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EÖTVÖS LORÁND UNIVERSITY



MINISTRY OF JUSTICE



HUNGARIAN
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AND INDUSTRY

HUNGARY'S NEW ARBITRATION LAW IN AN INTERNATIONAL CONTEXT

JANUARY 14, 2019 BUDAPEST, ELTE AULA MAGNA (EGYETEM TÉR 1-3.)

Hosted and Moderated by: **István Varga, János Burai-Kovács** and **Miklós Király**

- 08:30–09:00 *Registration*
- 09:00–09:10 Welcome Address by Secretary of State **János Bóka**
- 09:10–09:30 **János Burai-Kovács** „The Potential of Budapest as Re-Emerging Place of Arbitration”
- 09:30–10:00 **Tamás Éless** „The Scope of Application of the New Act and the Legal Relationship between Institution, Parties and Arbitrators”
- 10:00–10:30 **István Varga** „New Act – New Rules: The Conduct of the Proceedings with a Special View to the Taking of Evidence in the New Hungarian Arbitration Act and the New Budapest Rules”
- 10:30–10:50 *Discussion and Coffee Break*
- 10:50–11:20 **István Erdős** „Conflict of Laws in Arbitration”
- 11:20–11:50 **Csongor István Nagy** „The Conflict of Laws of Arbitrability”
- 11:50–12:20 **Tamás Szabados** „Arbitration in the Battlefield of International Investment Protection Law and EU Law with a Side-View to Hungary’s Recent and Current Exposure”
- 12:20–12:50 **Jens Haubold** „The ECJ’s Achmea Ruling and its Reception by the German Supreme Court: Implications for International Commercial Arbitration?”
- 12:50–13:30 *Discussion and Lunch*
- 13:30–14:00 **Zsolt Okányi** „The Role of the State Courts in Connection with the Arbitral Proceedings”
- 14:00–14:30 **Viktor Cserép** „Remedies Against the Arbitral Award – Reflections on the New Hungarian Arbitration Act from an International Perspective”
- 14:30–15:00 **Christian Aschauer** „Setting Aside of Awards – The Jurisdiction and Practice of the Austrian Supreme Court and the New Hungarian Act from the Perspective of another Continental Model Law Country”
- 15:00–15:30 *Discussion and Coffee Break*
- 15:30–16:00 **Marc-Philippe Weller** „Ordre Public in International Arbitration”
- 16:00–16:30 **Mary E. Bartkus** „The New Hungarian Arbitration Act from the Perspective of a US International Dispute Resolution Practitioner”
- 16:30–17:30 *Closing Discussion*

Attendance is free, please register indicating the names of participants at arbitration@ajk.elte.hu



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The Speakers

Dr. János BURAI-KOVÁCS is the President of the Permanent Court of Arbitration attached to the Hungarian Chamber of Commerce and Industry, attorney at law and arbitrator in numerous arbitrations worldwide (ICC, DIS, SCC, MKIK).

Prof. Dr. István VARGA is Head of the Department of Civil Procedure at ELTE Faculty of Law, attorney at law, arbitrator and expert witness in numerous commercial and investment arbitrations worldwide (ICSID, ICC, DIS, MKIK), former Director of Studies at The Hague Academy of International Law, member and scientific secretary of the Main Codification Committee of Civil Procedure, Visiting Professor at a series of foreign law schools, author of the Budapest Rules 2018.

Hon. Prof. Dr. Tamás ÉLESS is Lecturer and Honorary Professor at the Department of Civil Procedure at ELTE, Co-Lecturer on international commercial arbitration at the Asser College Europe, The Hague, member of the Codification Committee of Civil Procedure, former head the Corporate Disputes Practice of Freshfields Bruckhaus Deringer in Hungary and founding partner and head of Dispute Resolution Practice of Oppenheim. Frequently acts as arbitrator in major disputes.

Dr. István ERDŐS is Senior Lecturer at the Department of Private International Law and European Economic Law of ELTE Faculty of Law, Budapest.

Prof. Dr. Csongor István NAGY is Head of the Department of Private International Law at the University of Szeged and research chair at the Hungarian Academy of Sciences. He is recurrent visiting professor at the Central European University (Budapest/New York) and the Sapientia University of Transylvania (Romania), attorney at law and arbitrator at MKIK.

Dr. habil Tamás SZABADOS is Senior Lecturer at the Department of Private International Law and European Economic Law of ELTE Faculty of Law, Budapest. He earned his LLM title at University College London, his PhD and habilitation at ELTE. His research activity focuses primarily on private international law and international commercial law.

Jens HAUBOLD is attorney at law and Senior Partner with Thümmel, Schütze & Partners in Stuttgart, Germany, with practice in corporate and commercial litigation and arbitration as arbitrator and counsel (ICC, DIS e.a.), member of the Stuttgart Arbitration Circle, speaker at the Academy of European Law in Trier on conflict of laws and recently contributed to a major German commentary on Brussels Ia Regulation.

Dr. Zsolt OKÁNYI is a Litigation & Arbitration Partner at CMS Cameron McKenna Nabarro Olswang LLP leading the team in Budapest and Global Head of the Dispute Resolution Practice Group within CMS. He specializes primarily in construction arbitration and has a vast array of experience in disputes involving the banking, telecom and aviation sectors.

Dr. Viktor CSERÉP is a graduate from ELTE Faculty of Law Budapest and PhD candidate at the University of Vienna, associate with a focus on dispute resolution, secretary in arbitrations (ICC, MKIK), author of the English translation of the Budapest Rules 2018.

Univ.-Prof. Dr. Christian ASCHAUER is Professor at the University of Graz and an Independent Arbitrator based in Vienna. He has been conducting arbitrations under a variety of different rules (ICC, VIAC, Camera Arbitrale di Milano, DIS, Serbian Chamber of Commerce and Industry) and is a member of the Council of Arbitration of the Milan Chamber of Arbitration.

Prof. Dr. Marc-Philippe WELLER is Professor for Private Law, Commercial Law, International Private Law and Comparative Law at the Law Faculty of the University of Heidelberg and Director at the Institute for Comparative Law, Conflict of Laws and International Business Law, President of the German-French Law Association, Visiting Professor at a series of Universities in Europe and overseas, former Director of Studies and currently nominated Special Course Lecturer of Private International Law at the Hague Academy of International Law.

Mary E. BARTKUS is Special Counsel, Hughes Hubbard & Reed LLP, based in New York, concentrating her practice in life sciences, international arbitration and international litigation. She is a member of the Life Sciences Subcommittee of the American Arbitration Association / International Centre of Dispute Resolution. Prior to joining Hughes Hubbard, Ms. Bartkus was Executive Director and Senior Counsel to Merck & Co., Inc. of the United States, responsible for international litigation and international arbitration.