



International Shipping Law **4**



30 Years of International Arbitration at CCLS **6**



The Institute of Regulation and Ethics at CCLS **10**



Lucian Ilie Paris LLM Alumni Profile **12**



 Queen Mary
University of London

Centre for Commercial Law Studies

Centre for Commercial Law Studies **Alumni** Eighth Edition – Winter/Spring 2015
Bulletin

Welcome from the Head of CCLS

Dear CCLS Alumni

This year we will be celebrating the 30th anniversary of the School of International Arbitration with a landmark conference in April on “The Evolution and Future of International Arbitration”. The school was created in 1985 by Professor Julian Lew QC, who has been its head since its inception, and the then director of CCLS Professor Sir Roy Goode QC. They rightly believed that arbitration would be an essential dispute resolution system. The impact of the school has grown considerably over the past 30 years, and it is now considered a leading contributor to the science of international arbitration. You can read more information about the School of International Arbitration’s 30th anniversary conference, as well as its past achievements and future plans on pages 6 and 7.

This issue also introduces the establishment of the new Institute of Regulation and Ethics, pages 10 and 11. The Institute aims to provide a focus for research on the ethical, legal and regulatory implications of market

complexity and on the impact of regulatory reform on regulatees and other stakeholders. It will actively involve regulators, governments, business, and the legal profession in its activities. Despite being relatively new the Institute has already held several events including roundtable discussions and an inaugural conference, and will co-host a Task Force on Third-Party Funding in International Arbitration with the International Council for Commercial Arbitration.

This issue also highlights our new specialism in International Shipping Law; has an interview with Duncan Matthews, Professor of Intellectual Property; and profiles an alumnus of our LLM Paris programme.

Thank you to all of the alumni, staff and current students who have written articles for this issue of the Bulletin.

With all good wishes!

Professor Spyros M Maniatis

Head, Centre for Commercial Law Studies
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Please contact us if you have any comments or if you would like to write an article for the bulletin.

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Articles in this issue

- 4 International Shipping Law**
Dr Tina Loverdou and Dr Miriam Goldby
- 5 Postgraduate Law Alumni Weekend and Alumni Association Launch**
Professor Anne Flanagan
- 6 30 Years of International Arbitration at CCLS**
- 10 The Institute of Regulation and Ethics at CCLS**
Professor Stavros Brekoulakis
- 12 The LLM in Paris**
Lucian Ilie - Paris LLM Alumni Profile



4



10



5



6

Regular Features

- 8 Ask the Professor**
- 13 Events**
- 14 Did You Know?**
- 15 On the Bookshelves**
- 16 Alumni News**



12

All views represented in these articles are those of the writers and contributors.

International Shipping Law

Our London-based International Shipping Law specialism has been further enhanced by a newly launched intensively taught programme in Greece, in cooperation with the Hellenic Management Centre. Here, specialism convenors Dr Tina Loverdou and Dr Miriam Goldby share their thoughts.

Our new specialism in International Shipping Law is developing fast with 46 students registering for our full-year module in International Shipping Law and 18 registered for the specialist programme. New one-semester modules designed for the ISL programme, on P&I Clubs and Legal Aspects of Paperless Trade, also saw healthy registration numbers. In July 2014 we ran a successful event on The Continued Development of Shipping Law: The Role of Arbitration, hosted by the Baltic Exchange, sponsored by 20 Essex Street Chambers and Oxford University Press, and



featuring nineteen speakers, including academics and practitioners, from many different countries. Our next research event in London is planned for summer 2016, and we are currently exploring several opportunities for research development in the field of International Shipping Law with a number of overseas academic institutions.

In addition to the London-based programme, we have launched a new intensively-taught LLM programme in International Shipping Law in Greece, for which Dr Tina Loverdou is the Programme Director. This new LLM, a cooperation between CCLS and the Hellenic Management Centre (HMC), will be taught entirely by Queen Mary University of London staff at the HMC in Piraeus, Greece. CCLS has found a strong partner in the HMC, which has been committed to professional education and development within the shipping industry since 1999. HMC offers education and maritime training programmes addressed to major companies and experienced shipping professionals, designed to upgrade their theoretical and practical grounding. Since 2003, HMC has been the Official Educational Provider of the Institute of Chartered Shipbrokers, the only internationally recognised professional body for shipping professionals, offering ICS Courses leading to ICS Membership.



Dr Tina Loverdou, Programme Director of the LLM in International Shipping Law (Piraeus, Greece)

The launch reception for the programme took place at the Residence of the British Ambassador in Athens in December 2014 and was attended by eminent figures of the legal and shipping communities, among them the British Ambassador, John Kittmer, QMUL Vice Principal International Professor Sadler, CCLS Head, Professor Spyros Maniatis, and Ms Natalia Margioli, Managing Director of the HMC. We were especially pleased to be able to welcome a number of Greek CCLS alumni to this event.

