

## CURRICULUM VITAE

### PERSONAL INFORMATION

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**Name:** Christopher Phillip Malcolm

**Nationality:** Jamaican

**Date of Birth:** 15 October 1969

**Resident of:** Jamaica

**Address:** Suite 5, 22 Trafalgar Road, Kingston 5, Jamaica

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### SUMMARY

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Dr. Malcolm is: Former Attorney General, British Virgin Islands; Consultant Senior Legal Advisor, Minister of Justice, Jamaica; Former Head, Legal Unit, Organisation of Eastern Caribbean States; Secretary General, Jamaica International Arbitration Centre Limited (JAIAC); Director, Mona Law Institutes Unit; Senior Lecturer, Faculty of Law, The University of the West Indies, Mona Campus; Partner, Malcolm Gordon, Attorneys-at-Law; Member, Caribbean ADR Chambers; Fellow, Chartered Institute of Arbitrators (FCI Arb); Former Chair, Chartered Institute of Arbitrators – Caribbean Branch; Certified Tutor and Course Director, Chartered Institute of Arbitrators; Council Member and Fellow, Asian Institute of Alternative Dispute Resolution (FAiADR); Member, Technical Advisory Group, Improved Access to Justice in the Caribbean (IMPACT) Project, which is concerned with Arbitration and Alternative Dispute Resolution (ADR); Panellist (Arbitration and Mediation), Asian International Arbitration Centre (AIAC); Panellist (Arbitration and Mediation), Dispute Resolution Centre of Trinidad and Tobago (DRC).

Dr. Malcolm has been admitted to practice in Jamaica, the British Virgin Islands, Dominica, St. Lucia and Belize. He is an alumnus of Munro College, the University of the West Indies at Cave Hill, the Norman Manley Law School, the Centre for Commercial Law Studies, Queen Mary

University London, and the UNCTAD Virtual Institute, in collaboration with the Universities of Barcelona and Chile, where he examined Legal Instruments of Economic Law and Regional Integration.

Dr. Malcolm has published several peer reviewed and other journal articles, and has received the Principal of The University of the West Indies, Mona Research Award for work done in the field of Arbitration. He has also presented at or facilitated local, regional and international conferences, including: the 2011 Commonwealth Lawyers Conference in Hyderabad, India; the 2013 Cambridge Economic Crimes Symposium at Jesus College; the 2013 Commonwealth Lawyers Conference in Cape Town, South Africa; the 2nd Annual Arbitration & Investment Forum in Nassau, Bahamas, January 2014; and the Improved Access to Justice in the Caribbean (IMPACT) Symposium to consider a Model Arbitration Law for CARICOM Member States, Port of Spain, Trinidad and Tobago, March 2015.

Dr. Malcolm has represented both public and private sector persons and entities generally as well as more specifically in relation to arbitration and ADR. He is available to accept appointments as an Arbitrator or Mediator, and to serve as party representative concerning private and public sector matters. While the scope of Arbitration, Mediation, and other services that Dr. Malcolm provides is broad, he has special interest in matters involving Banking and Finance, Insurance and Securities, Trade and Investment, Corporate and Commercial, Construction and Real Estate, and general Contract and related matters.

Dr. Malcolm has appeared as counsel and as arbitrator within the Caribbean region, including in Jamaica, British Virgin Islands, Anguilla, Turks and Caicos Islands, St Kitts and Nevis. These matters have included in relation to land-based as well as marine construction and infrastructure works of an international nature.

## EDUCATION

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**UNCTAD Virtual Institute in collaboration with the Universities of Barcelona and Chile,**  
*Legal Instruments of International Economic Law and Regional Integration*

- Completed, December 2010

*(Course Directors:* Prof Ramon Torrent, Hernan Soltz, Xavier Fernandez-Pons, Federico Lavopa, Soledad Torrequadrada)

**Centre for Commercial Law Studies, Queen Mary University of London**

Mile End Road, London E1 4NS

- Doctor of Philosophy (PhD) – *Caribbean Integration and Economic Development: the role of an appropriate financial model*, February 2008

(*Supervisors*: Profs: Joseph Norton; George Walker & Dr Mamiko Yokoi-Arai)

**Centre for Commercial Law Studies, Queen Mary University of London**

Mile End Road, London E1 4NS

- Master of Laws (LL.M.) – *Banking and Finance Law* - with Merit, December 2003  
*Courses included*: Regulation of Financial Markets; Legal Aspects of International Finance; Law of Finance and Foreign Investments in Emerging Economies; International and Comparative Commercial Arbitration

**Norman Manley Law School, Kingston, Jamaica**

- Legal Education Certificate (LEC), June 1997

*Courses included*: Law of Association; Law of Succession; Civil Practice and Procedure; Criminal Practice and Procedure; Advocacy; Legal Aid; Law of Evidence; Legal Drafting; Accounts and Office Management

**University of the West Indies, Bridgetown, Barbados**

- Bachelor of Laws (LL.B.) with Upper Second Class Honours, June 1995

*Courses included*: Company Law; Corporate Finance; Corporate Insolvency; Revenue Law; Law of Trust; Equity; Contract Law; Labour Law; Administrative Law; Public International Law; Criminal Law; Human Rights Law

