



**MUMBAI
CENTRE
FOR INTERNATIONAL
ARBITRATION**

ANNUAL REPORT 2017-2018



MCIA Annual Report
2017 - 2018

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As the MCIA completes 2 years on the 8th of October 2018, we are excited to share with you the steps we have taken to establish ourselves as a world class arbitral institution, and update you on our journey towards building an ecosystem for arbitration in India.

A snapshot of the activities undertaken by the MCIA over the last year is set out below.



The MCIA 2nd Annual Conference

The MCIA 2nd Annual Conference was attended by over 250 delegates from over 10 jurisdictions. We had 6 sitting judges in attendance, including the Chief Justice of India and the Chief Justice of the Bombay High Court.

We are happy to report that once again our conference was lauded for the quality of the speakers and presentations as well as the strict adherence to time lines. As before, the event received significant media coverage in India and elsewhere.



Bombay High Court Order

Another first was the Bombay High Court's direction that an ad hoc arbitration conducted by an arbitrator that it appointed pursuant to section 11 of the Arbitration & Conciliation Act, 2015 (Mr. Rohit Gupta, Counsel Bombay High Court) be conducted in accordance with the MCIA Rules.

We are extremely pleased that after the Supreme Court's direction last year for MCIA to appoint an arbitrator, the Bombay High Court has reposed faith in this manner in the MCIA (and its Council). It is the first case that we are aware of where a High Court in India has directed that an ad hoc arbitration be run in accordance with the rules of an institution. While it raises interesting jurisprudential issues, we are waiting to see if this becomes a trend in the future.



APRAG Membership

The MCIA is happy to report that our application to be included as a member of the Asia Pacific Regional Arbitration Group (APRAG) has been accepted and MCIA is now a part of the APRAG group of institutions.

MCIA is grateful to our Council member, Prof Michael Pryles, for suggesting that we do so. We are exploring the possibility of hosting the annual congress of APRAG in Mumbai.

MCIA – CIArb Training Programs

The MCIA and CIArb (India) have entered into an agreement to run training programs in Mumbai for CIArb courses:

- CIArb Certificate Course for Associate Grade was conducted on the 24th and 25th of February 2018 and again on 4th and 5th of August 2018.
- CIArb Certificate Course on Contract, Tort and Evidence was conducted on the 5th and 6th of March 2018.
- CIArb Certificate Course on International Arbitration for becoming an MCIArb was offered on 9th June, 10th June and 7th July 2018.
- The training for FCIArb was conducted on 4th, 5th, 11th and 12th of August 2018.
- The Award Writing Training was conducted on 13th and 14th of October 2018.

MCIA – CIArb

Training Programs



We have received a positive response to the training courses with all the courses being well attended. We view this as being part of MCIA's efforts towards capacity building in India.

Bombay Bar Association

The Bombay Bar Association along with the MCIA, held a one-day workshop at the Bombay High Court premises on the 10th of February, 2018. The Speakers at the workshop were, Justice BN Srikrishna, Judge (retd) Supreme Court of India; Mr Milind Sathe, President, Bombay Bar Association; Mr Ketan Parikh, Senior Advocate, Bombay High Court; Mr Birendra Saraf, Honorary Secretary, Bombay Bar Association and Ms Neeti Sachdeva, Secretary General, MCIA.