The programme follows on from the success of our London-based LLM in International Shipping Law and is primarily designed for busy shipping and shipping law professionals with relevant work experience. It offers students the opportunity to develop academic and



Left to right: Professor David Sadler, Dr Tina Loverdou, Ms Natalia Margioli, Professor Spyros Maniatis, John Kittmer



professional expertise in specialised areas of global maritime law, including Wet Shipping Law, Marine Insurance, International Commercial Law, P&I Clubs, Carriage of Goods By Sea and Charterparties. The LLM is also accredited by the Institute of Chartered Shipbrokers.

Professor Sadler stressed that the new LLM programme fits in perfectly with the heightened international profile of QMUL, which also includes joint programmes in China and Paris, in addition to the international student and staff community.

All speakers at the event agreed that the programme would play a role in Piraeus becoming a metropolitan shipping hub that contributes to the development of commercial law from an international and comparative perspective.

The programme presents a unique opportunity for students and maritime professionals living in Greece to receive a postgraduate degree from QMUL without having to relocate.

British Ambassador to Greece, John Kittmer, at the launch of the new LLM in International Shipping Law, Piraeus, Greece said, the programme builds on, **“...strong, historic links between Greece and the UK in the maritime sector (which) are expanding further in the area of postgraduate education of lawyers and shipping professionals.”**

Postgraduate Law Alumni Weekend and Alumni Association Launch

LLM Director, Professor Anne Flanagan.

Put the weekend of the 5 June 2015 in your calendars for an exciting event; the first Postgraduate Law Alumni Weekend and launch of the QMUL Postgraduate Law Alumni Society! We invite our former students back to London and CCLS to attend what we hope will be a regular event. My LLM year was one of the best of my life, (Class of 2000). I had great friends that year that I miss and would love to see again. I have also taught many since. It would be so nice to see them, too. I think this weekend will be a wonderful opportunity to catch up and renew those relationships. I am sure other LLM and PhD grads who loved being at QMUL would feel that way. The weekend and meeting will offer plenty of opportunities to catch up with old friends and make new ones.

The weekend's events will include an evening reception on Friday at one of the historic Inns of Court. Saturday includes a legal conference at the CCLS campus in Lincoln's Inn Fields with an opening plenary, followed by round table discussions. Saturday will also see the first

annual meeting and launch of the QMUL Postgraduate Law Alumni Society. CCLS Head, Professor Spyros Maniatis notes, “Wherever I travel there are QMUL LLM alumni who tell me that they wish to enhance their contacts with each other and the School of Law. A Postgraduate Law Alumni Society will let alumni build and run the kind of alumni association that facilitates that. It can help them celebrate their accomplishments, develop new networks including local chapters, be more involved in QMUL and their own alumni activities. It can also enable the benefits that many alumni associations provide to their members. We at CCLS are happy to support this!”

A fun medieval style dinner and reception on Saturday night will be followed by a Sunday brunch cruise on the Thames which should be lovely on an early June day. We hope to see you there.

More details and booking information are available at: www.ccls.qmul.ac.uk/alumni/events



30 Years of International Arbitration at CCLS

The School of International Arbitration will celebrate its 30th anniversary with a landmark conference on “**The Evolution and Future of International Arbitration**”, in April 2015.

The School of International Arbitration (SIA) is a centre of excellence in research and teaching of international arbitration within the Centre for Commercial Law Studies. SIA was created in 1985, and Professor Julian Lew QC has been its head since its inception.

SIA owes its existence to the foresight of, among other people, the then Director of CCLS, Professor Sir Roy Goode QC, who together with Julian Lew considered arbitration to be an essential dispute resolution system for international commercial transactions, and rightly predicted that it would become even more so in the future. Accordingly, the School's trailblazing aim was to undertake teaching and research into the developing law and practices of international arbitration, to define it as an independent academic subject, and to contribute to the knowledge of practitioners and users. Queen Mary was the first university anywhere in the world to develop a specialist post-graduate research and teaching programme in international arbitration. It was our ambition to have a truly international programme catering for students from developed and developing countries and to contribute to the international and comparative outlook needed in order to succeed in international arbitration.

In the 30 years since its establishment, the School has achieved many of these goals. During this time, it has also welcomed more than 3000 students (including 30 PhD students) from over 80 countries in every region of the world. Many graduates from our courses are now actively involved with

international arbitration, working in law firms, in-house with corporations, government service and for arbitration institutions. There are also former students now teaching international arbitration in universities around the world. Although other universities also now offer specialist Master's programmes on international arbitration, SIA retains a globally leading role not least thanks to the number of its courses and the eminence of its faculty.



Professor Julian Lew QC, Head of the School of International Arbitration

Today the School of International Arbitration offers a range of international arbitration courses, including specialist LLM, postgraduate diplomas, professional training, and one of the world's largest specialist PhD programmes. For audiences outside of London, we deliver short courses all over the world and offer distance-learning diplomas in international dispute resolution. The SIA also offers a Paris-based LLM on international arbitration. Our academic members' high-profile publications have a major impact on arbitration and litigation doctrine and practice.

The impact of the School has been constantly increasing over the years, and it is now considered a leading contributor to the science of international arbitration. We have close links with major arbitration institutions and international organisations working in the area of arbitration as well as law firms, governments and inter-governmental bodies that wish to develop a non-judicial settlement of dispute mechanism.