**SPECIALISED TRAINING**

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- ICC Advanced Level Arbitration Training - Production of Documents, November 2015
- London Residential Weekend Arbitration Award Writing Programme – Part IIIC CIArb, 2004

- Prof Jeswald Salacuse Negotiation Seminars, 2003
- Training in Total Quality and Time Management, 1992
- Larry Neiman Personal Development Seminars, 1991
- Norma Shirley Customer Relations Seminars, 1990

## **SENIOR LEGAL PROFESSIONAL POSITIONS HELD**

*January 2021 – Present*

- Consultant Senior Legal Advisor, Minister of Justice, Jamaica

Advise on ADR policy and framework, with special focus on securing streamlining of mediation infrastructure and the implementation of required legislative and related activities

*June 2008 – Present*

- Partner, Malcolm Gordon, Attorneys-at-Law

Focus areas of practice are Banking and Finance, Commercial Law, Dispute Management (including mediation, adjudication, arbitration and litigation), Construction and Real Estate, Sustainable Economic Development

*September 2015 – Present*

- Secretary General, Jamaica International Arbitration Centre Limited

Founded and have been the Secretary General since inception. Notable accomplishments have included implementation of Coffee Time @ JAIAC webinar series and of the online dispute resolution platform –NEUTRAL (<https://ineutral.jaiac.org>)

*September 2015 – Present*

- Executive Director, Street Law Caribbean Limited

Founded and have been President of Street Law Caribbean. Notable accomplishments have included providing law-based support for the Mobile Business Clinic of the Jamaica Business Development Corporation and the implementation of Street Law school curriculum in Belize

*January 2012 – December 2014*

- Attorney General, Government of the British Virgin Islands

Principal Legal Adviser to Governor and the Government; Ex-Officio Member of Cabinet and House of Assembly (Parliament)

## **DISPUTE MANAGEMENT PROJECTS**

Recent projects, including as arbitrator, adjudicator, counsel or consultant, have included:

- A seaport development project in St Kitts and Nevis
- A land development project in Anguilla
- A major contract review, audit and new template creation project in Antigua and Barbuda
- A standard forms of construction contracts template creation project in Malaysia
- A seaport development project, including marine side dredging and dock construction as well as landside commercial complex, in the British Virgin Islands
- An airport development project, including runway expansion and terminal upgrade, in the British Virgin Islands
- A Marina development project, including marine side dock construction and landside clubhouse, in the British Virgin Islands
- Two (2) desalination and sewage treatment projects in the British Virgin Islands
- A commercial and entertainment complex development project in the Turks and Caicos Islands
- Real estate and development projects in Jamaica

## **RESEARCH INTERESTS**

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Arbitration and Alternative Dispute Resolution; Banking and Finance; Regulation and Compliance; Regional Integration and Economic Development; International Trade and Investment; Employment and Industrial Relations; Competition and Consumer Protection; Corporate and Commercial

## **TEACHING AND RELATED EXPERIENCE**

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### **University of the West Indies (Mona)**

January 15 – Present

- *Director, Mona Law Institutes Unit*

Establish and direct a unit to support various extra-curricular initiatives in support of programmes for economic law and development, human rights, intellectual property, environmental law, and other programmes

August 15 – Present

- *Senior Lecturer, Faculty of Law*

Teach Contract Law, and Alternative Dispute Resolution to Faculty of Law students as well as supervise independent research

September 09 – July 15

- *Lecturer, Faculty of Law*

Teach Law and Legal Systems of the Commonwealth Caribbean, Contract Law, Caribbean Integration Law, and Alternative Dispute Resolution to Faculty of Law students

January 09 – July 09

- *Lecturer, Faculty of Law*

Taught Law of Torts & Contract Law to first year Faculty of Law students

C.V. - Christopher Malcolm

September 04 – June 05

- *Lecturer, Faculty of Law*

Taught Law and Legal Systems of the Commonwealth Caribbean, Law of Torts, Contract Law, and Legal Method to first year Faculty of Law students

September 01 – January 02

- *Part-time Lecturer, Faculty of Law*

Taught Law and Legal Systems of the Commonwealth Caribbean to first year Faculty of Law students

September 95 - June 97, University of Technology, Jamaica

- *Tutor, Faculty of Business Management*

Taught Business Law to students in the BBA programme

September 95 - June 97, Excelsior Community College

- *Tutor, Business Administration Department*

Taught Business Law to students in the Associate BBA programme

**WTO/UWI Trade Policy Course**

- *Trainer*

Teaching aspects of WTO-related Dispute Settlement to civil servants and other persons in the Caribbean

## POSTGRADUATE SUPERVISION

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- Lisa Natalya Kadirullah, ‘An Examination of Capital Markets Legislation in Barbados and the implications for Investment Promotion’ A Thesis to be submitted in partial fulfillment of the requirements of the Degree of Master of Laws (LL.M.) in Corporate and Commercial Law, Faculty of Law at Cave Hill, UWI (Completed March 2012)
- Vivienne Angella Johnson, ‘An Examination of the Growth of Unregulated Financial Institutions on Jamaica and their Implications for the Regulatory Environment’ A Thesis to be submitted in partial fulfillment of the requirements of the Degree of Master of Laws (LL.M.) in Corporate and Commercial Law, Faculty of Law at Cave Hill, UWI (Completed April 2012)
- Jennifer L. Mohomed, ‘Caribbean Corporate Meltdowns in the Financial and Banking Sector – A Case Study Perspective examining in particular the Implications for Regulatory Reform’ A Thesis to be submitted in partial fulfillment of the requirements of the Degree of Master of Laws (LL.M.) in Corporate and Commercial Law, Faculty of Law at Cave Hill, UWI (Completed June 2012)

