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[Webinar] Responding to a Ransomware: Legal Issues and Risks



17 August 2021, Tuesday
2.15pm – 4.00pm



*This programme is conducted as a live
webinar.*



No. of Public
CPD Points:
**To be
confirmed**

Practice Area:
**Others/Multi-
disciplinary**

Training Level:
General

About the Programme

Ransomware is a form of cyberattack that organisations and law firms (who can be both targets of ransomware attacks or counsel assisting their clients in these issues) may have to deal with. With the recent and ongoing disruption to the Colonial pipeline system, it is timely for us to provide more knowledge sharing in this area.

This webinar is aimed at both practising lawyers and corporate counsel and will cover:

1. Presentations by the Law Society Committee on Cybersecurity and Data Protection on (1) legal issues arising from ransomware payments, and (2) legal liability for victims of ransomware attacks.
2. Followed by a panel discussion – e.g. to discuss what can be done to respond to a ransomware attack, how to effectively work with a regulator in a ransomware scenario so as to support investigations and remediation, best organisational practices for firms and corporations to prepare the risk of ransomware.

Programme Outline

Time	Programme
1.45pm – 2.15pm	Registrants to log on
2.15pm – 2.35pm	Issues Arising from Ransomware Payments Benjamin Gaw – Member (Information Technology Committee), The Law Society of Singapore; Director, Drew & Napier LLC
2.35pm – 2.55pm	Liability for Victims of Ransomware Attacks Jansen Aw – Member (Cybersecurity & Data Protection Committee), The Law Society of Singapore; Partner, Donaldson & Burkinshaw LLP
2.55pm – 4.00pm	Panel Discussion <u>Moderator</u> Jeremy Lua – Member (Cybersecurity & Data Protection Committee), The Law Society of Singapore; Associate, Norton Rose Fulbright (Asia) LLC <u>Panellists</u> Jansen Aw – Member (Cybersecurity & Data Protection Committee), The Law Society of Singapore; Partner, Donaldson & Burkinshaw LLP Benjamin Gaw – Member (Information Technology Committee), The Law Society of Singapore; Director, Drew & Napier LLC Christopher Ong – Senior Director (Technology Crimes, Crime Division), Attorney-General's Chambers Glenn Seah – Managing Director and Head (Legal, Compliance and Corporate Secretariat), Singapore Exchange Limited (SGX) Veronica Tan – Director, Cyber Security Agency (CSA) of Singapore
4.00pm	End

Speakers' Profile



Benjamin Gaw – Member (Information Technology Committee), The Law Society of Singapore; Director, Drew & Napier LLC

Benjamin is a Director in Drew & Napier's Technology, Media and Telecommunications; Information Technology; Corporate; and, Mergers & Acquisitions Practice Groups. Benjamin also heads the firm's Healthcare & Life Sciences – Corporate & Regulatory practice, while co-heading the Employment Practice Group. Benjamin is an endorsed lawyer for Information Technology Law by Best Lawyers International: Singapore 2022 for two consecutive years.

Benjamin regularly advises on a broad range of legal issues in technology, media and telecommunications. He regularly advises on matters on data protection and cybersecurity, as well as on issues relating to the Payment Systems Act, blockchain and cryptocurrencies and other fintech matters. On the commercial front, he advises clients on the commercialisation and exploitation of intellectual property rights, such as research and development agreements, IP licensing and cross-licensing agreements, IP assignments and also franchises and franchising businesses. Benjamin also regularly reviews software licensing agreements, IT procurement and related contracts, website terms of use, and other IT and technology contracts.

Benjamin regularly acts for and advises clients on a wide spectrum of mergers and acquisitions and other transactional and corporate and commercial matters, particularly in the technology and healthcare and life sciences sectors. These matters include sale and purchases of companies and corporate assets, amalgamations, joint ventures, shareholder agreements, corporate restructuring as well as general commercial law.

He is recognised as a market-leading lawyer for Corporate/M&A by *Asialaw*. He is also a recognised as a Global Elite Thought Leader for life sciences lawyer by *Who's Who Legal 2021*. *Chambers 2021* recognises Benjamin as a Band 3 lawyer in Employment in Singapore, while *Asia Pacific Legal 500 2021* recommends Benjamin in employment and notes, 'True subject matter expert' Benjamin Gaw is 'practical and efficient, able to deliver timely and accurately pitched advice'.



Jansen Aw – Member (Cybersecurity & Data Protection Committee), The Law Society of Singapore; Partner, Donaldson & Burkinshaw LLP

Jansen Aw is a Partner of Donaldson & Burkinshaw LLP.

He is a dispute resolution lawyer with specialised knowledge and expertise in data protection.

Jansen was previously an assistant chief counsel with the Personal Data Protection Commission ("PDPC") under the Info-communications Development Authority of Singapore ("IDA") (as it then was). In his role as assistant chief counsel, he mainly handled the enforcement and prosecutorial matters.

Jansen has obtained several credentials in privacy and data protection, namely, CIPP/A, CIPP/E and CIPM. He also holds a Fellow of Information Privacy (FIP) designation with the International Association of Privacy Professionals.



Jeremy Lua – Member (Cybersecurity & Data Protection Committee), The Law Society of Singapore; Associate, Norton Rose Fulbright (Asia) LLC

Jeremy Lua is a dual-qualified dispute resolution lawyer based in Singapore who focuses on regulatory investigations and compliance. Jeremy has been with NRF for almost four years.

