

Co-hosts :



Venue : Tsunamachi Mitsui Club

International Arbitration Seminar

Friday, 17 November, 2023

13:00~17:30

Venue :

Tsunamachi Mitsui Club

Hybrid format with ZOOM

broadcasting

Languages :

English, Japanese

with simultaneous interpretation

between English and Japanese



Registration :
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Free of Charge

Exploring Innovative Solutions in a Changing World

Fluctuations in the global economic landscape greatly impact corporate activities. Recent challenges like pandemics, geopolitical conflicts, and rising resource, energy, and raw material prices have made risk prediction more complex.

As a result of these evolving circumstances, unexpected disputes may arise during business expansion.

Arbitration efficiently resolves these disputes.

The Japanese government prioritizes international arbitration. It has taken concrete steps including amendments to the Arbitration Act and the Foreign Lawyers Act. JCAA has pioneered innovative approaches like expedited arbitration, interactive arbitration and online arbitration.

As a milestone in these efforts, this government-backed arbitration event, co-hosted by the Ministry of Justice and the Ministry of Economy, Trade, and Industry and JAA (Japan Association of Arbitrators), aims to showcase Japan's growing arbitration system and why Japan is a preferred place for arbitration.

This conference:

- features a three-part panel that encourages dynamic discussions involving representatives from both the public sectors in Japan and diverse international arbitration experts.
- targets a wide audience, including small and mid-sized enterprises, large corporations, legal professionals, researchers, both within Japan and abroad.
- follows a hybrid format, combining physical venue and online platform to facilitate idea exchange and network building among participants.

Supporting Organizations



United Nations
UNCITRAL



外務省

Ministry of Foreign Affairs of Japan



日本商工会議所
The Japan Chamber of Commerce and Industry

Keidanren
Policy & Action

JETRO



JABA 日本弁護士連合会

JIDRC 一般社団法人 日本国際紛争解決センター
Japan International Dispute Resolution Center



ciar.b.
East Asia Branch



KCAB
INTERNATIONAL

Program

13:00～ Reception

13:30

13:30～ Opening Remarks

15:20

Shinsuke Kitagawa, President of JCAA

Remarks by Ministry of Justice

Takeshi Matsumoto

Director International Affairs Division Minister's Secretariat, Ministry of Justice

Remarks by Ministry of Economy, Trade and Industry

Yoshifumi Yoshikawa

Director of Trade Promotion Division, Trade and Economic Cooperation Bureau,
Ministry of Economy, Trade and Industry

Special speech

Progress in Infrastructure Development and Emerging Challenges

- The Current State of Dispute Resolution

Itsuro Terada

Special advisor to the Ministry of Justice

Former Chief Justice of the Supreme Court (18th)

～15:20

Keynote speech

70 Years of Arbitration System in Japan and JCAA: Past and Future

Kazuhiko Yamamoto

Chief Arbitration and Mediation Officer of JCAA

Professor, Graduate School of Law, Hitotsubashi University

Panel discussion 1

Evaluation and Prospects of the Arbitration System in Japan and JCAA

Kazuhiko Yamamoto

Yuichi Takano

Executive Managing Officer, GM Legal Division, Mitsui & Co., Ltd.

Tusyoshi Harada

Managing Executive Officer and Head of Legal Division, Nippon Steel Corporation

Takashi Takashima

Legal Officer at the International Trade Law Division (ITLD)

of the United Nations Office of Legal Affairs

15:20～

Break

15:40

15:40～

Panel discussion 2

16:30

**Learn from arbitration leaders - Legal education and career development in arbitration
"(tentative)"**

Moderator & Interviewer : Yoshie Midorikawa, Partner, Miura & Partners, Tokyo

Panelists : Kevin Kim, Partner, Peter & Kim, Seoul

Yu-Jin Tay, Partner, Mayer Brown Singapore

16:30～

Break

16:40

16:40～

Panel discussion 3

17:30

Expediting Options for Arbitration in Common Law and Civil Law Jurisdictions

Moderator : Miriam Rose Ivan L. Pereira, Counsel, Oh-Ebashi LPC & Partners, Tokyo

Panelists : Tony Andriotis, Partner, DLA Piper, Tokyo

Tony Dymond, Partner, Debevoise & Plimpton, UK and Hong Kong

Yoshimi Ohara, Partner, Nagashima Ohno & Tsunematsu, Tokyo

Julia Jiyeon Yu, Partner, Oon & Bazul LLP, Singapore

Shinji Ogawa, Manager, Arbitration and Mediation Department, JCAA

Speaker Profiles



Takeshi Matsumoto

Appointed as a public prosecutor in 2000 and served at several District Public Prosecutors Offices, he has been engaged in administrative duties and international cooperation in the field of law and justice at various offices in the Ministry of Justice Japan (MOJJ), such as the Judicial System Department, the International Cooperation Department of the Research and Training Institute, and the United Nations Asia and Far East Institute for the Prevention of Crime and the Treatment of Offenders (UNAFEI). He also has overseas working experience as a long-term expert at JICA and as an officer at the United Nations Office on Drugs and Crime (UNODC).