## PUBLICATIONS

- **CP Malcolm**, S Rajoo, *The UNCITRAL Model Law in Jamaica: A Commentary* (forthcoming)
- **CP Malcolm**, K Gough, J Rooney, *Commercial Arbitration in the Commonwealth Caribbean: Law, Practice, and Economic Development* (Routledge, forthcoming)
- CP Malcolm, ‘Taking Law to the Streets: Fostering La new form of engagement in support of economic development through community-centred legal education’ in D McQuoid-Mason, *Street Law and public legal education: A collection of best practices from around the world in honour of Ed O’Brien* (JUTA Law, Cape Town, South Africa, 2019)

- CP Malcolm, “Jamaica Chapter” in L Mistelis, L Shore & H Smith (eds) *World Arbitration Reporter* (2<sup>nd</sup> edn Juris Publishing 2018)
- CP Malcolm, Geo-political Insignificance, Information Sharing, and Economic Survival: *An Unofficial Perspective from within the Caribbean Region* (Law and Business Review of the Americas, Winter 2013)
- CP Malcolm, ‘An Examination of Jamaican Trade and Investment in the Context of Strategic Culture’ (Part of Jamaica Study published in 2011)
- CP Malcolm, ‘Jamaica Chapter’ in L Mistelis, L Shore & H Smit (eds) *World Arbitration Reporter* (2<sup>nd</sup> edn Juris Publishing 2010)
- CP Malcolm, ‘And then there was One – An Overview of the Fifth Summit of the Americas’ (Law and Business Review of the Americas, Volume 16 Number 1, Winter 2010)
- D Byron and **CP Malcolm**, ‘CARICOM’ in *Max Planck Public International Law Encyclopaedia* (Oxford University Press 2009)
- D Byron and **CP Malcolm**, ‘Caribbean Court of Justice’ in *Max Planck Public International Law Encyclopaedia* (Oxford University Press 2009)
- CP Malcolm ‘Constructing a Financial Integration Model for CARICOM: Essential Provisions and Agenda for Reform’ (Law and Business Review of the Americas, Volume 14 Number 3, Summer 2008)
- CP Malcolm, ‘Financial Harmonisation in the OECS: Implications for CARICOM’ (ch 16) in K Hall & D Benn (eds) *Production Integration in CARICOM: From Theory to Action* (Ian Randle Publishers Kingston 2006)
- CP Malcolm, ‘Re-thinking the Framework for Regulation of the Jamaican Financial Sector’ (Journal of International Banking Regulation, Volume 5 Number 4, July 2004)
- CP Malcolm, ‘Dispute Settlement Vulnerability: Distilling Some Concerns for Small Latin American and Caribbean States under the Proposed’ FTAA (Law and Business Review of the Americas, Volume 10 Issue 4, Special Summer 2004 Publication)

- CP Malcolm, 'Caribbean Integration within the CARICOM Framework: The Socio-historical, Economic and Political Dynamics of a Regional Response to a Global Phenomenon' (Law and Business Review of the Americas, Volume 10 Issue 3, Autumn 2004)
- CP Malcolm, 'The Settlement of Foreign Investment Disputes: Distilling some of the Considerations for Jamaican Arbitration Practitioners' (Caribbean Law Review, June & December 2004)
- **CP Malcolm** and P Nunez, 'More Haste Less Speed: An Examination of some Constitutional and other Legal Implications of the Revised Treaty of Basseterre' (currently under review for publication)

#### **SELECTED CONFERENCES/SEMINAR PRESENTATIONS/GUEST LECTURES**

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**United Nations Commission on International Trade Law (UNCITRAL)**, The Second Inter-Sessional Regional Meeting on Investor-State Dispute Settlement Reform, Santo Domingo, Dominican Republic, 13-14 February 2019

- Speaker

**Chambers of the Attorney General**, Arbitration Workshop facilitated by the Jamaica International Arbitration Centre Limited, Terra Nova Hotel, 16 January 2019

- Lead Facilitator

**Jamaica International Arbitration Centre Limited, in collaboration with Jamaica Chamber of Commerce and Mona Law Institutes Unit, Faculty of Law, The University of the West Indies, Public Engagement Programme** – Construction and Dispute Management: A Perspective from Within China, Faculty of Law, Mona, Kingston, Jamaica, 15 January 2019

- Organiser/Panel Chair

**Jamaica Institute of Engineers' 40<sup>th</sup> Anniversary Conference - Engineering our Future through Celebrating Our Heritage**, Implications of the Jamaican Arbitration Act 2017 for the Engineering Profession, Knutsford Court Hotel, Kingston, Jamaica, 16-22 September 2018

- Presenter

**Street Law Caribbean**, Training of Trainers Programme in Support of the Implementation of Street Law in Belizean Secondary Schools, Cayo, St Ignacio, Belize, 20-24 August 2018

