



ASIAN INTERNATIONAL ARBITRATION CENTRE



6TH AIAC PRE-MOOT

FOR THE WILLEM C. VIS INTERNATIONAL COMMERCIAL ARBITRATION MOOT

18TH - 20TH MARCH 2022

AIAC YPG Conference (17th March 2022)

HANDBOOK (v.2)



For any enquiries email pre-moot@aiac.world | For registration: <https://bit.ly/6th-AIAC-Pre-Moot2022>

SUPPORTING ORGANISATIONS





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I. INTRODUCTION

The Handbook is designed to provide all students, coaches, arbitrators, volunteers, sponsors, observers and supporting organisations with important information related to the 6th AIAC Pre-Moot (the “**AIAC Pre-Moot**”) to the Willem C. Vis Vienna and Vis (East) International Commercial Arbitration Moot (the “**Vis Moot**”). This year, the oral rounds will be held virtually via Zoom.

Please note that the Handbook may be updated from time to time. When referencing the Handbook, please note its latest version and the date of publication. The version and publication date may be found at left-hand bottom corner of the page. This document (and its subsequent editions) will always be available on the AIAC Pre-Moot webpage: https://bit.ly/6th_AIAC_Pre-Moot2022.

For any questions and/or comments, please contact the Organising Committee at pre-moot@aiac.world.

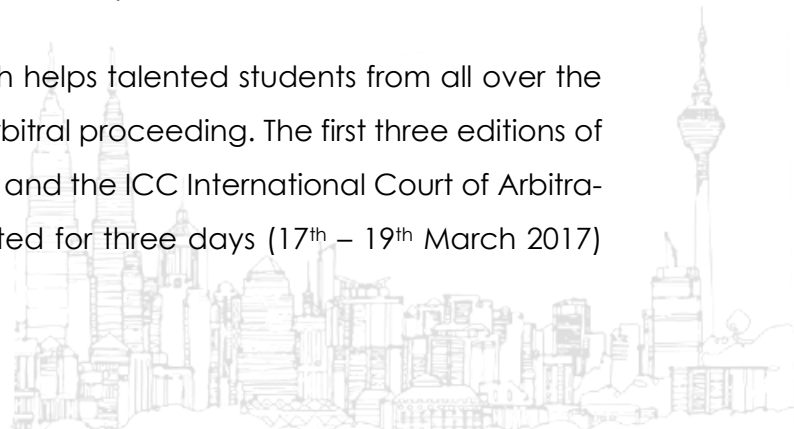
II. OVERVIEW OF THE AIAC PRE-MOOT

A. A GLIMPSE ON THE AIAC PRE-MOOT

The AIAC Pre-Moot is an annual training opportunity for students that will be competing in the Vis Moot and students generally interested in international commercial arbitration.

The AIAC Pre-Moot echoes the goal of the Vis Moot since it is designed to stimulate the study of international commercial law and the use of arbitration to resolve international commercial disputes. Furthermore, in light of Malaysia's further development as an arbitration-friendly jurisdiction and growth of international arbitration caseload, it is important to encourage local and international students to study international arbitration.

The AIAC Pre-Moot is a unique initiative which helps talented students from all over the world experience the atmosphere of a real arbitral proceeding. The first three editions of the Pre-Moot were co-organised by the AIAC and the ICC International Court of Arbitration. The very first edition of the Pre-Moot lasted for three days (17th – 19th March 2017)





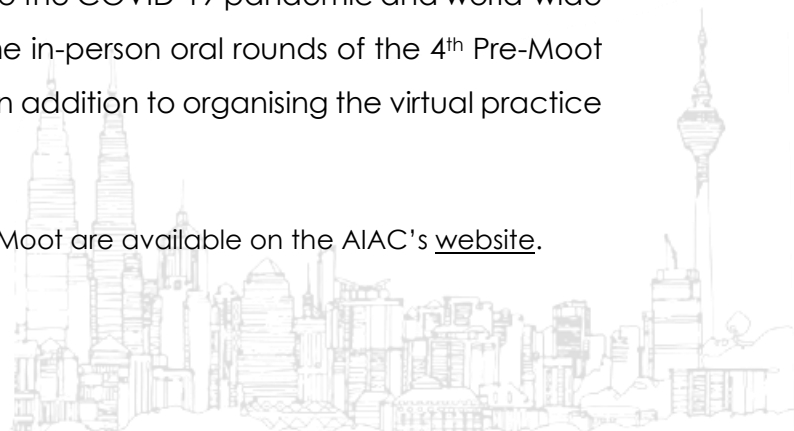
and featured a broad array of hearings, educational and social events, as well as the very first Gala Dinner celebrating the diversity of cultures. More than 150 students (36 teams from 15 different countries) and 116 arbitrators participated in the first edition of the Pre-Moot. The Champion of the international final was National Law University in Delhi, India. The winner for the Malaysian final was International Islamic University Malaysia.¹

