

## [WEBINAR] Out-of-the-box Written Advocacy

4 November 2020, Wednesday

2.00pm – 4.45pm

*This programme is conducted as a live webinar.*

Registration Fees	
Category	Fees (Inclusive of 7% GST and course materials)
Law Society Member	<del>\$64.20</del> Free*
SCCA Member	\$115.56
Non-Member	\$128.40

## About the Programme

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The topic for this webinar arose out of a realization that written advocacy in Singapore is often conducted in a “safe” manner, in accordance with precedents and templates. For example, statements of claim often lead with routine descriptions of who the parties are and what they do. Written submissions adopt the same structure in their introductions, and often move into setting out a chronological narration of the facts at hand.

These “tried-and-tested” structures depart quite significantly from styles of written advocacy in other jurisdictions, e.g. the United States, where attorneys are observed to be a little bolder and experimental in drafting their briefs, e.g. leading with emotive statements or a more partisan characterization of facts that are in their client’s favour.

While we are not proposing for lawyers in Singapore to swing towards the American end of the spectrum, we do think there can be merit in at least introducing them to more “unorthodox” ways and manners by which written advocacy can be approached. What are some “non-linear” techniques that can be employed? How far should lawyers go to “paint” the facts in their favour? Does appealing to a decision-maker’s emotions have a place in formal written advocacy? What kinds of liberties can lawyers take or not take when trying to be creative in written advocacy?

This webinar, organised by the Publications Committee of the Law Society, hopes to address some of these questions so that we can, at least, enlarge our lawyers’ toolboxes and widen the profession’s arsenal of written advocacy techniques so that they can decide for themselves whether and when to deploy some of the new techniques learned.

The webinar will comprise: (i) short lectures by the speakers, (ii) a panel session involving all speakers and our moderator, and (iii) finally a short Q&A session.

## Programme Outline

Time	Programme
1.30pm – 2.00pm	<b>Registrants to log on</b>
2.00pm – 2.30pm	<b>Writing styles typically seen in Singapore courts</b> Monica Chong – Partner, WongPartnership LLP
2.30pm – 3.00pm	<b>Commercial arbitration and the arbitration perspective</b> Cameron Ford – Partner, Squire Patton Boggs Singapore LLP
3.00pm – 3.30pm	<b>Putting the right things into the box - a look at international courts and tribunals, including pleadings</b> Rodman Bundy – Partner, Harry Elias Partnership LLP
3.30pm – 3.45pm	<b>Break</b>
3.45pm – 4.15pm	<b>Some common themes in written advocacy applied to procedural and evidentiary hearings</b> The Honourable Wayne Martin AC QC - Former Chief Justice of Western Australia; Mediator & Arbitrator, Francis Burt Chambers, Essex Chambers
4.15pm – 4.45pm	<b>Panel Discussion</b> <u><b>Moderator</b></u> Sonita Jeyapathy – Deputy Director, Legal Skills Programme, NUS <u><b>Panellists</b></u> The Honourable Wayne Martin AC QC - Former Chief Justice of Western Australia; Mediator & Arbitrator, Francis Burt Chambers, Essex Chambers Rodman Bundy – Partner, Harry Elias Partnership LLP Monica Chong – Partner, WongPartnership LLP Cameron Ford – Partner, Squire Patton Boggs Singapore LLP
4.45pm	<b>End</b>

## Speakers' Profile



**The Honourable Wayne Martin AC QC - Former Chief Justice of Western Australia; Mediator & Arbitrator, Francis Burt Chambers, Essex Chambers**

The Honourable Wayne Martin AC QC was Chief Justice of Western Australia between 2006 and his retirement from the bench in July 2018. Prior to his appointment he practised at the Western Australian Bar in the field of commercial litigation, mainly involving disputes in the mining, energy, resources, construction and financial sectors. His practice included international and domestic arbitration. As Chief Justice he created and managed the Arbitration List of the Supreme Court of Western Australia and he has published many decisions in that field (and others). Since leaving the Bench he is taking appointments as a mediator and arbitrator, and has taken chambers at Francis Burt Chambers, Perth, and at 39 Essex Chambers, with chambers in London, Singapore and Kuala Lumpur. He is a panel member of a number of international arbitration institutions. He also serves as a part time judge at first instance and appeal of the Courts of the Dubai International Financial Centre.