- Coordinator & Presenter

**60<sup>th</sup> Anniversary New York Convention Conference**, Arbitration on the Move: Framework Industries & Economic Development, Kingston, UWI Regional, Jamaica, 28-29 June 2018

- Organiser & Presenter

**15<sup>th</sup> ICC Miami Conference**, International Arbitration in Latin America, Miami, USA, 5-7 November 2017

- Delegate

**ICC Conference in Jamaica – Boosting the Use of Arbitration in the Caribbean**, Round Table Discussion, New Arbitration Law in Jamaica, Kingston Jamaica, August 28, 2017

- Panellist

**Jamaica Business Development Corporation Second Mobile Business Clinic**, Taking Law to the Streets – Demystifying the Legal Environment for doing business in Jamaica, Hibiscus Lodge, Ocho Rios, Jamaica, 12 July 2017

- Presenter

**General Legal Council Seminar**, Termination of Bank Accounts – Fast Forward from *Olint v NCB*, Harbour Street, Kingston, Jamaica, 14 June 2017

- Presenter

**Third Annual Symposium on Law, Governance and Society – Security and Justice: Global Priorities, Alternative Dispute Resolution, Melia Braco Village, Trelawny, Jamaica, 9-11 June 2017**

- Panellist

**Forty-Seventh (2017) Annual Meeting of the Caribbean Development Bank's (CDB's) Board of Governors, Turks and Caicos Islands, 24-25 May 2017**

- Observer

**Jamaica Chamber of Commerce, Sensitization for Arbitration Meeting with the Board of Directors, Richmond Park Great House, Kingston, Jamaica, 18 May 2017**

- Presenter

**Conference in Honour of Professor Joseph J. Norton, Part II, De-Risking to a Fault: After Oblivion then what? Karcher Auditorium SMU Dedman School of Law Dallas, Texas, USA, 4-5 May 2017**

- Presenter

**Caribbean Climate Innovation Centre, Video Interactive Presentation, Your Business and the Law - A Primer for Success, Caribbean Tech Entrepreneurship Programme, Kingston, Jamaica, 4 May 2017**

- Presenter

**Chartered Institute of Arbitrators, Biennial Congress, 12 Bloomsbury Square, London, United Kingdom, 17-19 November 2016**

- Delegate

**Chartered Institute of Arbitrators, Accelerated Route to Membership Training programme, Port of Spain, Trinidad and Tobago, 1-3 December 2016**

- Facilitator

**14<sup>th</sup> Annual ICC Miami**, Conference on International Arbitration, Mandarin Oriental Hotel, Miami, Florida, United States of America, 13-15 November 2016

- Delegate

**Caribbean Regional Compliance Association Conference: Chaos – The New Normal, And the US is now a Known Tax Haven: So What?** Santa Barbara Beach and Golf Resort, Curacao, 10-11 November 2016

- Keynote Speaker

**MICAM**, Capacity Building Conference: Leveraging Arbitration for National and Regional Development, Faculty of Law, UWI Mona, 5 November 2016

- Programme Coordinator and Chair

**Chartered Institute of Arbitrators**, Introduction to International Arbitration and Accelerated Route to Fellowship Training programmes, Faculty of Law, UWI Mona, 1-4 November 2016

- Facilitator

**4<sup>th</sup> Biennial Conference of the Caribbean Academy for Law and Court Administration (CALCA) in partnership with the General Legal Council: Law at the Crossroads – Reappraising the Role of Common Law and Civil Law Practitioners in Transnational Development**, Sonesta Maho Resort, Saint Maarten, 27-29 October 2016

- Plenary Session Chair

**5<sup>th</sup> Annual Money Laundering and Counter-Financing of Terrorism Conference of the Jamaica Bankers Association in partnership with the Jamaica Financial Services: Understanding our Obligations ... Safeguarding our Future, The Compliance Implication of the Jamaican Banking Services Act: Is there a Conduct of Business Regulation Agenda Being Ushered In?** Jamaica Pegasus Hotel, Kingston, 10-11 October 2016

- Presenter

C.V. - Christopher Malcolm

**Supreme Court of Belize, The UWI Open Campus and Chartered Institute of Arbitrators,**  
Court-Connected Arbitration Training, Belize City, Belize, 2-6 October 2016

- Facilitator

**2<sup>ND</sup> International Conference,** Con Todos y Para el Bien de Todos (With All and For the Good of All) Palacio de Convenciones, Havana, Cuba, 25-28 January 2016

- Delegate

**Improved Access to Justice in the Caribbean Programme,** Arbitration Legislation Committee Meeting, Port of Spain, Trinidad and Tobago, 12 December 2015

- Committee Member / Facilitator

**Caribbean Regional Compliance Association Conference,** Don't Believe Everything You See, Hear or Watch: Combatting Perceptions of Corruption in the Region, Nassau, the Bahamas, 5-6 November 2015

- Speaker

**13<sup>th</sup> ICC Miami Conference,** International Arbitration in Latin America, Miami, USA, 1-3 November 2015

- Delegate

**Improved Access to Justice in the Caribbean Programme,** Arbitration Legislation Committee Meeting, St Johns, Antigua and Barbuda, 11 September 2015

- Committee Member / Facilitator

**Miami International Arbitration Society,** *Arbitration Development in the English Speaking Caribbean: Focus on British Virgin Islands and Jamaica, Miami, USA, 14 May 2015*