International arbitration has evolved significantly since the establishment of the School of International Arbitration in 1985. To mention but a few areas:

- **Developments in legislation:** adoption of the UNCITRAL Model Law in over 60 legal systems, and changes in law in many non-Model Law jurisdictions, including England, France, and Switzerland;
- **Emergence of seminal case law:** landmark decisions of the highest courts in different jurisdictions breaking new ground and setting new standards for arbitration and influencing decisions in other jurisdictions;
- **Practice:** many international law firms have developed specialised arbitration groups, with the number of lawyers practicing arbitration growing exponentially;
- **“Institutionalisation”:** the establishment of new arbitration institutions in various countries including in Latin America, Asia and Africa;
- **Increase in case numbers:** there has been an enormous increase in the use of arbitration evidenced by the number of arbitrations administered by the best known arbitration institutions and the plethora of new arbitration institutions created;



School of International Arbitration



Left to right: Dr Remy Gerbay, Dr Debbie De Girolamo, Professor Stavros Brekoulakis, Dr Maxi Scherer, Professor Loukas Mistelis, Professor Julian Lew QC

- **Scholarship and research:** arbitration has attracted the interest of many legal scholars and other scholars from different disciplines who are examining arbitration using a variety of methods of inquiry, such as doctrinal, empirical, interdisciplinary and contextual analysis.

As arbitration has become the accepted mechanism for international dispute resolution in international business, the scope and nature of international arbitration has broadened enormously to encompass disputes implicating national and international public policy and state sovereignty which previously fell within the exclusive domain of state courts.



However, aspects of international arbitration have come under scrutiny and improvements for flaws are explored. Although criticism of investment and commercial arbitration arises in different fashion and volume, critical voices of both the users and the public domain raise important questions about the legitimacy of the international arbitration process, and the need for greater controls, certainty and efficiency of the practice of arbitration. SIA and its members are actively involved in identifying and developing answers to these challenges.

Since its inception, SIA has held two major conferences that have resulted in important publications, entitled *Contemporary Problems in International Arbitration* (1986) and *Pervasive Problems in International Arbitration* (2006). A third conference is coming up in April 2015, to celebrate the School's 30th anniversary. It is organised by Professor Julian Lew, Professor Loukas Mistelis and Professor Stavros Brekoulakis.

This anniversary presents an outstanding opportunity to examine the evolution of international arbitration and its future challenges. More specifically, this will include:

- The main drivers for the development of international arbitration and the key evolutionary landmarks of the last 30 years;
- The autonomous nature and the “value” of the arbitral award;
- Modern trends relating to the concept of consent in arbitration;
- The interface between courts and arbitration;

- The distribution of power, diversity and imbalances in international arbitration;
- The evolution and future of the arbitration process;
- Roundtables on teaching and research in arbitration.

The 30th Anniversary Conference

The Conference will be held in London on **19-21 April 2015**, and will bring together 46 leading academics and practitioners and hopefully a large international audience. They will collectively reflect on the evolution of arbitration since the creation of the School and will attempt to look into the future and explore novel issues and challenges. One significant difference of the 30th anniversary conference in relation to the inaugural conference is that this will be a much more global and less Euro-American-centric conference, as arbitration has rapidly developed in Africa, Asia, Latin America and the Middle East.

We expect the conference to be a major event in the arbitration calendar in 2015 and we look forward to welcoming back to London many friends and alumni of the School. We are also excited to see that the Alumni and Friends of the School of International Arbitration (AFSIA) will organise a one-day conference on “The Procedure of International Arbitration: How Effective are the Tools?” directly after the SIA conference – another sign of the vibrancy SIA and AFSIA enjoy. Mark in your diaries these four days of academic discourse, professional networking and social gatherings and plan your trips to London!

Ask the Professor

Duncan Matthews, Professor of Intellectual Property, interviewed by Olga Gurgula, current PhD Student in Intellectual Property and Competition Law, Ukraine.



If you were given 3 sentences to describe IP to young lawyers/students what would they be?

IP is intended to promote innovation and creativity. The unintended consequences of IP can include anti-competitive practices and human rights abuses - the right to health or the right to privacy, for instance. We need good young lawyers to ensure that the IP system operates in a way that ameliorates the unintended consequences.

What do you see as the main challenges for IP law, especially in the era of globalisation?

IP has become a very controversial area of law in the era of globalisation, with a polarisation of views (proponents of IP and IP sceptics) and this polarisation of views risks fragmenting established international IP norms. On the one hand, the debate has become so political and so controversial nowadays, and there is so little progress in forums such as WIPO and WTO TRIPS Council, that established norms are increasingly being replaced by

TRIPS-plus IP Chapters in bilateral or regional free trade agreements. On the other hand, IP sceptics are calling for greater development-orientated IP policies. There is also the possibility that investor state dispute resolution will increasingly replace the WTO Dispute Settlement Mechanism, which will bring further new challenges for the international IP system.

Why is studying IP Law at CCLS a good choice for those wishing to build a career in this field?

