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the Ministry of Finance of Indonesia  
the Ministry of Justice and Human Rights of Indonesia*

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## **FORUM FOR ASIAN INSOLVENCY REFORM**

### **INSOLVENCY REFORM IN ASIA: AN ASSESSMENT OF RECENT DEVELOPMENTS AND THE ROLE OF JUDICIARY**

## **FINAL PROGRAMME**

*Hotel Putri Bali  
Bali, Indonesia  
7<sup>th</sup> and 8<sup>th</sup> February 2001*

## PROGRAMME

### ***DAY 0 (Tuesday 6 February)***

16:00-19:00 Registration

19:00- Welcoming Dinner (hosted by Government of Indonesia)

- Guest Speaker: *Mr Noor Fuad, Secretary General, Ministry of Finance, Indonesia*

### ***DAY 1 (Wednesday 7 February)***

08:00-08:30 Registration

**08:30-09:00 Opening**

- *H.E. Prijadi Praptosuhardjo, Minister of Finance, Indonesia*
- *Mr Eric Burgeat, Director, Centre for Co-operation with Non-Members, OECD*
- *Mr Henry Pitney, Senior Counsel & Head, Private Sector Legal Group, ADB*

**09:00-09:15 Key note address**

- *H.E. Yusril Ihza Mahendra Minister of Justice and Human Rights, Indonesia*

09:15-09:45 Coffee Break (Press conference)

**09:45-11:15 Session I: Recent Developments in Insolvency Reform in Asia**

- Moderator: *Mr Henry Pitney, Senior Counsel & Head, Private Sector Legal Group, ADB*
- Presentation: *Mr Ronald Harmer, Consultant, ADB, Blake Dawson Waldron, Australian Lawyers*
- Discussant: *Prof. Manabu Wagatsuma, Faculty of Law, Tokyo Metropolitan University, Japan*
- Discussant: *Dr Il Chong Nam, Senior Fellow, Korea Development Institute*

11:15-11:30 Coffee Break

## **Session II: The Judiciary – Role and Training of Judges**

- Moderator: *Prof. Mardjono Reksodiputro, University of Indonesia*

### **11:30-13:00 Part A: Role and accountability of judges (Panel discussion)**

- Role of judges in insolvency procedure
- Independence and accountability of judges
- Presentation: *Mr John Lockhart, Director of the Board, ADB*
- Presentation: *Mr Manfred Balz, General Counsel, Deutsche Telekom AG, Germany*
- Presentation: *Ms Elyana Tanzah, Ad hoc Judge of Pengadilan Niaga Jakarta, Indonesia*
- Discussant: *Dato Visu Sinnadurai, Senior Judicial Specialist, World Bank*

13:00-14:30 Lunch Break

### **14:30-16:00 Part B: Strengthening judicial expertise (Panel discussion)**

- Education of judges
- Usage of outside expertise
- Ad hoc judges
- Discussant: *Mr Sijmen de Ranitz, De Brauw Blackstone Westbroek, Linklaters and Alliance, the Netherlands*
- Discussant: *Prof. Soogeun Oh, College of Law, Ewha Womans University, Korea*
- Discussant: *Prof. Wang Weiguo, Dean, Department of Economic Law, China University of Politics and Law*
- Discussant: *Mr Manuel Méjan Carrer, Director General, Instituto Federal de Especialistas de Concursos Mercantiles, Mexico*

16:00-16:30 Coffee Break

## **Session III: The Judiciary – Legal and Institutional Supports**

### **16:30-18:15 Part A: Legal and Administrative Supports**

- Judicial discretion in insolvency procedure
- Role of insolvency agency for administrative supports to judges
- Moderator: *Mr Neil Cooper, President, INSOL International*
- Presentation: *Ms Rhoda Weeks, Counsel, IMF*
- Discussant: *Mr Desmond Flynn, Deputy Inspector-General, Insolvency Service, UK*
- Discussant: *Mr Tan Kiat Pheng and Ms Karen Loh, Official Assignees, Insolvency and Public Trustee's Office, Singapore*
- Discussant: *Mr Anthony Norman, Managing Director, Ferrier Hodgson, Thailand*

19:30- Dinner (hosted by OECD)

**DAY 2 (Thursday 8 February)**

**Session III – continued**

**09:00-10:45 Part B: Specialised court**

- Benefits and drawbacks
- Prerequisites

- Moderator: *Ms Kartini Mulyadi, Senior Partner, Kartini Mulyadi & Rekan, Indonesia*
- Presentation: *The Hon. Wisit Wisitsora-at, Executive Director, Business Reorganisation Office, Thailand*
- Discussant: *Mr Jean-Marc Baissus, former President of Péronne Tribunal de Grande Instance, France*
- Discussant: *Mr Timothy DeSieno, Partner, Bingham Dana LLP, Singapore*
- Discussant: *Mr Cesar Villanueva, Villanueva, Senior Partner, Bernardo & Gabionza, the Philippines*

10:45-11:15 Coffee Break

**11:15-13:00 Part C: Relationship between informal workout and the courts**

- Pre-packaging
- Workout frameworks

- Moderator: *Mr Terry Bond, Lending Services Director, Barclays Bank, UK*
- Presentation: *Mr Richard Broude, former Chairman, IBA Committee J, USA*
- Discussant: *Mr Lampros Vassiliou, Head of Corporate Insolvency & Reorganisation, Allens Arthur Robinson Group, Thailand*
- Discussant: *Mr Andrew Sellars, Manager, Corporate Insolvency Unit, Australian Treasury*
- Discussant: *Mr Chris Lee, Corporate Debt Restructuring Committee, Malaysia*

13:00-15:00 Lunch Break

**15:00-17:00 Session IV: Informal Peer Review – Indonesia**

- Moderator: *Dr Jusuf Anwar, Director of the Board, ADB*
- Presentation: *Prof. Roman Tomasic, Dean, Faculty of Business and Law, Victoria University, Australia*
- Discussant: *Mr Bacelius Ruru, Chairman, Jakarta Initiative Task Force, Indonesia*
- Discussant: *Prof. Sunaryati Hartono, Padjadjaran State University, Indonesia*
- Discussant: *Ms Kartini Mulyadi, Senior Partner, Kartini Mulyadi & Rekan, Indonesia*
- Discussant: *Mr Stilpon Nestor, Head, Corporate Affairs Division, OECD*

17:00-17:30 Coffee Break

**17:30-18:30 Concluding Session: Future Work**

- Moderator: *Mr Stilpon Nestor, Head, Corporate Affairs Division, OECD*
- Remarks: Moderators of the previous sessions
- Presentation: *Mr Takahiro Yasui, Principal Administrator, OECD*
- Presentation: *Mr Henry Pitney, Senior Counsel & Head, Private Sector Legal Group, ADB*
- Closing: *Mr Noor Fuad, Secretary General, Ministry of Finance, Indonesia*

**19:30- Farewell Dinner (hosted by Government of Indonesia)**

- Guest Speaker: *Mr Herwidayatmo, Chairman, Capital Market Supervisory Agency, Indonesia*