The second Pre-Moot also lasted for three days (2nd – 4th March 2018) and featured the First Asian Conference for Students and Young Practitioners, jointly organised by the AIAC Young Practitioners' Group (the “**AIAC YPG**”) and the ICC Young Arbitrators' Forum (the “**ICC YAF**”). The First Asian Conference for Students and Young Practitioners (1st – 2nd March 2018) allowed outstanding students and experienced arbitrators to share their practical and academic experience, as well as to exchange their ideas. During the second Pre-Moot, the AIAC welcomed over 60 teams, with close to 300 participants, 177 hearings and 160 arbitrators from 21 countries, making it not only the largest Pre-Moot for the Vis Moot in Asia but one of the largest internationally. The Champion of the international final was Gujarat National Law University, India. The winner of the Malaysian final was Brickfields Asia College, Malaysia.

The third Pre-Moot was held on 22nd – 24th March 2019 and opened with the conference titled “The Anatomy of International Arbitration: Procedure, Substance and Enforcement” jointly organised by the AIAC YPG and ICC YAF. The third edition of the Pre-Moot has proved itself to be the biggest pre-moot to the Vis Moot internationally: the AIAC welcomed 90 teams with close to 380 participants from 21 countries and 180 hearings with over 200 arbitrators. The Champion of the international final was National Law Institute (Bhopal). The winner of Malaysian final was International Islamic University Malaysia.

The fourth Pre-Moot, which was organised solely by the AIAC, saw a registration of over 100 teams and 200 arbitrators. However, due to the COVID-19 pandemic and world-wide travel restrictions, it was decided to cancel the in-person oral rounds of the 4th Pre-Moot and organise virtual practice rounds instead. In addition to organising the virtual practice

¹ Pictures, videos, and previous winners of the Pre-Moot are available on the AIAC's [website](#).





rounds, the Organising Committee also announced the winners of the Best Memoranda and Outlines for the 4th AIAC Pre-Moot who received book prizes.

The fifth Pre-Moot, which was held virtually from 4th – 7th March 2021, hosted 95 teams from 46 countries and over 220 arbitrators. In keeping with tradition, the curtain-raiser for the AIAC Pre-Moot was the AIAC Young Practitioners Group (YPG) Conference, titled “*Exploring the New Frontier: The Modern Landscape of International Arbitration*”. The Winner was the University of Miami, School of Law with Dr. Ram Manohar Lohiya National Law University taking 2nd place. The Royal Institute of Colombo and the National University of Singapore placed 3rd and 4th respectively, whilst the International Islamic University Malaysia emerged as the Winner of the Malaysian Final with Brickfields Asia College as the runner-up.

B. UNIQUE FEATURES OF THE AIAC PRE-MOOT

From the very first edition of the Pre-Moot, it had multiple distinctive features: no registration fee and free attendance of all social events, introduction to volunteer coaches, awards and prizes for the best teams and oralists. The Organising Committee of the 6th AIAC Pre-Moot aims to provide the same major benefits to the participants of the virtual rounds:

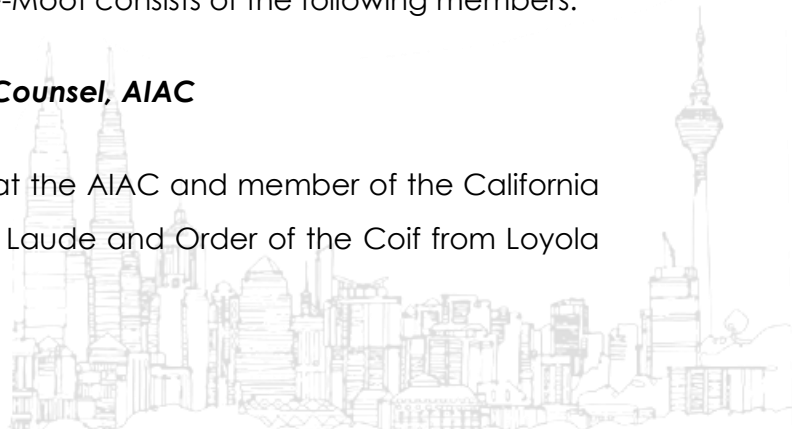
1. No registration fee;
2. Introduction to volunteer coaches;
3. Awards and prizes for the best teams and oralists;
4. Free passes to the AIAC YPG Conference on 17th March 2021;
5. Free exclusive social virtual networking events; and
6. Free Mooting Workshop.