CCLS offers a huge choice of LLM modules in IP that is probably unique in the world. Also, CCLS is truly international, with teachers and students from all over the world. It is like having an encyclopedia of international law in living form, so culturally and for networking CCLS is a great choice for those who want to build a career in IP. Wherever I go in the world I find former students heading up the IP departments of major law firms, or who are judges or government officials - so the CCLS alumni network is a great strength and is one of the benefits of being part of the CCLS family that continues long after our students' time in London has come to an end.

What is special about the way the postgraduate courses are taught here?

The CCLS ethos is teaching commercial law from an international and comparative perspective. That makes us different from most other law schools. Also, the teaching is very much research-led and policy-led since all of us who are teaching in CCLS have practical experience either in law firms or as advisors to governments and international institutions. In my case, I have advised the UK Intellectual Property Office, the European Patent Office and the United Nations Development Programme, amongst others.

CCLS also offers a number of courses and programmes for IP professionals. Can you tell us a little bit about these?

CCLS has very strong links with the IP professions. Today, 80% of patent attorneys and 100% of trade mark attorneys entering the professions begin their careers by studying for the Certificate in Intellectual Property Law, the MSc in Management in Intellectual Property or the Certificate in Trade Mark Law and Practice. I also run a training programme at CCLS for candidates preparing to sit the European Qualifying Examination so that they can demonstrate the requisite skills to represent clients before the European Patent Office. That course is also becoming more and more popular every year.

You have been teaching and researching IP for 20 years. What is your main research interest today?

I would say three research areas: (1) the EU Unitary Patent Package, which will be the biggest change to patent law and practice in Europe for over 40 years; (2) the draft chapter of the Trans-Pacific Partnership Agreement, which contains TRIPS-plus measures which will have implications for access to medicines in the region; (3) IP and the Life Sciences, where cutting-edge scientific research raises new challenges for the operation of the patent system.

You mentioned the Unitary Patent as one of your main research interests. How do you think the EU Unitary Patent Package will impact on the legal profession and on London?

The fact that the part of the Central Division of the new Unified Patent Court dealing with life sciences inventions will have its seat in London will put the city at the heart of the new EU unitary patent system. In addition, the UK has such a good reputation for the quality and expertise of its lawyers, patent attorneys and judges that the country has a great deal to contribute in terms of making sure the new system becomes a success. These are exciting times for patent law in Europe and that is why I collaborated with the Academy of European Law to organise an international conference on Preparing for the Unitary Patent Package, which took place in the Old Hall of Lincoln's Inn in December.

Despite the fascination of IP, surely you also venture out of your office every once in a while. What are your favourite places in London?

The Barbican Centre (best music venue), Broadway Market (my local street market on Saturdays), Victoria Park (good for dog walks), Primrose Hill (best views of London for visitors), London Fields Lido (my local outdoor swimming pool, which is the same size as an Olympic swimming pool and has water heated to 27 degrees), London Review Bookshop (best bookshop in London), Rough Trade East (best place to buy music).



The Institute of Regulation and Ethics at CCLS

A brand new Institute - The Institute of Regulation and Ethics - has been established at CCLS this year, headed by Professor Stavros Brekoulakis, Professor Catherine Rogers and Dr Costanza Russo.

The inter-relationship between commercial law, regulation and ethics is a new frontier for both law and regulation. The Institute has been established in recognition of this. The Institute will help to lead thinking in the area and actively participate in how regulation is considered and shaped in the future.

The commercial and business world is facing unprecedented regulatory change, in terms of the number, speed, nature and form of new initiatives, their complexity, and their interplay. Regulatory developments raise fundamental questions about the economics of business models, organisational strategy, and, more generally, the sustainability and expediency of the current market structures that they intend to regulate. They also raise important questions in relation to corporate attitudes, ethical duties and responsibilities for a more sustainable model of activities and greater engagement with society.

Such a complex and rapidly changing landscape poses a challenge for regulators, as markets have become increasingly difficult to govern. This exposes the limitations of current forms of regulation. It also calls for novel forms of governance but it is unclear how experimental governance can be



Professor David Wilkins, Lester Kissel
Professor of Law, Director, Program on the Legal Profession, Vice Dean for Global Initiatives on the Legal Profession, Harvard Law School, Cambridge (USA)

implemented in a way that is consistent with the demands of the rule of law.

These developments have stimulated growing demand for research to guide policy makers and business leaders to identify key developments and trends that are likely to determine future legal and regulatory reform, to assess how these developments will affect the conduct of daily business, and to plan appropriate regulatory and business strategy in response.

In the UK, the creation of a new professional body for banking standards has been envisaged as a way to promote higher standards of behaviour and competence across the industry. However, in this field there is a constant tension as to the efficacy and effectiveness of principle-based regulation, vis-à-vis self-regulation and credible deterrence that deserves proper investigation. Regulatory trend is also important in the regulation of the legal profession itself. While conduct of legal representatives before national courts is typically regulated by Bar Associations, Bar Councils and Law Societies at national and sub-national levels, increasingly, transnational conduct of attorneys is beyond the regulatory reach of these local and national bodies. Some work has been done, for example, through the Code of Conduct for European Lawyers promulgated by the Council of Bars and Law Societies of Europe, to broaden bar cooperation at a regional level, but even these efforts have failed to provide meaningful guidance and control over attorneys operating at a translational level. In recent years, the absence of counsel regulation has increasingly raised problems when counsel from different systems appear on opposing sides before international tribunals.

