

40th Anniversary
6/7 June 2024



Universität Hamburg
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BUCERIUS LAW SCHOOL

Unifying the Commercial World – 30th Birthday of the UNIDROIT Principles of International Commercial Contracts

To celebrate its 40th anniversary, the German Greek Lawyers' Association cordially invites to an international conference in cooperation with the inter-governmental and global organisations



UNIDROIT

International Institute for the Unification of Private Law
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and support from international organisations with student members that will shape the international legal future



and with the support of the German-Ukrainian charity UKRAINIAN FUTURE Hilfe-Verein e.V., a regular user of the Unidroit Principles in its contracts on humanitarian aid (organised so far at > 2 Mio. EUR); (German) tax deductible donations at Hamburger Sparkasse, IBAN DE12 2005 0550 3212 66



UKRAINIAN FUTURE
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About the Conference

Unifying the Commercial World – 30th Birthday of the UNIDROIT Principles of International Commercial Contracts

To celebrate the 40th anniversary of the German-Greek Lawyers' association "DGJV", this conference seeks to bundle multiple international and bilateral legal and commercial organisations on a topic of joint interest:

The congress will celebrate the 30th anniversary of the UNIDROIT Principles of International Commercial Contracts, i.e. general principles and rules of international contract law which were first adopted in 1994. We want to look at the enormous growth in the importance of the UNIDROIT Principles of International Commercial Contracts for international contract drafting and arbitration in recent years. At the same time, the conference will also provide an understanding of the contents and usability of the UNIDROIT Principles as a tool to reduce costs and risks in international trade.

The conference is addressed to companies, inhouse counsels, lawyers and arbitrators. The conference language will be English and German (partially with translations).

Thursday, 6 June 2024

Unifying the Commercial World

Part I - Arbitration Conference: UNIDROIT Principles in Arbitration

Organized jointly by



with the support of the arbitration organisations



Thursday, 6 June 2024

Venue: Bucerius Law School, Jungiusstraße 6, 20355 Hamburg

14.00 Registration and Coffee

14.30 **Welcome Remarks**

Prof. Dr. Eckart Brödermann (Vice President DGVJ)

Dean Prof. Dr. Tilman Repgen (Hamburg University)

Overview

14.45 **The Unidroit Principles in a Nutshell**

Prof. Pedro Mendoza Montano

(Universidad Francisco Marroquín, Guatemala)

15.05 **Overview of the Use of the Unidroit Principles in Arbitrations in the Past**

Prof. Dr. Antje Baumann, University of Osnabrück

15.30 **Unidroit Principles – A Tool For Vulnerable Partners?**

Dean Prof. Petra Butler (Canterbury, New Zealand)

15.45 - *Coffee break* –

16.15 **Panel Discussion**

Moderation/Interview: Prof. Dr. Anna Veneziano (Rome), Johanna Wirth (Frankfurt)

Options for Arbitrators and Counsels offered by the Unidroit Principles

Prof. Dr. Ziya Akinci, AKINCI Law, Istanbul (Turkey); Stefanie Efstathiou (Munich, Germany); Prof. Dr. Christiana Fountoulakis (Switzerland); Prof. Sundra Rajoo (Malaysia), Justice Gupta or Anish Wadia (India, IIAC Delhi); Prof. Dr. Gerhard Wegen, University of Tübingen

Unidroit Principles in Action

17.50 **Case Study: Unidroit Principles in the Sulu Case (a State related Arbitration)**

Paul Cohen, San Francisco, Barrister and Attorney-at-Law (NY)

18.15 **Closing Remarks: Prof. Dr. Stefan Kröll (Bucerius Law School)**

18.30 **Reception at the Bucerius Law School**

20.00 *Dinner will be organized on cash-bar basis.*

Friday, 7 June 2024

Venue: Handelskammer Hamburg, Adolphsplatz 1, 20457 Hamburg (Seat of ASEAC, elarb)

Unifying the Commercial World - **Part II - Main DGJV 40th Birthday Conference** Unidroit Principles as Substantive Principles and Rules of Law

