

## Conference Programme

### Day 1 29 July 2010

07:30am - 09:00am Registration

#### Plenary Theatre

09:00am - 09:15am **Introductory Remarks** by  
**Lim Chee Wee**, *Chairperson, Organising Committee, MLC 2010*

09:15am - 09:45am **Opening Address** by  
**Ragunath Kesavan**, *President, Malaysian Bar*  
*Session MC: Dipendra Harshad Rai, Advocate & Solicitor, Tengku Hishamudin Ram Dipendra*

09:45am - 10:15am **Morning Coffee Break**

10:15am - 11:15am Keynote Address: **Rule of Law** by  
**The Honourable Michael Kirby**, *Former Justice of the High Court of Australia*  
**Moderator: Raphael Tay**, *Advocate & Solicitor, Tay Kuan Teck & Son*  
*Session MC: Dipendra Harshad Rai, Advocate & Solicitor, Tengku Hishamudin Ram Dipendra*

11:15am - 12:45pm

#### Session 1 - Ballroom 1

##### **Setting Aside and Enforcement of Arbitration Awards**

**Moderator: Dato' V C George**, *Former Judge, Court of Appeal*

**Session MC: Tay Weng Hwee**, *Advocate & Solicitor, Lee Hishammuddin Allen & Gledhill*

##### **Speakers:**

- ♦ **Michael Hwang SC**, *Chief Justice, Dubai International Financial Centre*
- ♦ **Tan Sri Dato' Cecil Abraham**, *Advocate & Solicitor, Zul Rafique & Partners*
- ♦ **Vinayak Pradhan**, *Advocate & Solicitor, Skrine*

#### Session 2 - Plenary Theatre

##### **Conversations on the Constitution 1: Why is Parliament Relevant to the Layperson?**

**Moderator: Mahaletchumi Balakrishnan**, *Advocate & Solicitor, Sreenevasan*

**Session MC: Christopher Joseph**, *Advocate & Solicitor, Christopher Joseph & Associates*

##### **Speakers:**

- ♦ **YB Datuk Dr Wan Junaidi Tuanku Jaafar**, *Deputy Speaker of the Dewan Rakyat of Parliament, Malaysia*
- ♦ **Haji Sulaiman Abdullah**, *Advocate & Solicitor, Sulaiman*

#### Session 3 - Banquet Hall

##### **Professional Negligence: What Lawyers and Accountants Should Watch Out For**

**Moderator: YA Dr Haji Hamid Sultan Abu Backer**, *Judge, High Court*

**Session MC: Haraesh Kelly**, *Advocate & Solicitor, Shearn Delamore & Co*

##### **Speakers:**

- ♦ **Robert Lazar**, *Advocate & Solicitor, Shearn Delamore & Co*
- ♦ **Russell Coleman SC**, *Chairman, Hong Kong Bar Association*
- ♦ **Kristy Tan**, *Advocate & Solicitor, Allen & Gledhill, Singapore*

12:45pm - 01:45pm **Lunch at Ballroom 2**

01:45pm - 02:30pm **Ballroom 1**  
**PLENARY SESSION: Constitutional Revival: The South African Experience**  
 by **Chief Justice Sandile Ngcobo**, *Chief Justice of the South African Constitutional Court*  
**Moderator: Anil Divan**, *Associate President, Bar Association of India*

## Conference Programme

02:30pm - 04:00pm

### Session 1 - Ballroom 1

#### Competition Act 2010: What it Means to Malaysian Businesses

**Moderator:** YA Tan Sri James Foong, Judge, Federal Court

**Session MC:** Lee Shih, Advocate & Solicitor, Skrine

**Introductory Remarks** by YB Dato' Ismail Sabri Yaacob, Minister of Domestic Trade, Cooperatives and Consumerism

#### Speakers:

- ♦ **Shila Dorai Raj**, Under-Secretary, Policy and Planning Division, Ministry of Domestic Trade, Cooperatives and Consumerism
- ♦ **Mauricio Alvarez**, Senior Legal Counsel, Lafarge SA, France
- ♦ **Faizah Jamaludin**, Advocate & Solicitor, Skrine