He is currently working on the promotion of international arbitration in Japan as the Director of the International Affairs Division of the Minister's Secretariat of MOJJ.



Yoshifumi Yoshikawa

Mr. Yoshifumi Yoshikawa is Director of Trade Promotion Division, Trade and Economic Cooperation Bureau, Ministry of Economy, Trade and Industry (METI). Since joining the METI in 1997, he has been involved in natural resource and fuel policies, circular economy policies, and overseas promotion for international projects. He has been seconded to some Japanese embassies, Ministry of Finance, NEXI, etc.

Currently, he manages some projects related to overseas expansion of Japanese infrastructure system, supporting SMEs' overseas business expansion, digitalization of trade procedures and revitalization of international arbitration.

Born in Kyoto in 1948, Terada graduated from the University of Tokyo with a Bachelor of Laws in 1972.



Itsuro Terada

Appointed as an Assistant Judge in 1974, he served as a Public Prosecutor attached to the Civil Affairs Bureau of the Ministry of Justice from 1981 to 2007, as an Acting Representative of UNCITRAL Japan, as the Director of the Judicial Law Division, and as the Director of the Civil Affairs Bureau. After serving as Chief Justice of the Hiroshima High Court, he was appointed to the Supreme Court in December 2010 and became the 18th Chief Justice of the Supreme Court in 2014. At the Supreme Court, he was involved in the Supreme Court's major court rulings on such issues as the provisions in the Public Offices Election Law allocating the number of members of both houses of the House of Representatives, the Civil Code prohibiting married couples from marrying and remarrying, GPS searches, and the constitutional compatibility of the NHK subscription fee provisions of the Broadcasting Law.

He is currently a counselor to the Imperial Household Agency, a special advisor to the Ministry of Justice, a specially appointed professor at Waseda University, and a councilor of the International Civil and Commercial Law Center.



Kazuhiko Yamamoto

Professor, Graduate School of Law, Hitotsubashi University, Chief Arbitration and Mediation Officer, JCAA, Attorney at Law. As a leading expert on arbitration and ADR legislation in Japan, he has served on various committees and as a board member such as chairman of Arbitration Legislative Committee of Legislative Council of the Ministry of Justice. His publications include "Contemporary Issues in ADR Legislation" (Yuhikaku Publishing co, Ltd, 2018) and "Law of ADR & arbitration [2nd Edition]" (Nippon Hyoron sha co, Ltd, 2015).



Yuichi Takano

Executive Managing Officer, GM Legal Division, Mitsui & Co., Ltd. Responsible for legal work in global operations, including foreign investment and dispute resolution. Joined Mitsui & Co. in 1988; GM Legal Division in 2017; Managing Officer, GM Legal Division in 2021; in current position since 2023;

Chairperson, The Association of Corporate Legal Departments (Present); JCAA Board member (Present).



Tsuyoshi Harada

Managing Executive Officer and Head of Legal Division, Nippon Steel Corporation.

Joined Nippon Steel Corporation in 1990, Head of International Affairs Department, Legal Division in 2012, Executive Officer and Head of Legal Division in 2020, in current position since 2023.

JCAA Board member (Present).



Takashi Takashima

Mr. Takashi Takashima is Legal Officer at the International Trade Law Division (ITLD) of the United Nations Office of Legal Affairs, which functions as the substantive secretariat of the United Nations Commission on International Trade Law (UNCITRAL). He manages UNCITRAL's project on the stocktaking of dispute resolution in the digital economy (DRDE) and assists in the servicing of UNCITRAL Working Group II on dispute settlement. From April 2018 to September 2022, he was Senior Attorney with the Japanese Ministry of Justice. He started his career as Judge of the Tokyo District Court in 2003 and has experience serving as Judge of various courts in Japan for 12 years. From 2009 to 2011, he was second secretary of the Permanent Mission of Japan to the United Nations.



Yoshie Midorikawa

Yoshie is qualified in Japan and New York. She has been advising businesses in a variety of industries including telecommunication, IT, engineering, manufacturing, construction, real estate, and finance with a particular focus on dispute resolution such as litigation and arbitration. She has been listed in the panel of arbitrators of JCAA, SHAC, and THAC. She has shared her insights and experiences in her publications, including "Complex Commercial Litigation 2024: Japan Chapter" (GTD, 2023), "Third Party Funding in Japan" (Practical Law, 2023). She has been recognized as the Next Generation Partner by Legal500, and has been listed by Best Lawyers in the areas of litigation and arbitration. She is one of the co-founding members of Miura & Partners in 2019.