- 09.00 Welcome by Stavros Konas, President DGJV
- 09.05 Welcome from the Chamber of Commerce
- 09.10 Welcome from the City of Hamburg
- 09.15 Opening Remarks by Prof. Dr. Dr. h.c. mult. Vasilios Skouris, former President of the European Court of Justice: **40 years of German Greek Lawyers' Association**
- 09.30 **Words of Greetings**
- Local Words of Greetings
- ❖ Dr. Marc Tully, President of the Hanseatic Appellate Court
 - ❖ Christian Graf, Chefjustitiar der Handelskammer Hamburg
- Greek Words of Greetings
- ❖ Greek Ambassador Maria Marinaki
 - ❖ Prof. Dr. Constantin Iliopoulos, emeritus, Athen-Komotimi, former Judge General Court EU, Secretary General Greek-German Lawyer's Association
 - ❖ Vicky Athanassoglou, Board Member of the German Lawyers' Association Greece
- Greetings from sister organisations
- ❖ Christina Griebeler (DNJV)
 - ❖ Dr. Joachim Glatter (Dt. Chin. Juristenvereinigung)
- 10.00 **Panel Discussion**
(Moderation: Prof. Dr. Julia Iliopoulos-Strangas, Kapodistrian University of Athens):
The special German-Greek relationship
- For Germany: Prof. Dr. Markus Kotzur, University of Hamburg;
For Greece: Greek Ambassador Maria Marinaki
- 10.30 - *Break* -

Friday, 7 June 2024 (cont'd)

Venue: Handelskammer Hamburg, Adolphsplatz 1, 20457 Hamburg (Seat of ASEAC, elarb)

Unifying the Commercial World - **Part II - Main DGJV 40th Birthday Conference** Unidroit Principles as Substantive Principles and Rules of Law

- 11.00 Opening Remarks by Prof. Dr. Anna Veneziano, Deputy Secretary General of UNIDROIT:
30th Birthday of the UNIDROIT Principles of International Commercial Contracts
- 11.15 UNIDROIT Principles: Overview of the Essentials (such as Party Autonomy) and Trends (Prof. Dr. Eckart Brödermann)
- 11.45 UNIDROIT Principles: Preamble – Young ICCA: Shehabeldine Ismail (Cairo, Egypt)
- 12.00 UNIDROIT Principles in Daily Contract Practice
Moderation/Interview: Dean Prof. Petra Butler (Canterbury, New Zealand)
Panelists: Florian Bauer (Brödermann Jahn), Justice (R) Muhammed Farrukh Irfan Khan (Pakistan); Dawid Kowalkowski (EMBL; Heidelberg, Germany); Julija Schadrina (KYOCERA AVX Corporation), Dr. Michał Roszak (UIA, Warsaw)
- 12.45 - *Lunch Break (Buffet)* -
- 14.15 UNIDROIT Principles in action: Speed Dating with the UNIDROIT Principles
- Round Table Discussions on Topics covered by the UNIDROIT Principles -
(with rotating tables discussing the topics, so that every participant gets involved with up to three topics: The table masters have familiarized themselves with the provisions and stay at their tables. The other participants change tables after 20 minutes of discussion)