He is experienced in a broad range of complex regulatory investigations and compliance matters and frequently advises clients on matters involving data protection, cybersecurity, technology and e-discovery. He often assists clients in navigating crisis situations such as responding to data breach and cybersecurity incidents.

Jeremy has also represented and advised clients on government investigations in Singapore and overseas, including investigations initiated by the Personal Data Protection Commission in Singapore ("PDPC").

Jeremy also advises clients on regulatory compliance matters, including designing and implementing compliance programs, policies and procedures, and on regulatory risk management and mitigation and follow on disputes. He also advises corporate organisations and senior management on business ethics, corporate liability and personal liability.

Prior to joining the firm, Jeremy was a Deputy Public Prosecutor at the Attorney-General's Chambers of Singapore, with a focus on technology crime. As a technology crime prosecutor, Jeremy prosecuted offences under the Singapore Computer Misuse Act. He is experienced in dealing with evidential and other issues concerning technology.

Jeremy received his law degree from the National University of Singapore. He is fluent in both English and Mandarin Chinese. He is admitted as an Advocate & Solicitor in Singapore and as a solicitor in the Senior Courts of England and Wales.

Jeremy is Co-Vice-Chairperson of the Law Society of Singapore's Cybersecurity and Data Protection Committee for 2020.



Christopher Ong – Senior Director (Technology Crimes, Crime Division), Attorney-General's Chambers

Christopher Ong has been a Deputy Public Prosecutor with the Attorney-General's Chambers of Singapore since 1997. He is presently Senior Director, Technology Crimes in the Crime Division.

Throughout his 24-year career as a prosecutor, Christopher has specialised in cybercrime investigation and prosecution. As Senior Director, Technology Crimes, he supervises a team of prosecutors. He also leads the development of prosecution policies regarding cybercrime and similar areas; and provides inputs on relevant legislation, such as recent technology-related amendments to the Criminal Procedure Code and Penal Code.

He speaks often at local and international conferences on cybercrime and cybersecurity, and has also conducted prosecutors' training for the Commonwealth Secretariat on cybercrime and money-laundering/terrorist-financing, and for ASEAN states. He has also chaired the annual ASEAN Cybercrime Prosecutors' Roundtable Meeting, held as part of the Singapore International Cyber Week. He is a member of INTERPOL's Global Cybercrime Expert Group, and has also been a member of Commonwealth Secretariat Working Groups on cybercrime issues.

Besides technology crime, Christopher has also previously handled the full gamut of criminal prosecutions, including securities fraud, corruption, sex crimes, drug trafficking, and violent crimes.



Glenn Seah - Managing Director and Head (Legal, Compliance and Corporate Secretariat), Singapore Exchange Limited (SGX)

Mr Glenn Seah is Managing Director and Head of Legal, Compliance and Corporate Secretariat, and a permanent invitee to the Executive Management Committee of Singapore Exchange Limited (SGX). Mr Seah is responsible for providing legal and compliance leadership and managing regulatory relationships on a global basis.

Mr Seah previously headed country and regional compliance roles for Standard Chartered Bank in Singapore and South-East Asia. Mr Seah has also served in various roles in SGX, including Legal and Regulatory Policy, Staff Assistant to the CEO, and Head of Market Surveillance and Enforcement. Mr Seah was also a Deputy Public Prosecutor and State Counsel with the Attorney-General's Chambers for several years.



Veronica Tan – Director, Cyber Security Agency (CSA) of Singapore

Veronica is driving the Safer Cyberspace portfolio in the Cyber Security Agency (CSA) of Singapore. Her areas of focus include leveraging national-level infrastructure for the delivery of baseline security controls, as well as developing broad-based and targeted programmes to raise awareness and adoption of good cybersecurity in enterprises.

Prior to CSA, Veronica was involved in driving emerging technology programmes such as blockchain in IMDA. Before joining the public sector, Veronica was in a network engineering role in a leading ISP.

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

No of Public CPD Points: To be confirmed
Practice Area: Others/Multi-disciplinary
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 Fees

Membership Category	Fees (Inclusive of 7% GST and course materials)
Law Society Member	\$32.10
Non-Member	\$64.20

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 or 6530-0239.

1. Terms and Conditions

- 1.1 Registration closes on the date as stipulated on the registration page or when all seats are filled.
- 1.2 The registration fee is due and payable upon registration and must be received prior to the programme.
- 1.3 Payment must be made by the closing date stated. Registration will only be confirmed upon receipt of full payment.
- 1.4 The Law Society reserves the right to refuse to register or admit any participant, and to cancel or postpone the programme.
- 1.5 If you are unable to attend, a substitute delegate is welcomed, provided that the Law Society is notified in writing of the name and particulars of the substitute delegate at least 3 working days before the programme.

2. Cancellation and Refund of Fees

- 2.1 Allocation of seats is on a first-come-first-served basis and limited seats for each programme.
- 2.2 Participant who cancels 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.
- 2.3 Participants who cancel their registration without prior payment made shall also be liable to the cancellation fee set out in 2.2. 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.
- 2.4 Participant who is unable to attend the programme due to medical exigencies will be subject to a cancellation fee of 50% of registration fee.