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52ND CONGRESS PRAGUE 2014

26-30 AUGUST

Program



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INTERNATIONAL ASSOCIATION OF YOUNG LAWYERS
ASSOCIATION INTERNATIONALE DES JEUNES AVOCATS



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52ND CONGRESS PRAGUE 2014

26-30 AUGUST

OUR GOALS

- Bringing together 600 – 700 delegates
- Offering a specialised and multidisciplinary training via a comprehensive academic program carried out by legal professionals and outside speakers
- Running over five days an international exchange platform to help you build an effective and friendly professional network
- More than 40 hours of permanent training

WORKING METHODS

Numerous hot legal or practical topics covered:

- 9 working sessions of 3 hours for an in-depth study with panel and/or mock-cases run by a mix of lawyers or legal professionals
- 5 workshops of 90 minutes to discover new matters and/or debate on highly specialised topics
- Voice of the Profession session focusing on the role and situation of young lawyers and corporate social responsibility
- Pre-congress seminar on the future of arbitration and ADR Practice in Central and Eastern European Countries
- Professional executive coach sessions

WORK COORDINATORS

Martine Hoogendoorn (Netherlands)
Justus Jansen (Germany)

WHO IS THE CONGRESS DESIGNED FOR?

Young lawyers and in-house counsel

'YOUNG LAWYERS'

From the professional starting his/her career to the partner or the general counsel within the age of 45.

Average age: 35

WHAT IS AIJA?

Key data:

- 4.000 members
- Present in 85 countries
- Law firms of all size and culture
- More than 50 collective members
- 18 scientific commissions
- More than 20 events every year

THE 18 AIJA SCIENTIFIC COMMISSIONS:

- Antitrust
- Banking, Finance and Capital Markets Law
- Commercial Fraud
- Corporate Acquisition & Joint Ventures
- Corporate Counsel
- Distribution Law
- Environmental and Energy Law
- European Law
- Insolvency Law
- Intellectual property, Technology, Media and Telecom
- International Arbitration
- International Business Law (IBLC)
- Labour Law
- Litigation
- Private Clients
- Real Estate Law
- Skills, Career, Innovation, Leadership and Learning (SCILL)
- Tax Law (TLC)
- Transportation Law

The age limit of 45 ensures the eternal youth of our association. Combine this with the 3-year maximum appointment policy for leaders of AIJA's commissions (in charge of the organization of the scientific work), committees (in charge of the management of the association), and national representatives, and you will find an association that remains dynamic and revitalized, and carves a path for lawyers and in-house counsel from around the world to make a career within a very successful international organization.

i am **aija**

Drazí přátelé!

I am very pleased to invite you, on behalf the International Young Lawyers Association (AIJA), to a very special 52nd Annual Congress in Prague, August 26-30, 2014.

The vibrant capital of the Czech Republic, also called the “Mother of Cities”, looks back at more than a thousand years of rich history. In the 14th century, Prague was the capital of the Holy Roman Empire, and it is still a political, economic and cultural center of Central Europe. In 1349, the famous Emperor Charles IV inspired the formation of the Charles University, the oldest university in Central Europe, with the prestigious Faculty of Law being among the first four faculties established.

Charles IV also wanted to make Prague one of the most beautiful cities of the world...and he certainly succeeded (although the credit, admittedly, also goes to others...). In 1992, Prague's extensive historic center was included in the UNESCO list of World Heritage Sites. One can but marvel at the grandiose Gothic buildings lining majestic squares and cozy streets, side by side with numerous wonderful architectural examples from other periods of the city's long history.

Prague is eclectic, magical and lovely and a great location to host AIJA's Congress in 2014!

And the logo of our Congress not only stands for an attribute of our host city. Everything that attendance at the Congress offers you will come from the hearts of those who work on making it happen:

Cutting edge education: AIJA's 20 Commissions and Sub-Commissions, under the competent guidance of our Work Coordinators, have arranged a top-class academic program with working sessions and workshops for you to freshen up your skills on the latest issues in various areas of law. This program will again be accompanied by the optional specialized pre-Congress seminar and skills training for all participants.

Outstanding networking opportunities: Starting with the speed networking session at the beginning of the Congress, you will throughout the event have vast possibilities to mingle and network with like-minded career building legal professionals from all around the globe.

Sound Voice of the Profession: AIJA's Human Rights Committee is once again inviting you to a special session devoted to human rights matters. We offer every participant a chance to actively contribute and, by doing so, to show that AIJA IS the Voice of the Profession of career building lawyers.

Top social program: The enthusiastic and tireless members of our Organizing Committee have picked the best places in the Mother of Cities for an unforgettable social program. Be it a roof-top terrace with a breathtaking view, the impressive premises of the Faculty of Law, the first Gothic building in all of Bohemia, a trendy night club or, on the occasion of the traditional AIJA Home Hospitality, a Czech colleague's dining room – we will bring you to special and even secret spots that you will not discover otherwise!

And if all this has not convinced you that the 2014 Congress is a “must attend”, then remember that it will be the perfect environment to experience the unique AIJA spirit that you know when you see it, to meet long-time AIJA friends, and of course to make new ones.

I heartily invite you to join us for a spectacular Congress in lovely Prague.

Sincerely,

Anita Schläpfer

AIJA President



Welcome address organizing committee



LOCAL ORGANIZING COMMITTEE

Štěpán Holub (Czech Republic)
Yann Mrazek (UAE)

Orsolya Görgényi (Hungary)
Petra Šatavová (Czech Republic)
Eva Indruchová (Czech Republic)
Eva Ropková (Czech Republic)
Jakub Pohl (Czech Republic)
Kateřina Švajcrová (Czech Republic)
Denisa Molnar (Czech Republic)
Slavomír Čauder (Czech Republic)
Silvia Pavlica Dahlberg (Sweden)





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52ND CONGRESS
PRAGUE 2014
26-30 AUGUST

Join AIJA 2014 Congress in Prague? A no-Brainer!

