

A conference presented by the IBA Litigation Committee



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4th IBA Litigation Committee Conference on Private International Law



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14–15 September 2023
Palazzo Turati, Milan, Italy

Working programme

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**ALL SPEAKER MATERIALS AND BIOGRAPHIES CAN BE FOUND AT
WWW.IBANET.ORG/CONFERENCE-DETAILS/CONF2349**

Conference Co-Chairs

Angelo Anglani *ADVANT Nctm, Rome; Member, IBA Litigation Committee Advisory Board*

Chris Helmer *Miller Nash, Portland; Co-Chair, IBA Litigation Committee*

Carlo Portatadino *TFP & Associati, Milan; Senior Vice Chair, IBA Litigation Committee*

Thursday 14 September

1400 – 1600

Young Litigators Forum Seminar

Advocacy – do's and don'ts in International commercial disputes

Via Agnello, 12, Milan, 20121, Italy

This event is open to young lawyers under the age of 35.

Please click here to register: www.ibanet.org/conference-details/CONF2441

1930 – 2230

Welcome standing dinner

Fondazione Luigi Rovati, Corso Venezia 52, 20121 Milan

Start the conference with a standing dinner prepared by the renowned Milan Chef Andrea Aprea's Garden and Cafe at the recently opened Fondazione Luigi Rovati Art Museum. You will have the opportunity to look around the exhibits from 1800 to 2000, or simply join from 1930 for an enjoyable evening meal.

The event is open to all delegates.

Friday 15 September

All working sessions will take place in the Sala Conferenze
All coffee and tea breaks / lunch will take place in Sala Ricevimenti

0830 – 1600

Registration

0830 – 0900

Welcome coffee/tea

0900 – 0920

Welcome address

Chris Helmer *Miller Nash, Portland; Co-Chair, IBA Litigation Committee*

Professor Ilaria Viarengo *Università degli Studi di Milano, Milan*

Francesca Zanasi *Chair, CRINT Commissione Rapporti Internazionale (Foreign Affairs Committee), Consiglio dell'Ordine degli Avvocati di Milano, Milan*

Conference Reception and Dinner Sponsor



Conference Luncheon Sponsor

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Friday continued

0920 – 1100

SESSION ONE

Private international law in a time of war

This session explores the significance and development of private international law principles in the civil and commercial sphere, in times of crisis and conflict. Our panel of experts will take an in depth look at how legal obligations between private individuals and businesses may be (and are being) affected, including considering questions of governing law and jurisdiction, the recognition and enforcement of judgments and contractual relationships.

Session Chair

Sara Chisholm-Batten *Michelmores, London; Diversity and Inclusion Officer, IBA Litigation Committee*

Speakers

Dmytro Marchukov *Integrites, Kyiv*

Marina Nitrola *Milan Chamber of Arbitration, Milan*

Falk Tischendorf *ADVANT Beiten, CIS, Moscow*

Professor Marco Torsello *Università degli Studi di Verona, Verona*

1100 – 1125

Coffee/tea break

1125 – 1130

Address

Amir Singh Pasrich *I L A Pasrich & Company, New Delhi; IBA Assistant Treasurer / LPD Assistant Treasurer*

1130 – 1300

SESSION TWO

Delicta imperii and state immunity

This session will delve into state immunity in the context of *delicta imperii*, exploring the delicate balance between protecting sovereign interests and ensuring accountability of states for crimes under international law that are considered outside the scope of sovereign authority, such as crimes against humanity or the crime of aggression. After an introduction to the governing general principles, the panel will discuss the long-lasting dispute between Germany and Italy regarding compensation for victims of crimes committed by the Nazi forces in the Second World War and will explore potential paths for enforcement of claims against states in light of more recent armed conflicts.

Session Chair

Urs Hoffmann-Nowotny *Schellenberg Wittmer, Zurich; Regional Representative Middle East, IBA Litigation Committee*

Speakers

Professor Gilles Cuniberti *Université de Luxembourg, Luxembourg*

Professor Fausto Pocar *Università degli Studi di Milano, Milan*

Marina Skarbek-Kozietulska *Rö Radwan-Röhrenscheff Petruczenko, Warsaw*

1300 – 1415

Lunch

Kindly supported by



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1415 – 1545

SESSION THREE

Litigating in the EU and the UK after Brexit – back to old times or a new dawn?

It has now been three years since the UK withdrew from the EU's jurisdiction and enforcement regime, hence it is a timely moment to take stock of how this has affected litigating around the EU. Is the jurisdiction and enforcement landscape more complicated? What about obtaining interim relief and seeking to enforce that around Europe? Are the old difficulties of parallel proceedings back on the agenda? Are there other consequences arising from Brexit? This panel will review matters from the perspectives of the UK, the EU27 and from a 'third party' standpoint.

Session Chair

Tom Price *Gowling WLG, Birmingham; Member, IBA Litigation Committee Advisory Board*

Speakers

Hakim Boularbah *Loyens & Loeff, Brussels; Membership Officer, IBA Class Actions Committee*

Professor Jonathan Harris KC *King's College, London*

Professor Chiara Tuo *Università degli Studi di Genova, Genoa*

1545 – 1600

Closing remarks

Angelo Anglani *ADVANT Nctm, Rome; Member, IBA Litigation Committee Advisory Board*

The IBA, its officers and staff accept no responsibility for any views expressed, presentations or materials produced by delegates or speakers at the Conference.

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