C. ORGANISING COMMITTEE OF THE AIAC PRE-MOOT

The Organising Committee of the 6th AIAC Pre-Moot consists of the following members:

CHELSEA POLLARD, *Senior International Case Counsel, AIAC*

Chelsea Pollard, International Case Counsel at the AIAC and member of the California State Bar (December 2018), graduated Cum Laude and Order of the Coif from Loyola





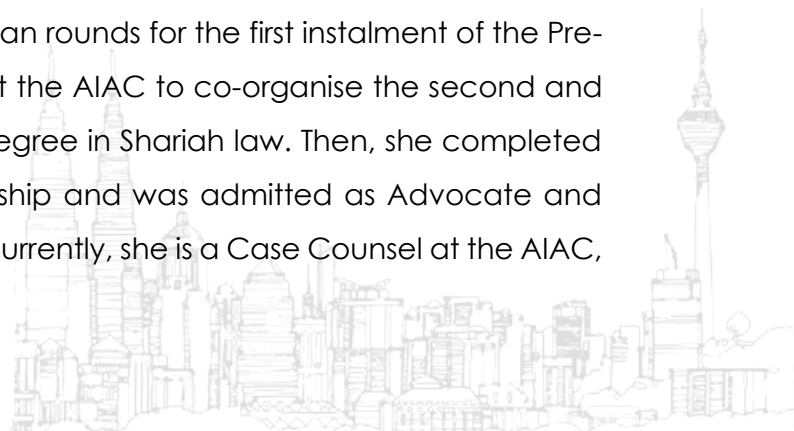
Law School, Los Angeles. At the AIAC, she manages arbitration, including fast-track arbitration, mediation, and adjudication cases, and liaises with counsels and arbitrators to ensure procedural efficiency and provide assistance. This experience has allowed her the opportunity to assist with decisions on challenges to arbitrators, technical reviews of awards, consolidations, and other various requests. She also has experience as a tribunal secretary. She is a member of the AIAC Standard Form of Building Contracts Team as well as on the organising committee for Asia ADR Week and the AIAC Pre-Moot and spearheaded the launch of both the AIAC Technology Expert Committee and ADR Online: An AIAC Webinar Series. She was appointed as the AIAC representative for the AIAC Young Practitioner's Group's Commercial Arbitration Committee and elected as Co-Chair of the American Society of International Law's New Professionals Interest Group. She also sits as the Chair of the Asia Campaign for Arbitrator Intelligence and Social Media Co-Chair of the American Bar Association's Women in Dispute Resolution Committee. Chelsea is a member of ArbitralWomen, Young ICCA, and SVAMC YP.

AHMAD HANIFFITRI SUHAIMI, Case Counsel, AIAC

Ahmad Haniffitri did his pupillage at Cheang & Ariff (now known as Chooi & Company + Cheang & Ariff), focusing on general litigation. After his pupillage, he practised at Hamidah Rosmawati & Associates handling conveyancing, criminal and banking matters. Later, he joined a financial institution in their Legal & Secretarial Department, where he was involved in drafting corporate documents, handling legal notices and vetting agreements/documents. He is now a case counsel at AIAC, managing arbitration and adjudication cases. He is also one of the drafters of the upcoming i-Arbitration Rules 2021.