Session sponsored by Skrine

### Session 2 - Plenary Theatre

#### Hard Talk on Human Rights

**Moderator:** Dato' Ambiga Sreenevasan, Advocate & Solicitor, Sreenevasan

**Session MC:** Christopher Joseph, Advocate & Solicitor, Christopher Joseph & Associates

#### Speakers:

- ♦ **YB Dato' Sri Ong Tee Keat**, Member of Parliament, Pandan
- ♦ **Datuk Zaid Ibrahim**, Opposition Politician; Former Minister; Former Member of Parliament
- ♦ **James Nayagam**, Commissioner, SUHAKAM
- ♦ **Zainah Anwar**, Director, Musawah; Board Member, Sisters in Islam
- ♦ **R Nadeswaran**, Editor, Special and Investigative Reporting, the Sun

### Session 3 - Banquet Hall

#### Legal Education at the Crossroads

**Moderator:** Steven Thiru, Advocate & Solicitor, Shook Lin & Bok

**Session MC:** Haraesh Kelly, Advocate & Solicitor, Shearn Delamore & Co

#### Speakers:

- ♦ **Haji Sulaiman Abdullah**, Advocate & Solicitor, Sulaiman
- ♦ **Dr Rajeswari Kanniah**, Dean, Taylor's Law School, Taylor's University College
- ♦ **Raja Singham**, Managing Director and Senior Lecturer, Brickfields Asia College
- ♦ **Professor Dr Nik Ahmad Kamal Nik Mahmud**, Deputy Dean, Faculty of Law, International Islamic University Malaysia

04:00pm - 04:15pm

Afternoon Coffee Break

04:15pm - 05:45pm

### Session 1 - Ballroom 1

#### Latest Developments in Civil and Commercial Courts

**Moderator:** Robert Low, Advocate & Solicitor, Ranjit Ooi & Robert Low

**Session MC:** Tay Weng Hwee, Advocate & Solicitor, Lee Hishammuddin Allen & Gledhill

#### Speakers:

- ♦ **YA Dato' Seri Md Raus Sharif**, Judge, Federal Court
- ♦ **YA Tuan Mohamad Ariff Md Yusof**, Judge, High Court
- ♦ **Dhinesh Bhaskaran**, Advocate & Solicitor, Shearn Delamore & Co
- ♦ **Brendan Navin Siva**, Advocate & Solicitor, Kadir, Andri & Partners

### Session 2 - Plenary Theatre

#### Conversations on the Constitution 2: Bringing Rights to the Rakyat

**Moderator:** Maimuna Hamid Merican, Lecturer, Gender Studies Programme, Faculty of Arts and Social Sciences, University of Malaya

**Session MC:** Christopher Joseph, Advocate & Solicitor, Christopher Joseph & Associates

#### Speakers:

- ♦ **Haris Ibrahim**, Advocate & Solicitor, Haris & Co
- ♦ **Mien Ly**, Filmmaker & Trainer
- ♦ **Hardesh Singh**, Co-founder, Popfolio Sdn Bhd

### Session 3 - Banquet Hall

#### Securities Law: Latest Developments in Prosecution and Enforcement

**Moderator:** YA Puan Nallini Pathmanathan, Judge, High Court

**Session MC:** Haraesh Kelly, Advocate & Solicitor, Shearn Delamore & Co

#### Speakers:

- ♦ **Tan Hock Chuan**, Advocate & Solicitor, Tan Hock Chuan & Co
- ♦ **Yew Yee Tee**, Head of Enforcement, Bursa Malaysia

