



INTERNATIONAL MALAYSIA LAW CONFERENCE

CREATING PRECEDENCE

RESHAPING THE LEGAL PROFESSION, REFORMING THE LAW

CPD Code: T3/2426092014/BC/IMLC3798/16

16 CPD
points

DATE
24–26 September 2014

VENUE
The Royale Chulan, Kuala Lumpur

WATCH OUT for sessions on the changing environment of legal practice; impact of technological advances on provision of legal services; technology and the courts; challenges to the Federal Constitution; environmental law; cross-border liquidation; and MANY OTHERS.

CONFIRMED SPEAKERS



**THE RIGHT HONOURABLE
TUN ARIFIN ZAKARIA**

13th Chief Justice of Malaysia. His Lordship brings with him a wide array of experience as he has served in various capacities in the law.



**THE RIGHT HONOURABLE
LORD WALKER OF
GESTINGTHORPE**

Retired Justice of the Supreme Court of the United Kingdom. Lord Walker was made Lord of Appeal in Ordinary in October 2002, when he received a life peerage and the title of Baron Walker of Gestingthorpe.



**AMBIGA
SRENEVASAN**

President of the Malaysian Bar from 2007 to 2009.



**DESMOND
BROWNE QC**

A leading Queen's Counsel in all areas of media law. He has been involved in a huge number of the most important cases affecting the media over the past three decades.



Lifting the Corporate Veil: Maxim, Mystery or Myth?

Lord Walker of Gestingthorpe

The topic of lifting (or piercing) the corporate veil is a vivid and much-used, but probably misleading, description of situations in which the law looks behind the separate corporate personality to see, to a greater or lesser extent, what is or has been going on behind it. It is an issue that arises in many varied contexts and jurisdictions. This session will explore recent cases in the United Kingdom and other jurisdictions that address this issue.

Defamation Laws: Time for Reform?

Ang Hean Leng and Desmond Browne QC

A comprehensive study to evaluate the current laws in Malaysia relating to libel and slander will be presented during the session. The study also proposes reform that would reflect the changes and developments in social media and other modes of dissemination of information. In addition, the session will address developments in other jurisdictions, and recommend which of these would be similarly applicable and effective in our legal system. An eminent English barrister and a Malaysian Judge will present a review of the proposals during the session.

Regulatory Compliance in the Capital Markets

Representatives from the Securities Commission Malaysia, Bursa Malaysia and the Malaysian Bar will share their knowledge and experience on issues relating to compliance and enforcement under the Capital Markets and Services Act 2007 in order to preserve the integrity of, and promote confidence in, the capital markets. This session will also explore the accessorial liability of lawyers under the corporate regulatory and disclosure regime.

Statutory Provisions that Impact on Solicitor-Client Privilege and Confidentiality

The enactment of anti-money laundering and counter-terrorism financing laws and regulations have resulted in tighter laws and stricter enforcement. Are lawyers subject to such legislation, and do the laws and regulations encroach on the principles of solicitor-client privilege and client confidentiality?

Modern Appellate Advocacy

This forum-style discussion featuring two speakers from the Judiciary and two speakers from the Malaysian Bar will address advocacy in the appellate courts. The speakers will discuss a wide range of aspects relating to modern appellate advocacy, from the perspective of the Bar and the expectations of the Bench.

Hard Talk: Human Rights and the Public Interest

Ambiga Sreenevasan returns to moderate a "Hard Talk" session on human rights and the public interest. Come see her "cross-examine" a panel of distinguished speakers who will weigh in on the domestic and international record and reputation of Malaysia's human rights practice.

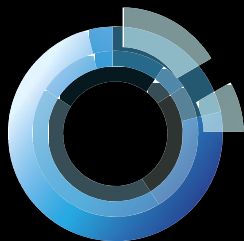
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- Nishta Jiwa (+603-2050 2037; nishta@malaysianbar.org.my)



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WATCH OUT for sessions on globalisation of the market for legal services; future of the legal profession; developments in the corporate regulatory regime in Malaysia and Asia-Pacific; competition law; and MANY OTHERS.

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CONFIRMED SPEAKERS



THE HONOURABLE CHIEF JUSTICE GEOFFREY MA, GBM

Mr Justice Ma is the Chief Justice of the Hong Kong Court of Final Appeal. He was called to the Hong Kong Bar in 1980 and was appointed Queen's Counsel in 1993. He joined the Judiciary as a Judge of the Court of First Instance in 2001, and was then appointed as Justice of Appeal of the Court of Appeal in 2002, Chief Judge of the High Court in 2003, and finally as Chief Justice in 2010. He was made an Honorary Bencher of Gray's Inn in 2004.