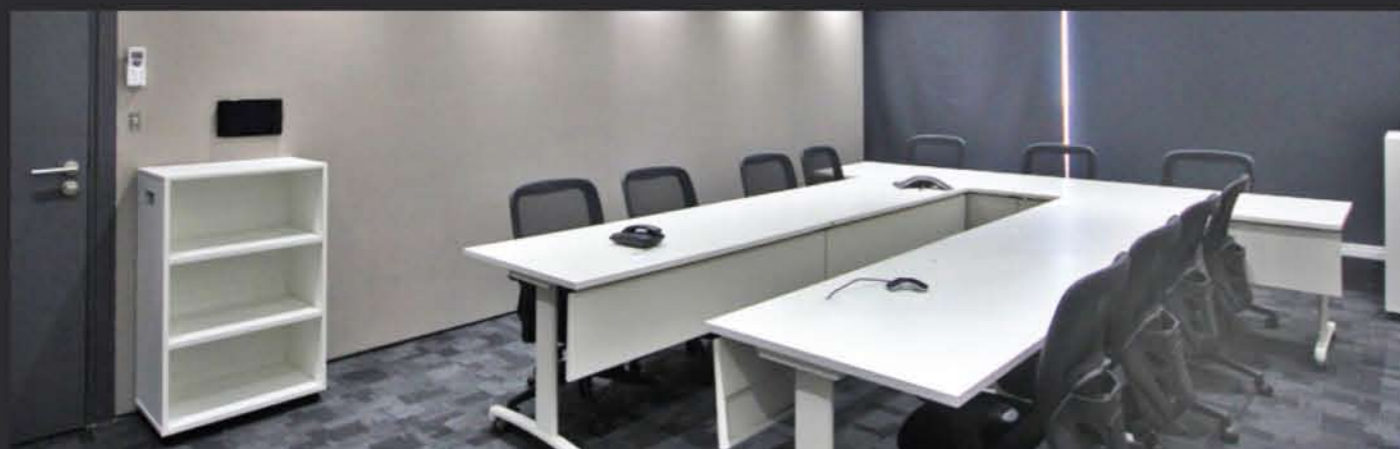


ICCA 2018 Roadshow at MCIA

MCIA with the support of Shardul Amarchand Mangaldas hosted the ICCA 2018 India Roadshow at the MCIA on 8th August 2018. The speakers for the event were Ms Jo Delaney, Partner, Baker Mckenzie, Sydney; Mr Aspi Chinoy, Senior Advocate, Bombay High Court; Mr Hiroo Advani, Managing Partner, Advani & Co; and Ms Pallavi Shroff, Managing Partner, Shardul Amarchand Mangaldas.

MCIA Premises

The MCIA Premises, has now been used for over 300 hearings, with more international arbitrations taking place at the premises.



MCIA Road Shows

The MCIA conducted roadshows in Japan, London, Malaysia and Singapore in 2018. All our roadshows were well attended with lawyers, law firms and practitioners expressing their interest in the activities undertaken by the MCIA.

Japan



The Embassy of India in Japan, hosted an event on 25th April of 2018, on Cross Border Transactions: Dispute Resolution in India. The Ambassador of India to Japan, Mr Sujan Chinoy, was the keynote speaker at the event. The other speakers at the event were Mr Hiroyuki Tezuka, Partner, Nishimura & Asahi; Mr Peter Coney, Partner Clifford Chance; Mr Montek Mayal, Director, FTI Consulting; Mr Nish Shetty, Partner, Clifford Chance; Mr Sitesh Mukherjee, Partner, Trilegal; and Ms Neeti Sachdeva, Secretary General, MCIA. The event was supported by Trilegal and FTI Consulting. Additionally, Clifford Chance, Tokyo conducted a seminar at their offices for their clients about MCIA.



Malaysia



MCIA was hosted by a leading Malaysian law firm, Lee Hishammuddin Allen & Gledhill on 23rd July 2018. The keynote address was delivered by the Deputy Minister of Malaysia, Mr Hanipa Maidin and the Deputy High Commissioner of India to Malaysia, Mr Nikhilesh Chandra Giri. The other speakers at the event included Dato Nitin Nadkarni, Partner, Lee Hishammuddin Allen & Gledhill; Mr Rosli Dahlan, Partner, Lee Hishammuddin Allen & Gledhill; Mr Naresh Thacker, Partner, Economic Laws Practice; and Ms Neeti Sachdeva, Secretary General, MCIA. The event was supported by Lee Hishammuddin Allen & Gledhill and Economic Laws Practice.

Singapore



Events were hosted by Herbert Smith Freehills on 25 July 2018 by FTI Consulting on 26th July 2018 and by Rajah & Tann on 27 July 2018 in association with Economic Laws Practice. The event saw an intimate gathering where the participants and the speakers exchanged notes on issues dealing with arbitration. The Speakers at different events included Ms Kritika Venugopal, Senior Associate, Herbert Smith Freehills; Mr Naresh Thacker, Partner, Economic Laws Practice; Ms Xinping Chen, Senior Legal Counsel, Accenture; Mr Francis Xavier, Sc, Regional Head Dispute Resolution Rajah & Tann; Mr Kapil Chaudhary, General Counsel, Autodesk; Mr David Rivkin, Past President IBA; Mr Christopher Lau, MCIA Council Member and Ms Neeti Sachdeva, Secretary General, MCIA.

London



MCIA conducted its London roadshow from 3rd September 2018 to 6th September 2018. Norton Rose Fulbright along with the Law Society of England and Wales hosted a Fireside chat with the MCIA on 6th September 2018. The Panelists included Ms Sherina Petit, Partner and Head of India Practice, Norton Rose Fulbright, Ms Vasanti Selvaratnam, QC, The 36 Group; Mr Khawar Quereshi, QC, Serle Court Chambers; Mr Naresh Thacker, Partner, Economic Laws Practice and Ms Neeti Sachdeva, Secretary General, MCIA. The event was supported by Economic Laws Practice.