SPEED DATING WITH THE UNIDROIT PRINCIPLES

Table Descriptions

- Table 1: **Good Faith and Fair Dealing** and other General Provisions such as on Interpretation of the UNIDROIT Principles, Party Autonomy (Chapter 1: Art. 1.1-1.8)
Priv.-Doz. Dr. Jan Peter Schmidt (Hamburg, Germany)
- Table 2: The default rules on **Formation** of Contract (Chapter 2 Section 1: Art. 2.1.1-2.1.22)
Shehabeldine Ismail (Cairo, Egypt)
- Table 3: Authority of **Agents** (Chapter 2 Section 1: Art. 2.2.1-2.2.10)
Dr. Sven Schilf (Berlin, Germany)
- Table 4: Initial **Impossibility, Grounds for Avoidance** and other issues of **Validity** (Chapter 3 Sections 1-2: Art. 3.1.1-3.2.17)
Prof. Dr. Michael Stürner (Konstanz, Germany)
- Table 5: **Mandatory law** (Art. 4) and **Illegality** (Chapter 3 Section 3: Art. 3.3.1-3.3.2)
Lutz Carlos Moratinos Meissner (Hamburg, Germany)
- Table 6: Contract **Interpretation** (Chapter 4: Art. 4.1-4.8)
Prof. Dr. Wolfgang Wurmnest (Hamburg, Germany)
- Table 7: Default rules on **Content of Contracts** - Implied obligations, Co-operation between the parties, Duty to achieve a specific result versus Duty of best efforts, default rules on quality and price, Termination of a contract for an indefinite period and Release by agreement (Chapter 5 Section 1: Art. 5.1.1-5.1.9) *Anish Wadia (Mumbai, India)*
- Table 8: Default Rules on **Third Party Rights** (Chapter 5 Section 2: Art. 5.2.1 – 5.2.6)
Dr. Joachim Glatter (Frankfurt am Main, Germany)
- Table 9: Default Rules on **Performance** of Contract in General: e.g. on Time, Partial Performance, Order and Place of Performance, Payment including Currency and Imputation of Payment (Chapter 6 Section 1: Art. 6.1.1 –6.1.17)
Prof. Pedro Mendoza Montano (Guatemala City, Guatemala)

SPEED DATING WITH THE UNIDROIT PRINCIPLES

Table Descriptions

- Table 10: Default Rules on **Force Majeure** (Art. 7.1.7) and **Hardship** (Chapter 6 Section 2: Art. 6.2.1 – 6.2.3)
Guido Imfeld (Aachen, Germany)
- Table 11: Default Rules on **Non-Performance, Exemption Clauses** (Chapter 7 Section 1: Art. 7.1.1 – 7.1.6)
Vicky Athanassoglou (Athens, Greece), Andrew Tetley (Paris, France)
- Table 12: Default rules on Right to Performance of **monetary and non-monetary obligations, Repair and replacement** (Chapter 7 Section 2: Art. 7.2.1 – 7.2.5)
Prof. Dr. Christiana Fountoulakis (Switzerland); Paul MacMahon (London)
- Table 13: Default rules on **Termination** by Notice as a last resort in case of fundamental non-performance, *Nachfrist*-Procedure as an Alternative in Case of Delay, Adequate assurance of due performance, Effects of termination in general, **Restitution** (Chapter 7 Section 3: Art. 7.3.1 – 7.3.7)
Dr. Mauro Loosli (Zurich, Switzerland)
- Table 14: Default Rules on **Set-off** (Chapter 8), including foreign currency set-off (Art. 8.2) and set-off in the context of assignment (Art. 10.10)
Dr. Michał Roszak (Warsaw, Poland)
- Table 15: Default Rules on **Assignment** of Rights, including Future Rights, Transfer of Obligations, Assignment of Contracts (Chapter 9: Art. 9.1.1 – 9.3.7)
Giuseppe Cattani (Milan, Italy)
- Table 16: **Limitation Periods** with limited party autonomy for adaptations, suspension of limitation periods (Chapter 10: Art. 10.1 – 10.11)
Stefanie Efstathiou (Munich, Germany)
- Table 17: Default rules on **Plurality of Obligors and of Obligees** (Chapter 11, Art. 11.1.1 – 11.2.4)
Jan K. Schäfer (Frankfurt am Main, Germany)

Friday, 7 June 2024 (cont'd)

Venue: Handelskammer Hamburg, Adolphsplatz 1, 20457 Hamburg (Seat of ASEAC, elarb)

Unifying the Commercial World - **Part II - Main DGJV 40th Birthday Conference** Unidroit Principles as Substantive Principles and Rules of Law

15.30 **Final Discussions** (Moderation: *Prof. Dr. Petra Butler, Dean of the University of Canterbury, New Zealand*)

16.30 *Break and Change of Venue*
(*approx. 15 min. walk from Handelskammer*)

