

# Economic Sanctions and International Arbitration

Legal and Practical Considerations for Arbitrators,  
Counsel, Parties and Institutions

Zurich, 24 September 2015

## Venue

Radisson Blu Hotel, Zurich Airport, Switzerland

## Objective

Open forum for the sharing of experience/practices amongst experienced arbitrators and counsel (both external and in-house) in relation to International Arbitration and economic sanctions. **Chatham House Rules apply**. This Event will be unique and there shall be no publication of the conference proceedings.

## Who should attend?

- In-house counsel
- Arbitrators
- Counsel
- Academics
- Arbitral institutions
- Government officials in charge of foreign policy and sanction regulations

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## DRAFT PROGRAMME

- 9:00** Introductory Remarks: ICC Switzerland, ICC International Court of Arbitration
- 9:20** Setting the Scene: The Interaction between Economic Sanctions and International Arbitration  
Georges Affaki
- 9:30** I. The Legal Authority of Sanction Regulations through the Prism of International Arbitrators
- Economic Sanctions as Claims or Defenses: Elements of facts, of law, mandatory rules, public policy, international public policy?
  - National and Supra-National Sanction Regimes: Do They Carry the Same Authority vis à vis the international arbitrator?
  - Illegality of Contracts v. Illegality of Economic Measures: an open debate
  - Economic Sanctions and Investment Arbitration
  - Q&As
- Georges Affaki (moderator), Hans van Houtte, V. V. Veeder, Marc Blessing (all subject to confirmation)
- 10:40** Contact Break
- 11:00** II. Economic Sanctions in International Arbitration Practice
- How do Foreign Sanction Regimes Become Relevant in Arbitral Proceedings?
  - The personal liability of arbitrators and counsel in relation to sanction-related arbitral proceedings
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  - Recognition and Enforcement of Awards Prospects
  - Q&As
- Homayoon Arfazadeh (moderator)
- 12:10** III. Arbitral Institutions' Approach to Administering International Disputes involving the application of economic sanctions: A survey amongst European and international arbitration institutions and a dialogue with their representatives
- An open debate.
- Bernhard Meyer
- 12:40** Lunch
- 14:00** People in the Know
- A keynote speaker representing a relevant governmental or a supranational body
  - A senior bank executive to address the challenges for banks in processing payments in relation to arbitration cases involving sanction regulations.
- 14:30** IV. Arbitration, Economic Sanctions and Contracts
- Sanctions and Contracts: contracts purporting to neutralize the impact of sanctions, contracts seeking to prolong the scope of sanctions
  - The Case of Conflict Between the Applicable Law and the Contract: The Arbitrator's Approach
  - The Fate of the Contract Impacted by Sanction Regulations
  - Q&As
- Urs Weber (Moderator)
- 15:30** Contact Break
- 15:50** V. The Way Forward: What can be done?  
**An Open Floor discussion with the ICC Task Force on International Arbitration and Economic Sanctions**
- **Georges Affaki, Bernhard Meyer and Homayoon Arfazadeh**

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## LOGISTICS AND REGISTRATION

### Venue:

ICC Switzerland, Hegibachstrasse 47, 8032 Zürich

### Working language:

English

### How to register:

Please complete and return the registration to:

Email: [info@icc-switzerland.ch](mailto:info@icc-switzerland.ch)

Post: ICC Switzerland  
Hegibachstrasse 47  
8032 Zurich

Tel: +41 44 421 34 50

Fax: +41 44 421 34 88

Website: [www.icc-switzerland.ch](http://www.icc-switzerland.ch)

*Registration will be confirmed upon receipt of the registration form.*

### Cancellation charge:

50% of the contribution to costs will be refunded if notice of cancellation is received in writing before **10 September 2015**. Cancellations after this date are not refundable. However, registration may be transferred to another person from the same company or organization at no extra charge, provided that notice is sent to [info@icc-switzerland.ch](mailto:info@icc-switzerland.ch) prior to the Conference.

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## REGISTRATION FORM

Participant information: \_\_\_\_\_

Title (Mr/Dr/Mrs/etc.): \_\_\_\_\_

Family name: \_\_\_\_\_

First/given name: \_\_\_\_\_

Position: \_\_\_\_\_ Company: \_\_\_\_\_

Address: \_\_\_\_\_

Zip/postal code: \_\_\_\_\_ City/state: \_\_\_\_\_

Country: \_\_\_\_\_ Email: \_\_\_\_\_

Phone: \_\_\_\_\_ Fax: \_\_\_\_\_

**Registration fee:** (please tick the appropriate box.)

For ICC members: CHF ??.- \_\_\_\_\_

For non-members: CHF ??.- \_\_\_\_\_

*The fee includes working papers, refreshments and the cocktail.*

Not subject to VAT  
VAT- No. CHE-104.084.999

### Registration fee:

By bank transfer: Credit Suisse, Zurich \_\_\_\_\_

IBAN: CH08 0483 5043 2730 6100 0

Please indicate the title of the conference and the participant's name clearly.

Date: \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_ Signature: \_\_\_\_\_

Please return to ICC Switzerland until 18 September 2015 at the latest, Fax **044 421 34 88** ;  
E-Mail: [info@icc-switzerland.ch](mailto:info@icc-switzerland.ch)