06:30pm - 09:00pm

Welcome Reception at East Wing Foyer, KLCC

## Day 2 30 July 2010

09:00am - 09:45am

### Ballroom 1

**PLENARY SESSION: Judicial Activism** by YAA Tun Dato' Seri Zaki Tun Azmi, *Chief Justice of Malaysia*

**Moderator:** Lester G Huang, *President, LAWASIA*

09:45am - 11:00am

### Session 1 - Ballroom 1

**The Interface between the Sha'riah and Legal Systems in Islamic Finance: Recent Developments**

**Moderator:** YA Dato' Rohana Yusuf, *Judge, High Court*

**Session MC:** Amir Sharil Bahari, *Advocate & Solicitor, Bahari & Bahari*

**Speakers:**

- ♦ YBhg Tun Abdul Hamid Mohamad, *Former Chief Justice of Malaysia*
- ♦ Dr Aida Othman, *Director, ZI Shariah Advisory Services Sdn Bhd; Advocate & Solicitor, Zaid Ibrahim & Co*
- ♦ Fara Aniza Mohammad, *Senior Lawyer, Islamic Finance, UK*

Session sponsored by Zaid Ibrahim & Co

### Session 2 - Plenary Theatre

**Conversations on the Constitution 3: How Do I Read the Constitution?: Recent Developments in Interpretation and Implementation**

**Moderator:** Syahredzan Johan, *Advocate & Solicitor, Ramrais & Partners*

**Session MC:** Lydia Lee San San, *Advocate & Solicitor, Raja Darryl & Loh*

**Speakers:**

- ♦ YBhg Dato' Seri Gopal Sri Ram, *Former Judge, Federal Court*
- ♦ YBhg Dato' Syed Ahmad Idid, *Former Judge, High Court*
- ♦ Emeritus Professor Datuk Dr Shad Saleem Faruqi, *Professor of Law, UiTM*

### Session 3 - Banquet Hall

**Schemes of Arrangement: How to Succeed and How to Challenge Them**

**Moderator:** Tan Sri Dato' Abd Aziz

Mohamad, *Former Judge, Federal Court*

**Session MC:** Kamraj Nayagam, *Advocate & Solicitor, Skrine*

**Speakers:**

- ♦ Nahendran Navaratnam, *Advocate & Solicitor, Kadir, Andri & Partners*
- ♦ Azhar Aziz, *Advocate & Solicitor, Cheang & Ariff*
- ♦ Rabindra Nathan, *Advocate & Solicitor, Shearn Delamore & Co*
- ♦ Lee Chui Sum, *Accountant, PricewaterhouseCoopers*

11:00am - 11:15pm

### Morning Coffee Break

11:15am - 12:00pm

### Ballroom 1

**PLENARY SESSION: Redrawing the Modern Boundaries of Contractual Interpretation: From Text to Context and Beyond**

by Justice V K Rajah, *Judge, Court of Appeal of Singapore*

**Moderator:** Lim Chee Wee, *Vice-President, Malaysian Bar*

12:00pm - 02:30pm

### Lunch at Ballroom 2

02:30pm - 03:45pm

### Session 1 - Ballroom 1

**Managing Construction Disputes: An Overview from Injunctions to Arbitration**

**Moderator:** Sundra Rajoo, *Director, KL Regional Centre for Arbitration*

**Session MC:** Amir Sharil Bahari, *Advocate & Solicitor, Bahari & Bahari*

**Speakers:**

- ♦ Adrian Hughes QC, *Essex Street Chambers, London*
- ♦ Mohanadass Kanagasabai, *Advocate & Solicitor, Shook Lin & Bok*
- ♦ Ivan Y F Loo, *Advocate & Solicitor, Skrine*
- ♦ Sanjay Mohanasundram, *Advocate & Solicitor, Kadir, Andri & Partners*