Venue: Übersee-Club e.V., Neuer Jungfernstieg 19, 20354 Hamburg

19.30 Aperitif

20.00 Dinner at the *Überseeclub*
- Dinner speech by Friedrich-Joachim Mehmel -
President of the Constitutional Court and of the High Administrative Court of the Free and Hanseatic City of Hamburg (Retired), Chairman of Rechtsstandort Hamburg e.V., LawCom Institute

End of Conference

Prof. Dr. Ziya Akinci, AKINCI Law, Istanbul (Turkey) • **Vicky Athanassoglou**, VAP LAW OFFICES, Board Member of the German Lawyers' Association Greece, Athens (Greece) • **Florian Bauer**, Brödermann Jahn RA GmbH, Hamburg (Germany) • **Prof. Dr. Antje Baumann**, BAUMANN Resolving Disputes, Hamburg, Honorary Professor at the University of Osnabrück (Germany) • **Prof. Dr. Eckart Brödermann**, Brödermann Jahn RA GmbH, Member of Faculty of the University of Hamburg (Germany) • **Prof. Petra Butler**, Dean at the University Canterbury, Christchurch (New Zealand) • **Giuseppe Cattani**, FDL Studio Legale e Tributario, Milan (Italy) • **Paul Cohen**, 4 5 Gray's Inn Square, London (UK), Attorney at Law, San Francisco (USA) • **Stefanie Efstathiou**, Arbitrator, Young ICCA Representative, Munich (Germany) • **Prof. Dr. Christiana Fountoulakis**, University of Fribourg (Switzerland) • **Dr. Joachim Glatter**, President of the German-Chinese Lawyers' Association, Frankfurt am Main (Germany) • **Justice Hemant Gupta**, Chairperson at India International Arbitration Centre, New Delhi (India) • **Justice (R) Muhammed Farrukh Irfan Khan** (Pakistan) • **Dr. Constantin Iliopoulos**, emeritus, Athen-Komatimi, former Judge General Court EU, Secretary General Greek-German Lawyer's Association, Athens (Greece) • **Prof. Dr. Julia Iliopoulos-Strangas**, Hamburg Ambassador, Professor of Constitutional Law at Kapodistrian University of Athens, Athens (Greece) • **Guido Imfeld**, Lawyer at dh&k, Board Member of the Belgian-German Lawyers' Association • **Shehabeldine Ismail**, Dispute Resolution Lawyer, Young ICCA Regional Representative for Africa, Cairo (Egypt) • **Stavros Konas**, Kanzlei Elbchaussee 81, First Chairman of the German-Greek Lawyers' Association, Hamburg (Germany) • **Prof. Dr. Markus Kotzur**, University of Hamburg (Germany) • **Dawid Kowalkowski**, Legal Officer at European Molecular Biology Laboratory, Heidelberg (Germany) • **Prof. Dr. Stefan Kröll**, Member of Faculty of the Bucerius Law School, Hamburg (Germany) • **Dr. Mauro Loosli**, SuterHowald, Zurich (Switzerland) • **Dr. Paul MacMahon**, The London School of Economics and Political Science, London (UK) • **Amb. Maria Marinaki**, Ambassador at The Embassy of Greece in Berlin (Germany) • **Friedrich-Joachim Mehmel**, President of the Constitutional Court and of the High Administrative Court of the Free and Hanseatic City of Hamburg (Retired), Chairman of Rechtsstandort Hamburg e.V., LawCom Institute • **Lutz Carlos Moratinos Meissner**, Simon und Partner, President of the German-Spanish Lawyers' Association, Hamburg (Germany) • **Prof. Pedro Mendoza Montano**, Iurisconsulti, Abogados y Notarios, Guatemala City (Guatemala) • **Datuk Prof. Sundra Rajoo**, Director of the Asian International Arbitration Centre (Malaysia) • **Prof. Dr. Tilman Reppen**, Dean of the Faculty of Law and Economics at the University of Hamburg (Germany) • **Dr. Michał Roszak**, Berg & Moll, Warsaw (Poland) • **Julija Schadrina**, Head of Legal EMEA KYOCERA AVX Components Group (Germany) • **Jan K. Schäfer**, King & Spalding, German-Singaporean Lawyers Association, Frankfurt am Main (Germany) • **Dr. Sven Schilf**, GreenGate Partners, Berlin (Germany) • **Priv.-Doz. Dr. Jan Peter Schmidt**, Head of the Centre for the Application of Foreign Law at Max Planck Institute for Comparative and International Private Law Hamburg (Germany) • **Prof. Dr. Dr. h.c. mult. Vasilios Skouris**, former President of the European Court of Justice • **Prof. Dr. Michael Stürner**, Resident Professor of Civil Law at the University of Konstanz (Germany) • **Andrew Tetley**, Partner at Reed Smith LLP (Paris) • **Prof. Dr. Anna Veneziano**, Deputy Secretary-General at UNIDROIT, Rome (Italy) • **Anish Wadia**, Chartered Arbitrator, Accredited Mediator and Adjudicator, Malaysia • **Prof. Dr. Gerhard Wegen**, Of Counsel at Gleiss Lutz, Stuttgart (Germany) • **Prof. Dr. Wolfgang Wurmnest**, Professor for Civil Law and Commercial Law including Maritime Law at the University of Hamburg (Germany)

