

# PROGRAMME

ALMATY

14 May 2018

Hotel InterContinental



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# ABOUT THE AIFC

The Astana International Financial Centre (AIFC) is a financial hub for Central Asia, the Caucasus, EAEU, the Middle East, West China, Mongolia and Europe. The Centre is located within central Astana and will include the EXPO 2017 site supported by modern infrastructure and the latest technology.

The AIFC operates within a special legal regime based on Common Law principles, which regulates the legal relationships between AIFC participants and third parties and is aimed at the development of the financial market.

## AIFC Management

### AIFC Management Council

The AIFC Management Council is the supreme authority in the AIFC. Its main responsibilities include directing the development of the AIFC, coordination of the activities of the AIFC bodies, and assistance in creating favourable conditions for establishing a leading international financial centre.

### AIFC Authority

The AIFC Authority was established on December 28, 2015. The founder and sole shareholder of the AIFC Authority is the National Bank of Kazakhstan. Its shares are transferred to the trust management of the Ministry of Finance of the Republic of Kazakhstan.

The main activities of the AIFC Authority include but are not limited to, formulating the overall development strategy, promotion of the AIFC in the global markets, attraction of potential participants to the AIFC and the recruitment of foreign experts with financial centre experience to the AIFC management.

### AIFC Court

The AIFC Court is independent and entirely separate from the judicial system of the Republic of Kazakhstan. The AIFC Court does not have jurisdiction in respect of criminal and administrative proceedings and has exclusive jurisdiction in relation to hearing and adjudicating any disputes between AIFC participants, the AIFC Bodies and/or their foreign employees; hearing and adjudicating on any disputes relating to operations carried out in the AIFC and regulated by the law of the AIFC; hearing and

adjudicating on any disputes transferred to the AIFC Court by agreement of the parties. The AIFC Court applies the most up to date and efficient case management practices.

### International Arbitration Centre (IAC)

Parties can access arbitration, mediation and alternative dispute resolution at the IAC, providing privacy and more control by the parties over the appointment of arbitrators and the procedures that will be applied to assist with the resolution of their disputes. IAC arbitration awards will be recognised and enforceable in Kazakhstan and internationally.

### Astana Financial Services Authority (AFSA)

The AFSA is the legal entity which regulates financial services and operations related to financial services in the territory of the AIFC.

The AFSA, within the limits of its competence as defined by the AIFC Constitutional Law and the Applicable Law, is independent of other bodies of the AIFC, state bodies, organisations, executive officials and individuals, and is accountable solely to the AIFC Management Council and the Governor of the AIFC.

### AIFC Legal Advisory Council (LAC)

The LAC was established with the objective of ensuring the implementation of the legal and regulatory framework of the AIFC to comply with the best international practices and standards. Representatives of global leading law firms and barristers' chambers are members of the LAC, and include Baker McKenzie, Herbert Smith Freehills, Hogan Lovells, Michelmores, Norton Rose Fulbright, White & Case, and 3 Verulam Buildings.

The objectives of the LAC are to define the AIFC General Legal Framework, the strategy for the development of that Framework, the methodology and stages of the development of the relevant AIFC Acts, as well as the preliminary approval of each AIFC Act as proposed by one or more of the AIFC bodies. The LAC also reviews existing AIFC legislation as and when required.



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## Words of Welcome

### **Kairat Kelimbetov**

Governor of the Astana International Financial Centre

Dear AIFC Law Conference Guests,

On behalf of the Astana International Financial Centre, I would like to welcome you to our Law Conference. We are grateful that representatives a variety of international and domestic law firms are here, in Almaty. We look forward to discussing with you dispute resolution perspectives at the AIFC Court and International Arbitration Centre. Moreover, a special legal framework based on the principles, legislation, and precedents of the law of England and Wales and the standards of leading global financial centres, which has been elaborated under the guidance of the AIFC Legal Advisory Council, will also be discussed.

The aim of this Conference is not only to introduce the AIFC Bodies and their services on dispute resolution, but it is also an open platform to discuss contemporary issues and recent trends in litigation and legislative procedures. Moreover, it gives an opportunity to share knowledge, experiences, and future perspectives in dispute resolution.

I hope you will enjoy this Conference and find it interesting and informative.

Yours sincerely,

Kairat Kelimbetov



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## Words of Welcome

### **Christopher Campbell-Holt**

Registrar and Chief Executive of the AIFC Court and International Arbitration Centre, Member of the AIFC Legal Advisory Council

Dear AIFC Law Conference Guests,

On behalf of the Chief Justice of the AIFC Court, the Rt. Hon. The Lord Woolf CH, and the Chairman of the International Arbitration Centre at the AIFC (“IAC”), Barbara Dohmann QC, it is my pleasure and privilege to welcome you to this AIFC Law Conference.

The AIFC Court and IAC provide distinct dispute resolution services as a part of a “one-stop” package of dispute resolution facilities in the AIFC.

The Court provides a common law court system that operates to the highest international standards to resolve commercial disputes in the AIFC. It’s Chief Justice and Judges are among the most respected common law judges around the world and its procedural rules and case management ensure all cases can be resolved efficiently and cost effectively.

