

Understanding the ISDA Master Agreements

Including the Buy-side Perspective

Wednesday, June 19, 2019

Hong Kong

8:15 AM

Registration and Morning Coffee

9:00 AM

Introduction and Welcoming Remarks

Jing Gu, Senior Counsel, ISDA

9:15 AM

The 2002 ISDA Master Agreement

- Section-by-section Analysis of the 2002 ISDA Master Agreement
- Discussion of Key Differences between the 2002 ISDA Master Agreement and the 1992 ISDA Master Agreement
- Measures of Damages and Close-out Methodologies
- Events of Default and Termination Events
- Set-off Provision
- Interest Rate Provisions
- Tax Provisions (including FATCA)
- Close-out Amount Protocol
- Netting Opinions
- Illegality/Force Majeure Protocol

The speakers will also draw out lessons for buy-side users of the Master Agreement and firms dealing with them.

Francis Edwards, Partner, Clifford Chance

Jing Gu, Senior Counsel, ISDA

Additional Speakers to be Announced.

10:45 AM

Morning Break

11:00 AM

The 2002 ISDA Master Agreement (continued)

12:30 PM

Luncheon

1:30 PM

Negotiating the Schedule to the 2002 ISDA Master Agreement

This session will focus on key issues that firms typically negotiate in their Schedule to the 2002 Agreement. Frequently negotiated Schedule provisions will be discussed:

- Automatic Early Termination
- Specified Entities
- Specified Transactions
- Cross Default
- Threshold Amounts
- Additional Termination Events
- Additional Representations
- Specific Provisions for Investment Managers
- Specific Provisions for Hedge Funds

Navin Desor, Associate General Counsel, Regional Head of Legal, Global Markets, Asia Pacific, HSBC
Richard Poon, Counsel, Ashurst

3:15 PM

Afternoon Break

3:30 PM

Close-outs Under the ISDA Master Agreements

This session will cover the operation of the Close-out provisions of the ISDA Master Agreements (1992 and 2002 versions) from the point of view of what to look out for when deciding whether and/or when to Close-out, issues related to Close-out such as the giving of notices under the ISDA Master Agreements and practical considerations drawing upon market examples.

Stephen Song, Partner, Capital Markets, Linklaters

4:15 PM

ISDA Netting Opinions

In this session, the speakers will provide an introduction to the netting opinions that ISDA publishes in relation to the ISDA Master Agreement and consider the key issues that they address.

Grant Jenkins, Consultant, Allen & Overy

5:00 PM

Conference Concludes

Agenda is subject to change.

Venue Location:

Venue to be announced

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