SHARIFAH SHAZUWIN, Case Counsel, AIAC

Her first exposure to moots was the Novice Arbitration Mooting Competition in her first year of law school. Her team won the Malaysian rounds for the first instalment of the Pre-Moot. She was also the first part-time intern at the AIAC to co-organise the second and the third Pre-Moot while studying a second degree in Shariah law. Then, she completed her pupillage at Messrs Mohanadass Partnership and was admitted as Advocate and Solicitor to the High Court of Malaya in 2020. Currently, she is a Case Counsel at the AIAC,





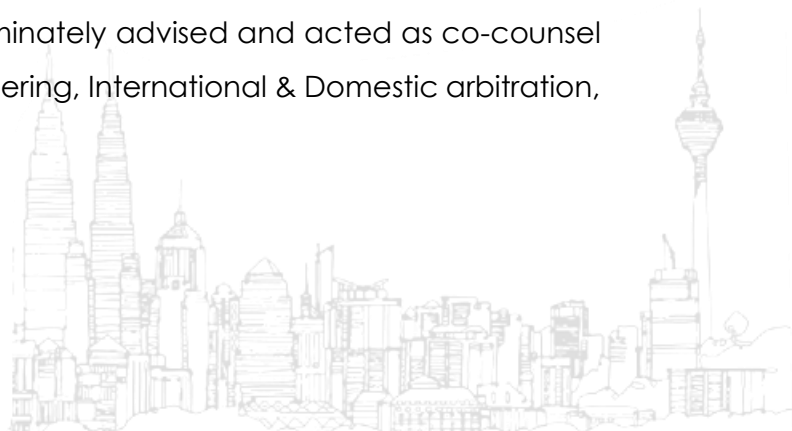
a YPG Committee Member for the Sports Division and a member of the i-Arbitration Rules 2022 Drafting Committee.

SHU LING, Case Counsel, AIAC

Shu Ling is a Case Counsel at the AIAC. She obtained her LLB from Cardiff University, UK, and went on to obtain her Certificate in Legal Practice. She was admitted to the Malaysian Bar in 2017. She is also accredited as the RICS Evaluative Mediator by the RICS on June 2021. At the AIAC, Shu Ling is involved in the administration of arbitration and adjudication cases. She has also assisted in mooting training, which will help the teams participate in international mooting competitions. She was also highly involved in the AIAC Diversity Week since 2019 and had written in Kluwer Arbitration Blog about the importance of diversity in arbitration. Apart from that, she was also involved in various Belt & Road projects run by law firms and institutions in China. Shu Ling is experienced in civil litigation within the construction industry and managing large client portfolios. She has also handled employment matters as well as other tort-related matters. Furthermore, she is experienced in refugee case management through work done with Tenaganita Sdn Bhd.

PRISSILLA JOHN, Case Counsel, AIAC

As a Case Counsel at the Asian International Arbitration Centre (AIAC), Prissilla manages a diverse caseload of international and domestic arbitration, adjudication, and mediation proceedings. Aside from the daily case management works, Prissilla is also involved in various ADR related projects at the AIAC. Upon reading law and graduating with an LL.B Honours degree from the University of Hull, United Kingdom, she went on to complete her Certificate in Legal Practice (CLP) and was subsequently admitted as an Advocate and Solicitor in the High Court of Malaya (Malaysia). Prior to joining the AIAC, Prissilla practiced as a lawyer where she had predominately advised and acted as co-counsel in matters pertaining to Construction & Engineering, International & Domestic arbitration, as well as General Litigation.





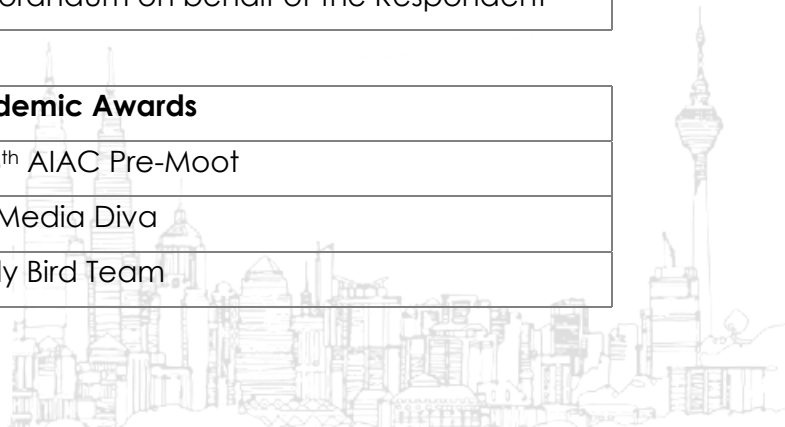
D. SPONSORS AND SUPPORTING ORGANISATIONS

The current sponsors and supporting organisations can be found on the AIAC's Pre-Moot webpage at https://bit.ly/6th_AIAC_Pre-Moot2022. If you are interested in sponsoring or supporting the Pre-Moot, please reach out to the Organising Committee at pre-moot@aiac.world.