Conference Fees / Registration Form

Please tick the box

First come first serve basis! Spaces are limited!

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Full Package Thursday and Friday

- A. Conference Fee**
(incl. Conference Material Full Package*) 470 EUR (+ 19% VAT)
- B. Conference Fee (without material)** 300 EUR (+ 19% VAT)
The fee includes the conference on Thursday and Friday, reception on Thursday, drinks and dinner on Friday and conference material.

Only Thursday (Arbitration Part)

- C. Conference Fee**
(incl. Conference Material Full Package*) 320 EUR (+ 19% VAT)
- D. Conference Fee (without material)** 150 EUR (+ 19% VAT)
The fee includes the conference and a reception on Thursday.

Only Friday (Substantive Contract Law Part)

- E. Conference Fee**
(incl. Conference Material and Dinner*) 420 EUR (+ 19% VAT)
- F. Conference Fee (without material)** 250 EUR (+ 19% VAT)
The fee includes the conference on Friday, incl. coffee, flying lunch and dinner.

Only Friday (without aperitif and dinner)

- G. Conference Fee (incl Conference Material)** 320 EUR (+ 19% VAT)
- H. Conference Fee (without material)** 150 EUR** (+ 19% VAT)

Accompanying Persons (may join for meals):

- I. Reception on Thursday** 50 EUR (+ 19% VAT)
- K. Buffet Lunch Friday** 50 EUR (+ 19% VAT)
- L. Drinks & Dinner Friday** 170 EUR (+ 19% VAT)
- M. All receptions and meals** 270 EUR (+ 19% VAT)

*The full package includes a sponsored copy of the Brödermann Commentary of the UNIDROIT Principles (2d ed. 2023)

**Paid by DGJV for its members

There will be no refunds for cancellations but substitutions are accepted.



Registration Form

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Vegetarian

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Registration Form

Payment

upon receipt of an invoice after registration

Date _____

Signature _____

FOR REGISTRATION MATTERS CONTACT:

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event@german-law.com
T: +49 (0)40 370 905-20

FOR INVOICING MATTERS CONTACT:

DGJV – Elisabeth Förster-Wieck
info@dgjv.de
T: +49 (0)40 398076-0

FOR ACADEMIC ORGANISATIONAL ISSUES CONTACT:

Prof. Dr. Eckart Brödermann
Eckart.broedermann@german-law.com

Hotel Information

Optional Accommodation

(Please book directly; a contingent of 30 rooms is reserved at **reduced prices** for the nights of June 6 – 8, 2024)

Fairmont Hotel Vier Jahreszeiten

Neuer Jungfernstieg 9-14
20354 Hamburg
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Rates are per room per night including breakfast and tax- and service fee. Rates are available until April 19, 2024. Please use this code for booking: 'DGJV 40 years'