Session sponsored by KL Regional Centre for Arbitration

### Session 2 - Plenary Theatre

**Corporate Responsibility: The Role of Enterprises in the Promotion and Protection of Human Rights**

**Moderator:** Dato' Dr Cyrus Das, *Advocate & Solicitor, Shook Lin & Bok*

**Session MC:** Lydia Lee San San, *Advocate & Solicitor, Raja Darryl & Loh*

**Speakers:**

- ♦ Michael Bochenek, *Director of Law and Policy, Amnesty International, London*
- ♦ Kamal Malhotra, *UN Resident Coordinator and UNDP Resident Representative for Malaysia*
- ♦ Dr Jayanthi Naidu Desan, *Senior Consultant, CSR Asia*

### Session 3 - Banquet Hall

**Mediation and the Courts: The Right Approach**

**Moderator:** Hendon Mohamed, *Advocate & Solicitor, Rastam Singa & Co*

**Session MC:** Kamraj Nayagam, *Advocate & Solicitor, Skrine*

**Speakers:**

- ♦ YA Datuk David Wong, *Judge, High Court of Sabah & Sarawak*
- ♦ Datuk N Chandran, *Advocate & Solicitor, Albar & Partners*
- ♦ Gunavathi Subramaniam, *Advocate & Solicitor, Rosley Zechariah; Mediator, Malaysian Mediation Centre*

Sponsored by Messrs Albar & Partners

## Conference Programme

03:45pm - 04:00pm **Afternoon Coffee Break**

04:00pm - 04:45pm **Ballroom 1**  
**PLENARY SESSION: Growing Beyond Borders**  
 by **Dato' Sri Nazir Razak**, Group Chief Executive, CIMB Group  
**Moderator: Dato' V C George**, Former Judge, Court of Appeal

04:45pm - 06:00pm

### Session 1 - Ballroom 1

#### **The 2008 World Financial Crisis: The Malaysian Perspective (Banking/ Insolvency)**

**Moderator:** **YA Tuan Mah Weng Kwai**,  
 Judicial Commissioner, High Court  
**Session MC:** **Amir Sharil Bahari**, Advocate  
 & Solicitor, Bahari & Bahari

#### **Speakers:**

- ♦ **Datuk Abdul Karim Abdul Jalil**,  
 Director General, Insolvency Malaysia
- ♦ **Dato' Gan Ah Tee**, Managing Partner,  
 BDO Malaysia
- ♦ **Tommy Thomas**, Advocate & Solicitor,  
 Tommy Thomas

### Session 2 - Plenary Theatre

#### **Investigations: What are the Key Elements in a Trafficking-in Persons Case?**

**Moderator:** **Andrew Khoo Chin Hock**,  
 Advocate & Solicitor, Andrew Khoo & Daniel Lo  
**Session MC:** **Lydia Lee San San**, Advocate  
 & Solicitor, Raja Darryl & Loh

#### **Speakers:**

- ♦ **Philip Robertson**, Deputy Director, Asia  
 Division, Human Rights Watch
- ♦ **Susan French**, Trial Attorney, Human  
 Trafficking Prosecution Unit, US  
 Department of Justice
- ♦ **Daniel Lo**, Advocate & Solicitor, Andrew  
 Khoo & Daniel Lo

### Session 3 - Banquet Hall

#### **Latest Developments in International and Domestic Trust and Foundation Laws**

**Moderator:** **Low Beng Choo**, Advocate &  
 Solicitor, Ranjit Ooi & Robert Low  
**Session MC:** **Kamraj Nayagam**, Advocate  
 & Solicitor, Skrine

#### **Speakers:**

- ♦ **Mark Lea**, Solicitor, Lea & White, Hong  
 Kong
- ♦ **Chua Wei Min**, Director, ZI Labuan Trust  
 Company Limited
- ♦ **Madzlan Mohamad Hussain**, Advocate  
 & Solicitor, Zaid Ibrahim & Co

