



# DISPUTE RESOLUTION IN INTERNATIONAL CONSTRUCTION

19 June 2020  
13:20-16:30

171 Vo Thi Sau  
Ho Chi Minh City

The webinar on Dispute Resolution  
in International Construction is  
organized by SCLVN and VIAC

The webinar on Dispute Resolution in International Construction is an event within series of daily workshops on Alternative Dispute Resolutions (ADR) from June 10-18, 2020, celebrates 10 years of Vietnamese Commercial Arbitration Law 2010.

The event is jointly organized by the Society of Construction Law - Vietnam (SCLVN) and the Vietnam International Arbitration Centre with supports from the Singapore International Arbitration Centre.

This webinar offers all construction industry practitioners from Employers, Contractors, to Consultants, Law Firms etc. in Vietnam and abroad an opportunity to learn directly from great experts regarding application of ADR for resolution of international construction disputes.



Link for registration: <https://bitly.com.vn/HuCdr>



# DISPUTE RESOLUTION IN INTERNATIONAL CONSTRUCTION



KING & SPALDING



19 June 2020  
13:20-16:30

13:00 - 13:20 —■

13:20 - 13:50 —■



13:50 - 14:10 —■



14:10 - 14:30 —■



14:30 - 15:00 —■



15:00 - 15:20 —■



15:20 - 15:40 —■



15:40 - 16:00 —■



16:00 - 16:30 —■

Welcome participants

Fireside chat : Why the Construction Industry  
Prefers ADRs over Litigation



American perspective on Arbitration and other  
ADR methods for construction disputes

Australian perspective on Arbitration and other  
ADR methods for construction disputes

Fireside chat: difference between Common  
Law and Civil Law approaches to construction  
arbitration



Resolution of Construction Disputes in  
International Court of Arbitration (ICC)

Resolution of Construction Disputes at the  
Singapore International Arbitration Centre (SIAC)

Resolution of Construction Disputes in Vietnam  
International Arbitration Centre (VIAC)

Q&A





THOMAS STIPANOWICH

## JAMS ARBITRATOR & MEDIATOR ASSOCIATE DEAN OF STRAUS INSTITUTE FOR DISPUTE RESOLUTION

Thomas Stipanowich is an experienced commercial and construction arbitrator and mediator who specializes in large, complex cases in the United States and internationally. He has arbitrated cases under the rules of major global administering bodies, as well as non-administered and ad hoc arbitration, with a great deal of experience as chair, wing arbitrator and sole arbitrator. He has successfully play mixed roles (arb-med, mediation followed by last-offer arbitration), and has experience as a federal court special master, early neutral evaluator and partnering facilitator.

An internationally recognized thought leader, Thomas Stipanowich who holds the William H. Webster Chair in Dispute Resolution and is a professor of law at Pepperdine University School of Law, where he has promoted more effective mediation and arbitration practice as leader of the famed Straus Institute for Dispute Resolution during many of its most successful years. He began his career as a construction lawyer at a national firm and served as an advocate and consulting attorney on construction and commercial cases even after becoming a law professor.



KEVIN NASH

## DEPUTY REGISTRAR & CENTRE DIRECTOR SINGAPORE INTERNATIONAL ARBITRATION CENTRE

Kevin holds a B.A. from Mount Allison University and a J.D. from Osgoode Hall Law School. Kevin worked at one of Canada's prominent 'Seven Sister' law firms and then went on to study an LL.M. in International Commercial Arbitration at Stockholm University. He is qualified as a Barrister and Solicitor with the Law Society of Upper Canada.

Kevin has overseen the administration of thousands of international cases under all versions of the SIAC Rules and the UNCITRAL Arbitration Rules, among others, and has significant experience in SIAC cases conducted under the Expedited Procedure and applications for the appointment of an Emergency Arbitrator. He worked closely on the revisions to the SIAC Rules 2013, the SIAC Rules 2016 and the SIAC Investment Arbitration Rules 2017.



NGUYEN PHUONG TRINH

## VICE CHAIR OF INTERIM COMMITTEE OF SCLVN VMC MEDIATOR

Trinh Nguyen is one of few lawyers with dual qualification in Australia and Vietnam. Over the past 20 years, Trinh worked at International law firms prior to being a partner at a large national firm. In 2007, Trinh set up TNP focusing on Infrastructure projects, land-based and sea-based construction contract advisory. She also acts as lead counsel in international arbitration with respect to multi-million dollars disputes arisen from sea-based construction projects and complex cross-border investment disputes issues.