**Rodman Bundy – Partner, Harry Elias Partnership LLP**

Rodman Bundy is a partner in Harry Elias Partnership LLP. He is a member of the New York Bar and former member of the French Bar.

Mr. Bundy specializes in public international law, international investment arbitration, commercial arbitration and upstream oil and gas matters. He has appeared in numerous cases before the International Court of Justice (including as counsel for Singapore in the Pedra Branca case and Cambodia in the Temple of Preah Vihear case), The International Tribunal of The Law of the Sea, the Permanent Court of Arbitration, the Iran-United States Claims Tribunal, ICSID tribunals and State-to-State and commercial arbitral panels. He lectured for twenty years at the School of Oriental and African Studies and King's College in London before moving to Singapore and is a former member of the Board of the Centre for International Law at NUS.

Mr. Bundy was conferred the status of “Dato” by His Majesty, The Sultan of Brunei, and has been decorated by the Governments of Peru and Cambodia for his services.



**Monica Chong – Partner, WongPartnership LLP**

Monica WY Chong is a Partner in the Commercial & Corporate Disputes Practice at WongPartnership LLP. She has an active court and international arbitration practice, with a focus on complex, high-value and cross-border disputes across a range of sectors, including energy, financial services, business consultancy, trade and investment matters.

Monica graduated with First Class Honours from the National University of Singapore and served as a Justices' Law Clerk at the Supreme Court of Singapore prior to joining private practice in 2013. In 2017, she was appointed as young *amicus curiae* to assist the High Court on issues of criminal sentencing for the abuse of domestic workers in *Tay Wee Kiat and Chia Yun Ling v Public Prosecutor* [2018] SGHC 42. She teaches Civil Litigation and Advocacy for the Singapore Bar Examinations, and currently serves as Co-Chair of the Asia-Pacific Forum for International Arbitration (AFIA) and Deputy Subject Coordinator for the Singapore Bar Examinations Civil Litigation Practice programme.



**Cameron Ford – Partner, Squire Patton Boggs Singapore LLP**

Cameron is a partner with Squire Patton Boggs Singapore practising in international dispute resolution. Until August 2019 he was Senior Counsel with Rio Tinto in Singapore practising in disputes and commercial law. As well as the usual LLB and LLM, he has a Graduate Certificate in International Arbitration, a Master of Arts in Contemporary China, and is a PhD candidate at Monash University on security for costs in international arbitration.

Cameron spent most of his career in private practice in law firms and at the independent Bar in Australia practising in commercial dispute resolution before going in-house in 2008 with National Australia Bank and then Downer Group. He has worked as in-house counsel in Singapore since 2009 with 6 months Mongolia.

Cameron is a Fellow of the major arbitral institutes and is on the panels of the SIAC, SI Arb, AIAC, HKIAC and the Beijing Arbitration Commission. He is Chair of the SIAC Users Council Committee for Australia and New Zealand, a Member of the SIAC Users Council Executive Committee, a member of the Executive Committee of the Singapore Corporate Counsel Association and Chair of its Energy, Commodities and Shipping Chapter, Advisor to the Publications Committee of the Singapore Law Society, and is a mediator and security of payment adjudicator.



**Sonita Jeyapathy – Deputy Director, Legal Skills Programme, NUS**  
(Moderator for the Panel Discussion)

Sonita Jeyapathy joined the Law School at the National University of Singapore in 2013 as Deputy Director of the Legal Skills Programme.

A graduate of NUS, Sonita started her career with Allen & Gledhill LLP focusing initially on commercial litigation before moving on to multi-jurisdictional mergers and acquisitions. In 2008 she was seconded to the London office of Linklaters LLP and in 2011 made partner with A&G.