Specifically in international arbitration, the clash of different national ethical traditions has resulted in conflicts and confusion. For

these reasons, the ethics of counsel in international arbitration has in recent years been identified as an essential area in need of both scholarly and intellectual analysis and practical legal reform.

The objective of the Institute of Regulation and Ethics will be to provide a focus for research on the ethical, legal and regulatory implications of market complexity and on the impact of regulatory reform on regulatees and other stakeholders. It will actively involve regulators, governments, business, and the legal profession in its activities.



Left to right: Professor Catherine Rogers, Professor Stavros Brekoulakis, and Dr Costanza Russo

It will inform policy at a high level, and as it is being written, through engagement with regulators, governments and other policy makers nationally, regionally and internationally.

It will disseminate knowledge through publications, partnerships and events. It will bring business, the legal profession and regulatory specialists together with governments, regulators and other policy makers to debate key issues - leading to improvements in the regulatory environment. The Institute will nurture a new generation of professionals whilst being at the forefront of legal scholarship and law reform.

Overarching themes in regulation of particular interest to the new institute will be issues common to all forms of regulation, such as: considering how a regulatory body should be structured and “who” should be the regulator; considering the benefits and disadvantages of self-regulation; examining what powers regulators should hold and their constraints; considering who regulates the regulators; bringing together and exploiting synergies between business, scholarly research and policy making, and having impact beyond the confines of academia.

...the Institute of Regulation and Ethics will provide a focus for research on the ethical, legal and regulatory implications of market complexity and on the impact of regulatory reform...

The Institute has just secured Dr Kara Tan Bhala as its inaugural Visiting Fellow. Dr Tan Bhala is the President and Founder of the think tank Seven Pillars Institute for Global Finance and Ethics, whose mission is to highlight and analyse issues of moral philosophy in global financial markets with a view to enhancing ethical practice and policy. Over the next two years, Dr Tan Bhala will give presentations, take tutorials and contribute to a book that will be edited by Dr Costanza Russo.

The Institute has also held several events. On 28 October, Professor Philip John Rawlings, Dr Andromachi Georgosouli and Dr Costanza Russo (Deputy Director of the Institute for Regulation and Ethics) led a roundtable discussion on Regulation in Financial Services: Prevention, Prescription and Punishment. This was hosted by Deloitte's EMEA Centre for Regulatory Strategy, headed by Clifford Smout. Participants included colleagues from CCLS, Cass Business School, King's College London and University College London, senior compliance executives and

general counsels from major banks, practitioners and regulators, from the Financial Conduct Authority and the Prudential Regulation Authority.

To assess and contribute to reform efforts, and locate the existing debate on ethics in international arbitration within a larger global context, the Institute for Regulation and Ethics hosted its inaugural conference on 11 September 2014, entitled The Arguments For and Against Further Regulation of Arbitration Counsel. At the conference, leading experts in the field discussed and debated these issues, assessed and proposed potential future reforms, and evaluated these proposed reforms in light of existing global trends, both within and beyond international arbitration.

The Institute will also co-host (with the International Council for Commercial Arbitration) a Task Force on Third-Party Funding in International Arbitration. A wide range of stakeholders will participate, including third-party funders, arbitrators, practising arbitration lawyers and barristers, governmental officers and academics.

The Institute of Regulation and the Ethics will help to lead thinking in these areas and actively participate in how regulation is considered and shaped in the future.

If you or your organisation would like more information on becoming involved in this exciting new Institute, please contact: Stavros Brekoulakis, Professor in International Arbitration and Commercial Law, Attorney-at-law, Director of Research Tel: +44(0)20 7882 8215, s.brekoulakis@qmul.ac.uk

Available LLM modules in Ethics or Regulation

- Ethics in Business and in Finance
- Regulation of Financial Markets
- Securities Regulation
- Regulation of International Trade
- Insurance Regulation
- Energy Regulation and Policy
- International Regulation and Governance of Energy
- Principles of Regulation
- Introduction to Insurance Regulation
- Regulation of International Investment and Public Policy
- Competition and Regulation in EU Healthcare Markets
- Market Integration and Regulation in the European Internal Market



The Inaugural Conference of the Institute for Regulation and Ethics: The Arguments For and Against Further Regulation of Arbitration Counsel

Lucian Ilie - Paris LLM Alumni Profile

Associate lawyer at Lazareff Le Bars - Arbitration department - Paris.
LLM in International Dispute Resolution - 2013/2014 - Paris.



Prior to attending the LLM Paris programme at Queen Mary University of London, I completed a joint bachelor programme at University of Toulouse and University College Dublin. In addition, I have completed a Master's degree in International and European Law at University of Toulouse which confirmed my resolve to pursue an international career path.