Irrespective of its location, an AIJA congress is a totally unique experience. One gets to meet 600 young career-building lawyers from all around the world, visit wonderful venues, experience home hospitality from local colleagues, and last but not least, enjoy a high-quality scientific program.

But why would people specifically want to go to Prague?

For its great location in the heart of Europe!

Prague is easily accessible from anywhere by air, rail or road. Václav Havel Prague international airport operates flights from all major international destinations. European lawyers may reach Prague by car or train within a couple of hours.

For the history!

Prague has been the political, cultural and economic capital of central Europe since its foundation more than 1,100 years ago. It is home to a number of famous cultural attractions, many of which survived the violence and destruction of 20th-century Europe. The extensive historic centre of Prague is a UNESCO World Heritage Site since 1992.

For the beer!

Who never heard of "Budweiser" and "Pilsner". Originating from the names of two Czech cities, these words are eponymous for quality beer in many countries around the world. And it is easy to understand why: Czech beer is simply **THE BEST!** excellent – and amazingly affordable...

For the culture!

The city boasts more than ten major museums, as well as numerous theatres, galleries, cinemas and other historical exhibits. Make sure to experience performances at Laterna Magika, a unique black light theatre, or at one of the popular marionette theatres. Or do you prefer to spontaneously head to a classical music concert? Many of them are organized daily across various historical sites around town.

For its cosmopolitan flair!

Prague has only 1,3 million inhabitants. But more than 4.1 million international visitors are drawn to town annually. And its rich history is not the city's sole attraction. Prague enjoys all the benefits of an international capital, uniquely combined with a post communistic atmosphere. Easy to understand why the city's large expat community simply cannot leave...

Because everything is walking distance!

This is what AIJA participants love: everything easily accessible in a matter of minutes. Forgot to pack something? No problem: the shopping streets are literally 2' from the hotel by foot. Planning a business meeting right after a working session? You will find all the needful just around the corner.

To fall in love!

We do not guarantee that you will fall in love with someone you meet in Prague. But we guarantee you will fall in love with Prague right after you walk from the Old Town Square over the Charles Bridge up to the Prague Castle.

Wholeheartedly

**The Organizing
Committee**



Program overview 2014

TUESDAY 26 AUGUST	WEDNESDAY 27 AUGUST	THURSDAY 28 AUGUST
	8.00 - 18.30 Registration	8.00 - 17.30 Registration
	8.00 - 9.00 Executive Committee Meeting	8.00 - 9.00 Human Rights Committee
9.00-18.00 PRE-CONGRESS SEMINAR	9.00 - 12.00 WORKING SESSIONS 1) "Personal branding 2.0" Skills, Career, Innovation, Leadership and Learning / Corporate Counsel General Reporter: Steven de Schrijver 2) "Protecting the roof over your head in times of trouble – insolvency in the Real Estate Industry" Insolvency Law / Real Estate Law General Reporters: Hilka Eckardt, Anna-Kaisa Remes and Marco Landi 3) "Movement of high net worth individuals" Immigration Law / Private Clients General Reporters: Firuza Ahmed and Michael Wells-Greco	9.00-12.00 WORKING SESSIONS 4) "High growth companies and how to fund them – a real driver of economic growth?" Corporate Acquisition & Joint Ventures General Reporters: Kadri Kallas and Jesper Schönbeck 5) "Settle for less? Or for more! Tips on timing, confidentiality and strategy in (multi-jurisdictional) settlement arrangements" Antitrust / Litigation / Commercial Fraud General Reporters: Maïte Ottes, Karin Graf and Alexander von Saucken
		
	12.00 - 13.00 COMMISSION MEETINGS Insolvency Law Real Estate Law Skills, Career, Innovation, Leadership and Learning Private Clients 13.00 - 14.30 Delegates Lunch First Timer Lunch	12.00 - 13.00 COMMISSION MEETINGS Antitrust Commercial Fraud Labour Law Corporate Acquisition & Joint Ventures
14.00 - 19.00 Registration		13.00 - 14.30 Lunch
	14.30 - 16.00 WORKSHOPS A) "Open source software for dummies: Are you underestimating technology in your business transactions?" Intellectual Property, Technology, Media and Telecom / Corporate Counsel General Reporters: Julia Bhend and Sergio Calderara B) "Inland transport" Distribution Law / Transport Law General Reporters: Niels J. Friberg and Marco Lenti C) ABA SII Session	14.30 - 16.00 WORKSHOPS D) "Erin Brockovich turns European: is there an interest for class actions?" Distribution Law (with support of Antitrust and Litigation) General Reporters: Jean-Philippe Arroyo and Joost Fanoy E) "Sports and Insurance" Sports Law General Reporter: José Luis Martin
	16.00 - 17.00 COMMISSION MEETINGS Corporate Counsel Transport Law Intellectual Property, Technology, Media and Telecom	16.00 - 17.00 COMMISSION MEETINGS Banking, Finance and Capital Markets Law Distribution Law Litigation
	17.30 - 18.30 Voice of the Profession Session Faculty of Law	17.00 - 18.00 Forum of the Commission
18.00 - 19.00 Speed dating		18.00 - 19.00 Finance Forum Congress Hall B
19.00 - 21.00 Welcome Reception Vitava River View (entire hotel floor)	19.30 - 21.00 Opening Ceremony Faculty of Law (Cocktail dinner and party thereafter shall take place in St. Agnes Monastery)	19.30 Home Hospitality
	21.00 - 23.00 Cocktail dinner	

