

National Workshop for High Court Justices on Commercial Law [P-1340]

1st & 2nd April 2023

At National Judicial Academy (NJA), Bhopal

PROGRAMME SCHEDULE

Session/ Timing	Theme
Day 1 1st April 2023 (Saturday)	
Session 1 10:00AM -11:30AM	Commercial Courts Act: Genesis, Benefits and Challenges <u>Proposed Scope of Discussion</u> <ul style="list-style-type: none">• Context & Nature of Commercial Disputes• Mandatory compliances under the Act: Processes & Timelines• The Role of Commercial Division & Appellate Division in Handling of Complex Disputes• Specified Value of Commercial Disputes• Pre-institution Mediation & Settlement
11:30AM - 12:00 PM	Tea Break
Session 2 12:00PM - 01:30PM	SESSION 2 Interpretation of Construction and Infrastructure Contracts <u>Proposed Scope of Discussion</u> <ul style="list-style-type: none">• Public Private Partnership (PPP) (Concession model)• Design, Build, Finance, Operations & Transfer Contracts• Operation and Management Contracts• Disputes under building & Development Contracts• Composite and Split Contract• Design & Build Contract
01:30PM - 02:30PM	Lunch Break
Session 3 02:30PM - 04:00PM	Intellectual Property Rights: Infringement & Enforcement <u>Proposed Scope of Discussion</u> <ul style="list-style-type: none">• IP Infringement: Civil and Criminal Remedy• Specified Value of IP suits under Commercial Courts Act• Arbitrability of Intellectual Property disputes• Pecuniary jurisdiction of courts in IPR disputes• Culture of “Interim Relief”: Scope & Impact Assessment• Transfer of suits u/S. 7 of Comm. Courts Act.
Day 2 2nd April 2023 (Sunday)	

<p style="text-align: center;">Session 4</p> <p>10:00AM -11:30AM</p>	<p style="text-align: center;">Arbitration and Conciliation Act: Towards a Model Dispute Resolution</p> <p style="text-align: center;"><u>Proposed Scope of Discussion</u></p> <ul style="list-style-type: none"> • The Arbitration and Conciliation (Amendment) Act, 2019 & 2021 • Limiting Judicial Intervention • Qualifications, experience and norms for accreditation of arbitrators. • Arbitration Council of India & its composition • Relaxation of time limits & completion of written submissions • Confidentiality of Proceedings
<p style="text-align: center;">11:30AM - 12:00PM</p>	<p style="text-align: center;">Tea Break</p>
<p style="text-align: center;">Session 5</p> <p>12:00PM - 01:30PM</p>	<p style="text-align: center;">Recognition & Enforcement of Arbitral Awards</p> <p style="text-align: center;"><u>Proposed Scope of Discussion</u></p> <ul style="list-style-type: none"> • Convention on the Recognition and Enforcement of Foreign Arbitral Award (New York, 1958) • Foreign judgments from non-reciprocating countries • Public policy and enforcement of international arbitration awards • Conditions & limitation period for enforcement of arbitral awards • Challenges in executing foreign arbitral awards in India • Miscellaneous and procedural aspects
<p style="text-align: center;">01:30PM - 01:45PM</p>	<p style="text-align: center;">Audit of the Course by Participant Judges</p>
<p style="text-align: center;">01:45PM</p>	<p style="text-align: center;">Lunch Break & Departure</p>

Academic Coordinators

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