YANG AMAT MULIA TUNKU ZAIN AL-'ABIDIN IBNI TUANKU MUHRIZ

Tunku 'Abidin developed the Institute for Democracy and Economic Affairs. He also authored a book for the Installation of the Ruler of Negeri Sembilan and led a project to revitalise the State Anthem. He is a trustee of Yayasan Chow Kit, Yayasan Munarah and the Jeffrey Cheah Foundation; a member of numerous academic and policy committees; an advisor and patron to several cultural organisations; and an honorary major in the Malaysian Territorial Army.

Recently he was selected as an Eisenhower Fellow and received the Rotary Young Integrity Award.



Keynote Address

The Honourable Chief Justice Geoffrey Ma, GBM

The International Malaysia Law Conference (“IMLC”) 2014 Organising Committee is delighted that the Honourable Chief Justice of the Hong Kong Court of Final Appeal, Geoffrey Ma, GBM, has graciously agreed to deliver the Keynote Address at the IMLC 2014.

An engaging and passionate speaker on major issues facing the Judiciary and the legal profession, Chief Justice Ma undoubtedly adds prestige to the IMLC 2014.

Mr Justice Ma was called to the Hong Kong Bar in 1980 and was appointed Queen’s Counsel in 1993. He joined the Judiciary as a Judge of the Court of First Instance in 2001, and was then appointed as Justice of Appeal of the Court of Appeal in 2002, Chief Judge of the High Court in 2003, and finally as Chief Justice in 2010. He was made an Honorary Bencher of Gray’s Inn in 2004.

3rd Raja Aziz Addruse Memorial Lecture

Yang Amat Mulia Tunku Zain Al’Abidin ibni Tuanku Muhriz

The IMLC 2014 Organising Committee is honoured to have Yang Amat Mulia Tunku Zain Al’Abidin ibni Tuanku Muhriz deliver the 3rd Raja Aziz Addruse Memorial Lecture on 25 September 2014 at 5:30 pm.

Widely regarded as an accomplished and captivating speaker, Tunku 'Abidin articulates passionately and intelligently the values that all Malaysians ought to strive to achieve, and how this nation must remember its rich history as it moves forward.

Tunku 'Abidin was educated at the Kuala Lumpur Alice Smith School, Marlborough College and the London School of Economics and Political Science. After completing his MSc in Comparative Politics, he worked in the UK Houses of Parliament, the World Bank, the United Nations Development Programme, the KRA Group and the Lee Kuan Yew School of Public Policy.

Throughout, he developed the Institute for Democracy and Economic Affairs and maintained a weekly column. He also authored a book for the Installation of the Ruler of Negeri Sembilan and led a project to revitalise the State Anthem. He is a trustee of Yayasan Chow Kit, Yayasan Munarah and the Jeffrey Cheah Foundation; a member of numerous academic and policy committees; an advisor and patron to several cultural organisations; and an honorary major in the Malaysian Territorial Army.

Recently he was selected as an Eisenhower Fellow and received the Rotary Young Integrity Award.

The Raja Aziz Addruse Memorial Lecture series was first instituted in 2011 by Bar Council Malaysia in memory of Raja Aziz Addruse, who led the Malaysian Bar three times as President. It is an event of great significance on the Malaysian Bar calendar, and is a prominent feature of the biennial IMLC.

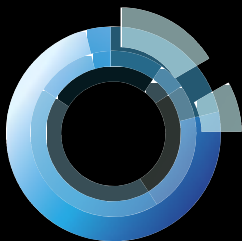
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WATCH OUT for sessions on the changing needs of general and in-house legal counsel; changing roles and responsibilities of external legal counsel; law of libel and slander; key trends and developments in the international Islamic financial markets; and MANY OTHERS.

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CONFIRMED SPEAKERS



DATO' MOHAMMAD FAIZ AZMI

Chairman, Malaysian Accounting Standards Board
Member, Chairman's Advisory Committee of the Asian-Oceanian Standard-Setters Group
Executive Chairman, PricewaterhouseCoopers Malaysia



DR CYRUS DAS

Partner, Shook Lin & Bok
President of the Malaysian Bar from 1997 to 1999



ABU HASSAN ALSHARI YAHAYA

Assistant Governor,
Bank Negara Malaysia



TOMMY THOMAS

Partner, Tommy Thomas



DR AZMI SHAROM

Associate Professor, University of Malaya
Author, newspaper columnist, blogger



Directors' Duties and Commercial Risk-Taking

This session will address the general duties of directors in respect of commercial undertakings and risk-taking, and explore the evolving nature of such duties when a company is at the onset of insolvency. It will also consider whether there ought to be reforms to our current laws and corporate legislation in the light of commercial realities. Recent cases and developments in the law will be highlighted.

