

CML Seminar Series

Foreign Anti-Suit Injunctions in China

Speaker:

Dr Zhao Liang, Visiting Senior Research Fellow, CML

Convenor:

Associate Professor Paul Myburgh

ABOUT THIS EVENT

An Anti-suit injunction is an order issued by a court or arbitral tribunal that prevents an opposing party from commencing or continuing a proceeding in another jurisdiction or forum. It is a discretionary remedy in common law jurisdictions such as England, Hong Kong, and Singapore. An anti-suit injunction may be granted where the commencement of foreign proceedings, e.g. Chinese proceedings, would breach a contract between the parties in which there is a valid exclusive jurisdiction clause or arbitration clause.

This seminar will examine how Chinese litigants can obtain advantages by bringing proceedings in Chinese courts when there is an agreement to foreign jurisdiction or arbitration. Where an anti-suit injunction is directed against Chinese litigants rather than Chinese courts, a breach of the anti-suit injunction amounts to a contempt of court and could lead to a fine or even the arrest of Chinese litigants. This seminar will discuss the possible reactions of Chinese litigants facing a foreign anti-suit injunction, namely opposing the grant of an anti-suit injunction or ignoring it, and how this issue causes other legal difficulties, such as parallel proceedings.

ABOUT THE SPEAKER



Dr Zhao Liang is an Assistant Professor in the School of Law at City University of Hong Kong. He obtained his PhD degree at the University of Hong Kong, LLM degree at Southampton University and LLB degree at Dalian Maritime University, China. He was a Visiting Scholar of the United Nations Commission on International Trade Law in 2008 and was also a speaker at the Global Shipping Law Forum 2015, "Indemnities and Guarantees in Maritime", hosted by CML.

Dr Zhao has published academic papers in reputable journals, including *Journal of Business Law*, *Lloyd's Maritime & Commercial Law Quarterly*, *Journal of International Maritime Law*, *Tsinghua China Law Review*, etc. He is the author of Chapter 3, "Ship Finance", in *Maritime Law and Practice in Hong Kong* (Sweet & Maxwell, 2015) and co-author of *Chinese Maritime Law and Practice*, to be published by Informa Law-Routledge in 2016/2017. He is a member of Hong Kong Maritime Law Association, Hong Kong Insurance Law Association, and China Maritime Law Association.

WHO SHOULD ATTEND

Lawyers, In-house counsel, banking and trade finance professionals, shipping professionals, legal officers working in the maritime industry, commercial trade and insurance.

Venue:

Maxwell Chambers Private Limited
32 Maxwell Road #03-01 Singapore 069115

Date and Time:

Thursday, 21 July 2016, 1600-1800

Event Programme

1600 : Registration
1630 : Start of Seminar
1730 : Discussion
1745 : Break
1800 : End of Event



Public CPD Points: 1.0
Practice Area: Admiralty / Shipping
Training Level: General

Participants who wish to claim CPD Points are reminded that they must comply strictly with the Attendance Policy set out in the CPD Guidelines. This includes signing in on arrival and signing out at the conclusion of the activity in the manner required by the organiser, and not being absent from the entire activity for more than 15 minutes. Participants who do not comply with the Attendance Policy will not be able to obtain CPD Points for attending the activity. Please refer to www.sileCPDcentre.sg for more information.

This event is complimentary. Seats are limited!

Register at

<http://tinyurl.com/cmlss210716>



Closing date:

Thursday, 14 July 2016

For any enquiries, e-mail us at cml@nus.edu.sg or contact Ms. Jothi at Tel: +65 6516 1305.