After I passed the Paris Bar exam in 2012, I applied to pursue an LLM in order to specialise in international arbitration because I felt this would provide me with a competitive advantage in the legal market. Queen Mary's LLM in Paris was my first choice because it is the sole tailored LLM programme in Paris for working professionals. Pursuing this LLM and practicing at the same time is not impossible but requires a real investment and a lot of energy!

In addition, Queen Mary has an excellent academic reputation, especially in the field of international arbitration with the School of International Arbitration. The courses taught during the LLM such as International Commercial Litigation, Investment Arbitration, Commercial Arbitration and Energy and Construction Disputes, allowed me to specialise and to gain an in-depth knowledge of different types of arbitration proceedings, particularly ICC and ICSID.

The level and the quality of courses are amazing and the possibility to interact and debate with professors is another key asset of this LLM as we are in small groups. On the other hand, it's a great experience to meet and exchange with other practitioners from the whole world.

This experience has played a pivotal role in my legal career since today I am a lawyer practicing arbitration in Paris, the 'home' of international arbitration. It is exactly what I was looking for.

Last but not least, I can't tell you how proud I am to be the new coach of the LLM Paris team for the Frankfurt Investment Arbitration Moot Court.

The LLM in Paris, France

The LLM in Paris is an innovative Master of Laws programme, which brings CCLS expertise to Paris. Our experienced academics teach this Queen Mary University of London degree, in English, at premises overlooking l'Esplanade des Invalides, in the heart of this iconic city.

Launched in 2012, the programme provides students with an in-depth and practical immersion in commercial law, offered from both comparative and international perspectives, within a common law framework.

Students can opt for an LLM in International Business Law, or a specialised LLM in:

- Banking and Finance Law
- Intellectual Property Law
- International Dispute Resolution and Economic Law

Students can take advantage of the distinctive features of this programme: the flexible nature of classroom delivery, the interactive style of teaching to small class sizes, the option to spread studies over one or two years, and the possibility to start either in January or September.

The student body includes qualified lawyers, in-house counsels, and élèves avocats drawn from over 40 nationalities. Their varied backgrounds and experiences create a unique and close-knit community. Interaction with Paris-based alumni of both the London and Paris programmes is also encouraged.

For more information about this LLM, and associated CCLS activities in Paris, please visit www.law.qmul.ac.uk/postgraduate/llmparis or contact Anna Gray: anna.gray@qmul.ac.uk



Events

Conferences, Courses and Events

18 March 2015	30th Annual ICC and School of International Arbitration Joint Symposium on "Parallel Proceedings in International Arbitration"	ICC Global Headquarters, 33-43, Avenue du Président Wilson, 75116 Paris, France
19 - 21 April 2015	School of International Arbitration 30th Anniversary Conference: "The Evolution and Future of International Arbitration: The Next 30 Years"	Westbourne Suite, The Lancaster Hotel, Lancaster Terrace, London W2 2TY
22 April 2015	Alumni and Friends of the School of International Arbitration Conference: "The Procedure of International Arbitration: How Effective are the Tools?"	Norton Rose Fulbright LLP, 3 More London Riverside, London, SE1 2AQ
4 June 2015	Queen Mary Postgraduate Legal Research Conference 2015	Centre for Commercial Law Studies (CCLS), Queen Mary University of London, 67-69 Lincoln's Inn Fields, London WC2A 3JB
15 June 2015	The Summer Tax Programme 2015	Centre for Commercial Law Studies (CCLS), Queen Mary University of London, 67-69 Lincoln's Inn Fields, London WC2A 3JB

For further information on forthcoming events please see our website www.ccls.qmul.ac.uk/events

Did you know?

qLegal secures grant from Legal Education Foundation

The Legal Advice Centre (LAC) at Queen Mary University of London has received a grant of £90,000 to expand qLegal, a community initiative which provides free legal advice to entrepreneurs and technology start-ups. qLegal has recruited and trained an excellent group of postgraduate student advisers, supported by a strong network of collaborating professional partners. Demand has grown and this funding will allow qLegal to facilitate an expansion with UK-wide engagement of law students focusing on the legal requirements of some of the UK's most exciting emerging technology-based start-up companies. This is a unique project that allows students to gain hands-on experience in commercial law.

The programme, launched in 2013, has thus far focused primarily on businesses based in East London and the Shoreditch 'start-up hub'. Expert advice and guidance is provided by postgraduate law students under the supervision of legal professionals from collaborating law firms, and from academic staff at QMUL's School of Law.

This latest investment from the Legal Education Foundation will see the establishment of a new national programme called *Creating Tomorrow's Commercial Lawyers*.

Ian Walden, Professor of Information and Communications Law at CCLS and academic lead for qLegal, said, "The qLegal programme has achieved an enormous amount in its first year, and this very welcome investment will allow us to expand our services beyond the Greater London area. That's critically important because it means that we can continue to support vulnerable start-ups through the early years - a period in which many businesses require otherwise expensive legal advice.

The programme is also invaluable for our students in the context of their training. Working with early stage businesses provides 'real-world' experience of commercial law as well as networking opportunities with major law firms."

