

# Cross-Sector Mediation Forum

## “Decoding the Mediator Selection Process: Gaining Insights into Being the Chosen One”



**Date: Friday, 28 April 2017**

**Time: 2:30 p.m. to 6:30 p.m. (Registration starts at 2:00 p.m.)**

**Venue: HKIAC, 38/F., Two Exchange Square, Central, H.K.**

The Cross-Sector Mediation Forum, “**Decoding the Mediator Selection Process: Gaining Insights into Being the Chosen One**” is organized by the Commercial Mediation Interest Group of the Hong Kong Mediation Council (“HKMC”), a division of the Hong Kong International Arbitration Centre (“HKIAC”).

Perhaps unknown to many accredited mediators in Hong Kong, different private sectors, and institutional/ special sectors have their own selection criteria for appointing a mediator. At this Forum, our eight eminent speakers from different sectors (Legal/ ADR, Corporate, Insurance, and Construction from the private sectors; the Financial Dispute Resolution Centre, Joint Mediation Helpline Office, Hong Kong Family Welfare Society and Hong Kong Housing Authority from the institutional/ special sectors) will share and discuss the attributes they look for in mediators when an appointment is made, and how these criteria may vary for different cases. It is indeed enlightening for mediators to know and understand the 'why' and 'what' factors which affect the appointment, and how to equip oneself better with a view to enhancing one's practice.

### FORMAT

#### Who Should Attend?

Mediators, lawyers, other professionals or anyone interested in mediation

#### Language:

**English** in the Private Sectors' Forum (refer to RUNDOWN Session 1),

**Cantonese** in the Institutional/ Special Sectors' Forum (refer to RUNDOWN Session 2)

#### Forum Format:

Brief respective presentations, followed by panel discussions with the assistance of a moderator

#### CPD: HKIAC /: 4 Points

HKMAAL / Law Society: Pending

FDRC: Pending

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### RUNDOWN

**Session 1 (English) starts at 2:30 p.m.**

Moderator – Ms. Jody SIN

Speakers – Mr. Julian COPEMAN

Greater China Managing Partner & Head of Disputes, Herbert Smith  
Freehills LLP, Hong Kong

– Ms. Fanny FUNG

Senior Vice President & Head of Claims, Asia Insurance Company Limited

– Mr. Stephen LEE

CEO, Chun Wo Construction Holdings Co., Ltd.

– Mr. David PARKER

Executive Director & Chief Executive Officer, ENM Holdings Limited, a listed  
associate company of the Chinachem Group

**Break**

**Session 2 (Cantonese) starts at 4:40 p.m.**

Moderator – Professor LEUNG Hing Fung

Speakers – Mr. CHAN Bing Woon, SBS, MBE, JP

Honorary Adviser, Joint Mediation Helpline Office

– Mr. Fred KAN

Chair of Appointment Committee, Financial Dispute Resolution Centre

– Mrs. Ruth WONG Chan Tsz Ying

Senior Coordinator (Mediation Services), Hong Kong Family Welfare Society

– Mrs. Kitty YAN

Assistant Director (Legal Service), Hong Kong Housing Authority

**Ends at 6:30 p.m.**

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### **SPEAKERS (SESSION 1)**

#### **Mr. Julian COPEMAN**

**Greater China Managing Partner & Head of Disputes, Herbert Smith Freehills LLP, H.K.**

Julian is managing partner of HSF's Greater China offices, as well as head of the disputes practice there. He is qualified in Hong Kong and England, where he is also qualified as a solicitor advocate. Julian is an accredited mediator with CEDR.

Julian has almost 25 years dispute resolution experience in England, Hong Kong and elsewhere in all forms of dispute resolution, including mediation. Julian led Herbert Smith Freehills' 2015 client survey on mediation usage in Hong Kong and was Chair of the Committee organising the Global Pound Conference in Hong Kong in February 2017

#### **Ms. Fanny FUNG**

**Senior Vice President & Head of Claims, Asia Insurance Company Limited**

Fanny is the Senior Vice President, Head of Claims of Asia Insurance Company Limited, responsible for establishing claims assessment guidelines, claims management procedures and work flow reviews. Fanny's education includes a Juris Doctor, Master of Laws, Master of Business Administration, Graduate Diploma of Insurance and Bachelor of Business Administration (Hons).