	FRIDAY 29 AUGUST	SATURDAY 30 AUGUST
8.00 - 9.00 Strategy Forum	8.00 - 14.00 Registration 8.00 - 9.00 Membership Forum	8.00 - 14.00 Registration
6) "Who is not afraid to be a company director?" Labour Law General Reporter: Dylan Casaer	9.00-12.00 WORKING SESSIONS 7) "Public Procurement of infrastructure and energy projects" International Business Law / Environmental and Energy Law General Reporters: Per-Ola Bergqvist and Jan Rolinski 8) "Counsels' Role in International Arbitration Proceedings" International Arbitration General Reporters: Simone Stebler, Katriina Kuusniemi and Damien Devot 9) "Communications with the tax authorities, both preliminary/consultative and contentious" Tax Law General Reporters: Christian Presoly and Gustavo Yanes	09.00 - 10.00 Registration for the General Assembly 10.00 - 13.00 General Assembly
	12.00 - 13.00 COMMISSION MEETINGS Environmental and Energy Law International Arbitration Tax Law	
	13.00 - 14.30 Law Course Committee Meeting	13.00 - 14.30 Executive Committee Lunch
	13.30 - 02.00 Packed Lunch / Day Out	
F) "We got everything under control! Basel III and the Post-Crisis Regulation of the Financial Sector" Banking, Finance and Capital Markets Law General Reporter: Thomas Nigg		14.30 - 16.00 Executive Committee Meeting
International Business Law (with its sub-commissions Immigration Law & Sports Law)		16.00 - 18.00 Football Match
		20.00 Gala Dinner Municipal House

Welcome address work coordinators

Dear Friends and Colleagues,

The 52nd Annual Congress to be held in Prague promises to be full of excellent content. For us, your Working Coordinators for Prague, it will be a challenge but a joy, no doubt (!), to tackle all the commissions' efforts. We are looking forward to the road towards Prague in many ways. The preparations, the deadlines, the building, shaping, supporting, chasing and the cooperation with so many of you, and then... the results!

We are very excited about our excellent group of General Reporters. They will be the key to a sophisticated scientific program with many excellent speaker slots, workshops and working sessions, lively debate and so on.

Please join our road trip towards success on the AIJA website where we will update you on the many topics that this annual Congress will cover. We as your Working Coordinators together with our General Reporters will do our utmost to insure that there will be interesting topics and sessions for all law professionals.

Be sure to join us.

Martine Hoogendoorn and Justus Jansen



Scientific program

Tuesday 26 August 2014

9.00 - 18.00 PRE-CONGRESS SEMINAR

The future of Arbitration and ADR Practice in Central and Eastern European Countries

Reviewing recent developments and current trends in the international arbitration and Alternative Dispute Resolution (ADR) arena, the seminar will analyse the current best practices with a special focus on Central and Eastern Europe. What can Central and Eastern European countries teach us? Is there still any material difference in arbitration practice between Western and Central/Eastern Europe countries? What to expect when enforcing arbitral awards in Central and Eastern European countries? Is there room for general online procedures in arbitration and ADR? Along these lines, the Seminar will also provide you with an insight analysis of system and mechanisms at the Czech Arbitration Court operating as the dispute resolution provider for .eu domain names.

COMMISSION: **International Arbitration, IP/TMT Commission**

MEMBERS OF THE ORGANIZING COMMITTEE: **Michelangelo Cicogna; Mark-Oliver Kühn; Justyna Szpara; Polina Permyakova; Eva Indruchová**

Wednesday 27 August 2014

8.00 – 9.00 EXECUTIVE COMMITTEE MEETING 9.00 – 12.00 WORKING SESSION 1

Personal Branding 2.0

The primary objective of the working session is to investigate which role personal branding plays in a lawyer's professional success on today's market. We will look at the topic from various perspectives, including that of a sole practitioner, a partner in a multi-partner law firm, and an in-house counsel. In an interactive moderated program addressed to both experienced and young lawyers, whether working as an attorney or in-house counsel, we will explore the creation, development and evolution of personal networks and relationships tools such as social media.

COMMISSIONS: **Skills, Career, Innovation, Leadership and Learning / Corporate Counsel**

GENERAL REPORTER: **Steven de Schrijver**

9.00 – 12.00 WORKING SESSION 2

Protecting the roof over your head in times of trouble – insolvency in the Real Estate Industry

Your client or company comes across a default situation in a key construction project or in a strategic long-term lease. How to cope with the most sensitive issues arising therefrom? When negotiating these deals, which clauses should you contemplate using and which precautions would you advise your client or company to take to address a default scenario? In this working session co-sponsored by the Real Estate and Insolvency Commissions, we shall provide you with a picture of how default arising in the context of construction and lease agreements are dealt with in practice, not only in a litigation scenario, but also when negotiating the relevant agreements, and provide you guidelines that may be useful when drafting an agreement or litigating, so you can avoid hitting the wall!

COMMISSIONS: **Insolvency Law / Real Estate Law**

GENERAL REPORTERS: **Hilka Eckardt, Anna-Kaisa Remes and Marco Orlandi**



9.00 – 12.00 WORKING SESSION 3

Movement of high net worth individuals

As certain governments around the world struggle with fiscal deficits, their attention has turned to international tax evasion (illegal) and the perceived shortcomings of the international tax system from the point of view of tax avoidance (legal). In other regions we have seen unsettled economies combined with civil unrest. Families are seeking safer, more stable jurisdictions not just for themselves but for future generations as they look for long term security and are increasingly looking overseas for a solution.

How do our immigration, legal and tax systems cope with the realities and complexities of 21st century aging family life and the demand for economic security/stability? What are the particular challenges for practitioners in assisting these families? How does increasing governmental exchange of information and compliance requirements affect strategies for investment, tax planning and personal security. How does the global citizen manage a world of overlapping, often conflicting regulation?

COMMISSIONS: **Immigration Law / Private Clients**

GENERAL REPORTERS: **Firza Ahmed and Michael Wells-Greco**

12.00 – 13.00 COMMISSIONS MEETINGS

Insolvency Law

Real Estate law

Skills, Career, Innovation, Leadership and Learning

Private Clients

13.00 – 14.30 LUNCH FOR DELEGATES

13.00 – 14.30 FIRST TIMERS' LUNCH

If this is your first visit to the AIJA Congress, this makes you a first timer, even if you have participated in AIJA seminars or conferences before. The purpose of the first timers' lunch is twofold: (i) to explain AIJA from the inside and provide some useful tips on how to best get progressively involved in the life of the association, and (ii) to give first timers the opportunity to take an interest in the activities of the scientific commissions by directly engaging with their leaders. First timers and new members are most welcome to attend commission meetings (in charge of the organization of the scientific work) and committee meetings (in charge of the management of the association), in addition to the working sessions and workshops taking place during the congress.