The Commercial Bar Association & The Indian Arbitration Forum

MCIA hosted COMBAR, The Commercial Bar Association of UK and the Indian Arbitration Forum at its premises on 28th September 2018. The speakers at the event were Justice Vazifdar, Chief Justice of Punjab & Haryana High Court (Retd.); Mr Birendra Saraf, President, Bombay Bar Association; Mr Charles Bear, QC, Fountain Court Chambers; and Mr Jasbir Dhillon, QC, Brick Court Chambers. The IAF Best Practice Guidelines for Conduct of Arbitral Proceedings were launched at the event.



The Frankfurt Investment Arbitration Moot

For the second year in a row, the MCIA along with Network For International Law Students (NILS) conducted the national qualifying rounds (India) of the Frankfurt Investment Arbitration Moot where sixteen of the top law colleges in India participated.

The moots were conducted within MCIA's hearing rooms. We received positive feedback from the organizers, who have indicated their desire to hold the event at the MCIA again next year.



Young MCIA

The Young MCIA officially completed one year of its existence on the 8th of February 2018. Over the past year, the initiatives of the Young MCIA saw active participation from practitioners, law firms and lawyers. It is heartening to note that each of these initiatives was supported by legal luminaries from India and around the world.



Young MCIA

Young MCIA Events

City	Date	The events
Mumbai	18 Feb 2017	The launch event of Young MCIA along with a full day training session organised in association with IBA Arb40 and AFIA (Asia-Pacific Forum for International Arbitration).
Mumbai & New Delhi	21 Apr 2017 & 22 Apr 2017	Training sessions were organised on 'Commencing an Arbitration' and 'Emergency Arbitration' in association with HK45.
Mumbai & New Delhi	01 Sep 2017 & 02 Sep 2017	Training sessions were organised on 'Drafting Pleadings in International Arbitration' in association with IBA Arb40.
Singapore	13 Dec 2017	Young MCIA Workshop on drafting of arbitration clauses in association with Centre for Advanced Research in Dispute Resolution (CARDS).
Mumbai & Delhi	7 July 2018 & 13 July 2018	Young MCIA launched a new initiative 'Young MCIA Meet-Up Sessions' a post 'work hour' meet up with the objective to bring together like-minded professionals to share domain knowledge and ideas relating to arbitration.
London	5 Sept 2018	The Young MCIA hosted a discussion on 'The Art of Advocacy in International Arbitration' by Constantine Partasides, QC, Founding Partner, Three Crowns. The event was well attended by members of the legal community in London.
Mumbai	14 Sep 2018	A workshop was organised on 'Careers in Arbitration' by Young MCIA. Dr F Rebello, Mr Vikram Nankani, Ms Dipali Talwar and Dr Rishab Gupta, shared their experiences and valuable advice with Young practitioners on their career trajectories.

Given the overall interest from the legal community and the expanding scope of activities, the Young MCIA Steering committee has been expanded to cover more jurisdictions. The committee members are:

Co-Chairs

Niyati Gandhi
Senior Associate,
Shardul Amarchand
Mangaldas & Co, Bengaluru

Matthew Brown
Senior Associate,
Clifford Chance Pte. Ltd.
Singapore

Committee Members

Alipak Banerjee
Leader, Nishith Desai
Associates, New Delhi

Deepa Somasunderam
Associate (Barrister), Mishcon
de Reya LLP, London

Hussain Somji
Counsel, Chambers of Ketan
D. Parikh, SC, Mumbai

Kabir A N Duggal
Senior Associate, Arnold &
Porter, New York

Kartik Nayar
Partner, K N Legal,
New Delhi

Manish Aggarwal
Senior Associate,
Three Crowns LLP, London

Matthew Abraham
Barrister, South Square,
London

Montek Mayal
Director, Economic
Consulting India Practice
Leader, Fti Consulting,
New Delhi

Rajat Rana
Senior International
Arbitration and Litigation
Associate, Alston & Bird LLP,
New York

Rahul Donde
Senior Associate, Lévy
Kaufmann-Kohler, Geneva

Rishab Gupta
Partner, Shardul Amarchand
Mangaldas, Mumbai

Sheila Ahuja
Partner, Allen & Overy,
Hong Kong

Suruchi Suri
Partner, Suri and Company,
New Delhi

Taeko Suzuki
Associate, Nishimura &
Asahi, Japan



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