Reporting Obligations of Legal Advisers under the Provisions of the Anti-Money Laundering and Anti-Terrorism Financing Act 2001

Abu Hassan Alshari Yahaya

The Anti-Money Laundering and Anti-Terrorism Financing Act 2001 imposes on lawyers the obligation to promptly report transactions where the identity of the person, the transaction, or any circumstances gives rise to a reason to suspect that the transaction involves proceeds of an unlawful activity. The High Court is also empowered to order an advocate and solicitor to disclose information available to him/her in relation to any transaction or dealings relating to any property liable to seizure under the legislation.

Abu Hassan Alshari Yahaya will address the specific legislative provisions, and work undertaken by the Financial Intelligence and Enforcement Department within Bank Negara Malaysia to curb money laundering and other illegal monetary transactions.

A speaker from the Bar will discuss the impact of the legislation on the operations of a law firm, and the internal processes and procedures that every law firm ought to consider to be in compliance.

This session will also deal with the impact of such legislation on the fundamental principles of solicitor-client privilege and duties of client confidentiality.

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- ◆ Joe Chin (+603-2050 2107; joe.chin@malaysianbar.org.my)

The International Financial Reporting Standards – Impact on Legal Advice

Dato' Mohammad Faiz Azmi

The International Financial Reporting Standards (“IFRS”) is the *de facto* world standard for accounting standards, and has been adopted and enforced by law in many jurisdictions around the world, including Asia. It is also an important framework used in deriving company financial results and determines how merger and acquisition (“M&A”) transactions involving corporate entities are structured. This talk will explore the recent history of the IFRS, the key concepts underlying the accounting standards, and what to expect next based on the International Accounting Standards Board’s future agenda. The speaker will also address the common accounting and financial issues that lawyers encounter and have to take into account when advising clients on corporate transactions, with a specific focus on the application of the IFRS and its impact on the provision of legal advice.

Fair and Efficient Disposal of Legal Proceedings

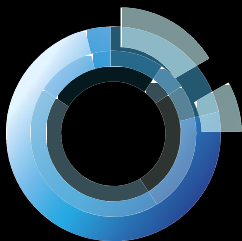
Justice Azahar Mohamed, Justice Vernon Ong, V Sithambaram and Nahendran Navaratnam

A forum-styled discussion in which two speakers from the Judiciary, and two speakers from the Malaysian Bar, will address the key developments implemented by the Judiciary towards achieving the objective of fair and efficient disposal of legal proceedings. The speakers will discuss the effectiveness of these measures, and further measures that are likely to enhance the efficiency of disposal of legal proceedings with due regard to the interests of all parties.

The Federal Constitution of Malaysia after 50 years – What the Future Holds

Dr Cyrus Das, Tommy Thomas and Dr Azmi Sharom

The Federal Constitution of Malaysia reached its half-century mark last year. Fifty years on, have the Courts in their decisions stayed true to their oath to “preserve, protect and defend its Constitution” and commitment to the rule of law? Moving forward, what do we have in store for Malaysia? Will we observe a continuing decline, particularly in the protection of fundamental liberties as enshrined in the Constitution, or are there signs of better and more progressive things to come?



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CONFIRMED SPEAKERS



EASON RAJAH QC

Barrister
Ten Old Square Chambers, UK

Eason Rajah QC was called to the Bar of England and Wales in 1989 and appointed Queen's Counsel in 2011. He was called to the Malaysian Bar in 1991. His practice is chancery litigation and advisory work in the UK and offshore. This includes domestic, offshore and cross-border trust and will disputes, related tax and professional negligence issues, drafting, structuring and advising in matters of trusts, succession planning, tax, and related areas.



JOHARI RAZAK

Partner
Shearn Delamore & Co

Johari Razak was called to the Bar of England and Wales in 1976, and to the Malaysian Bar in 1977. Among his practice areas are competition law; compliance; audit, investigations and dawn raids; dispute resolution; regulatory advice and enforcement; and interaction between competition law and tax law.



ADLIN ABDUL MAJID

Partner
Lee Hishammuddin Allen & Gledhill

Adlin Abdul Majid heads her firm's regulatory and compliance team, and works with both multinational and local companies on compliance programmes for their business operations, with focus on the Competition Act 2010 and the Personal Data Protection Act 2010.