Kevin Kim

Kap-You (Kevin) Kim is a founder and managing partner at Peter & Kim in Seoul. Kevin served as secretary general of the ICCA for four years, member of the LCIA Court for five years, vice chair of the IBA Arbitration Committee for three years, and as vice president of the ICC Court for ten years. Kevin has acted as counsel, presiding arbitrator, co-arbitrator or sole arbitrator in more than 300 international arbitration cases under various arbitration rules. Kevin now sits as the Chairman of the Korean Commercial Arbitration Board's International Arbitration Committee.



Yu-Jin Tay

Yu-Jin Tay is the managing partner of Mayer Brown's Singapore office and one of the global co-leaders of its international arbitration practice. He has practised arbitration in Paris, London and Washington DC and has over 20 years of experience of international arbitration across a broad range of sectors and geographies. He has represented Japanese parties in international arbitration for over 15 years, particularly in LNG, energy, power, construction and infrastructure, private equity/M&A, technology and life sciences disputes. He is the President of the Singapore Institute of Arbitrators and sits regularly as presiding, sole and co-arbitrator. He has approximately 20 years of investment treaty arbitration experience and was designated to ICSID's Panels of Arbitrators and Conciliators in 2013. He is also a specialist mediator with the Singapore International Mediation Centre. Yu-Jin was one among four Asian lawyers featured in Global Arbitration Review's 2011 global 45 under 45 ranking and he has been listed annually as leading individual in legal directories including GAR's International Who's Who (since 2010), Chambers Asia-

Pacific and Legal 500 (since 2008). Yu-Jin also serves as an independent director on the board of an international subsea and offshore drilling services company and a non-profit charity in Singapore.



**Miriam Rose Ivan
L. Pereira**

Miriam is a registered foreign lawyer in Japan licensed in both the Philippines and the State of New York. She is a Counsel at Oh-Ebashi LPC & Partners, where she is regularly involved in cross-border transactions, inbound investments into Japan as well as international dispute resolution and compliance investigation matters. She also serves as a Public Relations Officer of the Japan Commercial Arbitration Association.



Tony Andriotis

Tony Andriotis leads the Tokyo based international arbitration team for the global law firm DLA Piper, where he is a Partner. He has extensive experience in ADR and has acted on behalf of clients in JCAA, ICC, SIAC, ICDR and treaty based investment arbitration. Tony is a Board Member at the JAA and the Professional and Institutional Affairs Officer at the JCAA. Tony has cooperated extensively with the Commercial Law Development Program of the United States Department of Commerce by serving as an ADR expert and lecturer in furtherance of various Rule of Law based Capacity Building programs throughout Asia. He is a graduate of Cornell University and Fordham Law School, and Adjunct Professor at the Tokyo Campus of Temple Law School, and a Part-time Lecturer at Keio Law School.



Tony Dymond

Tony is a partner of Debevoise & Plimpton. He is a member of the firm's International Dispute Resolution Group, and co-chair of its Asian arbitration practice. He splits his time between London and Hong Kong.



Yoshimi Ohara

Ms. Ohara is a Partner at Nagashima Ohno & Tsunematsu. Her practice focuses on international dispute settlement, including arbitration, complex litigation and mediation. She serves as counsel as well as an arbitrator in arbitrations under the rules of major arbitration institutions in a wide range of areas, including joint ventures, M&A, natural resources, investment, insurance, construction, technology transfer, IP licensing, distributorship and sales. She is a member of ICSID Panel of Arbitrators nominated by Japanese government. She is a member of the Governing Board of ICCA, Executive Director of the Japan Arbitrators Association (JAA), a member of the Board of the Swiss Arbitration Association (ASA), and former Vice President of the ICC Court and LCIA Court.



Julia Jiyeon Yu

Julia is an attorney at law in Korea and a foreign lawyer in Singapore. She is a partner of international arbitration practice at Oon & Bazul LLP in Singapore and taught international arbitration and international IP dispute resolution at Kyushu University Graduate School of Law in Japan as a member of faculty of law from 2018 to 2023.

Previously, she served as Counsel and Head of Northeast Asia Desk at the Singapore International Arbitration Centre (SIAC) administering international arbitration cases. She also lectures at the Engineering Project Management Programme at Seoul National University (SNU) College of Engineering in South Korea.

Julia has handled international dispute resolution matters across a diverse range of industries (including international arbitration, international mediation, and cross-border litigation) in the manufacturing, healthcare, pharmaceutical, construction and energy industries across jurisdictions including South Korea, Japan, China, Singapore, India, Vietnam, Thailand, Indonesia, Australia, Germany, Canada, and the United States of America.



Shinji Ogawa

Mr. Ogawa takes charge of the day-to-day procedural management of JCAA arbitration and mediation cases. His primary responsibilities encompass ensuring the fairness and timeliness of proceedings, participating in the selection of arbitrators, and reviewing the draft awards. In 2021, he played a vital role in the revision of JCAA arbitration rules.