



CARTAL
Centre for Advanced Research &
Training in Arbitration Law

Linklaters

7th CARTAL Conference on International Arbitration

February 10 - 12, 2023

Organised by

Centre for Advanced Research and Training in Arbitration Law,
National Law University, Jodhpur



Linklaters

Linklaters LLP is a multinational law firm, headquartered in London, England. It was founded in 1838 and has since then become a member of the “Magic Circle” of elite London-headquartered law firms. The Linklaters arbitration practice is one of the largest in the world. Its international arbitration team has extensive experience advising multinational companies and sovereign States on complex, high value international arbitrations. Their team is led by over 30 partners and counsels, who act as counsels and arbitrators in arbitral proceedings in seats throughout the world, including the key arbitration centres of Paris, London, Geneva and more.



National Law University, Jodhpur [**“University”**] is a premier law university in India that endeavours to develop legal professional skills par excellence. The University has excelled in traditional legal education and inculcates an innovative hands-on approach to the study of emerging legal fields. The University enjoys an unparalleled reputation for its excellent hospitality and management capabilities and is fully equipped with the requisite facilities required for the organisation of such events. For more information, [click here](#).

CARTAL

*Centre for Advanced Research &
Training in Arbitration Law*

The Centre for Advanced Research and Training in Arbitration Law [“**CARTAL**”] has been set up by the University to promote research and scholarship in the field of arbitration. CARTAL is headed by Executive Director, Dr. Rosmy Joan. Its Board of Advisers includes some of the most pre-eminent personalities in the field of arbitration such as Prof. Gary B. Born, Mr. Alexis Mourre, Mr. Fali S. Nariman, Prof. Loukas Mistelis, Prof. W. Michael Reisman, Prof. Lakshmi Jambholkar, Mr. Promod Nair and Prof. Gabrielle Kaufmann-Kohler. CARTAL comprises of a dedicated body of faculty members and students, who are responsible for organisation of the events hosted by the centre. The University and CARTAL regularly organise guest lectures, courses and conferences on topical issues in arbitration. For more information, [click here](#).



CARTAL publishes the Indian Journal of Arbitration Law [“**IJAL**”], a bi-annual, open-access journal. IJAL is widely recognised as one of the leading dispute resolution journals and an excellent source of reference in the field of international arbitration. IJAL endeavours to cover a wide range of subjects in the field of arbitration, and despite the nomenclature of being the ‘Indian’ Journal of Arbitration Law, it has maintained focus on transnational debates in international commercial arbitration and investment treaty arbitration. IJAL has successfully published ten volumes and continues to host contributions from globally renowned experts. It is indexed on HeinOnline, Kluwer Arbitration, Westlaw and SCC Online. More information about IJAL, CARTAL, and our Board of Advisers and members can be found at <http://ijal.in>.

Schedule

Day	Events
February 11, 2023 (Saturday)	Opening Ceremony
	Keynote Address
	Panel I: Implications of Economic Sanctions on International Arbitration.
	Panel II: Arbitration in the 21st Century: Taking Stock of Climate Change and the Environment.
	Networking Dinner
February 12, 2023 (Sunday)	Panel III: Arbitration and Insolvency: Avoiding a Collision Course (Arbitrator Roundtable).
	Closing Ceremony

Registration Process

	Student	Practitioner
Amount	4,000 INR	6,000 INR
Registration Form	For Students, click here	For Practitioners, click here
Payment Link	http://www.nlujodhpur.ac.in/nlu-fees/	
Last Date of Registrations	January 21, 2023	

The Conference

CARTAL endeavours to further academic research and study in the field of arbitration and dispute resolution. Since its inception, CARTAL's initiatives have provided an impetus to dialogue and discourse on arbitration in India. The workshops, guest lectures and conferences organised by CARTAL have furnished a platform for academicians, professionals and students to interact and discuss contemporary issues in arbitration law. The Conference has hosted prominent luminaries in the sphere of arbitration such as Hon'ble Mr. Justice B. N. Srikrishna (Former Judge, Supreme Court of India), Hon'ble Mr. Justice Madan B. Lokur (Judge, Supreme Court of Fiji), Prof. Marike Paulsson, Prof. (Dr.) Petra Butler, and many more. The Conference has in the past been conducted in association with Baker McKenzie, New York, and the SAARC Arbitration Council while also hosting a plethora of panellists and guest speakers from firms and institutions such as King & Spalding, Homburger, Al Tamimi & Co., Hughes Hubbard & Reed to name a few. In line with its objectives, the Centre is organising the 7th CARTAL Conference on International Arbitration, 2023. The Report on the 6th CARTAL Conference on International Arbitration may be accessed [here](#).

Visiting Jodhpur

Jodhpur is nestled at the edge of the Thar Desert, boasting of magnificent Rajput palaces, interspersed with the quaint homes of the blue city, all under the watchful eye of the Mehrangarh Fort, a mesmerizing 15th century fort that looms over the Jodhpur skyline. As a culturally diverse and rapidly evolving city, Jodhpur presents an array of opportunities, housing seven of India's top universities, including the Indian Institute of Technology, All India Institute of Medical Sciences as well as our National Law University. For more information, [click here](#).