E. AWARDS AND PRIZES

Academic Awards
Champion
Runner-Up
3 rd Place
4 th Place
Winner of the Malaysian Final
Runner-Up of the Malaysian Final
Best Oralist of the Final
Best Oralist for the Malaysian Final
Best Oralist of the Elimination Rounds
Best Oralist of the General Rounds
Runner-Up for the Best Oralist of the General Rounds
3 rd Best Speaker of the General Rounds
4 th Best Speaker of the General Rounds
5 th Best Speaker of the General Rounds
6 th Best Speaker of the General Rounds
Best Memorandum on behalf of the Claimant
Honourable Mention for Best Memorandum on behalf of the Claimant
Best Memorandum on behalf of the Respondent
Honourable Mention for Best Memorandum on behalf of the Respondent

Non-Academic Awards
Spirit of the 6 th AIAC Pre-Moot
Social Media Diva
The Early Bird Team





III. RULES OF THE AIAC PRE-MOOT

The Vis Moot Rules (accessible [here](#)) apply to the AIAC Pre-Moot as modified by provisions of this section. The AIAC Pre-Moot Rules are supplementary to the Vis Moot Rules. In the event of any ambiguity or apparent contradiction between the AIAC Pre-Moot Rules and the Vis Moot Rules, these Rules shall prevail for the purpose of the conduct of AIAC Pre-Moot.

A. REGISTRATION

1. TEAMS

Registration does not confirm participation in the 6th AIAC Pre-Moot.

(i) Participation in the AIAC Pre-Moot is free of charge.

(ii) Considerations for confirming registration:

(a) The Organising Committee will favour teams who meet the following:

1. are the only team from their respective country/state;
2. are not competing in other pre-moots, or are competing in less pre-moots than other teams;
3. are not competing in the 29th Vis Moot and/or 19th Vis (East) Moot; and
4. registered the earliest if they are not the only team from their respective country/state.

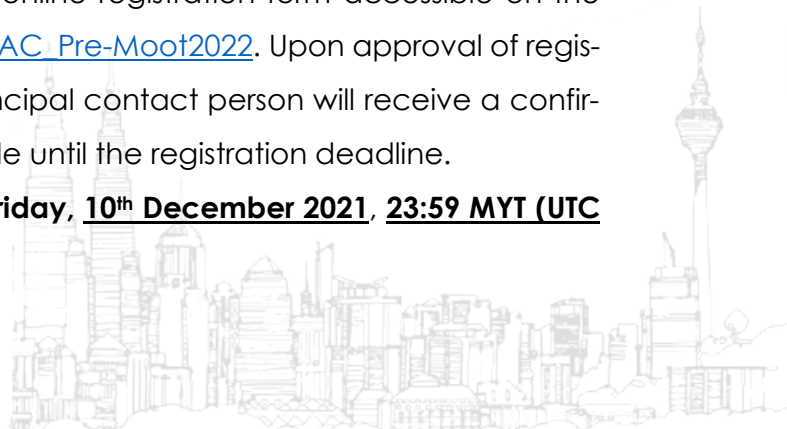
(b) Participation in the 29th Vis Moot and/or 19th Vis (East) Moot is not a requirement to be eligible to register for the AIAC Pre-Moot.

(c) Each academic institution can only delegate one team to participate in the AIAC Pre-Moot, and all teams must be affiliated with academic institutions.

(d) Each registered team must have a minimum of two students, but there is no limitation on the maximum number of students in each team.

(iii) To register a team, please complete the online registration form accessible on the AIAC Pre-Moot webpage: https://bit.ly/6th_AIAC_Pre-Moot2022. Upon approval of registration by the Organising Committee, the principal contact person will receive a confirmation email. All registration forms are editable until the registration deadline.

(iv) The deadline for the team registration is **Friday, 10th December 2021, 23:59 MYT (UTC +8)**.





(v) Pursuant to Rule 54 of the Vis Moot Rules, all participating teams are required to disclose their team pairings to the Organising Committee of the AIAC Pre-Moot as soon as the Vis Moot and Vis (East) Moot pairings are released to avoid any conflicts of interest. The participating teams must raise any potential conflict of interest by no later than **Monday, 21st February 2022, 23:59 MYT (UTC +8)**. The Organising Committee of the AIAC Pre-Moot is not responsible for any breach of the Vis Moot or Vis (East) Moot Rules by the teams participating in the AIAC Pre-Moot.

