



YOON & YANG

[SAF 2022] YOON & YANG SEMINAR (In-person)

Expert Determination and DABs: Understanding What Works Better For Your Project to Avoid Litigation and Arbitration

10 NOVEMBER (THU) 2-4PM (KST)

법무법인(유) 화우의 해외건설, 국제중재소송그룹이 오는 2022년 11월 10일(목) 2PM (KST)에 KCAB ADR Seoul Festival에서 세미나를 개최합니다. 본 세미나는 해외건설협회와 플랜트 산업협회가 후원합니다.

이번 세미나에서는 해외건설 프로젝트분쟁에서 본질적인 이슈이자 날이 갈수록 그 중요성이 커지고 있는 Expert Determination과 DAB에 대하여 주요 사항을 살펴보고 우리 기업들이 해외건설 프로젝트 분쟁 해결 시 어떻게 중재와 소송을 피하고 대비하여야 하는지에 대한 가이드를 제시하고자 합니다. 기업 관계자 여러분의 많은 관심과 참여를 부탁드립니다.

Program & Speakers

Moderator: [Myung-Ahn Kim](#)

Senior Foreign Attorney, Yoon & Yang LLC

Introduction

[Junsang Lee](#)

Managing Partner, Yoon & Yang LLC

Pros & Cons of Expert Determination

[Yonsoo Kim](#)

Senior Foreign Attorney, Yoon & Yang LLC

Expert Determination and DABs - the Conceptual Framework

[Professor David Brynmor Thomas KC](#)

King's Counsel, 39 Essex Chambers and
Honorary Professor of Law,
Queen Mary University of London

Expert Determination - Best Practices

[Julian Haslam Jones](#)

Managing Director, Capital Consulting
International

Dispute Adjudication Boards and Dispute Review Boards - Best Practices and Optimization

[Amir Ghaffari](#)

Managing Partner, Ghaffari Partners

The Interrelation between Expert Determination, DABs and Arbitration - Potential Problems and Their Avoidance

[Robert Stephen](#)

Partner and Chief Operating Officer,
Ghaffari Partners

- ▶ 세미나 장소: 아셈타워 34층 (법무법인(유) 화우 內)
- ▶ 신청기한 : 2022. 11. 8.(화) 오후 3시 (장소가 한정되어 조기 마감 될 수 있는 점 양해 부탁드립니다.)
- ▶ 신청방법 : 아래 '참가신청 바로가기' 또는 QR코드를 통해 신청하여 주시기 바랍니다.
(스마트폰으로도 신청 가능)
- ▶ 참가비 : 무료
- ▶ 문 의 : 법무법인(유) 화우 채용교육팀 공수정 과장
TEL 02-6003-7709, 7435 / E-mail education@hwawoo.com



Registration

Speakers



Yonsoo Kim

Senior Foreign Attorney of Yoon & Yang LLC, Seoul

E: ysk@yoonyang.com

T: +82 2 6182 8558

Foreign Attorney, Yonsoo Kim was called to the Bar in England and Wales in 2007 at the Honourable Society of the Inner Temple. She is a Partner at Yoon & Yang with a special interest in construction projects in the MENA region, Asia and America. Recognized as a leading expert in construction projects in the MENA region, English lawyer Yonsoo Kim specializes in international dispute resolution with a strong focus on onshore and offshore projects and possesses extensive experience in EPC contracts (bespoke and modified FIDIC Basis).

In Abu Dhabi, UAE, she was the Associate Director at HKA and was also the on-site General Counsel for Hyundai Engineering & Construction Co., Ltd.'s Quantity Surveyor (QS) Team in the Hyundai-Samsung Joint Venture, Baraka Nuclear Power Plant Project. She has also accumulated extensive experience as in-house counsel for some of Korea's largest shipbuilding and construction companies including Hyundai Engineering and Construction Co., Ltd., STX Corporation and Daewoo Shipbuilding & Marine Engineering Co., Ltd.

Prior to joining Yoon & Yang, she was also an Adjunct Professor at Yonsei University, Seoul teaching EU Law and Alternative Dispute Resolution at the Underwood Center for International Studies. She has also lived in New York City working at the United Nations General Assembly when the 56th Session of General Assembly's President Office was by the Republic of Korea.