14.30 – 16.00 WORKSHOP A

Open source software for dummies: Are you underestimating technology in your business transactions?

Are you a banking lawyer? A transactional lawyer? An IT lawyer? No matter your field of practice, you should attend this session, to (fully) understand the risks related to the use of open source software by your client or company. This workshop aims at providing to all lawyers - whether or not they are inhouse - the right knowledge to ensure awareness and compliance on this issue that can have, whichever is the industry involved, a disruptive impact if not correctly managed; an awareness that might become even more strategic as the internet of things is developing, extending the use of software - often OS - to the most various devices.

COMMISSIONS: **Intellectual Property, Technology, Media and Telecom / Corporate Counsel**

GENERAL REPORTERS: **Julia Bhend and Sergio Calderara**

14.30 – 16.00 WORKSHOP B

Inland transport

International inland transport is generally performed by road, railway, and in some case, inland water modes. Among these modes, the most common is road transport. Inland transport is, in many cases, separately regulated and contain potential traps for lawyers who are not from the jurisdiction in question, either with respect to the rules governing the liability of the carrier, or with respect to the regulatory side (several times deriving from the EU legislation), i.e. with respect to licenses, rules according to which foreign carriers are admitted to exploit cabotage, fuel surcharge rules etc. The aim of the workshop is to provide an overview about the current regime in force in different countries and to examine how the CMR Convention is applied and to see how national legislation have implemented EU rules under regulatory side, and how the national Courts have resolved conflicts between EU and national legislation.

COMMISSIONS: **Distribution Law / Transport Law**

GENERAL REPORTERS: **Niels J. Friberg and Marco Lenti**

14.30 – 16.00 WORKSHOP C

ABA SIL Session

16.00 – 17.00 COMMISSIONS MEETINGS

Corporate Counsel

Transport Law

Intellectual Property, Technology, Media and Telecom

17.30 – 18.30 VOICE OF THE PROFESSION SESSION

Venue: Faculty of Law, in front of the Intercontinental hotel

AIJA Congresses do not only feature an outstanding scientific and social program. The Voice of the Profession (VOP) Session, taking place right before the Opening Ceremony, will also this year attract many VIP's and interested young lawyers wanting to know more about the development of their profession in the 21st century.

Thursday 28 August 2014

8.00 – 9.00 MEETING OF THE HUMAN RIGHTS COMMITTEE

8.00 – 9.00 STRATEGY FORUM

9.00 – 12.00 WORKING SESSION 4



Scientific program

High growth companies and how to fund them – a real driver of economic growth?

We plan to address funding alternatives for high growth companies (i.e. companies with significant annual growth over time); opportunities and challenges that both entrepreneurs and investors may encounter in your jurisdiction. The working session will have a practical focus and will also cover corporate governance, commercial and regulatory opportunities and constraints.

COMMISSION: **Corporate Acquisition & Joint Ventures**

GENERAL REPORTERS: **Kadri Kallas and Jesper Schönbeck**

9.00 – 12.00 WORKING SESSION 5

Settle for less? Or for more! Tips on timing, confidentiality and strategy in (multi-jurisdictional) settlement arrangements

It seems fair to assume that most countries have a settlement rate of more than 50% in civil litigation cases filed in court. Even though the legal systems differ substantially from one to another, we assume that the legal systems allowing for settlements and the tactics leading to settlements are comparable almost world-wide. Not every settlement negotiation is, however, as simple as an opening demand of hundred, a counteroffer of fifty and a “surprising” end game of settling at seventy-five. We want to look at various national provisions dealing with settlements including timing and confidentiality issues with a view to analyze and discuss whether there are uniform strategies and/or uniform boundaries in international settlement negotiations. Also in antitrust procedures, settlement agreements seem to be applied ever more. Do the tactics to be used in these procedures differ from settlements in civil proceedings? Taking into account any possible follow-up civil proceedings, aspects of confidentiality, privilege and admitting guilt are of eminent importance in considering a settlement with a competition authority. A different approach may be found in criminal procedures. As the criminal court is obliged to find the “truth” with regard to the accusations in place, settlement procedures aiming at a conviction agreed by the accused, the prosecutor and the court may contradict the criminal procedure’s very nature. We want to create an opportunity for exchanging international best practices and lessons to be learned in the context of settlement arrangements.

COMMISSIONS: **Antitrust / Litigation / Commercial Fraud**

GENERAL REPORTERS: **Maïte Ottes, Karin Graf and Alexander von Saucken**

9.00 – 12.00 WORKING SESSION 6

Who is not afraid to be a company director?

The position of a director/managing director of a company has changed substantially during the past couple of years. Legislative changes, close monitoring by shareholders and the international economic and financial crisis have contributed to an increased attention towards management of companies. The expectations towards directors and managing directors have become much higher. Last but not least, also the media have developed a particular interest in company management, in particular, the remuneration of top management. This working session shall shed some light on these issues.

COMMISSION: **Labour Law**

GENERAL REPORTER: **Dylan Casaer**

12.00 – 13.00 COMMISSIONS MEETINGS

Antitrust

Commercial Fraud

Corporate Acquisition & Joint Ventures

Labour Law

13.00 – 14.30 LUNCH

14.30 – 16.00 WORKSHOP D

Erin Brockovich turns European: is there an interest for class actions?