2. ARBITRATORS

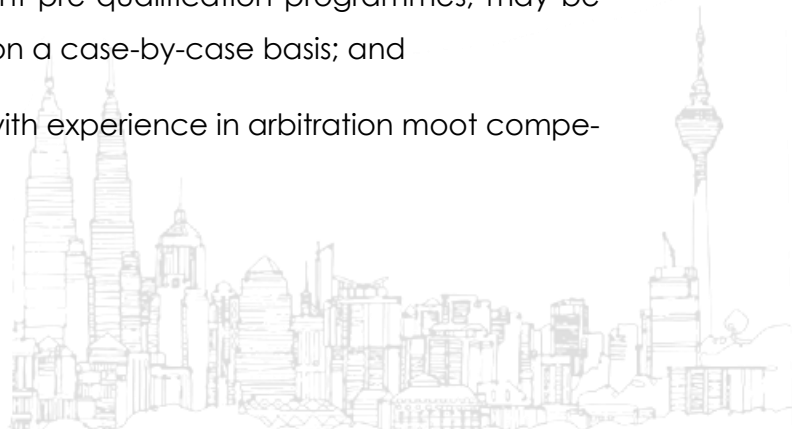
(i) To register as an arbitrator, please complete the online registration form accessible on the AIAC Pre-Moot webpage: https://bit.ly/6th_AIAC_Pre-Moot2022. Upon submission of the registration form, the applicant will receive an email confirming receipt of the registration form by the Organising Committee. Please note this automatically generated email does **not** amount to a confirmation of an arbitrator by the Organising Committee. A separate email (i.e., either confirming that the application is successful or specifying the criteria which has not been met) will be sent to all applicants upon review of applications by the Organising Committee.

(ii) A successful applicant must satisfy the following criteria to be confirmed as an arbitrator:

(a) Experience in international and/or domestic arbitration (arbitrator, counsel, tribunal secretary, expert witness, etc.). Applicants with experience in other forms of ADR are subject to approval by the Organising Committee;

(b) Completed law degree. Students enrolled at JD or LLB programs, or other equivalent law degree programs, may not participate as arbitrators. Students enrolled at LLM, PhD or other post-graduate degree programs, as well as fresh law graduates pursuing their bar course, pupillage or other relevant pre-qualification programmes, may be considered by the Organising Committee on a case-by-case basis; and

(c) Preference will be given to applicants with experience in arbitration moot competitions.





B. MEMORANDA

1. To be eligible for the Best Memorandum Awards, the interested team must timely submit their Memoranda. The Organising Committee will not grant any extensions of time. Non-submission of Memoranda does not affect the team's eligibility to compete in the oral pleadings.

2. In the Vis Moot, the participants exchange their Memoranda for the purpose of writing a Memorandum on behalf of the Respondent. In the AIAC Pre-Moot, there will be no exchange of Memoranda. Thus, Respondent's Memorandum is to be responsive to a hypothetical Claimant's Memorandum.

3. The Memoranda are to be submitted on the AIAC Pre-Moot webpage: https://bit.ly/6th_AIAC_Pre-Moot2022 by no later than **23:59 MYT (UTC +8)** on the following dates:

Memorandum on behalf of the Claimant: Friday, **10th December 2021**

Memorandum on behalf of the Respondent: Friday, **28th January 2021**

C. DISCLAIMERS

1. By participating in the AIAC Pre-Moot, arbitrators, team members and coaches agree to disclose their personal information specified in the registration form to the Organising Committee of the AIAC Pre-Moot, members of the arbitral tribunal and the opposing team. This information is necessary for scheduling and technical purposes. All personal information will be stored by the Organising Committee of the Pre-Moot and will not be shared with anyone except for the AIAC's employees and volunteers involved in the organisation of the AIAC Pre-Moot.

2. The Organising Committee has the right to set, amend and/or revise these Rules and/or release any supplemental or amending regulations. The interpretation of the AIAC Pre-Moot Rules is within the sole discretion of the Organising Committee.

3. By agreeing to participate in AIAC Pre-Moot, all teams and arbitrator acknowledge that the Organising Committee have full and final discretion in managing the AIAC Pre-Moot. All questions about the AIAC Pre-Moot Rules should be directed to the Organising Committee at pre-moot@aiac.world. Any decision made by the Organising Committee is final and binding.