As part of its expansion, qLegal will shortly roll out a new series of specialist training sessions and skills seminars for entrepreneurs, with a focus on technology, commercial law and common legal pitfalls faced by start-ups.

Patrick Cahill, qLegal Coordinator, said, "The harsh reality is that a third of new businesses fail in the first three years. Part of our mission is to support and nurture new companies through this formative and often difficult period. We're in the early stages of agreeing strategic partnerships with similarly placed universities, so that our services can be adopted and delivered in 'start-up hotspots' across the UK."

CCLS and WIPO sign landmark agreement to cooperate in IP teaching and research

The Centre for Commercial Law Studies (CCLS) at Queen Mary University of London has signed a cooperation agreement with the World Intellectual Property Organisation (WIPO).

Professor Spyros Maniatis and Professor Duncan Matthews from CCLS and Dr Francis Gurry, Director General WIPO, attended an official signing ceremony at the headquarters of the WIPO in Geneva on Tuesday 25 November 2014. During the ceremony, Professor Maniatis and Dr Gurry signed a cooperation agreement that will see CCLS provide expertise in IP teaching and research to support WIPO's global activities.

WIPO is an agency of the United Nations and is the global forum for intellectual property



Professor Spyros Maniatis (Director of CCLS), Dr Francis Gurry (Director General of WIPO) at the signing of the WPO agreement

services, policy, information and cooperation. Its mission is to lead the development of a balanced and effective international IP system that enables innovation and creativity for the benefit of all.

Renowned scholar in arbitration and contract law, Professor Alan Rau, is the 2014 HSS Distinguished Visiting Fellow

The Centre for Commercial Law Studies at Queen Mary University of London welcomes Professor Alan Rau as the 2014 HSS Distinguished Visiting Fellow.

Professor Rau holds the Mark and Judy Yudof Chair of Law at the University of Texas at Austin. He is a world-renowned scholar in arbitration and contract law, with numerous publications, including the leading book of *Processes of Dispute Resolution: the Role of Lawyers*. Among his many distinctions, Professor Rau will be delivering the prestigious lectures at The Hague Academy of International Law in the summer of 2019.

Professor Matthews and Professor Suthersanen welcome Chinese delegation from Southwest University of Political Science and Law to CCLS

Professor Duncan Matthews and Professor Uma Suthersanen welcomed Professor Zhang Yumin (Vice President of the China Law Society Intellectual Property Law Association) and Dr Quin Jie (Deputy Director of the International Cooperation and Exchange Office) from the Southwest University of Political Science and Law to the Centre for Commercial Law Studies (CCLS) on Friday 21 November. Discussions were held on recent developments in copyright law. The visit was organised by the British Consulate-General in Chongqing.



Left to right: Professor Duncan Matthews, Professor Zhang Yumin, Professor Uma Suthersanen and Dr Quin Jie

Norah Gallagher to be Advisory Member of the International Arbitration Law Review

Norah Gallagher has been invited to be an Advisory Member of the International Arbitration Law Review (IALR), published by Sweet & Maxwell.

Norah Gallagher, Senior Lecturer and Academic Director of the new Energy and Natural Resources Law Institute at Queen Mary University of London, was invited by David Holloway, the General Editor of the IALR.

Lord Browne of Madingley delivered the Inaugural Lecture Energy and Natural Resources Law Institute, at the Canary Wharf office of Clifford Chance, the sponsor

In a wide-ranging speech to an audience of lawyers, academics, business people, and students from CCLS, Lord Browne focused on the energy sector and its relationship with society, while touching on his role to help encourage greater transparency in developing countries and tackle climate change.

Recognising that around the world 'barely half the population trust energy companies to do the right thing' - a figure that reduces to less than a third in the UK - Lord Browne set out a number of key points which, he argued, would improve the reputation and public perception of the industry.

"I am an optimist, and believe it is possible for the extractive industries to improve permanently their relationship with the rest of society," he said.

Lord Browne went on to recommend that businesses acknowledge and study failure, embrace strong and smart regulation, communicate openly with society, and that leaders should examine deeply the purpose of their business activity.

The lecture formally launched the new Institute, based at QMUL's Centre for Commercial Law Studies. The Institute is

built on four pillars: law, policy, regulation and governance, while considering corporate, economic, social and environmental concerns. It will develop into an international centre for discussion and research in energy law.



Lord Browne speaking at the Inaugural Annual Lecture of the Energy and Natural Resources Law Institute at the offices of Clifford Chance

James Dallas, Executive Director of the new Energy and Natural Resources Law Institute, said of the Lecture, "Lord Browne provided a spectacular curtain raiser for the Institute - offering great insight and clarity on the challenges facing energy companies and their leaders."

Regarding the establishment of the Institute, he added, "Very few universities focus on the research and study of energy and natural resources from a legal perspective. The Energy and Natural Resources Law Institute at Queen Mary University of London is filling this gap by offering an LLM in Energy and Natural Resources Law."