Class actions are often related and associated to the American legal culture, as it is illustrated by several movies including the famous “Erin Brockovich” picture. Although collective redress and class actions also exist in other jurisdictions in the world, notably in Europe, there are some differences arising from different legal and procedural cultures, especially between the Common Law and the Civil Law legal systems. The purpose and the interest of this workshop will be, not only to identify such differences as well as the common points between the collective redress and class actions in various jurisdictions, but also to have practical tips and feed-back on experiences from lawyers used to such proceedings. There will be also a particular focus on class actions in the anti-trust field, which is one of the main areas for such actions, as shown by the recent proposals from the EU Commission in order to encourage and regulate such actions.

COMMISSION: **Distribution Law (with the support of Antitrust and Litigation)**

GENERAL REPORTERS: **Jean-Philippe Arroyo and Joost Fanoy**

14.30 – 16.00 WORKSHOP E

Sports and Insurance

Sports events have become the perfect paradigm of highly crowded social events. From football to baseball, top sports game days equal a unique challenge for organizers in terms of safety for both those participating in such an event and those just attending as committed supporters. Whatever sport we might think of, it seems clear that organizers need to stick to thorough legal frameworks when it comes to the safety aspects to be considered when putting together a big sports feast such as the Superbowl, a F1 Grand Prix or, specially this year, the FIFA World Cup final to take place in Rio de Janeiro in mid July 2014. The purpose of this workshop is to get a glimpse of the general legal framework applicable to the safety aspects of big sports events in different jurisdictions.

COMMISSION: **Sports Law**

GENERAL REPORTERS: **José Luis Martin**

14.30 – 16.00 WORKSHOP F

We got everything under control! Basel III and the Post-Crisis Regulation of the Financial Sector

The topics of the workshop are the regulations with regard to Basel III as well as legal aspects with regard to Alternative Investment Funds. Basel III aims to strengthen bank capital requirements by increasing bank liquidity and decreasing bank leverage. Provisions with regard to Alternative Investment Funds are supposed to increase protection of investors by increasing the regulations with regard to Managers of Alternative Investment Funds. Both topics are subject to recently emerged innovative but also intense regulation. The regulation in both fields was initiated by the financial crises and the principal aim of both of them is to prevent the discussed risks that compromise the financial market. Both regulations are highly controversial. According to proponents they are necessary to protect the financial system. Opponents on the other hand fear a regulatory overreach.

COMMISSION: **Banking, Finance and Capital Markets Law**

GENERAL REPORTER: **Thomas Nigg**



16.00 – 17.00 COMMISSIONS MEETINGS

**Banking, Finance and Capital Markets Law
Distribution Law
International Business Law (with its sub-
commissions Immigration Law & Sports Law)
Litigation**

17.00 – 18.00 FORUM OF THE COMMISSIONS

18.00 – 19.00 FINANCE FORUM

Friday 29 August 2014

8.00 – 9.00 MEMBERSHIP FORUM

9.00 – 12.00 WORKING SESSION 7

**Public Procurement of infrastructure and
energy projects**

Practitioners advising public entities on legal issues regarding large infrastructural project are, besides contractual issues, facing a massive legal framework of rules concerning public procurement. The legal framework for, as an example, European practitioners is, though disguised in national legislation, deriving from EU Directives. These are under review and new directives are to be decided early autumn 2014. The proposals might very well affect how procurement of large infrastructural projects, such as roads, railroads, bridges, power plants etc. is procured by the public entities. In the existing directives, procedures like the negotiated procedure and specific regulations about Work concessions aims to be applicable to large infrastructural projects. In other jurisdictions, not touched by the EU Directives, the legal framework for public procurement might have a completely different structure and other solutions providing tools for the procuring entities to be able to realize these kinds of projects. This working session is aiming to establish, from a comparative perspective, a perspective of the legal environment practitioners dealing with energy projects and large-scale infrastructure projects are facing on a day-to-day basis and give a picture of how these matters have been dealt with in real projects. The session will also deal with the upcoming new EU-Directives on public procurement.

COMMISSIONS: **International Business Law / Environmental and Energy Law**

GENERAL REPORTERS: **Per-Ola Bergqvist and Jan Rolinski**

9.00 – 12.00 WORKING SESSION 8

**Counsels' Role in International Arbitration
Proceedings**

Whether you are an outside or an in-house counsel, your main task in international arbitration proceedings is to present (or to ensure that outside counsel presents) your case to the arbitral tribunal in the best way possible to secure a positive outcome. However, the end does not always justify the means. Besides tactical considerations, in his/her interaction with the client, the opposing party and its counsel, the arbitral tribunal as well as potential witnesses and experts, counsel must obey certain ethics rules. What those rules are, their nature and whether they apply to outside counsel and in-house counsel alike will be explored in depth.

The working session will also address potential remedies for misconduct and discuss whether an international level playing field is emerging. In that respect a focus will be placed on the relevance of the

recently published and much discussed IBA Guidelines on Party Representation in International Arbitration. The working session will moreover place a particular emphasis on the critical interaction between outside counsel and in-house counsel, as particularly delicate ethical issues may arise in this interaction. The respective roles of outside counsel and in-house counsel thus merit a closer look.

COMMISSION: **International Arbitration**

GENERAL REPORTERS: **Simone Stebler, Katriina Kuusniemi and Damien Devot**

9.00 – 12.00 WORKING SESSION 9

**Communications with the Tax Authorities, both
Preliminary/Consultative and Contentious**

Tax authorities – surely each one of us had the pleasure to deal with one: as taxpayer at least with the tax authority of the country you are resident of, as a lawyer helping others in tax matters you might have had the chance to deal with the tax authorities of other countries as well. If the latter is the case you might have seen some differences in the behaviour of the different tax authorities. You might have realized that the tax authorities in some or even the majority of the countries do treat the taxpayers not as their customers or clients but rather as subordinates. In such cases the communication tends to be rather hierarchical and often results in administrative proceedings against the tax authorities with more or less success. Other countries have realized that treating the taxpayer in ways like we know from the tale of Robin Hood and the Sheriff of Nottingham only results in the tax payers trying to circumvent their tax obligations. Some countries, thus, have not only reduced the taxes in their countries. They also made their tax authorities treat the taxpayers as their clients e.g. in offering the taxpayers the possibilities for tax rulings and trying to take a more tailored approach towards their taxpayers. These – sometimes very significant – differences are what we are focusing on in this year's tax report: We want to show that there are big distinctions in the behaviour of and the dealing with the tax authorities in different countries both in the stage of an advance agreement on a tax position as well as in an objection or litigation phase.