- *Presenter*

**Inaugural Caribbean Anti-Money Laundering and Financial Crimes Conference, *The Dispute Management Conundrum: where, how, and to what end should Board Members wade in, Miami, USA, 16-17 April 2015***

- *Facilitator*

**Inaugural UWI Faculty of Law Symposium on Law and Governance in 21<sup>st</sup> Century, *Montego Bay, Jamaica, Trinidad, 13-14 March 2015***

- *Chair*

**Improved Access to Justice in the Caribbean Programme to Consider Devising a Model Arbitration Law for CARICOM Member States, *Port of Spain, Trinidad, 13-14 March 2015***

- *Facilitator*

**Chartered Institute of Arbitrators 2014 Congress, *Dubai, UAE, 21-22 November 2014***

- *Delegate, Caribbean Branch*

**Fourth High-Level Meeting on the Role of the Judiciary in International Commercial Arbitration, *Dialogue on International Commercial Arbitration in the Caribbean and Recent Developments; Looking Ahead: Developing a Framework for Opportunities to Strengthen the International Commercial Arbitration in the Caribbean, Castries, Saint Lucia, 23-24 October 2014***

- *Expert Panellist*

**3<sup>rd</sup> Annual Law Conference and General Meeting, Law Association of Zambia, *Resilience in an Age of Uncertainty: Leveraging Law-based Skills for Sustainable Economic Development, Livingstone, Zambia, 10-11 April 2014***

- *Keynote Presenter*

**2<sup>nd</sup> Annual Arbitration & Investment Forum, *Mediation as a Complement to Arbitration, Nassau, Bahamas, 23 January 2014***

- *Presenter*

**Annual Meeting of Attorneys General of the British Overseas Territories, Stanley, Falkland Islands, November 2013**

- *Delegate/Presenter*

**Commonwealth Law Ministers' Meeting 2013, London, United Kingdom, September 2013**

- *Delegate*

**Cambridge Economic Crime Symposium 2013, Revisiting the Economic Value of Company Formation in the Virgin Islands: Is Separate Legal Personality being Foolishly Undermined by the 'International Regulatory Mechanisms?', Jesus College, Cambridge, United Kingdom, September 2013**

- *Presenter*

**Commonwealth Lawyers Conference, Examining the Role of the Commercial Court of the Economic Development Model for the Virgin Islands, Cape Town, South African, 14-19 April 2013**

- *Presenter*

**Commonwealth Legal Educators Association Conference, Exploring new Vistas in Legal Education: Is there a Clear and Present need for Curriculum Overhaul?, Durban, South Africa, 11-13 April 2013**

- *Presenter*

**Uniform Law Reform Commission (USA) Conference, Marriot Hotel, St Thomas, US Virgin Islands, 9 January 2013**

- *Delegate*

**Annual Meeting of Attorneys General of the British Overseas Territories, Hamilton, Bermuda, October 2012**

- *Delegate*

**Cambridge Economic Crime Symposium 2012**, *Jesus College, Cambridge, United Kingdom, September 2012*

- *Delegate*

**Legal Affairs Committee of CARICOM Meeting**, *Port of Spain, Trinidad and Tobago, May 2012*

- *Delegate*

**Jamaica Strategic Culture Workshop Facilitated by the Applied Research Center and Latin American & Caribbean Center, Florida International University**, *Jamaican Trade and Investment in the Context of Strategic Culture, Miami, Florida, 7 July 2011*

- *Presenter*

**5<sup>th</sup> Caribbean Conference on Dispute Resolution**, *Leveraging UNCITRAL for Arbitration Reform in Jamaica, Kingston, Jamaica, 30 April 2011*

- *Presenter*

**17<sup>th</sup> Annual Commonwealth Law Conference**, *Leveraging Dispute Settlement Mechanisms for Economic Growth and Stability, Hyderabad, India, 7 February 2011*

- *Presenter*

**37<sup>th</sup> AGM and Conference of the Caribbean Association of Indigenous Banks**, *Prospects for and Next Required Steps for the Harmonisation of Financial Markets in CARICOM, Port of Spain, Trinidad, 11 November 2010*

- *Presenter*

**Shareholders' Forum of the 1<sup>ST</sup> National Bank of St. Lucia**, *An Examination of the Rights and Obligations of Bank Shareholders, Castries, St. Lucia, 13 November 2010*

- *Sole Presenter*

**Colloquium Organised by the Caribbean Law Institute Centre and the CARICOM Secretariat, *Financial Innovation and Regulatory Policy: Revisiting the Role of Alternative Investment Schemes*, Port of Spain, Trinidad, 16 April 2010**

- *Presenter*

**UWI Faculty of Law at Mona Workshop, *Modernising the Framework for Arbitration in Jamaica: Identifying the Imperatives and Crafting an Implementable Plan of Action*, Mona, Jamaica, 18 February 2010**

- *Coordinator*

**36<sup>th</sup> AGM and Conference of the Caribbean Association of Indigenous Banks, *Leveraging Dispute Settlement Mechanism for Financial Sector Growth and Stability*, St. John's, Antigua, November 2009**