Speakers



David Brynmor Thomas KC

King's Counsel, 39 Essex Chambers and Honorary Professor of Law, Queen Mary University of London

E: david.brynmor.thomas@39essex.com

David Brynmor Thomas KC is a globally recognised specialist in the conduct of complex, high-value, international commercial litigation and arbitration.

He has extensive experience in handling disputes arising from long-term commercial relationships and construction projects across a range of industries, including energy and natural resources, transport and other infrastructure, manufacturing, ship-building and aviation. He has been counsel on cases involving projects and other assets in the United Kingdom, India, Asia, Australia, the Middle East, Africa and the Americas.

David also appears in arbitration applications for injunctive relief in support of arbitrations, on challenges to awards on jurisdictional and procedural grounds, and on the enforcement of international arbitration awards.

David is an Honorary Professor in the Centre for Commercial Law Studies, Queen Mary University of London, where he teaches International Construction Contracts and Arbitration. He is a co-editor (with Brekoulakis) of the Global Arbitration Review Guide to Construction Arbitration.

He has been appointed as an arbitrator in institutional and ad hoc arbitrations on more than 50 occasions.

David is a former Chair of the Board of Trustees of the Chartered Institute of Arbitrators, having represented the Chartered Institute at the United Nations Commission on International Trade Law (UNCITRAL) Working Group on International Commercial Arbitration for its work on amendments to the UNCITRAL Model Law and the UNCITRAL Arbitration Rules. He is also a member of the International Chamber of Commerce's (ICC) Commission on Arbitration.

David originally qualified and practised as a physician before changing to law. David was a law firm partner at Herbert Smith, specialising in International Arbitration and Construction disputes, before practising at the independent Bar. He was appointed Queen's Counsel in 2019, only 8 years after being called to the Bar.

Speakers



Julian Haslam-Jones

Managing Director, Capital Consulting International

E: julian.haslam-jones@cci-int.com

T: +971 (0) 55 141 0498

Julian has 20 years' experience in claims management, contract risk assessment, commercial management, cost management, procurement, negotiation/amicable settlement, mediation, arbitration, prolongation and delay costs, escalation, project management, project controls, project monitoring and program management. Julian has an LLM in Construction Law and Arbitration, an LLB (Hons) in Law and is a Fellow of the Chartered Institute of Arbitrators.

He has held commercial and contract positions with operators, contractors and consultants in the United Kingdom, Netherlands, Italy, Iraq, Qatar, India, Algeria, Kuwait, Saudi Arabia, South Korea and United Arab Emirates where he has been a resident for over seven years. This experience has enabled Julian to become a specialist in contractual claims for time and cost, dispute resolution, which has resulted in the successful conclusion of large value and/or complicated accounts on a wide variety of projects, employing various forms of contracts.

Qualifications

LLM in Construction Law and Arbitration

LLB (Hons) in Law

BSc (Hons) Urban Property Surveying

Grad.Dip Law

Professional Memberships

Post Graduate Diploma (Law)

Fellow, Chartered Institute of Arbitrators

Member, Society of Construction Law

Speakers



Amir Ghaffari

Managing Partner, Ghaffari Partners

E: aghaffari@ghaffaripartners.com

M: +971 56 501 6266

Described as a “star” with a “superb reputation for Middle East disputes”, Amir is an experienced international arbitration partner. He has acted as counsel in more than 100 international commercial and construction arbitrations administered under the rules of all the major arbitral institutions, as well as in ad hoc proceedings. In addition to his arbitration work, Amir regularly appears as an advocate before the Dubai International Financial Centre (DIFC) Courts of First Instance and Appeal.

He represents clients across a number of sectors, and has developed particular experience in relation to large, complex and high-value infrastructure, energy and construction disputes. His clients include project owners and developers, EPC and EPCM contractors, architects and engineers, major equipment suppliers, insurers and subcontractors. Amir also represents governments (or their ministries) and major corporations in energy disputes, involving chemical, petrochemical and other manufacturing and processing plants; onshore and offshore oil and gas facilities; FPSOs; refineries; desalination plants; pipelines; and nuclear and fossil fuel plants.