COMMISSION: **Tax Law**

GENERAL REPORTERS: **Christian Presoly and Gustavo Yanes**

12.00 – 13.00 COMMISSION MEETINGS

**Environmental and Energy Law
International Arbitration
Tax Law**

13.00 – 14.30 LAW COURSE COMMITTEE MEETING

Saturday 30 August 2014

9.00 – 10.00 REGISTRATION FOR GENERAL ASSEMBLY

10.00 – 13.00 GENERAL ASSEMBLY

14.30 – 16.00 EXECUTIVE COMMITTEE







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**52ND CONGRESS
PRAGUE 2014**

26-30 AUGUST



Social program



Faculty of Law



Hotel Intercontinental



St. Agnes Monastery



Castle Křivoklát



Municipal House



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52ND CONGRESS PRAGUE 2014

26-30 AUGUST



Tuesday 26 August 2014

18.00 – 19.00 SPEED DATING

Venue: Intercontinental Prague



The “speed dating” event is an excellent opportunity for “first-timers” to make initial contacts at the very beginning of the Congress, as well as for regulars to learn new things about their old acquaintances and have a chance to make new AIJA friends. You will have 4 minutes (2 minutes each for you and your partner) to introduce yourself and your company to the person in front of you. After this time one of you will have to move to another chair. A facilitator will keep an eye on the time and help you observe the rules.

» **DRESS CODE:** Smart casual.

19.00 – 21.00 WELCOME RECEPTION

Venue: Intercontinental Prague

Let us gather to a welcome reception in the amazing roof terrace of the hotel Intercontinental Prague. The terrace overlooks the city of Prague, its historical city centre and beautiful surroundings. The perfect start of the Congress!

» **DRESS CODE:** Smart casual.

19.30 – 21.00 OPENING CEREMONY

Venue: Faculty of Law, Charles University

The University with its Faculty of Law was founded in 1348 by the Czech King and Roman Emperor Charles IV. The university is the oldest one in Central Europe and 19th oldest university in continuous operation in the world. The delegates will experience sound performance of Michal Rataj, called “Spectral Shapes Sound Installation” in the functionalistic building of the Faculty of Law.

» **DRESS CODE:** Business suit.



»

21.00 – 23.00 DINNER AND WELCOME PARTY

Venue: St. Agnes Monastery

The Convent of Saint Agnes of Bohemia, founded in 1231 by princess Agnes, later known as Saint Agnes of Bohemia, is a magical place to introduce beauty of historical Prague.

» **DRESS CODE:** Business suit.



Wednesday 27 August 2014

17.30 – 18.30 VOICE OF THE PROFESSION SESSION

Venue: Faculty of Law, Charles University

The AIJA Congress always features an outstanding scientific and social program. In addition, the Voice of the Profession Session, which takes place just before the Opening Ceremony, will also attract many VIP's and interested young lawyers wanting to know more about the development of the profession.

» **DRESS CODE:** Business suit.

Social program

Thursday 28 August 2014

19.30 HOME HOSPITALITY DINNER



On Thursday evening, local lawyers will open their homes to AIJA delegates for the most charming aspect of any congress – the traditional home hospitality dinner. After dinner, the organizing committee will take care of those who wish to extend the night.

» **DRESS CODE:** Smart casual unless otherwise indicated by your local host.

» **NOTE:** You will each individually receive the name of your host and the other guests, as well as instructions on how to get to the host's home. Should you not be able to attend please let the organisers know as soon as possible! Please remember to bring a small gift to your host, which is often in the form of a souvenir from your country. Don't forget that most of the hosts are not AIJA members and have never attended AIJA events before.

Friday 29 August 2014

13.30 – 02.00 DAY OUT
Venue: Křivoklát Castle



The castle of Křivoklát belongs to the oldest and most important castles of the Czech princes and kings. The history of its construction starts in the 12th century. Enjoy the medieval castle atmosphere surrounded by beautiful nature reserve.

» **DRESS CODE:** Relaxed and comfortable. Sport shoes and light jacket for the evening.

Saturday 30 August 2014

16.00 – 18.00 FOOTBALL MATCH
Venue: Viktoria Žižkov Stadium

Viktoria Žižkov is one of the oldest football clubs in the Czech Republic, the team was founded in 1903.



20.00 – ... GALA DINNER
Venue: Municipal House



» **DRESS CODE:** Black tie (with a touch of Art Nouveau).



Congress Information

Congress Venue

INTERCONTINENTAL PRAGUE

Pařížská 30
110 00 Prague 1
Czech Republic
www.icprague.com



Located on Prague's most famous boulevard "Pařížská", connecting the historical Old Town Square with the banks of the Vltava River, the InterContinental Prague provides the perfect base to explore the architectural treasures, shops and restaurants that give this region its distinctive character. Enjoy majestic skyline and river views at every turn and admire the city from the unique gourmet rooftop restaurant, Zlatá Praha. An enchanting destination offering style and comfort in a premier downtown setting.