Fanny is an accredited mediator, panel assessor of Hong Kong Mediation Accreditation Association Limited and a Lead Trainer in Certificate of Professional Mediator Training Course. She is also a Fellow, Certified Insurance Professional of the Australian and New Zealand Institute of Insurance and Finance, Associate and Chartered Insurance Risk Manager of The Chartered Insurance Institute (UK).

#### **Mr. Stephen LEE**

**CEO, Chun Wo Construction Holdings Co., Ltd.**

Stephen is a Registered Professional Surveyor (QS) with fellow membership of The Royal Institution of Chartered Surveyors and The Hong Kong Institute of Surveyors and membership of the Chartered Institute of Arbitrators. He is on the Lists of Arbitrators of the Hong Kong International Arbitration Centre and the joint Hong Kong Institute of Surveyors and Hong Kong Institute of Architects. Stephen has 36 years' experience in quantity surveying and commercial management working in Hong Kong, Mainland China, Taiwan, Macau, Singapore and Malaysia. He joined the Chun Wo Group during 1998-2005 and has rejoined the Group in 2011. He is the CEO of Chun Wo Construction Group and the Director of Legal and Commercial of Asia Allie Infrastructure Holdings Limited.

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### **SPEAKERS (SESSION 1)**

#### **Mr. David PARKER**

**Executive Director & Chief Executive Officer, ENM Holdings Limited, a listed associate company of the Chiinachem Group**

David is also the chairman of the Investment Committee of the Company, a member of its Corporate Governance Committee, its Remuneration Committee, and a director of certain subsidiaries of the Company. David was educated at the University of Western Australia and has extensive senior managerial experience in both listed and unlisted companies in Hong Kong in industries including financial services, property development, hotels ownership and operation, and oil transportation, logistics and storage. Whilst responsible for the Legal Department of the Chinachem Group, David directed the Group’s involvement in a mediation concerning a major dispute in which it was involved with the HKSAR Government.

### **MODERATOR (SESSION 1)**

#### **Ms. Jody SIN**

Jody is a solicitor in Hong Kong, an accredited mediator of Hong Kong International Arbitration Centre, HKMAAL and The Law Society of Hong Kong. She is also a Distinguished Fellow of International Academy of Mediators (IAM).

Jody has a full time mediation practice where she mediates a broad range of commercial disputes, including, but not limited to employment, discrimination and workplace disputes, insurance, professional indemnity claims, property actions and shareholder disputes. She is also a certified conflict management coach, an adjunct lecturer with the University of Hong Kong School of Professional and Continuing Education (HKU SPACE) and a certified trainer of Mediation Training Institute (MTI), teaching accredited mediator courses in Hong Kong, workplace mediation and other courses in relation to the application of mediation. She was the past chairperson of Hong Kong Mediation Council (a division of Hong Kong International Arbitration Centre), and she is also a member of the Mediation Committee and Mediator Admissions Committee of the Law Society of Hong Kong.

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### **SPEAKERS (SESSION 2)**

#### **Mr. CHAN Bing Woon, SBS, MBE, JP**

**Honorary Adviser, Joint Mediation Helpline Office**

Mr. Chan has over 40 years of experience in the legal profession and had been admitted as a Solicitor in Hong Kong, UK and an Advocate and Solicitor of Singapore. He has served in a number of Government boards and committees, and was the chairman of District Council and an Urban Councillor.

In mediation, Mr. Chan is the Founding Chairman and Honorary Advisor of Joint Mediation Helpline Office and a member of the Secretary for Justice's Steering Committee on Mediation and chairs its Public Education and Publicity Sub-Committee. He is also a member of the Chief Justice's Working Party on Mediation and a former member of the Chief Justice's Civil Justice Reform Monitoring Committee.

#### **Mr. Fred KAN**

**Chair of Appointment Committee, Financial Dispute Resolution Centre**

Fred is the Senior Partner of Fred Kan & Co., an established commercial law firm in Hong Kong. He was a member of the Council of the Law Society from 1997 to 2002. He is currently the Chairman of the Law Society's Belt and Road Committee. In May 2016 Fred was admitted to the Law Society's Roll of Honour in recognition of his distinguished service to the Law Society, to the Council and to the development of the practice of law in Hong Kong. Fred was a Council Member of the Hong Kong International Arbitration Centre. He was also a Hong Kong Mediation Council Committee Member. Fred is currently a director of the Financial Dispute Resolution Centre.