Session sponsored by Labuan  
 International Business and Financial Centre

06:30pm - 10:00pm **Friday Night Party at Santini Bistro, Suria KLCC**

## Day 3 31 July 2010

09:00am - 09:45am

### Ballroom 1

#### PLENARY SESSION: The Future of ASEAN

by **Senator Edgardo J Angara**, *Senator, Senate of the Philippines*

**Moderator:** Christopher Leong, *Advocate & Solicitor, Chooi & Co*

09:45am - 11:00am

### Session 1 - Ballroom 1

#### Developments in Tax Law

**Moderator:** YBhg Tan Sri Hasmah Abdullah, *Chief Executive Officer/Director General, Inland Revenue Board Malaysia*  
**Session MC:** Saravana Kumar, *Advocate & Solicitor, Lee Hishammuddin Allen & Gledhill*

#### Speakers:

- ♦ **Datuk D P Naban**, *Advocate & Solicitor, Lee Hishammuddin Allen & Gledhill*
- ♦ **Anand Raj**, *Advocate & Solicitor, Shearn Delamore & Co*
- ♦ **Yeo Eng Ping**, *Managing Partner, Ernst & Young Tax*

### Session 2 - Plenary Theatre

#### Consumers' Rights: Where Are We Today?: Unfair Contract Terms, Direct Sales, Franchise Act and the Consumer Protection Act of 1999

**Moderator:** YA Tuan Lee Swee Seng, *Judicial Commissioner, High Court*  
**Session MC:** Sudharsanan Thilainathan, *Advocate & Solicitor, Shook Lin & Bok*

#### Speakers:

- ♦ **Mahani Tan Abdullah**, *Deputy Secretary-General, Ministry of Domestic Trade, Cooperatives and Consumerism*
- ♦ **Tong Lai Ling**, *Advocate & Solicitor, Raja Darryl & Loh*
- ♦ **Ang Hean Leng**, *Advocate & Solicitor, Thomas Philip*

Session sponsored by Ministry of Domestic Trade, Cooperatives and Consumerism

### Session 3 - Banquet Hall

#### Towards a Fairer and More Effective Administration of the Criminal Justice System

**Moderator:** Rajpal Singh, *Advocate & Solicitor, Rajpal, Fira & Associates*  
**Session MC:** Tay Weng Hwee, *Advocate & Solicitor, Lee Hishammuddin Allen & Gledhill*

#### Speakers:

- ♦ **YA Tan Sri Dato' Zulkefli Ahmad Makinudin**, *Judge, Federal Court*
- ♦ **Hisyam Teh Poh Teik**, *Advocate & Solicitor, Teh Poh Teik & Co*
- ♦ **Dato' V Sithambaram**, *Advocate & Solicitor, Sitham & Associates*

11:00am - 11:15pm

### Morning Coffee Break

11:15am - 12:45pm

### Session 1 - Ballroom 1

#### The Fight for Control of Public Companies: A Study of Competing Interests and the Litigation Process

**Moderator:** YA Tuan Anantham Kasinather, *Judicial Commissioner, High Court*  
**Session MC:** Saravana Kumar, *Advocate & Solicitor, Lee Hishammuddin Allen & Gledhill*

#### Speakers:

- ♦ **Ranjit Singh**, *Advocate & Solicitor, Ranjit Singh & Yeoh*
- ♦ **P Gananathan**, *Advocate & Solicitor, Gananathan Loh*
- ♦ **Gopal Sreenevasan**, *Advocate & Solicitor, Sreenevasan Young*

### Session 2 - Plenary Theatre

#### Recent Federal Court's Decision on s 340 of National Land Code 1965: Tan Ying Hong v Tan Sian San & Ors - Are Landowners and Banks Secured?

