

The Asian Law Institute (ASLI) at NUS proudly presents

Evolution of Arbitration as a Legal Institution and the Role & Powers of the Court – The Malaysian Perspective

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ABSTRACT

To what extent should courts intervene in arbitration proceedings? Notwithstanding the fact that the courts have inherent powers, should the courts be more selective when called upon to intervene? What are the ramifications of too much court intervention in arbitration proceedings? Can there be exemplary roles of court intervention in arbitration proceedings?

These are some of the issues that will be addressed in this talk. While it is undeniable that court intervention in arbitration proceedings is not inherent but statutory, the questions still need to be addressed. The underlying factor is how much of supervision by the court is desirable considering that too little may go against the principles of natural justice, while too much may hamper the development of arbitration and hinder its establishment as a legal institution. What is the obligation of the courts in intervention, as the quintessence of arbitration was to sculpt a channel of dispute resolution out of court?

ABOUT THE SPEAKER



Associate Professor Grace Xavier joined the Faculty of Law, University of Malaya, as a tutor, in 1992. Prior to joining the Faculty, she was in law practice following her admission to the High Court of Malaya as an Advocate and Solicitor in 1990. In 2000, she was admitted as a Fellow of the Chartered Institute of Arbitrators, London, UK. She lectures in Land Law, Construction Law and the Law of Arbitration. Her main areas of research are in Construction Law, Arbitration Law, Housing Law and Law governing Acquisition of Land in Malaysia. Her most recent area of research is in Regulation of Public Procurement and Public Procurement Laws. Currently, she is the Programme Co-ordinator of the Bachelor of Jurisprudence (External) Degree Programme offered by the Faculty of Law, University of Malaya. Her previous appointments include being appointed as Legal Consultant to the Ministry of Planning, in Kuwait; Visiting Fellow, Centre of Construction Law and Management, King's College, London; Visiting Lecturer, NUS-King's College, Joint Programme, MSc in Construction Law & Arbitration, School of Design and Environment, NUS, Singapore, and Guest Lecturer, Faculty of Built Environment, University of Malaya. She is a Member of the Editorial Board of the Journal of Malaysian and Comparative Law, a publication of the Faculty of Law. Her main publication is an academic textbook, published in 2001, "Law and Practice of Arbitration in Malaysia", and used as a text by the LLM students. She has published extensively in the areas of Land Law, Construction Law, Law of Arbitration and Acquisition of Land since 1992. In addition to her book, her other publications constitute chapters in books, articles in refereed journals, both international and national, conference proceedings, and course manuals.

SEMINAR DETAILS

Date : 13 November 2009, Friday
Time : 2.00pm – 3.00pm
Venue : Lee Sheridan Room
Level 1, Eu Tong Sen Bldg
NUS (Bukit Timah Campus)

PROGRAMME

1.45pm Registration
2.00pm Seminar
2.45pm Questions & Answers
3.00pm End

Light refreshments will be served at the end of the seminar.

REGISTRATION

Admission is free.

Do register early as seats are available on a first-come-first-served basis.

Please RSVP to Elizabeth at tel : 6516 4382 or email at asli@nus.edu.sg indicating the following:

1. Your full name & Designation
2. Organization / Affiliation
3. Email address

Click [here](#) to register online.

Closing Date of application:

12 October 2008, Thursday, 10am

About the Asian Law Institute (ASLI)

The Asian Law Institute (ASLI) was established in March 2003 by a group of leading law schools in Asia. Its goal is to facilitate academic exchanges as well as research and teaching collaboration among colleagues from the thirteen founding institutions. The establishment of ASLI stems from the recognition that the diversity of legal traditions in Asia creates an imperative for Asian legal scholars to foster greater engagement with each other through collaborative research and teaching. For more information on ASLI, refer to our website at <http://law.nus.edu.sg/asli>