Amir regularly sits as an arbitrator (including as presiding and sole arbitrator), under the ICC, LCIA and DIFC-LCIA Rules. He is a solicitor-advocate (England and Wales) and an advocate of the DIFC Courts (UAE). He has lived and practised international arbitration in London (where he trained), Dubai and Paris. Over the years, Amir has been recognised for his work in the field of international arbitration by, among others, Chambers Global, Chambers UK, The Legal 500 – EMEA, The Legal 500 – UK, WWL: International Arbitration and The Guide to the World’s Leading Experts in Commercial Arbitration.

Speakers



Robert Stephen

Partner and Chief Operating Officer

E: rstephen@ghaffaripartners.com

M: +971 54 222 5020

Described as a “highly respected figurehead and operator”, Robert is an internationally recognised arbitration expert and business leader. He is the former Registrar of the DIFC-LCIA Arbitration Centre and Dubai Financial Services Authority’s Financial Markets Tribunal. Prior to that, he practiced with a leading international law firm in London, Paris, Moscow, and Dubai for more than a decade. He has been based in the United Arab Emirates since 2011.

Robert has acted as counsel in international disputes across a wide range of industries and sectors. He has represented clients from Asia, the Middle East, North America and Western and Eastern Europe in international arbitrations under all the major institutional rules, as well as in ad-hoc proceedings, seated in various jurisdictions and subject to civil and common laws. He also sits as an arbitrator.

In 2020, he was credited in GAR’s Guide to Regional Arbitration with building one of the world’s fastest growing arbitral institutions and the leading arbitral institution with operations in the Middle East and Africa. In the same year, the DIFC-LCIA was awarded the GAR Award for Regional Arbitration Institution that Impressed. He was said to have recruited a “real team” of experienced arbitration practitioners and earned the trust of parties, legal representatives, and arbitrators, which commentators credited to five consecutive years of growth in terms of the caseload of the DIFC-LCIA.

Robert has been recognised in the 2021 and 2022 editions of Who’s Who Legal Arbitration and described as a “Future Leader”. Peers say he is “professional, thorough and meticulous” and “extremely good at explaining complex issues to people who do not have the detailed knowledge he possesses”. He is said to be “excellent to deal with”, possessing a “real depth of knowledge” and he is further described as a “leading figure” that is said to have “raised the standards of arbitration in the [MENA] region”. He has also been featured in Legal 500’s inaugural Middle East International Arbitration Powerlist 2022.

Robert is a member of the Equal Representation in Arbitration Pledge Middle East Sub-Committee, a member of the British Business Group–Dubai and Northern Emirates, the former Chair of the UAE Branch of the Chartered Institute of Arbitrators Young Member’s Group, and a former member of the Global Steering Committee of the Chartered Institute of Arbitrators Young Member’s Group.

He is qualified in England and Wales and read law at the University of Aberdeen and Nottingham Law School.

Moderator



Myung-Ahn Kim

Senior Foreign Attorney of Yoon & Yang LLC, Seoul

E: makim@yoonyang.com

T: +82 2 6182 8359

Myung-Ahn Kim is a Partner / Senior Foreign Attorney who co-heads the firm's International Arbitration and Dispute Resolution Team. She practices primarily in the areas of international dispute resolution, construction, maritime, commodities, aviation, insurance and trade. Before Joining Yoon & Yang, she worked as foreign attorney at Lee & Ko and as Of Counsel at Holman Fenwick Willan LLP (Singapore Office), respectively. Myung-Ahn has successfully represented a number of domestic and international entities in ICC, SIAC, DIS, LMAA, HKIAC, and KCAB arbitrations (including enforcement procedures). In addition to her practice, she has worked as an adjunct professor of law at Hankuk University of Foreign Studies. She is a member of the California Bar since 2006.



Chambers Global 2022
Leading Individual



LEGAL500 Asia Pacific 2022
Leading Individual



Chambers Asia-Pacific 2022
Leading Individual



asialaw 2022
Notable Practitioner



Chambers Global 2021
Leading Individual



Chambers Asia-Pacific 2021
Leading Individual



Chambers Asia Pacific 2020
Leading Individual