- *Presenter*

**4<sup>th</sup> Caribbean Conference on Dispute Resolution, *Multi-party Arbitration: An Overview of Relevant Principles and International Guidelines*, Kingston, Jamaica, 1 May 2009**

- *Presenter*

**25<sup>th</sup> Anniversary Conference of the Commonwealth Lawyers Association, *Commerce, Finance and Cross-border Legal Practice in a Global Recession*, Ocho Rios, Jamaica, 17 October 2008**

- *Presenter*

**34<sup>th</sup> AGM and Conference of the Caribbean Association of Indigenous Banks, *An Examination of the Proposed CARCIOM Financial Services Agreement and its Implications for Regional Banks*, Georgetown, Guyana, 13 November 2007**

- *Presenter*

**Centre for Commercial Law Studies, Queen Mary London, *The Role of CARICOM and the OECS in Caribbean Integration and Economic Development: an historical overview and examination of their institutional framework***, presented to LL.M. students reading Law of Finance and Investments in Emerging Economies on 1 May 2007

- *Guest Lecturer*

**Caribbean Court of Justice and the Judicial Training Institute of Trinidad and Tobago on ‘The CSME: What does it mean for you and for me?’**, *Creating an Integrated Financial Market in CARICOM: has the CCJ been sufficiently involved?*, Queens Hall, Trinidad, 3 March 2007

- *Presenter*

**33<sup>rd</sup> AGM and Conference of the Caribbean Association of Indigenous Banks**, *Establishing a Viable Regulatory Framework for Cross-border Financial Activity in CARICOM*, Port of Spain, Trinidad, 17 November 2006

- *Presenter*

**Annual Judicial Conference 2006 facilitated by the Judicial Education Institute of the Eastern Caribbean Supreme Court**, *Arbitration and the Judiciary: Exploring some of the possible areas of input for National Courts in International Commercial Arbitration*, Delise, Dominica, 3 August 2006

- *Presenter*

**2<sup>nd</sup> Biennial Conference on Business, Banking & Finance**, Port of Spain, Trinidad, 1-3 May 2006

- *Presenter*

**High Level Seminar on Production Integration in the CSME: From Theory to Action**, Mona Visitors’ Lodge and Conference Centre, Kingston, Jamaica, 26-27 January 2006

- *Discussant*

**WTO/UWI Trade Policy Course**, *Aspects of WTO-related Dispute Settlement*, Kingston, Jamaica, 4-8 April 2005

- *Trainer*

**Partners for Economic Development facilitated Seminar put on by London Forum for International Economic Law and Development, Faculty of Law, UWI and the Mona School of Business**, *Exploring Aspects of Financial Sector Regulation and Supervision and their Impact on Economic Development in Jamaica*, Kingston, Jamaica, 3 May 2005

- *Presenter*

**Continuing Legal Education Committee, Jamaica Bar Association Seminar**, *Dirty Laundry and Attorney Obligations: An Examination of Some Aspects of Money Laundering and other Financial Crimes*, Kingston, Jamaica, 30 April 2005

- *Presenter*

## **SELECTED REPORTS AND OPINIONS**

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**Uniform Law Reform Commission (USA)**, Caribbean Working Group 2 (Enforcement of Foreign Child Support and Custody Orders), January-May, 2013

- *Co-Chair with Professor Kathleen Patchel*

Working group conducted preliminary study and then recommended that this matter be referred for a comprehensive study to determine what should be included in harmonised policies or model Laws for possible implementation within the Caribbean and the USA

**Uniform Law Reform Commission (USA)**, Caribbean Working Group 3 (Fiduciary Interests in Digital Assets), since January 2013

- *Co-Chair*

Working group has commenced a preliminary study which will culminate in a report that could recommend that this matter be referred for a comprehensive study to determine what should be

included in harmonised policies or model Laws for possible implementation within the Caribbean and the USA

**Framework for Arbitration in Jamaica, 2010**

- *Consultant*

Conducted a comprehensive private sector supported review of the legal framework for arbitration in Jamaica and thereafter led a team that devised a proposed new law and supporting regulations, which are now being considered for implementation. Also assisted preparation of related Cabinet Submission

**Framework for the non-ECCB regulated Financial Institutions in Antigua & Barbuda, 2009**

- *Consultant*

Conducted a comprehensive private sector supported review of the legal framework for regulation and supervision of non-ECCB regulated financial institutions in Antigua and Barbuda and thereafter devised a policy document as well as outline proposal for possible reform that were intended as resources for dialogue with the relevant authorities

**Framework for Regulation of Alternative Investment Activities in Jamaica, 2008**

- *Consultant*

Conducted a comprehensive private sector supported review of the legal framework for financial market regulation and supervision in Jamaica and thereafter led a team that devised a policy document as well as draft legislation/proposed legislative and amendments and related proposals for reform that were intended as resources for dialogue with the relevant authorities

**Framework for Cross-border Financial Activity in CARICOM, 2007**

- *Consultant*

Conducted a comprehensive private sector supported review of the Revised Treaty of Chaguaramas, draft CARICOM Financial Services Agreement, draft CARICOM Investment Code, ECCB Agreement and supporting arrangements as well as other CARICOM intra-regional frameworks and comparative international experiences and thereafter devised a policy document

as well as outline drafting instructions that were intended as resources for dialogue with the relevant authorities as they seek to implement facilitative framework for cross-border financial activity in CARICOM