The IAC provides arbitration, mediation, and other alternatives to litigation in the Court. It has its own panel of outstanding international arbitrators and mediators and offers parties maximum choice and flexibility to choose the rules and procedures they wish to use for the resolution of their disputes.

We hope you will find this Conference to be informative and valuable.

Yours sincerely,

Christopher Campbell-Holt



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10:30 – 11:00	Registration and Coffee
11.00 – 11.10	<b>The Opening of the Conference by:</b>
	<b>Kairat Kelimbetov</b> , Governor of the AIFC
11.10 – 11.40	<b>Session on the AIFC Court</b>
	The speaker will introduce the AIFC Court and will discuss what it does and how it can help businesses efficiently resolve commercial disputes.
	<b>Moderator:</b>
11.10 – 11.25	<b>Christopher Campbell-Holt</b> Registrar and Chief Executive of the AIFC Court and International Arbitration Centre, Member of the AIFC Legal Advisory Council
	<b>Speaker:</b>
	<b>Sir Rupert Jackson</b> , Justice, AIFC Court “On the AIFC Court”
11.25 – 11.40	Q&A
11.40 – 12.10	<b>Session on the AIFC International Arbitration Centre</b>
	The speaker will introduce the International Arbitration Centre (“IAC”) and its services and will explain how it can be used as an efficient alternative to resolving commercial disputes in a court.
	<b>Moderator:</b>
11.40 – 11.55	<b>Alexander Korobeinikov</b> Counsel, Baker McKenzie
	<b>Speaker:</b>
	<b>Christopher Campbell-Holt</b> Registrar and Chief Executive of the AIFC Court and International Arbitration Centre, Member of the AIFC Legal Advisory Council
11.55 – 12.10	Q&A

12.10 – 12.30	Coffee break
12.30 – 13.00	<b>Session on the AIFC Legal Framework</b>
	The speaker will introduce the law that applies in the AIFC, the AIFC Acting Law, which is modelled on the English common law and international best practice. He will explain how the law was drafted and how it can help businesses and investment in the AIFC. The Session will provide an opportunity to discuss the current law and future expected developments and opportunities.
12.30 – 12.45	<p><b>Moderator:</b></p> <p><b>Christopher Campbell-Holt</b> Registrar and Chief Executive of the AIFC Court and International Arbitration Centre, Member of the AIFC Legal Advisory Council</p>
	<p><b>Speaker:</b></p> <p><b>Andrew Oldland QC</b>, Member of the AIFC Legal Advisory Council, Senior Partner in Michelmores LLP “Presentation on the AIFC General Legal Framework”</p>
12.45 – 13.00	Q&A
13.00 – 13.05	<b>Closing remarks</b>



**THE RT. HON.  
SIR RUPERT JACKSON**

Justice, AIFC Court

Justice Sir Rupert Jackson was called to the Bar of England and Wales (Middle Temple) in 1972 and appointed a Queen's Counsel in 1987. He was appointed as a High Court Judge in the Queen's Bench Division of the High Court of England and Wales in 1999. He was the Judge in Charge of the Technology and Construction Court between 2004 and 2007. He was appointed as Lord Justice of Appeal in the Court of Appeal in 2008.

He conducted a civil litigation costs review in England and Wales from 2009 to promote access to justice at proportionate cost. His Final Report was published in 2010 and most of his recommendations were implemented in 2013. He was a co-author and general editor of Jackson and Powell on Professional Negligence from 1982 to 1999. Since then he has been consultant editor.



**CHRISTOPHER  
CAMPBELL-HOLT**

Registrar and Chief Executive of the AIFC Court and IAC, Member of the AIFC Legal Advisory Council

Christopher Campbell-Holt is the Registrar and Chief Executive of the AIFC Court and the International Arbitration Centre (IAC). He is responsible for the day to day management and administration of the Court and IAC and case management.

He previously worked at the international law firm Norton Rose Fulbright in London, and at a regional law firm in the Middle East that was strategically partnered with the US international law firm, Covington & Burling LLP. He practised broad international commercial law and dispute resolution. He also assisted with the development of another international financial centre commercial court and dispute resolution centre and was the Registrar of that court.

## PARTICIPANTS

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### **ANDREW OLDLAND QC**

Member of the AIFC Legal Advisory Council, Senior Partner in Michelmores LLP

Andrew Oldland QC was an original member of the initiative created under the MOU between AIFC, EBRD and City UK in 2016. He specialises in financial regulation and financial crime, including anti-corruption, anti-money laundering, market abuse and offences under the UK Companies Acts. His non-contentious work includes complex compliance advice on FinTech products.

Andrew is an experienced advocate and was previously standing counsel to HM Revenue and Customs and a member of the 'A' lists of counsel for the Attorney-General and the Serious Fraud Office. He was appointed a Queen's Counsel in 2011 and sits as a part-time judge (Recorder) trying criminal and civil cases.

## Contact Details:

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Please visit our website for more information about the AIFC:

[www.aifc.kz](http://www.aifc.kz)

the AIFC Court:

<http://aifc-court.kz/>

the AIFC International Arbitration Centre:

<http://aifc-iac.kz/>

the AIFC Legal Framework:

<http://laws.aifc.kz/>