Registration

To register for the congress:

Register online at www.aija.org/prague

Congress Registration Fees

REGISTRATION CATEGORY	Before 31 May	After 31 May	After 15 July and on site
AIJA Member <30	CZK 27.150/€ 990	CZK 36.750/€ 1.340	CZK 46.350/€ 1.690
AIJA Member <35	CZK 27.150/€ 990	CZK 42.200/€ 1.540	CZK 51.850/€ 1.890
AIJA Member >35	CZK 27.150/€ 990	CZK 47.750/€ 1.740	CZK 57.350/€ 2.090
In-house Counsel	CZK 27.150/€ 990	CZK 36.750/€ 1.340	CZK 46.350/€ 1.690
Non Member <30	CZK 31.250/€ 1.140	CZK 40.850/€ 1.490	CZK 50.450/€ 1.840
Non Member <35	CZK 38.150/€ 1.390	CZK 47.750/€ 1.740	CZK 57.350/€ 2.090
Non Member >35	CZK 45.000/€ 1.640	CZK 54.600/€ 1.990	CZK 64.200/€ 2.340
Accompanying Guest	CZK 9.300/€ 340	CZK 10.700/€ 390	CZK 11.500/€ 420
Scientific Pass	CZK 14.200/€ 520	CZK 15.400/€ 560	CZK 17.000/€ 620
Transferable Firm Pass	CZK 48.000/€ 1.750	CZK 60.350/€ 2.200	CZK 68.570/€ 2.500

» **NOTE:** Lawyers from Central and Eastern Europe can register under the category "AIJA Member <30".

Pre-Congress Seminar Registration Fees – Tuesday 26 August 2014

Please note that attendance at the Seminar is NOT included in the general Congress registration fees but is included in the Scientific Pass and Transferable Firm Pass. You may register for the Seminar only without registering for the Congress.

REGISTRATION CATEGORY	Before 31 May	After 31 May	After 15 July and on site
If registering and paying for the full congress	CZK 5.750/€ 210	CZK 6.850/€ 250	CZK 7.950/€ 290
Pre-Congress Seminar ONLY	CZK 6.850/€ 250	CZK 7.950/€ 290	CZK 8.800/€ 320

Registration Fees Include

Congress delegate

- All working sessions and workshops
- Web-access to all scientific materials
- Speed dating
- Welcome reception
- Voice of the Profession session
- Opening Ceremony and dinner
- Lunches and coffee breaks on Wednesday/Thursday/Friday
- Home hospitality dinner
- Congress day out
- Gala dinner

Accompanying guest

(No member of the legal profession may be registered as an accompanying guest)

- Welcome reception
- Voice of the Profession session
- Opening Ceremony and dinner
- Home hospitality dinner
- Congress day out
- Gala dinner

Scientific Pass

- All working sessions
- Web access to all scientific materials.
- Pre-congress seminar
- Lunches and coffee breaks on Wednesday/Thursday/Friday

Transferable Firm Pass

(Only one member from the firm may attend the Congress at any one time)

- All working sessions and workshops
- Web access to all scientific materials
- Pre-congress seminar
- Speed dating
- Welcome reception
- Voice of the Profession session
- Opening Ceremony and dinner
- Lunches and coffee breaks on Wednesday/Thursday/Friday
- Home hospitality dinner
- Congress day out
- Gala dinner

Pre-Congress Seminar

- Attendance at the pre-congress seminar
- Congress welcome reception on Tuesday evening

Cancellation/Substitution of Registration

Any cancellation must be sent in writing to the AIJA Brussels office (office@aija.org) by 1 July in order for fees to be refunded. A 20% administration charge will be deducted from the registration fees paid. No fees can be refunded after this date. A delegate can be substituted in writing at any time without charge.

Important Dates

31 May	Final date for early bird registration fees
1 July	Final date for cancellation of registration (with 20% administration charge)
15 July	Final date for regular registration fees
18 August	Final date to register

Badges

Your badge must be worn at all times during the congress and social functions

Official Languages

Working sessions and workshops will be conducted in English or French. No simultaneous translation will be provided.

General Conditions

The organisers reserve the right to modify or cancel any event or arrangement or modify the schedule without having to provide any notice or explanation, nor incurring any liability whatsoever for any loss, damage or inconvenience caused as a result thereof. Certain events are limited to a minimum or maximum number of participants. The organisers have the right to refuse registration to such an event in application of the "first come first served" rule, or to cancel the event.

Accommodation

AIIJA has reserved a limited block of rooms with special Congress rates for the nights of 24-30 August 2014 inclusive. Rates are quoted in Czech crowns for the Intercontinental and in Euro for the other hotels.



INTERCONTINENTAL PRAGUE*** (CONGRESS VENUE)**

Location

Located on Prague's most famous boulevard "Přížská", connecting the historical Old Town Square with the banks of the Vltava River, the InterContinental Prague provides the perfect base to explore the architectural treasures, shops and restaurants that give this region its distinctive character. Enjoy majestic skyline and river views at every turn and admire the city from the unique gourmet rooftop restaurant, Zlata Praha. An enchanting destination offering style and comfort in a premier downtown setting.

Rates

Classic room (single or double occupancy): EUR 142,- per room per night including full American breakfast and internet access, excluding VAT (currently 15%).

Book a room at the Intercontinental using the link available on the AIIJA website: www.aija.org/prague.

JOSEF****

Location

Hotel Josef is located in the city centre of Prague, five minutes walking distance from the Old Town Square, Wenceslas Square, Charles Bridge, Powder Tower, Opera and concert halls. The only hotel located in the city centre of Prague which offers 102 sq. m. courtyard, with recreational value in the middle of two hotel buildings. Hotel Josef is surrounded by the stock exchange, ministries, bank headquarters, office centres and restaurants. Distance from the congress venue: 12 minutes on foot.

<http://www.hoteljosef.com>

Rates

All rates include breakfast and 15% VAT (subject to change)
Single occupancy: EUR 131,10 / Double occupancy: EUR 142,60

HOTEL MAXIMILIAN ****

Location

Hotel Maximilian provides comfort, style and location with ease. The 4-star-hotel is designed for luxury, a process that takes you, body and soul, gracefully to the traditional beauty of Europe and non-stop to the pleasures of Prague's contemporary cultural life. Just a few steps (who's counting) from Old Town Square, the Maximilian is situated on Hastalská (old picturesque street), facing St Agnes Monastery (one of the oldest in the city). Ancient building newly reconstructed with very elegant modern design. Distance from the congress venue: 9 minutes on foot.