**Litigation and Related Work, since 1997**

- *Attorney-at-Law*

Has been involved in a comprehensive range of commercial, civil, litigation, regulatory, and other legal matters, which have required detailed preparation of legal opinions, supporting documentation, briefs, skeleton arguments, and oral arguments at both first instance and appellate levels. These have included appearing as counsel in the FINSAC Commission of Enquiry into the Financial Sector Meltdown of the 1990s and in judicial review and related extradition proceedings for Earl “Bob” Hodge and others

**LEGAL AND RELATED PROFESSIONAL EXPERIENCE**

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LEGAL PRACTICE

1 January 2012 – 31 December 2014, Government of the Virgin Islands

- *Attorney General*

Principal legal advisor to the Government and Governor; new initiatives undertaken have included:

1. Establishment of a Law Library for the AGC;
2. Implementation of a Continuing Professional Development for the AGC;
3. Implementation of a Mentorship Programme for the AGC; and
4. General Consolidation and Revision of Laws Project, which should be completed by May 2015

Since January 2008, Malcolm Gordon

- *Partner* (Banking & Finance, Commercial Law, Litigation, and Arbitration)

C.V. - Christopher Malcolm

Major projects have included pre-litigation and litigation activities against financial sector participants

September 03 – July 2007, Cowan Dunkley & Cowan

- *Consultant Attorney-at-Law* (Banking & Finance, Commercial Law, Litigation, and Arbitration)

Major projects have included advising on litigation against company receivers and banking entities

August 00 - June 02, John G Graham & Co

- *Associate Attorney-at-Law* (Litigation and Commercial Law)

Major commercial projects included incorporating Assessment Recoveries Limited (ARL) on behalf of the Shipping Association of Jamaica. ARL is the first company established for collection of demurrage and detention in the English speaking Caribbean

February 99 - July 00, Patterson, Phillipson & Graham

- *Associate Attorney-at-Law* (Litigation and Commercial Law)

Major Litigation matters included client representation in the Cibony (Financial Sector Adjustment Company (FINSAC)) actions

August 97 - January 99, Taylor, Deacon & James

- *Associate Attorney-at-Law* (Litigation and Commercial Law)

Major commercial matters included representation of Fidelity Merchant Bank in winding proceedings

June 96 - August 96, Mottley, Haynes & Co., Bridgetown, Barbados

- *Legal Intern*

Researched and prepared memoranda and opinions on various legal issues; drafted commercial documents; attended court hearings and assisted senior counsel with trials

OTHER:

January 15 – Present, Improved Access to Justice Project for ADR

- *Member, Technical Advisory Group*

The Group works to establish procedures and targets for Project planning and towards implementation

April 06 – September 06, Organisation of Eastern Caribbean States

- *Head, Legal Unit*

Advised the Organisation concerning Treaty of Basseterre and CARICOM obligations as well as in relation extra-regional affairs; chaired the Legal Affairs Committee, which comprised the several Attorneys-General of the Eastern Caribbean Treaty Area; researched and prepared memoranda and opinions as well as being involved in various commercial, labour relations and other matters

June 90 - August 92, Cable and Wireless Jamaica Limited

- *Summer Intern, Industrial Relations Department*

Researched and prepared memoranda and opinions on various commercial and labour relations matters; assisted counsel at hearings of the Industrial Disputes Tribunal

February 90 - August 92, Workers Bank

- *Clerk*

Clerked in the Customer Service and Credit departments

**DISTINCTIONS, HONOURS, AND AWARDS**

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- Founding Editor of the LForum Newsletter, 2004
- International Financial Law Unit, Centre for Commercial Law Studies, Queen Mary University of London Scholar, 2004
- Commonwealth Scholar, 2002

- Jamaica Flour Mills Scholar, 1989
- Distinguished Secretary, Kiwanis Club of North St. Andrew, 2001 – 2002
- Assistant Secretary, Kiwanis Club of North St. Andrew, 1999 – 2000
- Chairman, Kiwanis Builders' Club Committee, 1998 - 1999
- Rookie of the Year, Kiwanis Club of North St. Andrew, 1997 – 1998

## **PUBLIC SERVICE**

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### **SELECT VIRGIN ISLANDS ACTIVITIES**

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#### **House of Assembly**

- *Ex-officio Member*

Job function as Principal Legal Advisor to the Government has included sitting as an ex-officio Member of the House of Assembly since January 2014. There, advise, when required is provided to the Speaker and the House more generally

#### **Cabinet**

- *Ex-officio Member*

Job function as Principal Legal Advisor to the Government and the Governor has included sitting as an ex-officio Member of the Cabinet since January 2014. There, advise, when required is provided to the Cabinet

#### **National Security Council**

- *Ex-officio Member*

Job function as Principal Legal Advisor to the Government has included sitting as an ex-officio Member of the Cabinet since January 2014. There, advise, when required is provided to the Council

### **National Risk Assessment Council**

- *Member*

Council provides policy guidance concerning the assessing of moneylaundering and other financial risks and how these should be accounted for in a risk-based approach to regulation that complies with the requirements for mutual evaluation under the Financial Action Task Force programme

### **Financial Intelligence Agency**

- *Deputy Chair*

Has been a member of the Board since January 2012; and Deputy Chair since March 2013

