Banking Commission Annual Meeting Beijing 2019

Legal Committee Meeting

Date: Tuesday, 9 April 2019
2-5pm

Venue: China Ballroom B
China World Summit Wing
1 Jianguomenwai Avenue
Beijing Shi, China 100004

Dial-in code 442 86 434#


Guest: Su Bei

Agenda

1. Welcome and opening remarks (Philippe)

2. Appointment of recorder for the meeting (in the alphabetical order of the attached revised list of participants, last reporter being Tabitha Coombe).

3. Review and adoption of the report of the 25th meeting and of the agenda for this 26th meeting.

4. Keynote Speaker: Mrs. Su Bei, Judge at the Chinese Supreme Court “Factoring in Chinese Legislation”

5. Case Summary: PRC Injunctions and negotiation in good faith – the decision in the disputes relating to letter of credit fraud among C-Star Shipping, Jiangyin Haigang International Logistics and other defendants (Lorna)

   [Annex 1 to follow]

6. Progress report on on-going projects of the Legal Committee:
   a) BRRD article 55 (Ron)
   b) Legal Committee webpage (Eleonore)
c) Payment undertakings (Geoff)

Annex 2: Position paper of the ICC Legal Committee on Irrevocable Payment Undertakings

d) Anti-assignment clauses (Dr Hans Kuhn)

Annex 3: ICC_Anti-assignment clauses V4

e) Digital trade documents (Ron, Lorna and Eleonore)

7. Report on other ICC Banking Commission task forces and groups:
   - Financial Crime Risk and Policy Group (Philippe)
   - Uniform Rules for Digital Trade (Geoff)

8. Law developments in the world. Committee members to report noticeable legal developments in their jurisdiction (or internationally).

9. Any other business.

   [Rapporteurs intending to use visual aids or to refer to background reading material are invited to send them in advance].