

**Saturday**  
16th October 2010



**ADR Congress**  
India 2010

Decoding ADR mechanisms and making India a preferred destination for dispute resolution

**09:00 Registration and refreshments**

**09:50 Morning chairman's opening remarks**

**10:00 OPENING KEYNOTE PANEL**

**Consultation Paper: its need and impact on ADR in India**

Deciphering the fine print of the document pegged as a game changer in the Indian ADR arena

Hear from the man behind the reforms about what the Paper aims to do and the scope of its impact.

And also hear an honest assessment from a man who implements changes on ground as he uncovers its loopholes and identifies where there is still room for error in light of past precedents that still hold sway

**T K Vishwanathan**, *Advisor to the Union Minister for Law and Justice, Government of India*

**Dhananjaya Y Chandrachud**, *Justice, Bombay High Court*

**S K Dholakia**, *Senior Advocate, Supreme Court of India*

**11:15 Morning break and refreshments**

**11:45 The need and value of ring fencing ADR outside of Indian courts**

Hear from one of the best in the business on why you still need to be cautious of the Indian Court and how to safeguard your interests within the contractual text. This session will unravel:

- what you stand to gain by ring fencing ADR away from Indian courts
- how best to deal with situations where doing this is not possible; large government contracts being a case in point

**Hiroo Advani**, *Senior Partner, Advani and Co*

**12:15 Panel discussion: The unexplored potential and cost benefit of mediation and conciliation**

This panel will go beyond reiterating the advantages of mediation and conciliation over arbitration. The panellists will:

- lay bare the cost benefits
- make you familiar with the tools of mediation
- emphasise the consequences of entering mediation and conciliation setups
- bring you up to speed with the latest in global best practices, and
- detail how they can be adapted within mediation and conciliation processes in India

**Moderator**

**Gaganpreet Singh Puri**, *Executive Director, KPMG Forensic Practice*

**Panel**

**Ashok Sharma**, *Chief General Manager (Law), MMTC*

**Girish Gokhale**, *Senior VP Legal and Secretarial, Lafarge*

**Prathamesh D Popat**, *Counsel, Mediator, Arbitrator, Bombay High Court*

**13:15 Morning chairman's closing remarks**

**13:30 Power lunch**

**14:20 Afternoon chairman's opening remarks**

**Rohit Kapadia**, *President, Bombay Bar Association*

**14:30 Comparing costs and timelines: ad hoc arbitration vs. institutional arbitration in India**

See the numbers for yourself and get an in-depth analysis of the cost benefits of ad hoc arbitration via-a-vis institutional ADR. Learn how to manage the overall costs including legal fee and damages when you have to arbitrate. Get a grip on how you can get the most expedient expertise on board and where should you head if you have to deal with an ad hoc arbitration.

**Dharmendra Routray**, *General Counsel, Delhi High Court Arbitration Centre*

**15:00 Panel discussion: Expert Determination and Early Neutral Evaluation**

- Can you depend on expert determination as a standalone option against litigation?
- What risks do you run when you exercise this option and how can you preempt the binding aspect of ED?
- What do you need to be sure of before agreeing on a Neutral?
- What are the hidden gains of including ENE clauses into your contracts?

**Moderator**

**Vikram Nankani**, *Senior Partner, Economic Laws Practice*

**Panel**

**A K Srivastava**, *Group GM – Legal, ONGC*

**Chandrakant Kamdar**, *Secretary, CI Arb (India)*

**16:00 Panel discussion: Choosing the right place - a cross-examination of ADR institutions and guidelines**

Sifting through information overload and spotting the right fit for your business. This panel will:

- help you determine which institution provides the technical expertise you need and has the rules you should stand by
- discuss upcoming institutions and the edge you gain by utilising their services
- what you should do and where should you put your eggs when the need for an emergency arbitration arises.

**Moderator**

**Ajinderpal Singh**, *Partner, Rodyk & Davidson*

**Panel**

**Nishant Joshi**, *Principal Associate, Amarchand and Mangaldas*

**Ajay Thomas**, *Registrar, LCIA (India)*

**Ankit Goyal**, *Head (South Asia) & Assistant Counsel, SIAC*

**17:00 Afternoon Chairman's closing remarks**