Revolutionising the Profession, Radicalising the Lawyers and Reshaping the Solutions

Around the world, innovation through the use of non-traditional legal tools has taken a foothold in the profession, and flattened the legal landscape. Big law firms have restructured and small firms, merged. "Recruitment agencies" executing outsourcing strategies are now delivering template legal services on a fixed-fee basis; and e-discovery specialists in India and Belfast are eating into the work of lawyers at substantially discounted rates.

With the use of technology, competition in the free market among lawyers has intensified. Consumers today demand speedy, high-quality legal services delivered at lower cost. Law firms continually seek to expand their share of the pie in the market, but the quality of legal education has dropped although more and more lawyers are being admitted to the Malaysian Bar every year.

Given that foreign lawyers will be able to operate in Malaysia very soon, the profession is at the cusp of a major transition. Are we ready to meet these challenges, and transform into "unconventional" law firms that will create a great working environment, and at the same time sustain a platform to invent new growth value and opportunities for ourselves and our clients? The call is to think out of the box.

This interactive, practical session with experienced moderators will crowd-source solutions you can use in your practice on the following themes:

- (1) Information technology and online tools;
- (2) The reshaping and reorganisation of law firm structure;
- (3) Legal education and legal realism; and
- (4) Human resource — attracting and retaining talent.

Local and international speakers promise to provide you, across a few sessions, with comprehensive ideas that are self-executable, to move ahead of your peers and competitors before they realise it!

Embracing the Age of Personal Data Protection

Now that the dust has settled and the Personal Data Protection Act 2010 ("PDPA") is fully in force, the Malaysian data protection scene is slowly shaping up to join the global data protection movement. With companies actively seeking to understand the importance of PDPA compliance, a discussion on issues and experiences with the PDPA is timely. In this session, seasoned data protection practitioners will tackle issues from both pre- and post-compliance viewpoints. The speakers will deal with not just the intricacies of compliance *per se*, but also the handling of complaints, the wide powers of the Personal Data Protection Commissioner, and a global analysis of enforcement regimes. This session will be led by Lee Hishammuddin Allen & Gledhill.

Lee Hishammuddin Allen & Gledhill
advocates and solicitors

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Electronic Discovery and Admissibility of Electronically-Stored Information

In an age when most, if not all, commercial and business communications are conducted electronically, either through e-mails, social media, websites, text messaging or computed documents, it is increasingly important to examine the admissibility and presentation in Court of electronically- or digitally-stored information. This session will explore issues relating to the admissibility of such evidence, and will highlight methods of e-discovery, ie the identification, compilation, processing, categorisation and verification of electronically-stored information for the purposes of legal proceedings. The latest developments in forensic technology in relation to investigation, retrieval and preservation of electronically-stored evidence for use in Court, will also be examined.

Wealth Protection and Preservation Eason Rajah QC

The creation of wealth itself, especially new wealth, gives rise to many legal issues relating to trust, succession, matrimonial disputes, family company disputes and government intervention. As the Asia-Pacific region continues to develop and generate new wealth rapidly, these issues assume greater importance.

Eason Rajah QC will address these matters, as well as cultural, Syariah and cross-border considerations.

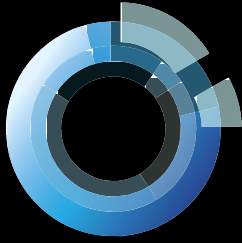
Tax Considerations for Corporations and Businesses

The Goods and Services Tax ("GST") is scheduled to take effect on 1 Apr 2015. This session will highlight GST-related considerations in corporate and business transactions and legal matters, including reviewable and non-reviewable contracts, contract sums inclusive of GST, and preparation for GST audits. It will also address other key developments in taxation that are of interest to corporate lawyers and in-house counsel, such as updates on withholding tax provisions, and the importance of tax review and due diligence in merger and acquisition transactions.

Corporate Exercises vs Consumer Protection Laws — Running the Gauntlet

With increased globalisation comes the need to introduce level playing fields for consumer and enterprise alike. The last few years have seen an increase in consumer protection laws aimed at protecting the public against the onslaught of enterprises seeking to maximise profitability. This session will look at the tensions between the rights of individuals and those of enterprises in the context of the Competition Act 2010 and PDPA; whether these are managed sufficiently by legislative provisions; and the pitfalls to avoid in the conduct of commercial activity. It will also discuss, in the context of corporate mergers and acquisitions, the potential minefield for due diligence exercises in an increasingly regulated environment. This session will be led by Shearn Delamore & Co.