<http://www.maximilianhotel.com>

Rates

All rates include breakfast and 15% VAT (subject to change)
Single occupancy: EUR 119,6 / Double occupancy: EUR 131,10

HOTEL CLARION OLD TOWN ***

Location

Thanks to its splendid location in Prague historic centre, perfect services, and a unique atmosphere Clarion Hotel Prague or business meeting or any other event. A luxury 3 star hotel in the commercial and historic centre of Prague offering exceptional comfort with 90 modern hotel rooms and 3 suites with a large summer terrace. Distance from the congress venue: 10 minutes on foot.

<http://www.clarionhotelpragueoldtown.com/en>

Rates

All rates include breakfast and 15% VAT (subject to change)
Single occupancy: EUR 95 / Double occupancy: EUR 95,-





General Information



Travel arrangements and entry formalities

All delegates are responsible for making their own travel arrangements and checking visa entry requirements with their local Embassy or Consulate.

Transfer and transport between the airport and the city centre

AIJA has arranged preferential treatment for the congress delegates from Tick Tack cab company. Please visit <http://www.ticktack.cz/en> and give reference "AIJA" when booking the taxi.

Insurance

Delegates are responsible for providing their own personal insurance. The organizers cannot be held responsible for any damage or loss.

Credit Cards

Major credit cards are accepted in most hotels, stores and restaurants.

Electric current

The electric current in Czech Republic is 220 volts. Plugs are the standard continental type, 2 pin round.

Weather in August

August is one of warmer months of the year in Prague, Czech Republic, reaching average highs of 22°C during the day. Prague evenings for August are mild with night time temp averages of 13°C. A small jacket is preferred during the night time hours in Prague.

Tipping

Tipping in taxis, restaurants and hotels is not mandatory, but tipping for good service is appreciated, currently 10%.

Shopping hours

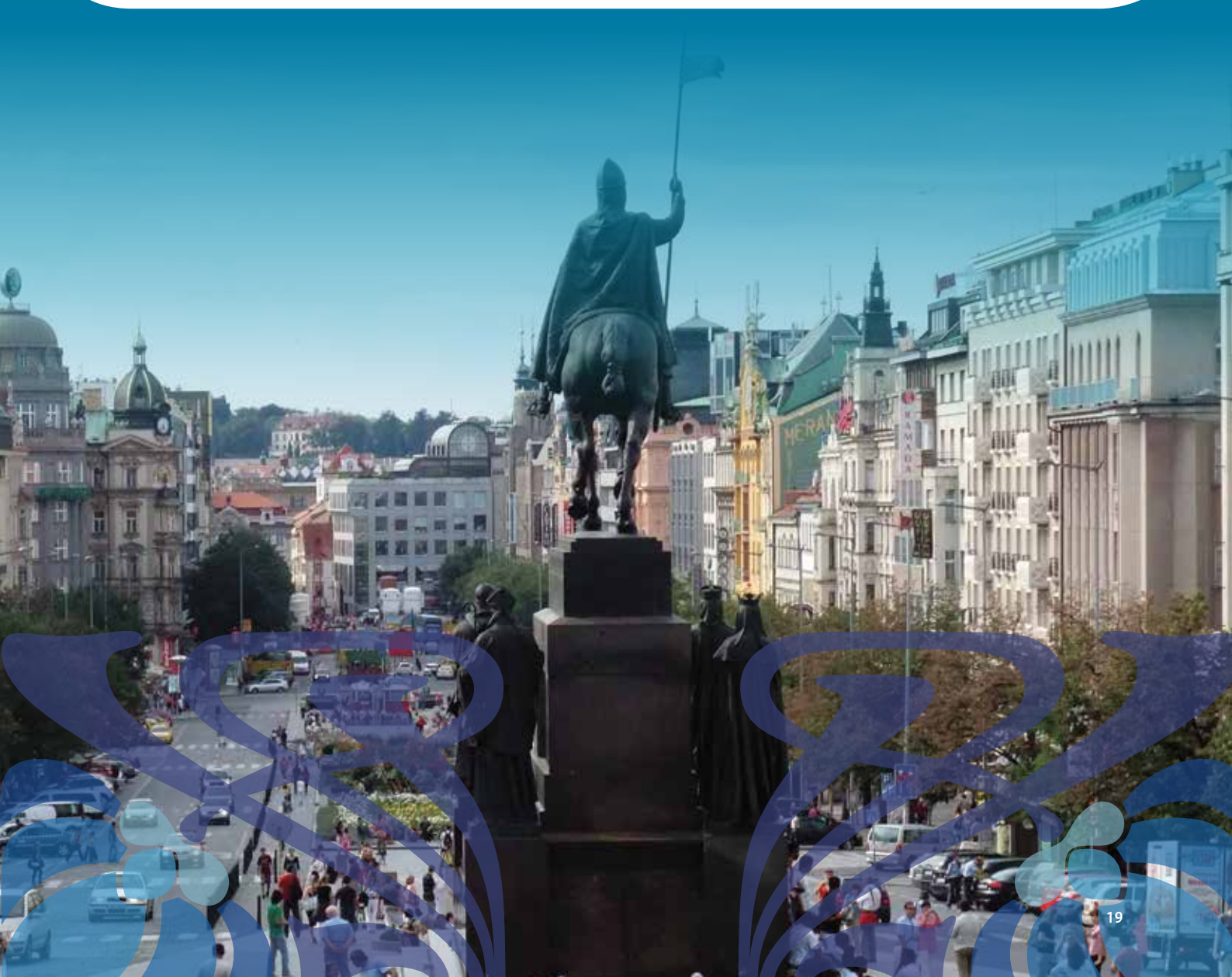
Shops are usually open from 9 AM to 6 PM.

Sanitary information

No special measures must be taken for travelling to Prague and to the main tourist destinations in Czech Republic.

Safety

No safety problem in Prague. However, as in any large city, it is advisable to be cautious, particularly in crowded tourist destinations.



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**INTERNATIONAL ASSOCIATION OF YOUNG LAWYERS
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