

PROGRAMME

Regional Conference on Arbitration and ADR

Construction Projects Disputes

2-3 October 2023 | Dubrovnik



DAY 1: Monday 2 October 2023

15:00 – 15:50	Registration and welcome coffee
15:50 – 16:00	Welcome by conference host <ul style="list-style-type: none">• Marina Rožić, Secretary General, Croatian Chamber of Economy and ICC Croatia
16:00 – 18:00	Workshop: Construction Project Success – Risk Allocation, Project Delivery Strategy and Effective Conflict Management <ul style="list-style-type: none">• Aisha Nadar, Senior Consultant, Advokatfirman Runeland AB, Sweden; Vice Chair of ICC Commission on Arbitration and ADR• Jasminka Čorda Truhar, Partner, Hanžeković & Partners; President of the ICC Croatia Commission on Arbitration and ADR, Croatia
18:00 – 18:30	Q&A
18:30 – 20:30	Cocktail reception

DAY 2: Tuesday 3 October 2023

09:00 – 09:10	Welcome by conference host <ul style="list-style-type: none">• Marina Rožić, Secretary General, Croatian Chamber of Economy and ICC Croatia
Introduction	
09:10 – 09:30	Centenary of ICC Arbitration <ul style="list-style-type: none">- ICC Centenary Declaration on Dispute Prevention and Resolution• Aisha Nadar, Senior Consultant, Advokatfirman Runeland AB, Sweden; Vice Chair of ICC Commission on Arbitration and ADR
09:30 – 10:00	Keynote address <ul style="list-style-type: none">• Nael G. Bunni, Senior Director, Bunni & Associates Limited, Ireland
10:00 – 10:50	Understanding Available Dispute Management Tools <ul style="list-style-type: none">- The role of ICC Rules and Dispute Resolution Services in Project Success- Overview of the New ICC Report

	<ul style="list-style-type: none"> • Davor Babić, Professor, Faculty of Law, University of Zagreb, Croatia • Aisha Nadar, Senior Consultant, Advokatfirman Runeland AB, Sweden; Vice Chair of ICC Commission on Arbitration and ADR
10:50 – 11:15	Coffee break
Key Issues for Successful Contract Preparation & Implementation	
11:15 – 12:15	<p>Session 1: Role of the Consultant – Contract Administrator/Project Manager/Engineer</p> <ul style="list-style-type: none"> - Overview of the contract with the consultant and risk distribution - Disputes under contract administrator/engineer contracts <ul style="list-style-type: none"> • Hrvoje Markovinović, Professor, Faculty of Law, University of Zagreb, Croatia; Member of the ICC International Court of Arbitration • Kaj Möller, Head of Export, Sweco Group, Chairman, Sweco’s export subsidiary Sweco International AB, Member of the Executive Committee of FIDIC • Siniša Radaković, Consultant, Exstructa, Croatia • Vladimir Skendrović, Certification Manager, CAPM-CERT, Croatia <p><i>Moderator</i></p> <ul style="list-style-type: none"> • Simon R Worley, Managing Director, EIA Ltd, UK
12:15 – 13:15	<p>Session 2: Adjusting the Contract Price in Turbulent Times</p> <ul style="list-style-type: none"> - During these turbulent times the parties are facing issues with price adjustment, there are identified gaps between contract law and public procurement law. - This session will provide insight into these gaps and offer a view of how they may be successfully navigated. <ul style="list-style-type: none"> • Mirjana Čagalj, Vice-President for Construction and Transport, Croatian Chamber of Economy, Croatia • Jovan Nikčević, Managing Partner, attorney-at-law, Law Office Nikčević & Kapor, Serbia • Meliha Powlakić, Head of the Civil Law Department, Faculty of Law, University of Sarajevo, Bosnia and Herzegovina • Jakob Lothar Zeller, Senior Transport Engineer, European Investment Bank/JASPERS, Austria <p><i>Moderator</i></p> <ul style="list-style-type: none"> • Jasminka Čorda Truhar, Partner, Hanžeković & Partners; President of the ICC Croatia Commission on Arbitration and ADR, Croatia
13:15 – 14:45	Lunch
14:45 – 15:45	<p>Session 3: Multi-tiered Dispute Clauses – Dispute Avoidance and Resolution</p> <ul style="list-style-type: none"> - Disputes have always featured in construction projects, but today’s cost-sensitive clients demand that the parties focus on project success and effectively avoid disputes and resolve unavoidable disputes efficiently. - This session will provide insights on this trend and will offer an overview of its impact on the dispute management tools and techniques provided for under standard form contracts. <ul style="list-style-type: none"> • Rupert Choat, Barrister, Arbitrator & Mediator, Atkin Chambers, UK • Luka Kristović Blažević, Partner, Dispute Resolution - Head of ME Arbitration, Baker McKenzie LLP, Dubai, UAE • James Perry, Esq., Partner, PS Consulting, Paris, France

	<ul style="list-style-type: none"> • Christopher R. Seppälä, Partner of Counsel, White & Case LLP, France; FIDIC's official Observer on the ICC International Court of Arbitration <p><i>Moderator</i></p> <ul style="list-style-type: none"> • Aisha Nadar, Senior Consultant, Advokatfirman Runeland AB, Sweden; Vice Chair of ICC Commission on Arbitration and ADR
15:45 – 16:05	Coffee break
16:05 – 17:05	<p>Session 4: Construction Arbitration</p> <ul style="list-style-type: none"> - Selection and appointment of arbitrators (parties' cooperation) - Joinder and consolidation - Emergency arbitration - Expedited arbitration - Effective management of construction arbitration (ICC Report) - Settlement in arbitration (ICC new report) <ul style="list-style-type: none"> • Davor Babić, Professor, Faculty of Law, University of Zagreb, Croatia • Dalibor Valinčić, Partner, Queritius, Zagreb, Croatia • Veronika Korom, Professor, ESSEC Business School, France • Patricia Shaughnessy, member of the ICC Court for Sweden; founder and former director of LL.M. in International Commercial Arbitration at Stockholm University <p><i>Moderator</i></p> <ul style="list-style-type: none"> • Hrvoje Sikirić, Professor, Faculty of Law, University of Zagreb, Croatia; President of the Permanent Court of Arbitration at Croatian Chamber of Economy, Croatia
EBRD Commentary: Evgeny Smirnov , Associate Director, Policy Advisor, EBRD, UK	
17:05 – 17:20	Closing remarks