Panel I: Implications of Economic Sanctions on International Arbitration



Dr. Gordon Blanke
Founding Partner,
Blanke Arbitration, Dubai



Dr. Srikant Parthasarathy
Independent Arbitrator,
Chief Legal & Financial
Officer, Chakra Venture
Partners LLP, India



Mr. Rajendra Barot
Senior Partner,
AZB & Partners, India



Ms. Christina Beharry
Partner, Foley Hoag,
Washington, DC



Mr. Kartikey Mahajan
Partner, Khaitan & Co,
Singapore

Sanctions have become alternative mechanisms to influence State action. While they take multiple forms, the intent is to safeguard political, social or financial interests. The issue concerning economic sanctions in international commercial arbitration comes up frequently, especially now, when multiple African and Middle Eastern countries are inviting foreign investment. These sanctions impact the performance of parties' contractual rights and obligations and pose issues in the determination of jurisdiction and admissibility. They raise questions concerning the procedural and substantive elements of arbitration, where one of the parties has been affected detrimentally. Article 79(1) of the United Nations Convention on Contracts for the International Sale of Goods (CISG) codifies the common law doctrine of frustration and allows a party to avoid liability if the impediment was unforeseeable, however, it makes it a question of fact. Additionally, the issue of operating with an asset freeze raises questions about the viability of any arbitral decision, since it could render execution uncertain. This panel will discuss the aforementioned issues concerning economic sanctions in arbitration.

Panel II: Arbitration in the 21st Century: Taking Stock of Climate Change and the Environment



Mr. Adrian Cole
Independent Arbitrator,
Mediator and Adjudicator,
Adrian Cole FZ LLE,
Abu Dhabi



Ms. Penny Martin
Counsel, Three Crowns
LLP, Singapore



Mr. Chatura Randeniya
Partner, Afridi & Angell,
Dubai



Mr. Gauhar Mirza
Partner,
Shardul Amarchand
Mangaldas & Co, India



Dr. Sunny Kapoor
Senior Associate,
Clifford Chance,
Frankfurt



Ms. Rebecca James
Managing Associate,
Linklaters, London

The threat of climate change has transformed the dispute resolution landscape. Energy solutions are required to address climate change. However, as renewable and low-carbon projects go through their lifecycle, inventive and high-stake conflicts may become more common. Novelty and lack of industry standards may lead to disputes. While regulatory and administrative conflicts are frequently addressed in national courts, arbitration in this area is rare. Extreme weather events caused by climate change are projected to be challenged in construction-related arbitrations in 2023. Arbitration is apt to resolve ESG-related disputes, and as corporations attempt to achieve net zero and energy transition targets, a rise in both contractual and investor-state conflicts concerning ESG concerns is foreseen. Investors demand increased regulatory and litigation risk while other factors have prompted many corporations to upgrade their policies and risk management approaches. This panel will discuss the potential solutions that could enable the seamless operation of arbitration in the energy sector.

Panel III: Arbitration and Insolvency: Avoiding a Collision Course (Arbitrator Roundtable)



Mr. Tejas Karia
Partner, Head - Arbitration,
Shardul Amarchand
Mangaldas & Co, India



Mr. Muhammad Ussama
Partner, Shalakany Law
Office, Africa



Ms. Parnika Chaturvedi
Partner, King & Wood
Mallesons, Dubai



Mr. Manmeet Singh
Partner, Saraf and Partners,
India

The relationship between bankruptcy and arbitration is labyrinthine, as bankruptcy seeks to consolidate legal action against a debtor under one jurisdiction. Arbitration, on the other hand, advocates decentralization and party autonomy, leading to proceedings in personam against the in rem nature of insolvency proceedings. It is an arbitrator's obligation to provide an enforceable award to assess the implications of insolvency with caution, particularly if there is a possibility of a collision with the mandatory framework of bankruptcy at the seat of the arbitration or the place of enforcement of the award. Consequently, numerous arbitral processes have been hampered by the initiation of insolvency proceedings as there is dearth of regulatory guidance and legal precedent. Decisions of national courts across jurisdictions that explore this intersection between insolvency and arbitration proceedings have garnered attention. This panel will discuss the issues that this intersection poses and whether a balance can be achieved.



To be confirmed

Institutional Partners



Digital Partner



Knowledge Partner



Travel Partner

Confirmed Institutional Sponsors



Previous Institutional Support for the Conference



Contact Details

Dr. Rosmy Joan

Executive Director, CARTAL

Faculty Advisor, IJAL

+91-9783384532

Aryan Yashpal

Organising Head of the Conference

Convenor, CARTAL

Editor-in-Chief, IJAL

+91-7895616178

Bhavyakirti Singh

Organising Head of the Conference

Convenor, CARTAL Editor-in-

Chief, IJAL

+91-9555900009

Maulik Khurana

Joint Organizing Secretary of the
Conference & Managing Editor, IJAL

+91-9871221149

Navya Bhandari

Joint Organizing Secretary of the
Conference & Executive Editor, IJAL

+91-8209543035

For any inquiries, kindly contact us at cartal.conference@nlujodhpur.ac.in