Left to right (back): Andrew Clarke, James Dallas, Lord Justice Aikens, Norah Gallagher
Left to right (front): Professor Sir Bernard Rix, Russell Wells, Lord Browne of Madingley, Professor Spyros Maniatis, Professor Sir Roy Goode QC at the Inaugural Annual Lecture of the Energy and Natural Resources Law Institute at the offices of Clifford Chance

On the Bookshelves

Academic Liaison Librarian (Law), Nick Holloway and Intellectual Property Archive Librarian, Malcolm Langley recommend the following new book releases

Intellectual Property, Indigenous People and Their Knowledge

Drahos, P

Cambridge University Press, 2014

The Logic of Innovation: Intellectual Property, and What the User Found There

Gibson, J

Ashgate, 2014

Climate Change and International Trade

Leal-Arcas, R

Edward Elgar, 2013

International Energy Governance: Selected Legal Issues

Leal-Arcas, R

Edward Elgar, 2014

Rights Clearance for Online Music

Westkamp, G

Medien und Recht, 2014

Forthcoming publication:

Dr Andromachi Georgosouli and Dr Miriam Goldby are co-editing a book on Systemic Risk and the Future of Insurance Regulation (Routledge/INFORMA, Lloyd's Insurance Law Library series). The book is due to be published in summer 2015 and it is a selection of papers that were presented in the 2nd CCLS Roundtable on Financial Regulation in June 2013, which celebrated the launch of the Insurance Law Institute at CCLS earlier that year. The book is the first scholarly work that takes a critical look at systemic risk as a key driver of post-crisis developments in the regulation of the insurance sector in the UK/EU and the US and intends to be comprehensive and forward-looking.

Alumni News Winter/Spring 2015

A Group of CCLS Alumni Established LBF Partners, an Istanbul-Based Law and Consultancy Firm.

Our alumni Dr Nusret Cetin (LLM in Banking and Finance-2009 and PhD in Banking and Finance-2013) and M. Suat Kayikci (LLM in Energy Law-2011) have recently set up their own law and consultancy firm, LBF Partners based in Istanbul, together with global-minded academics and lawyers. Another CCLS alumnus, Dr Kadir Bas (PhD in Competition Law-2013), who is a lecturer at the Marmara University Law Faculty, also provides legal consultancy to the firm.

These alumni met during their studies at the CCLS where they were inspired to set up a law firm that would have a global vision and provide first-class legal services across borders. To make this project come to life, Nusret and Suat resigned from their posts at the Capital Markets Board of Turkey and the Energy Market Regulatory Authority respectively. Other founding partners of the firm also hold PhD degrees from well known UK universities.

LBF Partners offers full legal and consultancy services to its foreign and domestic clients both in Turkey and at international level. Its practice focuses on arbitration, banking and finance, capital markets, commercial and corporate law, competition, energy, foreign investment, and public international law.

LBF Partners currently works as a hub for CCLS alumni in Turkey, and also aims to build a business network with other CCLS alumni practicing in different countries around the world. For this purpose, the LBF team has already initiated collaborations with some fellow CCLS alumni outside Turkey, and seeks to expand its international network significantly in the near future. For more information see www.lbfpartners.com.

In November 2014, Despina Chatzimoli (LLM 1996-7) hosted Professor Rosa Lastra's EU financial law students and gave an excellent lecture to them at the European Banking Authority, where she works as legal counsel. The EBA also provides internship opportunities for students. Professor Lastra and CCLS are very grateful that our alumni can contribute to our courses in such an innovative way.

Erum Sattar, former LLM student at Queen Mary University of London, CCLS and now doctoral candidate at Harvard Law School, has been selected to be the next Editor-in-Chief of the Harvard Asia Quarterly. For the past year, Erum has worked closely with Harvard Asia Quarterly as the Head South Asia Editor and has brought to it exceptional work ethic, dedication and intellectual contribution.

The Harvard Asia Quarterly is a professional academic journal of Asian studies affiliated with the Harvard University Asia Center and advised by its director, Dr Arthur Kleinman. They publish four times per annum on multidisciplinary topics related to issues in East, South, Central, and Southeast Asia. HAQ is dedicated to facilitating scholarly exchange within the academic community by publishing highly researched and well-documented articles relevant to the discourse on contemporary Asia, as illustrated by their recent publication on their website:

www.asiaquarterly.com

CCLS alumnus Dr Burcu Kiliç (PhD 2011, supervised by Professor Duncan Matthews) has published a book called *Boosting Pharmaceutical Innovation in the Post-Trips Era: Real-Life Lessons for the Developing World*, based on her doctoral thesis, published by Edward Elgar: www.e-elgar.co.uk/bookentry_main.lasso?currency=US&id=15285

Burcu is now policy adviser at Public Citizen's Global Access to Medicines Program, based in Washington D.C.

This timely book investigates the concept of innovation and illustrates the crucial role that patent strategies play within processes of pharmaceutical innovation. Drawing on extensive country and company case studies, it identifies the key issues relevant to the revival of local pharmaceutical industries. Based on an understanding of the post-TRIPS environment and case studies of national innovation strategies, it specifically addresses an important question – to what extent can lessons from national experiences be transferred to current policy developments for innovation in the pharmaceutical industry in a developing country context?

