS
www.dis-arb.de



11th IFCAI BIENNIAL INTERNATIONAL CONFERENCE COSTS IN ARBITRATION

PROGRAM:

VENUE

Hotel Adlon Kempinski Berlin
Unter den Linden 77
Am Pariser Platz
10117 Berlin

MAY 16, 2011

7.00 pm

Opening Reception

Prof. Dr. Karl-Heinz Böckstiegel,
Chairman, German Institution of
Arbitration (DIS)

Diana Droulers, President, International
Federation of Commercial Arbitration
Institutions (IFCAI)

Dr. Birgit Grundmann, State Secretary,
German Ministry of Justice

Venue

Reichstagsgebäude
Platz der Republik 1
11011 Berlin

MAY 17, 2011

From 8.00 am

Registration

9.00 am

Welcome and Opening

Prof. Dr. Karl-Heinz Böckstiegel,
Chairman, German Institution of
Arbitration (DIS)

Diana Droulers, President, International
Federation of Commercial Arbitration
Institutions (IFCAI)



MORNING SESSION:

Chair

Prof. Dr. Karl-Heinz Böckstiegel,
Chairman, German Institution
of Arbitration (DIS)

9.30 – 10.45 am

What are “costs” in arbitration?

- Institutional and parties' costs
- Arbitrators' fees
- Arbitrators' expenses (travel, hotel, insurance? literature?)
- Hearing costs (rooms, translation, court reporters, secretary of the tribunal)
- VAT issues

Diana Droulers, President, International
Federation of Commercial Arbitration
Institutions (IFCAI)

Prof. Dr. Siegfried H. Elsing, LL.M.,
Orrick Hölters & Elsing, Düsseldorf

10.45 – 11.15 am

Coffee Break

11.15 – 1.15 pm

How are costs affected by
international differences in remuneration of arbitrators and counsel?

- Cost indices
- Different fee schedules
- Currency

Brooks W. Daly, Deputy Secretary
General, Permanent Court of
Arbitration (PCA)

Marek Furtek, Court of Arbitration at
the Polish Chamber of Commerce

Meg Kinnear, Secretary General,
International Centre for Settlement of
Investment Disputes (ICSID)

Adrian Winstanley, Director-General,
London Court of Arbitration (LCIA)

Prof. Alexander S. Komarov, Member of
the Presidium, International Commercial
Arbitration Court at the Chamber of
Commerce and Industry of the
Russian Federation (ICAC)

1.15 – 3.15 pm

Lunch Break



AFTERNOON SESSION:

Chair *Jens Bredow, Secretary General, German Institution of Arbitration (DIS)*

3.15 – 5.30 pm *What happens when respondent does not pay?*

- Regulations in institutional rules?
- Orders for security for costs
- Termination of the arbitration
- Sanctions by the tribunal in the award
- Separate award on costs
- State court claims
- Funding for arbitration

Dr. Nabil Elaraby, Director, Cairo Regional Centre for International Commercial Arbitration (CRCICA)

Annette Magnusson, Secretary General, Stockholm Chamber of Commerce (SCC)

Dr. Michael Moser, Chairperson, Hong Kong International Arbitration Centre (HKIAC)

Prof. Dr. Burghard Piltz, Brandt Dröge Piltz Suderow & Gronemeyer Rechtsanwälte, Gütersloh

7.00 pm *Berlin Dinner*

MAY 18, 2011

MORNING SESSION:

Chair *Brooks W. Daly, Deputy Secretary General, Permanent Court of Arbitration (PCA)*

9.30 – 11.00 am *Decision on costs - Allocation of and interests on costs*

- Cost follows the “event” – What is the event?
- Legal bases for interest: Rate? Currency? Starting date?
- Simple or Compound?

Dr. Klaus A. Gerstenmaier, Haver & Mailänder, Stuttgart

Yu Jianlong, Vice Chairman and Secretary General, China International Economic and Trade Arbitration Commission (CIETAC)



MAY 18, 2011 (continued)

Dr. Bohuslav Klein,
Honorary President,
Arbitration Court attached to the
Economic Chamber of the Czech
Republic

William K. Slate, President and Chief
Executive Officer, American Arbitra-
tion Association (AAA)

11.00 - 11.20 am Coffee Break

11.20 – 1.45 pm **Methods of reducing costs in interna-
tional commercial arbitration?**

- What specific measures should be considered?
- Possibilities for Parties, Arbitrators and Institutions?

