



## THE MALAYSIAN INSTITUTE OF ARBITRATORS

A Talk on  
**"Jurisdictional Challenges in International Arbitration:  
Pulling Oneself Up by One's Bootstraps"**  
By

**Ng Jern-Fei**  
**Wednesday, 04 June 2014**

### **Brief Synopsis**

The principle of party autonomy forms the cornerstone on which arbitration is based. The jurisdiction of an arbitral tribunal to decide a dispute between parties is derived from the agreement reached between those parties to refer the differences between them to arbitration. It is not uncommon for challenges to the jurisdiction of a tribunal to be brought, either during the arbitration itself or in the course of enforcement proceedings. The talk will cover some of the most recent court judgments on the subject, including those of the UK Supreme Court in *Dallah (supra)*, the Singapore Court of Appeal in *PT First Media v Astro Nusantara* [2014] 1 SLR 372 and the US Supreme Court in *BG Group v Republic of Argentina* 572 US (2014).

### **Outline:**

- Resisting and deciding jurisdictional challenges in international commercial arbitrations
- Recent court judgments

### **The Speaker**

**Ng Jern-Fei**  
**Barrister**



Jern-Fei is a barrister at Essex Court Chambers, with offices in London and Singapore. He has been appointed as counsel or arbitrator in some 90 arbitrations over the past 10 years. Jern-Fei was recommended by *Chambers Asia* and *Chambers Global* as a leading practitioner in International Arbitration: The English Bar in the Asia-Pacific region; the only junior barrister from the English Bar to be featured in this category, with silks making up the rest of the list.

Jern-Fei is also ranked by *Chambers Asia* as a leading practitioner in International Arbitration: The English Bar in Singapore (Band 1), and by *Legal 500 UK* and *Chambers UK* in up to four areas of practice (Civil Fraud, Energy, Shipping and Indirect Tax). He was named by *Legal Week* as one of ten *Stars at the Bar* for 2012 in the UK and described in the legal directories and guides as: "a QC in waiting" and a "formidable advocate" with a "blue-chip practice" and litigation experience that is "top-class".

**Time** : 6.00 pm to 7.30 pm  
**Venue** : The Malaysian Institute of Arbitrators, Unit 508, Lobby 2, 5<sup>th</sup> Floor, Block A, Damansara Intan, Jalan SS 20/27, 47400 Petaling Jaya, Selangor  
**Fee** : 

MI Arb members	RM30.00
Members of supporting organisations	RM50.00
Non-Members	RM70.00

Light refreshment will be served.

### REGISTRATION FORM

The Malaysian Institute of Arbitrators      Email: info@miarb.com      Tel: 03-77265311      Fax: 03-77265322

I wish to attend the Talk on "Jurisdictional Challenges in International Arbitration" on **04 June 2014**.

Name: \_\_\_\_\_ Profession: \_\_\_\_\_  
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Payment by Cheque No. \_\_\_\_\_ RM \_\_\_\_\_, made payable to "The Malaysian Institute of Arbitrators"

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The organiser reserves the right to : (i) change the programme / venue at any time; (ii) cancel or postpone the event at any time and under such circumstances, will refund registration fees in full, otherwise no refunds will be made for cancellations but substitution is allowed. Receipts will be issued at the venue. Photocopies of registration forms are acceptable.