Since joining NUS, Sonita has been actively involved in the full spectrum of offerings in the Legal Skills Programme. This includes the foundational first-year legal analysis, research and communication module where students are, *inter alia*, introduced to the realm of persuasive legal writing.

In July 2020, Sonita was appointed Deputy Director of the NUS Law Centre for Pro Bono & Clinical Legal Education. As Deputy Director, she has primary oversight of the Centre's corporate clinical programme, a programme where students are provided opportunities to experience what it is like to assist on corporate legal matters with institutional clients like charities and non-profits.

Sonita is an associate mediator with the Singapore Mediation Centre. She holds an LLM from the University of Edinburgh.

**Admin Note to Singapore Practitioners and s36B Foreign Lawyers in relation to the Mandatory CPD Scheme:**

No of Public CPD Points: 2.5

Practice Area: Professional Skills

Training Level: General

Participants who wish to obtain CPD Points are reminded that they must comply strictly with the Attendance Policy set out in the CPD Guidelines. For this activity, this includes logging in at the start of the webinar and logging out at the conclusion of the webinar in the manner required by the organiser, and not being away from the entire activity for more than 15 minutes. Participants who do not comply with the Attendance Policy will not be able to obtain CPD Points for attending the activity. Please refer to <http://www.sileCPDcentre.sg> for more information.

Note: In the course of the event, photographs/videos/interviews of participants could be taken/conducted by the Law Society or parties appointed by the Law Society for the purpose of post event publicity, either in the Law Society's official publication/website, social media platforms or any third party's publication/website/social media platforms approved by the Law Society.

## Registration

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To register, please visit our website at: <https://www.lawsociety.org.sg/CPD-Portal/Law-Society-Events>.  
For enquiries, please contact us at [cpd@lawsoc.org.sg](mailto:cpd@lawsoc.org.sg) or 6530-0225.

### 1. Terms and Conditions

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- 1.1. **"Free" registration tickets are extended only to Law Society of Singapore Members under the "Extraordinary Relief Package". Note: Other employees of law firms are not eligible**
- 1.2. **"Free" Registration tickets are strictly non-transferable.**
- 1.3. **If a Member is found to have lapsed in attendance of 3 free webinars, without cancellation of registration at least 3 working days prior to the event, their subsequent free registrations will be rejected and the usual registration fee will apply. Strictly no exemptions will be considered.**
- 1.4. Registration closes on the date as stipulated on the registration page or when all seats are filled.
- 1.5. Allocation of seats is on a first-come-first-served basis and there are limited seats for each programme.
- 1.6. The registration fee is due and payable upon registration and must be received prior to the programme.
- 1.7. Payment must be made by the closing date stated. Registration will only be confirmed upon receipt of full payment.
- 1.8. The Law Society reserves the right to refuse to register or admit any participant, and to cancel or postpone the programme.
- 1.9. For paid registrations, a substitute delegate is welcome, provided that The Law Society is notified in writing of the substitute delegate's name and particulars at least 3 working days before the programme. Substitution of registrant is not applicable for "Free" registration tickets.

### 2. Cancellation and Refund of Fees

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- 2.1. Participants who cancel their registration before the commencement date shall be liable to pay the percentage of the registration fee set out as follows:
  - i. 20 calendar days before commencement date: 25% of registration fee.
  - ii. 8 to 19 calendar days before commencement date: 50% of registration fee.
  - iii. 7 calendar days or less before commencement date: 100% of registration fee.
- 2.2. Participants who cancel their registration without prior payment shall also be liable to the cancellation fee set out in 2.1. In the event that the payment for cancellation fee is not received despite multiple chasers, a tax invoice will be issued and mailed to your law practice/organisation.
- 2.3. Participants who are unable to attend the programme due to medical exigencies will be subject to a cancellation fee of 50% of the registration fee.