### **Consolidation and Revision of Laws**

- *Law Revision Commissioner*

Undertook and has been responsible for guiding a comprehensive revision and consolidation of the Laws of the Virgin Islands. Project commenced in 2012 to deal with laws that were last consolidated in 1991

### **Joint Anti-Money Laundering and Counter Terrorism Finance Committee**

- *Committee Member*

Has been a member of the Committee since January 2012

## **SELECT UNIVERSITY OF THE WEST INDIES ACTIVITIES**

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### *GENERAL*

#### **Associate Degree in Paralegal Studies – School of Continuing Studies, UWI**

- *Course Co-ordinator*

Was responsible for course content, supervision of course lecturers and finalisation of examination results in Introduction to Caribbean Legal Systems and Methods, and Legal Research and Writing

### **Anti-doping in Sport Workshop Series**

- *Co-Chair*

Series involves annual workshops examining medico-legal issues in sport the intention being to educate athletes, their coaches, managers, administrators, and others as to developments in anti-doping measures and how to deal with disputes in the field

### **Academic Quality Assurance Committee**

- *Member*

Involved in deliberations and decision-making of Committee, with implications for the general UWI Community

### **West Indies Graduate Union of Teachers**

- *Executive Committee*

Involved in deliberations and decision-making of WIGUT at all levels and there represent the best industrial relations interests of Faculty members and of the UWI Community more generally

### **FACUTLY OF LAW**

- Post Graduate Studies and Research Programme - Committee Member
- Ad Hoc Committee to Examine Student Performance – Committee Member
- Student Academic Advisor
- Assisted new course development – Banking Law for the LL.M. programme
- Faculty Board Member
- Departmental Committee Member
- Faculty Representative to WIGUT
- Faculty Representative to AQAC
- General advice and assistance

## **SELECT OTHER ACTIVITIES**

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### **Spectrum Capital Partners**

- Board Member since September 2021

### **Asian Institute of Alternative Dispute Resolution (AIADR)**

- Council Member since January 2020

I am a member of the Council with responsibility for the Americas

### **Chartered Institute of Arbitrators – Caribbean Branch**

- *Chairman since March 2014*

I chair the Branch and with the Executive Committee have responsibility for directing policy and other activities, including training and related initiatives

### **Commonwealth Legal Education Association**

- *Member of Executive Committee*

I am a Member of the Executive Committee with special responsibility for the Caribbean region. The Association brings together legal educators and students from across the Commonwealth and in this forum share expertise, best practice and new developments in the field of law and legal education. The Association is closely aligned to the Commonwealth Lawyers Association and benefits from this linkage and the varied experiences of its members

### **Chartered Institute of Arbitrators – Caribbean Branch**

- *Member of Steering Committee & Chairman of the Policy and Legislation Review Committee*

As Chairman, I was responsible for the effort being made to improve the framework for Arbitration in Jamaica with implications for the wider Caribbean region. The Committee reviewed policy and framework and thereafter devised model legislation and made recommendations for implementation

### **Law and Business Review of the Americas**

- *Member, Senior Board of Professional Editors*

The journal is a quarterly, professional peer-reviewed publication produced by the Law Review Association of Dedman School of Law, Southern Methodist University, as well as the Section of International Law and Practice of the American Bar Association

### **LForum News**

- *Founding Editor*

The LForum News, an electronic publication of the London Forum for International Economic Law and Development, focuses on developing country issues

### **Jamaican Bar Association**

- *Member*

Has served the continuing legal education committee, which organises conferences and seminars for practitioners to consider and ventilate issues concerning the state of the law and new legal developments. These activities sometimes involve other professionals and members of the public more generally

### **Kiwanis**

- *Distinguished Secretary*

Has served the Kiwanis movement through the North St. Andrew Club in various capacities, each dedicated to service to humanity and in particular to enhancing the welfare of children

### **Munro College Old Boys Association**

- *Member*

Has served the association and through it the school community in various capacities and was, for example, instrumental in the organisation of the 150<sup>th</sup> Anniversary activities

## **Youth Opportunities Unlimited**

- *Director*

YOU is a voluntary organisation that is geared to assisting disadvantaged youth by providing, in particular, mentorship and guidance to teenagers and young adults

## **AFFILIATIONS**

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- Jamaica International Arbitration Centre Limited – Secretary General
- Asian Institute of Alternative Dispute Resolution – Vice President, Council Member and Fellow
- Caribbean Institute of Alternative Dispute Resolution – President
- Asian International Arbitration Centre – Panellist for Arbitration and Mediation
- Dispute Resolution Centre of Trinidad and Tobago – Panellist for Arbitration and Mediation
- Commonwealth Legal Education Association - Member of Executive Committee
- Chartered Institute of Arbitrators – Fellow
- Chartered Institute of Arbitrators, Caribbean Branch – Member and Former Chair
- Street Law Caribbean Limited – Executive Director
- Society for International Economic Law – Member
- Jamaica Bar
- Eastern Caribbean Bar (British Virgin Islands, Dominica, Saint Lucia)
- Belize Bar
- Jamaican Bar Association – Member
- Inter Pacific Bar Association – Member
- Commonwealth Lawyers Association – Member
- Munro College Old Boys Association

## **REFERENCES**

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Available on request