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17th ALB
Hong Kong In-House Legal Summit 2020
 9 December 2020 - Hong Kong



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Timing	AGENDA	
8.30am	Registration and Refreshments	
9.10am	Welcoming Remarks by the Summit Chairperson (5mins) Elizabeth Beattie, North Asia Journalist, Asian Legal Business	
9.15am	Session 1 (45mins) M&A in a Covid-19 World <ul style="list-style-type: none"> • Changes in sector focus • Rationales for M&A during Covid-19 • Changes in valuations and purchase price mechanics, decrease in buy-side competition • Changes in styles of transaction and deal structures, execution risk and certainty • Regulatory changes • Leveraging technology to investigate, negotiate, sign and close deals • Impact on due diligence and need for greater warranty protection • Execution risk uncertainty including force majeure and MAC clauses • Distressed M&A – waiting to happen • The future Joshua Cole, Office Managing Partner, Hong Kong, Ashurst Chin Yeoh, Partner, Ashurst	
10.00am	Refreshment Break (40mins)	
10.40am	Stream A	Stream B
	Session 2A (45mins) Anticipating the Latest U.S. Trade Sanctions and Export Control Rules – Regulatory Updates, Compliance Expectations and Enforcement Practices <ul style="list-style-type: none"> • Latest trade sanctions developments in Asia and compliance expectations • Examining the effectiveness of sanctions to date • Developing effective sanction screening and compliance programmes • Engaging due diligence on third parties and business partners in view of recent U.S. export control blacklists • From being sanctioned to sanctioning - Updates on Hong Kong and Greater China’s regulatory policies • Lessons from cases of recent trade 	Session 2B (45mins) Examining the Proposed Companies (Corporate Rescue) Bill to be Introduced in Hong Kong <ul style="list-style-type: none"> • The Hong Kong SAR Government is preparing the Companies (Corporate Rescue) Bill to introduce a statutory corporate rescue procedure and insolvent trading provisions in Hong Kong • In the event that it becomes law, which is long overdue, in house counsel will need to have a good understanding of how it operates not only for their own business but if counterparties avail themselves of the procedure to reorganise • The rescue proposals envisage that a Company will be able to initiate the



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	<p>restrictions and enforcement actions in Asia</p> <ul style="list-style-type: none"> • Strategies to mitigate risks of economic sanctions within your organization <p>Wendy Wysong, Partner, Steptoe & Johnson LLP</p>	<p>procedure with a view to reorganising its business and permitting a moratorium against creditors claims and actions</p> <ul style="list-style-type: none"> • Certain protections are given to secured creditors and employees; • The proposal is similar to the Australian system where an administrator takes over the Company rather than the US Chapter 11 regime which is debtor in possession • Missed opportunities such as the lack of super priority for rescue finance as seen in the Singapore legalisation <p>Tom Pugh, Partner, Mayer Brown</p>
11.25am	<p>Session 3A (45mins) Corporate Fraud, Asset Tracing & Conducting Investigations in China and Hong Kong SAR – Challenges, Pitfalls and Best Practices</p> <ul style="list-style-type: none"> • Tracing, freezing and recovery of misappropriated assets • Obtaining injunctions and use of evidence in international legal proceedings • Chinese criminal law on illegal trading of foreign exchange • Mitigating cross-border jurisdictions challenges during recovery proceedings through multiple law enforcement co-operation • Applying discovery and recovery tools to aid in investigation processes <p>Barbara Chiu, Partner, King & Wood Mallesons, Hong Kong SAR</p> <p>Yang Fan, Partner, King & Wood Mallesons, Shenzhen</p> <p>THIS SESSION WILL BE DELIVERED VIA A COMBINATION OF LIVE PRESENTATION AND VIDEO CONFERENCING STREAM</p>	<p>Session 3B (45mins) Innovative Approaches to Drive Compliance Effectiveness and Return on Investment</p> <ul style="list-style-type: none"> • Key findings from AlixPartners 2020 Compliance Survey • Lessons learned from selected recent enforcement events and investor views • Potential opportunities and innovative approaches for managing financial crime risk • Building robust compliance culture as the backbone of the compliance program <p>Cliff Lam, Director, AlixPartners</p>
12.10pm	<p>Session 4A (45mins) Conducting Effective Risk Assessment and Monitoring Prior to Investments and Doing Business in Asia and High Risks Countries</p> <ul style="list-style-type: none"> • Identifying new and high profile risks areas when investing and doing 	<p>Session 4B (45mins) Effective Arbitration Support Offshore An exploration of the tools available to support arbitrations in Asia, to include:</p> <ul style="list-style-type: none"> • Recent developments in interim supportive measures available and