Trinh has served two terms as a Vice Chair of Cross-Border Investment Committee under IPBA and has contributed Vietnam Chapter Kluwer Law for Commercial Litigation Publication. Trinh is one of the first three Fellows of Vietnam in the Chartered Institutes of Arbitrators and Accredited mediator at VMC.



DONALD CHARRETT

## EXPERT DETERMINATION CHAMBERS

Dr Charrett practises in construction law as a Barrister, Arbitrator, Mediator, Member of Dispute Boards. He is a member of the FIDIC President's List of Adjudicators. Prior to becoming a lawyer, he worked as an engineer for over 30 years. Dr Charrett has published widely on legal and engineering subjects and presented papers and training at numerous conferences. He is the author/joint author of several books and editor of the "The International Application of FIDIC Contracts: A Practical Guide". A Senior Fellow at the University of Melbourne he teaches a Masters course on international construction law.



DAVID BROWN

## PARTNER CLYDE & CO LLP

David is a partner with Clyde & Co based in Paris. He is both an English Solicitor and French Avocat, and has more than 25 years of experience in construction dispute resolution across five continents, with a particular focus recently on the Middle East and Africa. His experience in dispute resolution, which ranges from infrastructure to hydro-electric and nuclear projects, includes international arbitration (particularly ICC arbitrations), in which he acts as both counsel and arbitrator. He is also active in dispute board proceedings as both panellist and counsel, and is on both the FIDIC President's List of Approved Dispute Adjudicators and its French List.

David is listed in Who's Who Legal as one of the leading construction lawyers in France. He is a visiting lecturer for the Stuttgart University Masters course in international construction law, and is a Council Member of the ICC Institute of World Business Law, a Director of the International Construction Law Association, and a Fellow of the International Academy of Construction Lawyers.



LE NET

## PARTNER, VIAC ARBITRATOR

Dr. Net Le is a partner in charge of LNT & Partners' Infrastructure and Financial Services practice group. His signatory transactions include major ODA infrastructure projects, complex ICC arbitrations, oil refinery, and oil rigs. Dr. Le has been selected as a leading lawyer in the fields of project finance, international arbitration, and infrastructure by IFLR1000, Legal 500 and Chambers Global since 2009. In 2012, Dr. Le was awarded the title of "Lawyer of the Year" by Vietnam's Ministry of Justice. He is a lecturer of civil law at the Ho Chi Minh City University of Law. Dr. Le is also an arbitrator at the Vietnam International Arbitration Centre (VIAC) in which he has chaired or co-arbitrated more than 30 cases.



# SPEAKER

VAW  
2020



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**LNT**  
& PARTNERS



**PHAN TRONG DAT**

## DEPUTE GENERAL SECRETARY VIETNAM INTERNATIONAL ARBITRATION CENTER (VIAC)

Dat is Member of CIArb and CEDR's Accredited Mediator. Dat has approximately 12 years of practical experience, specializing in commercial arbitration and mediation and currently serves as Vice Secretary General of the Vietnam International Arbitration Centre. Dat has been working closely with hundreds of tribunals conducting arbitration at VIAC and keeps up with gaining diverse practical insight of commercial arbitration.

Dat holds business degrees from both Vietnam (Foreign Trade University, Hanoi) and France and wrote his master thesis at Nantes University, France in the area of project management.

Chief coordinator of the biggest project on "Increasing use of arbitration in Vietnam" (2005-2010) which had enormously contributed to the current development of arbitration in Vietnam.



**PAULINE LOW**

## ASSOCIATE COUNSEL SINGAPORE INTERNATIONAL ARBITRATION CENTRE

As an Associate Counsel, Pauline has administered over 100 cases under various versions of the SIAC Rules and UNCITRAL Arbitration Rules. Her cases span across various sectors including construction, joint-ventures, corporate, intellectual property, technology and involve private parties and state-own-entities.

Prior to joining SIAC, Pauline worked as a litigation and dispute resolution associate in one of the leading law firms in Malaysia.