



NATIONAL APEX CHAMBER

# Conference on Arbitration Norms for Infrastructure Sector

8<sup>th</sup> January 2020, 3:00 p.m.  
PHD House, New Delhi



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Government of India's recent two major legislations namely The Arbitration and Conciliation Amendment Act 2019 and New Delhi International Arbitration Centre Act, 2019 will provide the much needed boost, especially to the Infrastructure Sector. This will provide efficient, swift and effective dispute resolution mechanism, so that infrastructure projects are not delayed or end up in litigation or insolvency proceedings. In the past, lack of dedicated institutions and institutional framework to oversee the sector delayed critical decisions and led to decline of private sector and FDI into this crucial sector of the economy.

The situation is however set to change, with several new policy measures initiated by Govt of India. The Cabinet Committee on Economic Affairs have approved certain reformative measures to aid the arbitral process like, advising government departments and public sector undertakings (PSUs) to transfer pending arbitration matters to the amended arbitration procedure with the consent of the other party and increasing the use of conciliation in dispute resolution. Moreover, in cases where the government departments and PSUs have challenged arbitral awards rendered against them, 75% of the amount of the award shall first be deposited by the government departments / PSUs into an escrow account against a margin-free bank guarantee from the contractor which will ensure that liquidity is available and no financial burden is unnecessarily imposed on the contractor.

Against this dynamic background, PHD Chamber of Commerce & Industry is organising a **Conference on "Arbitration Norms for Infrastructure Sector" on 8th, January 2020, 3:00 p.m. at PHD House, New Delhi.** The Conference's objective is to analyse the recent trends and developments in arbitration rules and regulations, discuss their impact, highlight the major issues and concerns and discover the way forward.

A large number of delegates from Industry, senior officials of Central and State Governments, Policy Makers, Legal Experts, Thought Leaders, Financial Institutions & relevant stakeholders are expected to attend the Conference. I feel honoured in inviting you to join the conference or nominate senior officials from your organization to attend. Your presence and inputs will greatly enrich the deliberations.

We look forward to your presence.

With regards,

**Dr. Ranjeet Mehta**  
Principal Director

### Salient Features of The Conference

- CONFERENCE /SEMINAR
- EXHIBITION
- NETWORKING COCKTAIL
- B2B MEETINGS



## Target Audience

- Infrastructure Developers (Roads & Highways; Metro Rail; Railways; Ports; Airports; Real Estate including Residential & Commercial; Urban Infrastructure Companies; Townships/SEZs; Companies engaged in Smart Cities sector)
- Policy Makers
- Government & Public Sector Undertakings in the field of infrastructure
- Construction Companies/EPC Contractors
- Construction Equipment Manufacturers & Suppliers
- Project Consultants
- Legal Firms
- Arbitration Institutions
- CPWD/State PWDs
- Industry Analysts
- Credit Rating Firms
- Sectoral Advisory Firms
- Bilateral and Multilateral Agencies
- Banks & Financial Institutions
- IT Solution Providers
- Academic & Research Bodies
- Trade Publications/Media

## Broad Agenda Outlook

### Session-I

**Theme: Drafting of Arbitration Agreements w.r.t. The Infrastructure / Construction Space**

**Points of discussion:**

- What are the various types of arbitration agreements?
- How have arbitration agreements evolved over the years?
- What role can FIDIC conditions play in the resolution of disputes?
- What has been the experience so far (across infrastructure sectors)?
- Dispute Review Boards (DRBs) & Arbitration Tribunals
- Implementation of ICC-URDG (International Chamber of Commerce – Uniform Rules for Demand Guarantees)
- EOT (extension of time) and LDs issues
- Bank Guarantee issued from Banks related to Arbitration

### Session-II

**Theme: The Arbitration and Conciliation Amendment Act 2019 and New Delhi International Arbitration Centre Act, 2019**

**Points of discussion:**

- Key features of the new Arbitration and Conciliation (Amendment) Act
- Key unresolved issues
- Impact on infrastructure companies and projects
- Arbitrators' perspective with regard to infrastructure projects in India
- Experience of Infrastructure developers/operators across sectors with regard to arbitration in India
- Experience of Construction contractors across sectors with regard to arbitration in India
- Issues on Valuation of Extra works, out of scope works, rate approvals with lack of fair & equitable contract administration
- Role of arbitration institutions in India (ICA, ICADR, Indian Institute of Arbitration and Mediation, etc.)
- What is the view of these institutions on the arbitration process in India? What are the key challenges?
- Lessons that can be learnt from global arbitration institutions?

## PREVIOUS PARTICIPANTS

The leading organisations that have participated in previous series of this event were: Ministry of Road Transport and Highways, Ministry of Commerce and Industry, Ministry of Shipping, National Highways Authority of India (NHAI), Border Roads, Organization, National Highways and Infrastructure Development Corporation Limited (NHIDCL), Airport Authority of India, Container Corporation of India Limited, Dedicated Freight Corridor Corporation of India (DFCCIL), India Infrastructure Finance Co. Ltd. (IIFCL), Highways Department, Govt. of Tamilnadu, GATI Ltd., Kribhco Infrastructure Limited (KRIL), Kale Logistics, Hitachi India, Quess, Afcons Infrastructure, IRB Infrastructure Developers, ICT, Adani Ports and SEZ, Gateway Rail, Feedback Infrastructure, L&T Construction, Tata Projects, NCC Limited, ONGC, Orica Mining Services, Optima Insurance Brokers, Paltech Cooling Towers, Parsav Nath Developers, Paschal Formwork, Parsons Brinckerhoff, SAGE, Powertec Energy, SBI Capital Markets, SOMA Enterprises, GMR Transportation, Essel Infraprojects Ltd., Noida Toll Bridge Company Ltd., CRISIL Infrastructure Advisory, SBI Capital Markets, ICRA, PWC India, Ernst & Young LLP, Dhir Associates, Indian Highways Management Company Limited (IHMCL), Bentley Systems India, National Remote Sensing Centre (NRSC), RITES, Trimble Solutions India, Central Road Research Institute (CRRI), IL&FS Transportation Networks, IVRCL, J R Laddha Financial Services, Jacobs Engineering, Kajaria, LSI Financial Services, Reliance Infrastructure, Srei Infrastructure Finance, UltraTech Cement, STRABAG, Tanta Construction, URS Consulting, US Embassy, Universal Construction & Machinery Equipments, TCI Express, TCI-XPS, VINCI Concessions, Tata Consulting Engineers Ltd., Tata Steel, Adani Infra (India) Limited, GOA PWD, Mokul Infrastructure, OM Logistics, L&T Infra Debt Fund, Deloitte, JK Cement, Rolls-Royce India, KKK Hydro, Kochhar & Co., KPCL, KPMG, Liebherr India, etc.

## SNAPSHOTS OF PAST EVENTS



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### PAST SPONSORS



**The delegate fee is Rs. 6000/-**  
(Plus 18% GST per delegate)

**\*Early bird discounts available (on the delegate fee)!!!**

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#### PAYMENT POLICY

- Full payment must be received prior to the Conference.
- Registration fee includes all documentation, Cocktail, tea/coffee and the Conference.
- Payments for "discounted" registrations should come in before the last date of specified discount.
- Delegate Fee is non refundable. However, changes in nominations are acceptable and prior registration is mandatory.
- The Conference is a non residential programme.

**For Registration, Sponsorship & Exhibition,  
contact:**

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