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	<p>business</p> <ul style="list-style-type: none"> • How do you plan and run a risk assessment in the region prior to making investment decisions ? • Best practices for monitoring your staff and detecting suspected or actual wrongdoing • Monitoring your investments and businesses at every stage of the life cycle • Tips on a smooth integration of inter-compliance programmes post-merger • Effective implementation of risk monitoring and control procedures <p>Mini vandePol, Asia Pacific Head, Compliance & Investigations, Baker McKenzie</p> <p>THIS SESSION WILL BE DELIVERED VIA A VIDEO CONFERENCING STREAM</p>	<p>how to obtain them</p> <ul style="list-style-type: none"> • The interaction between insolvency and arbitration proceedings and how to resist these collateral attacks • Trends in Award enforcement and how to prepare during the underlying arbitration process <p>Jeremy Lightfoot, Partner, Carey Olsen</p>
12.55pm	Networking Luncheon (60mins)	
1.55pm	<p>Session 5A (60mins) GC Panel: Identifying Hot Spots and Strengthening Compliance on a Corporate Level in View of Increasing Multi-Jurisdictional Enforcements</p> <ul style="list-style-type: none"> • Best practices to detect fraud and bribery schemes from high risk transactions and analyze how they are evolving • Creating enterprise-wide standards and response guidelines to fortify your in-house compliance operations • How often should you conduct compliance review and customize accordingly to different jurisdictions? • How do you match compliance requirements to company/industry risk profile? • Strategies to setup effective global risk frameworks to strengthen your firm’s anti-corruption compliance • Continuous monitoring and proactive responses to fraud and corruption allegations <p>Moderator Calvin Koo, Lawyer, Kobre & Kim</p> <p>Speakers</p> <ul style="list-style-type: none"> • Sasha Kalb, Vice President Risk and Compliance, APAC, American Express Global Business Travel • Angelia Lee, Business Integrity Director, Asia Pacific, CSL Behring • David Yongdae Lee, Head of Anti-Bribery & Corruption ASP, Financial Crime Compliance, Asia Pacific, The Hongkong and Shanghai Banking Corporation Limited 	
2.55pm	<p>Session 6A (60mins) GC Panel: Crisis Management and Leadership in Uncertain Times – Preparing for Business Risks and Adapting to Sudden Disruptions</p> <ul style="list-style-type: none"> • Examining the long-term impacts of the current crisis on global businesses and 	



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	<p>workforces</p> <ul style="list-style-type: none"> • Creating crisis management plans, teams and structures for rapid response to sudden business disruptions • Post pandemic - How can boards lead their companies to better prepare for future interruptions that may become more frequent or further complicated • What is the legal community doing to identify and address business risks and supply chain vulnerabilities? • What should in-house counsel be doing now to prepare for the post-COVID-19 workforce? • COVID-19 Crisis – Opportunity to promote in-house adoption of digital transformation strategies and lawtech? <p>Moderator Brian Tang, Managing Director, ACMI and Founding Executive Director, LITE Lab@HKU</p> <p>Speakers</p> <ul style="list-style-type: none"> • Suen Son Poon, Chief Operating Officer & General Counsel, Income Partners Asset • Margaret Yan, Director - General Counsel & Company Secretary, Hang Lung Properties Limited • Matt Harper, General Counsel (Asia), Hays
3.55pm	Refreshment Break (30mins)
4.25pm	<p>Session 7 (50mins)</p> <p>Fireside Chat: Accelerating Digital Transformation for your In-house Legal Team - Developing Effective Legal Operations and Processes for the New Working Normal</p> <ul style="list-style-type: none"> • Driving operational transformation to innovate and reinvigorate your legal team: How can in-house lawyers always remain ready for what’s ahead? • Building highly efficient corporate legal teams during transformative and disruptive times • Enabling environments that foster online collaboration – both internally and externally • Improving synergy between the legal team and legal operation team • Implementing successful remote work processes and protocols <p>Moderator Polly Poon, Head of Proposition, Legal Tracker, Thomson Reuters</p> <p>Speaker Danny Kan, Chief Counsel cum Joint Company Secretary, Ping An Group</p>
5.15pm	<p>Closing Remarks by the Summit Chairperson (5mins)</p> <p>Elizabeth Beattie, North Asia Journalist, Asian Legal Business</p>
5.20pm	End of ALB Hong Kong In-House Legal Summit 2020



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