**Moderator:** Roger Tan Kor Mee, *Advocate & Solicitor, Roger Tan & Nurul*  
**Session MC:** Sudharsanan Thilainathan, *Advocate & Solicitor, Shook Lin & Bok*

#### Speakers:

- ♦ **Andrew Wong**, *Advocate & Solicitor, Andrew Wong & Co*
- ♦ **Dr Tang Hang Wu**, *Associate Professor, National University of Singapore*

### Session 3 - Banquet Hall

#### Expectations of In-House Corporate Counsel

**Moderator:** Raphael Tay, *Advocate & Solicitor, Tay Kuan Teck & Son*  
**Session MC:** Tay Weng Hwee, *Advocate & Solicitor, Lee Hishammuddin Allen & Gledhill*

#### Speakers:

- ♦ **Dr Wafi Nazrin Abdul Hamid**, *General Manager, Corporate Services, Malaysia Airlines*
- ♦ **Thava Kumar**, *General Counsel, Shell Companies in Malaysia*
- ♦ **Farah Zaini**, *Head of Group Legal (Commercial Banking & Corporate Affairs), CIMB*

## Conference Programme

12:45pm - 01:45pm **Lunch at Ballroom 2**

01:45pm - 02:30pm **Ballroom 1**  
**PLENARY SESSION: Challenges Ahead for MACC**  
 by YBhg Dato' Abu Kassim Mohamed, *Chief Commissioner, MACC*  
**Moderator: Tony Woon, Treasurer, Malaysian Bar**

02:30pm - 04:00pm

### Session 1 - Ballroom 1

**Child Custody: Assessing the Assessors**

**Moderator: Honey Tan, Advocate & Solicitor, C T Choo & Co**

**Session MC: Saravana Kumar, Advocate & Solicitor, Lee Hishammuddin Allen & Gledhill**

**Speakers:**

- ♦ **Jocelyn Ong, District Judge, Family and Juvenile Justice Division, Subordinate Courts of Singapore**
- ♦ **Foo Yet Ngo, Advocate & Solicitor, Y N Foo & Partners**
- ♦ **Vignesvary Alahakone, Advocate & Solicitor, Hakem Arabi**
- ♦ **Valerie Jacques, Psychologist, Integrated Psychology Network**

### Session 2 - Plenary Theatre

**Managing a Law Firm in the 21<sup>st</sup> Century**

**Moderator: Deepak Pillai, Advocate & Solicitor, Haryati Deepak**

**Session MC: Sudharsanan Thilainathan, Advocate & Solicitor, Shook Lin & Bok**

**Speakers:**

- ♦ **Lim Kean Chye, DMC SPRING Pte Ltd**
- ♦ **Choy Chee Yean, Head of Knowledge and Risk Management, Rajan and Tann, Singapore**
- ♦ **Syed Naqiz Shahabuddin, Advocate & Solicitor, Naqiz & Partners**

### Session 3 - Banquet Hall

**Fraud: How to Detect, Prevent and Recover**

**Moderator: YA Dato' Mary Lim Thiam Suan, Judicial Commissioner, High Court**

**Session MC: Tay Weng Hwee, Advocate & Solicitor, Lee Hishammuddin Allen & Gledhill**

**Speakers:**

- ♦ **Christopher Leong, Advocate & Solicitor, Chooi & Co**
- ♦ **Vorapong Sutanont, Director, Advisory Services, PricewaterhouseCoopers**
- ♦ **Ng Jern-Fei, Essex Court Chambers, London**

04:00pm - 04:15pm **Afternoon Coffee Break**

### Plenary Theatre

04:15pm - 05:00pm **Closing Address by Dato' Seri Anwar Ibrahim, Leader of the Opposition**  
**Moderator: George Varughese, Honorary Secretary, Malaysian Bar**  
**Session MC: Haraesh Kelly, Advocate & Solicitor, Shearn Delamore & Co**

05:00pm - 05:15pm **Closing Remarks by Rangunath Kesavan, President, Malaysian Bar**

07:30pm - Midnight **Gala Dinner at Ballroom 2, KLCC**

All information in this Conference programme is correct as at the time of printing. However, the MLC 2010 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. For updates, visit the official Conference website at [www.mlc2010.com](http://www.mlc2010.com).