Shearn Delamore & Co
Since 1905



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**THE HONOURABLE JUSTICE
SUSAN KIEFEL AC**

Judge, High Court of Australia

A serving Justice of the High Court of Australia since 2007, Justice Susan Kiefel was formerly a Judge of the Federal Court of Australia, the Supreme Court of Norfolk Island and of the Supreme Court of Queensland. Before her appointment in 1993 as a judge, Justice Kiefel practised as a barrister and was the first woman to become a Queen's Counsel in Queensland.



**THE HONOURABLE DATUK
NALLINI PATHMANATHAN,
PMW**

Judge, High Court of Kuala Lumpur

The Honourable Datuk Nallini Pathmanathan was appointed Judicial Commissioner in 2007, and was subsequently elevated to the High Court of Kuala Lumpur in 2009. She brings with her extensive experience in complex trials in securities, tort, contract, medico-legal and probate. She is a Fellow of the Chartered Institute of Arbitrators.



RABINDRA S NATHAN

Partner, Shearn Delamore & Co

Rabindra S Nathan heads the Personal Data Protection and Privacy Laws practice in the firm. His areas of practice include banking and insolvency litigation, swaps and derivatives litigation, and international commercial arbitration. He is, among others, a member of the Chartered Institute of Arbitrators and of the London Court of International Arbitration.



JAL OTHMAN

Partner, Shook Lin & Bok

Jal Othman has over 20 years' experience in corporate commercial practice and banking, and finance practice. He currently heads the Islamic Finance practice in his firm and is also deputy head of the conventional finance practice. Jal Othman is an adjunct professor with the International Islamic University, and sits on the Senate of the INCEIF University and the Perdana University.



NICHOLAS EDMONDES

Partner, Trowers & Hamlins (International Department)

Nicholas Edmondes has wide experience in, among others, project development and finance, privatisation, corporate structuring and inward investment into the UK and Europe. He is co-head of his firm's Islamic Finance Group and is client partner for several Islamic financial institutions.



Liability of Barristers for Negligence — England and Australia

The Honourable Justice Susan Kiefel AC

The Courts of Australia and of England have diverged on the question of whether barristers should be immune from an action in negligence brought by a client. This session will trace the development of the law in England and compare the justifications for the abolition of the immunity in England and its retention in Australia. It will discuss the extent of the immunity recognised by Australian law and the standard by which negligence on the part of lawyers is assessed in England and Australia.

The Company Liquidator — the Good, the Bad and the Ugly

Justice Datuk Nallini Pathmanathan, Rabindra S Nathan, Ooi Huey Ling

This session will explore company liquidation in Malaysia from a practical perspective and with a particular emphasis on the duties and liabilities of liquidators, including the principles governing their removal. It will also examine the problems faced by creditors, contributories and liquidators in the process as well as potential areas of reform. Gopal Sreenevasan from Sreenevasan Young will chair this session.

What's Next in Company Law in Malaysia?

The Companies Commission of Malaysia ("CCM") has published the Companies Bill 2013 ("Bill"), which contains legislative reforms intended to replace the current Companies Act 1965. The Bill introduces significant changes to provisions governing the formation, operation and regulation of companies in Malaysia. This session will deal with expectations for this next evolutionary stage of company law in Malaysia. It will also include a comparative study of the current state of company law in Malaysia and the prospective legislative changes — what you should know and be prepared for. This session will be led by Shook Lin & Bok.

SHOOK LIN & BOK EST 1916 KUALA LUMPUR

Tracing of Matrimonial Assets in Malaysia and Abroad

This session will discuss the legal and procedural provisions on how matrimonial assets may be traced in Malaysia and abroad before trial, including the use of private investigators, forensic accountants and other experts. It will also address the legal and practical challenges faced by parties when embarking on this exercise. Honey Tan Lay Ean from Tan Law Practice will chair this session, which will include local and foreign speakers.

Islamic Finance: Some Remaining and Unsettled Issues

This session aims to explore some contemporary legal issues that confront lawyers and other stakeholders alike. These issues illustrate the continuous struggle, compromise and, at times, union between Syariah law and common law. The panel discussion will not only be centred on a legal discourse but will be excitingly sprinkled with bankers' and other industry players' take on what the playing field is. This session will cover topics such as the following:

- How do we deliver on the deal in the face of these issues?
- How do we manoeuvre through and around this legal maze?
- The tussle between legal and beneficial ownership;
- The trust as the elixir for all ills; and
- Syariah non-compliance as the ultimate defence.