Stefano Azzali, Secretary General,
Chamber of Arbitration of Milan
(CAM)

Jason Fry, Secretary General, Inter-
national Chamber of Commerce
(ICC)

Ulrike Gantenberg, Heuking Kühn Lüer
Wojtek, Düsseldorf

Dr. Anke Sessler, Siemens AG, München

sponsored by



VENUE

May 17/18, 2011 Hotel Adlon Kempinski Berlin
Unter den Linden 77
Am Pariser Platz
10117 Berlin

DINNER

May 17, 2011 Palais am Festungsgraben
7.00 pm Am Festungsgraben 1
10117 Berlin-Mitte

REGISTRATION FEE:

Conference, May 16 - 18, 2011

EUR 450.00 + 19% VAT = EUR 535.50

The registration fee includes the Opening Reception on May 16, lunch, beverages and dinner on May 17 as well as beverages on May 18 and conference documents.

Guests who only participate in the dinner on May 17 will be invoiced with an amount of EUR 100.00 plus 19% VAT.

We kindly ask for the registration fee for the conference to be paid upon receipt of our invoice to the account of the German Institution of Arbitration.

Registration and Information

Deutsche Institution für Schiedsgerichtsbarkeit e.V.

Beethovenstr. 5 - 13
50674 Köln
Tel. +49 (0)221-28552-0
Fax: +49 (0)221-28552-222
e-mail: dis@dis-arb.de
Online registration:
www.dis-arb.de
(via the section "Events")

Deadline

We kindly ask for timely registration, however at the latest by **May 6, 2011**. Cancellation of registrations received after May 6, 2011 or non-attendance, fees will not be imbursemented.



Hotels

For the conference, we have blocked hotel rooms from May 16-18, 2011. Please see the list of hotels on our website

www.dis-arb.de (re. section "Events")

Please make your room reservation directly with the hotel and refer to the reservation code „DIS“.

Below please find some recommendations for accompanying persons to explore Berlin:



Take your seat in a comfortable coach and pass along Berlin's most interesting sights. Listen to your qualified and multilingual guide and learn about Berlin's past, present and future and let yourself be entertained by humorous stories. Compose your individual tour including your focal themes or choose one of the variety of standard tours. Some bus companies offer tours where you can hop on and off the bus at 12 different stops.

www.sightseeing.de
www.berlin-city-tour.de



- **Mauermuseum Haus am Checkpoint Charlie**
Founded in 1962 beside the legendary Checkpoint Charlie border crossing, the history of the Berlin Wall, original objects from successful escapes under, over and above the ground.



MUSEUM ISLAND



- The **Museumsinsel** (Museum Island) is the name of the northern half of the island in the Spree river in the centrally located Mitte district of Berlin. It received its name for a complex of five internationally renowned museums that occupy the island:

- The **Altes Museum** (Old Museum) completed on the orders of Karl Friedrich Schinkel in 1830.

- The **Neues Museum** (New Museum) finished in 1859 according to plans by Friedrich August Stüler, a student of Schinkel. Destroyed in World War II, it was rebuilt under the direction of David Chipperfield for the Egyptian Museum of Berlin and re-opened in 2009.

- The **Alte Nationalgalerie** (Old National Gallery) completed in 1876, also according to designs by Friedrich August Stüler, to host a collection of 19th century art donated by banker Joachim H. W. Wagener

- The **Bode Museum** on the island's northern tip, opened in 1904 and then called Kaiser-Friedrich-Museum. It exhibits the sculpture collections and late Antique and Byzantine art.

- The **Pergamon Museum**, the final museum of the complex, constructed in 1930. It contains multiple reconstructed immense and historically significant buildings such as the Pergamon Altar and the Ishtar Gate of Babylon.

In 1999, the museum complex was added to the UNESCO list of World Heritage Sites.

In case you are interested in a city tour or in visiting some of the museums please contact the concierge at your hotel to arrange for tickets.



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E-mail: dis@dis-arb.de

Deutsche Institution für
Schiedsgerichtsbarkeit (DIS)
Beethovenstr. 5 - 13
D-50674 Köln

REGISTRATION:

IFCAI Conference
"Costs in Arbitration"
May 16 - 18, 2011 Berlin

I WOULD LIKE TO REGISTER FOR
the Opening Reception on May 16, 2011

Yes No

the DIS Conference on May 17-18, 2011

Yes No

the Dinner on May 17, 2011

Yes No

Accompanying Person – Dinner

Yes No

I am a DIS-Member

Yes No

(Kindly return the form only in case you will be attending
any of the event/s above).

Participant

(complete name incl. title for the list of participants)

Company/address:

E-Mail address:

.....

(essential, please indicate)

DATE SIGNATURE