#### **Mrs. Ruth WONG Chan Tsz Ying**

**Senior Coordinator (Mediation Services), Hong Kong Family Welfare Society**

Ruth, the Senior Coordinator (Mediation Services) of the Hong Kong Family Welfare Society, is an experienced accredited Family Mediation Supervisor who has handled over 1,000 family mediation cases since 1999. She has been the lead trainer of accredited Family Mediation Training Courses since 2012. She has extensive experiences in conducting live supervision and coaching on Mediation, Mediation CPD programmes and Mediation Training in different agencies, corporates and educational institutes in HK, the Mainland and Macau. She has been specialized in couple counseling.

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### **SPEAKERS (SESSION 2)**

#### **Mrs. Kitty YAN**

**Assistant Director (Legal Service), Hong Kong Housing Authority**

Kitty is the Assistant Director of Housing Department, the executive arm of the Housing Authority. In that capacity, Kitty heads the Legal Service Sub-division of the Housing Department, which major role is to provide advice on civil law matters including construction law issues, conduct civil proceedings involving the Housing Authority and criminal proceedings under the Housing Ordinance.

Kitty joined the Department of Justice during 1995 – 2012, specializing in construction arbitration and dispute resolution. In 2009, she obtained a Master of Law Degree in Arbitration and Dispute Resolution from the University of Hong Kong. She has been an accredited mediator since 2011. Kitty is currently a member of the Housing Department Tender Board.

### **MODERATOR (SESSION 2)**

#### **Professor LEUNG Hing Fung**

Mr. Leung Hing Fung is an Associate Professor in the University of Hong Kong, a practising barrister, arbitrator and mediator.

He is a Panel Member of General Accredited Mediator of Hong Kong Mediation Accreditation Association Limited (HKMAAL), Hong Kong International Arbitration Centre, Joint Panel of Mediators of Hong Kong Institute of Surveyors and Hong Kong Institute of Architects, Listed Mediator of Hong Kong Bar Association and Hong Kong Institute of Arbitrators. He is an Invited Mediator of the International Court of Mediation of Shanghai Free Trade Zone.

Mr. Leung is a Council Member and Lead Assessor of HKMAAL.

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### REGISTRATION FORM

Please complete the form and return by email to [mediation@hkiac.org](mailto:mediation@hkiac.org) or by fax +852 2524 2171 on or before **7 April 2017** to enjoy the early bird privilege.

**Full Name:** Mr./Ms. \_\_\_\_\_

**Contact Tel No:** \_\_\_\_\_

**Email:** \_\_\_\_\_

**Organisation:** \_\_\_\_\_

**Position:** \_\_\_\_\_

**Listed on Mediator Panels:** \_\_\_\_\_  
(if applicable)

#### Payment Method

Please make a crossed cheque payable to “**Hong Kong International Arbitration Centre – Hong Kong Mediation Council**” and send to HKIAC, 38/F Two Exchange Square, 8 Connaught Place, Central, Hong Kong. Please write your name and contact no. at the back of the cheque for easy administration.

**Cheque No:** \_\_\_\_\_

**Amount:** \_\_\_\_\_

#### On or before 7 April 2017

(HK\$290 for HKIAC Users' Council Member / HKIAC Accredited Mediator, HK\$390 for Non-member)

#### After 7 April 2017

(HK\$390 for HKIAC Users' Council Member / HKIAC Accredited Mediator, HK\$490 for Non-member)

**Name of Bank:** \_\_\_\_\_

Terms and conditions:

1. Seats will be allocated on a first-come-first-served basis.
2. Registration will be confirmed upon receipt of payment. No refund will be made after confirmation.
3. HKIAC reserves the right to accept or reject the registration. Notification and refund will be made in case of rejection.
4. HKIAC reserves the right to modify, postpone or cancel the information seminar.
5. HKIAC website: <http://hkiac.org/>