Jal Othman from Shook Lin & Bok will chair this session with a panel of esteemed speakers, including Nick Edmondes from Trowers & Hamblins, to explore and investigate why these issues remain ... and remain unsettled.

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CONFIRMED SPEAKERS



TONY WILLIAMS

Principal, Jomati Consultants

With more than 30 years of experience in the legal profession, Tony Williams has worked for a range of international and domestic firms worldwide. Before joining Jomati Consultants, he was worldwide Managing Partner of Andersen Legal, and Head of its UK practice. Prior to joining Andersen Legal, he was Managing Partner of the world's largest law firm, Clifford Chance.



COLIN McCAUL QC

Queen's Counsel, Thirty Nine Essex Street

Colin McCaul QC represents both organisations and individuals across all areas of tort law. He is also a respected negotiator, and practises extensively in the areas of professional liability, clinical negligence, health and safety, and personal injury. His clients are from a diverse range of sectors, including Formula 1, engineering, shipping, construction, health, tourism, hospitality, manufacture, energy and telecommunications.



MOHAMED NASRI SALLEHUDDIN

Director of Legal and Head of Division, Corporate Support and Services, Khazanah Nasional Berhad

Mohamed Nasri Sallehuddin was called to the degree of an Utter Barrister by the Honourable Society of Gray's Inn in 1995 and admitted to the High Court of Malaya in 1996. Prior to joining Khazanah in 2009, he was a partner with a law firm in Malaysia, advising clients on corporate law and the legal aspects of corporate restructuring, takeovers and mergers. In 2014, he was named In-House Lawyer of the Year at the inaugural Asian Legal Business Malaysia Law Awards.



RAJ KULASINGAM

Senior Counsel, Dentons UK

Raj Kulasingam specialises in infrastructure and utility projects in power, transport (road and rail), water, waste, and oil and gas sectors. He has more than 20 years of experience in providing legal and strategic advice in various areas, including corporate, commercial, mergers and acquisitions, and oil and gas. He has extensive experience in Africa, which includes advising on power, oil and gas, rail, road, public-private partnerships and private equity transactions in Kenya, Uganda, Nigeria, Ghana, Zambia and Mozambique.



Global Trends Disrupting and Driving the Legal Profession in the Next Five Years

Tony Williams

This session will address the prevailing disruptors to the conventional law firm model and the global trends that will drive the legal profession in the years to come.

Tony Williams has more than 30 years of experience in the legal profession, occupying senior management positions as well as direct client handling and fee earning. As Principal of Jomati Consultants, Tony has worked for a range of international and domestic firms in the UK, US and Continental Europe, Asia and Australia. He is actively involved in firms' strategic expansion including mergers, new offices, alliances and team hires. He also assists firms on reorganisations, profitability analysis and client strategies.

Before joining Jomati Consultants, Tony was worldwide Managing Partner of Andersen Legal, and Head of its UK practice. Prior to joining Andersen Legal, Tony was Managing Partner of the world's largest law firm, Clifford Chance. He was with Clifford Chance for almost 20 years and prior to his managing partner role, he was a Corporate Partner in London and Hong Kong, and the Managing Partner of the firm's Moscow office.

Tony has extensive experience and is ideally placed to speak on the global trends affecting law firms and the legal profession, with particular emphasis on trends disrupting and driving law firms in the major developed jurisdictions and how these firms are dealing with the challenges and opportunities brought about by the changing landscape for legal services.

This session will be led by Zaid Ibrahim & Co.



The Law Firm of the Future – How Technology is Impacting Law Firm Practice

Around the world, innovation through the use of non-traditional legal tools has taken a foothold in the profession, and flattened the legal landscape – big law firms have restructured and small firms have merged. With the use of technology, competition amongst lawyers has intensified, and today's consumers demand speedy, high-quality legal services delivered at lower costs.

This session will be run as a practical, solution-based programme that will introduce solutions you can use in your practice, and is aimed at taking advantage of technology to modernise and improve the efficiency of law firms.

This session will be led by Thomson Reuters Corporation.



Environmental Law: Private Law Remedies and the Role of Government in Enhancing Environmental Protection and Management

Colin McCaul QC, YB Elizabeth Wong

This session will address the increasing need for diligence and legal recourse by private individuals in relation to environmental issues, and also the role of government in relation to environmental protection and management. It will also highlight and examine the latest developments in private law remedies in the UK. Moreover, it will explore the role of the government and the need for proactive and constructive legislative initiatives and reform to ensure proper protection and management of environmental issues in Malaysia.

This session will feature Colin McCaul QC and YB Elizabeth Wong, Executive Councillor for Tourism, Environment and Consumer Affairs in the Selangor State Government.

The Challenges Facing General Counsel in Cross-Border Regulatory Compliance

Mohamed Nasri Sallehuddin, Lee Chin Tok, Raj Kulasingam

General and in-house counsel face a progressively challenging landscape with increased regulation and monitoring by government bodies and agencies in the many jurisdictions that multinational companies operate in. Companies are also facing greater scrutiny of their practices with the heightened regulatory emphasis on the curbing and prevention of corrupt practices and bribery, market information disclosure and data protection across jurisdictions.

This session will discuss the role of general counsel and the challenges faced in relation to cross-border regulatory compliance. It will also deal with the role of external counsel in facilitating compliance across the various jurisdictions. Mohamed Nasri Sallehuddin from Khazanah Nasional Berhad, Lee Chin Tok from CIMB Berhad, and Raj Kulasingam from Dentons UK will be the panellists for this session.

TO REGISTER



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- ♦ Suriati Dalilan (+603-2050 2121; suriati@malaysianbar.org.my)
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CONFIRMED SPEAKERS



EDWIN GLASGOW CBE, QC

Queen's Counsel, Thirty Nine Essex Street

With more than 40 years of legal experience, Edwin Glasgow QC has served as a judge on several prestigious panels and lectured on law and advocacy around the world. He is the Chairman of the International Advocacy Training Council and a member of the International Committee of the Advocacy Training Council, England and Wales.



JUSTICE MARY LIM

Judge, High Court of Malaya, Kuala Lumpur

Justice Mary Lim read law at the University of Leeds, UK and graduated with an LLB (Hons) degree. She was admitted to Lincoln's Inn as a barrister-at-law. She also obtained an LLM degree in law at the University of Western Australia.



DR GAVAN GRIFFITH AO, QC

Senior Counsel, Melbourne TEC Chambers

Formerly the Solicitor-General of Australia, Dr Gavan Griffith QC's professional record includes chairing tribunals administered by institutional rules, such as by the ICC, LCIA, KLRCA, HKIAC and the Permanent Court of Arbitration. He has experience as counsel in regional issues and has given expert evidence to the ASEAN treaty. Dr Griffith has been a Member of the ICSID Panel of Arbitrators for 20 years, and is a Chartered Arbitrator.



PRASHANT KUMAR

President-Elect of LAWASIA

A policy economist-turned-lawyer, Prashant Kumar specialises in constitutional, commercial and civil matters, arbitration, intellectual property and information technology law, apart from infrastructure, power, public-private partnership and anti-dumping matters. He heads KPA Legal, a boutique law firm based in New Delhi. A Life Member of the Bar Association of India and the Supreme Court Bar Association, Prashant Kumar has held various positions in the Bar Association of India.



Arbitration: Interim Relief or Long-Term Pain? Joint session with the Law Society of Singapore

This session will address the considerations when choosing between the courtroom and arbitration in seeking interim relief, and judicial attitudes and trends in dealing with urgent interim relief applications in aid of arbitration. It will examine the effectiveness of an arbitral award in respect of interim relief. This session will also consider other forms of interim applications, such as discovery applications and the test to be applied in this regard. The panellists will deal with the interplay between company law rights and arbitration law principles.

Lok Vi Ming, President of the Law Society of Singapore;
Edwin Glasgow QC from 39 Essex St Chambers, UK;
Campbell Bridge SC from Selborne Chambers, Australia;
and Lim Chee Wee, past President of the Malaysian Bar,
will be the panellists for this session.



Arbitration: Litigating Arbitral Disputes – Challenging and Defending Arbitral Awards Joint session with LAWASIA and Hong Kong Bar Association

This session will deal with applications to court to challenge arbitral awards. It will specifically address challenges in terms of questions of law, and will discuss the limits and boundaries of such challenges. In addition, this session will look at issues pertaining to the enforcement and setting aside of the arbitral awards.

The speakers for this session are Justice Mary Lim, High Court Judge; Prashant Kumar, President-Elect of LAWASIA; Kim Rooney, Council member of the Hong Kong Bar Association; and Dr Gavan Griffith AO, QC of Melbourne TEC Chambers.



Business and Human Rights

On 16 June 2011, the United Nations Human Rights Council endorsed the “Guiding Principles on Business and Human Rights: Implementing the United Nations ‘Protect, Respect and Remedy’ Framework”. These guiding principles recognise the role of business enterprises as specialised organs of society performing specialised functions, and require them to comply with all applicable laws and to respect human rights.

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How has this overall framework been implemented in Malaysia? What is the level of knowledge of and compliance with these guiding principles in Malaysia? With the Companies Commission of Malaysia currently in the process of amending the Companies Act 1965 to include corporate social responsibility obligations as part of the law, it is timely for business enterprises in Malaysia to sit up and take note of their ever-increasing obligations and responsibilities in an expanding rules-based globalised business world.

Protecting the Deal: Mergers and Acquisitions – The Risks Involved and Strategies to Mitigate and Insure Against Risks

Merger and acquisition (“M&A”) lawyers in Malaysia are increasingly acting for both private and corporate acquirers that are looking for new growth areas in unfamiliar sectors and new territories. These acquisitions bring with them new risks and many entities are interested in new ways to limit their risk exposures. The use of M&A insurance is proving to be an invaluable tool to closing deals successfully, mitigating a number of transaction risks and providing an alternative solution for some of the more difficult areas of negotiating a successful deal.

This interactive session will address areas that include the risks involved in and associated with M&A transactions, an introduction to transactional risk insurance and how it can be best applied to Malaysian and cross-border deals, and the key benefits these policies offer to corporate and financial buyers.

The speakers will be Michael Turnbull, M&A Manager of AIA Insurance; Maria Steeples, Associate of Morrison & Foerster Singapore; and Ali Chaudhry, Managing Director, Professional & Executive Risks, of Jardine Lloyd Thompson (“JLT”).

This session will be led by JLT.



The Three R's: Creating the Future of our Industry – R-evolutionise the Profession, R-adicalise Lawyers, R-eshape Solutions

Changing the way the world works means changing ourselves first, by disrupting convention, innovating through technology, and improving efficiency. We need to ask ourselves: What will the legal profession look like five years from now? How do we prepare practitioners for the challenges ahead? How must we adapt in order to enhance delivery, create new opportunities and sustain future growth?

This “open canvas” session will delve into what law firms, practising in litigation, conveyancing law and corporate law, will look like in 2020. Topics will include improved collaboration through mobile technology, sharing of information in secure environments, staying ahead of the digital curve, insourcing vs outsourcing, the “more-for-less” challenge, e-discovery, embedded / intelligent knowledge, online dispute resolution, e-marketing, e-learning, emerging trends of self-employed counsel, DIY lawyers, legal knowledge experts, case engineers, and legal realism. Join us to set the direction for the future.

This session will be led by OMESTI Group.





24–26 September 2014

The Royale Chulan Kuala Lumpur

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Category	By 31 Aug 2014 (RM)	After 31 Aug 2014 (RM)	Amount Payable (RM)
Members of the Malaysian Bar / Sabah Law Association / Advocates' Association of Sarawak	<input type="checkbox"/> 1,400	<input type="checkbox"/> 1,800	
Members of the Malaysian Bar (less than four years in practice) and Pupils in Chambers	<input type="checkbox"/> 1,100	<input type="checkbox"/> 1,500	
Students (registered with Malaysian colleges / universities)	<input type="checkbox"/> 500	<input type="checkbox"/> 500	
Non-Members	<input type="checkbox"/> 2,500	<input type="checkbox"/> 3,000	
Accompanying Persons (Non-Delegates)	<input type="checkbox"/> 500	<input type="checkbox"/> 500	
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Please check to indicate your interest:

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Persons accompanying delegates, who do not pay for the Gala Dinner, are entitled to attend **only** the Opening and Closing Ceremonies, Raja Aziz Addruse Memorial Lecture, other Social Events, and Exhibition.

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Payment must be made in advance of the conference. Payment can be made by cheque, bank draft, bank transfer or credit card. Cheques and bank drafts should be made payable to "Bar Council".

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- (2) Only one transfer/substitute is allowed per registration.
- (3) If you have made a booking for accommodation, you are responsible for cancelling the booking. Bar Council Malaysia takes no responsibility for any financial penalties you may incur.
- (4) The IMLC 2014 Organising Committee reserves the right to modify the programme without prior notice, and shall accept no liability for any loss or inconvenience as a result of any amendment.
- (5) The personal information that you provide to the IMLC 2014 Organising Committee, whether now or in the future, may be used, recorded, stored, disclosed or otherwise processed by or on behalf of the IMLC 2014 Organising Committee for the purposes of facilitation and organisation of this conference, research and audit, and maintenance of a delegate database for the promotion of this conference, and such ancillary services as may be relevant.