

The Present and Future of Construction Practice in Singapore

A journey from Singapore through the Belt and Road



20 April 2018, Friday
4:30PM–7:00PM

Viewing Gallery, Level 8, Supreme Court

A complimentary event for Corporate Counsel

Local, regional and international infrastructure demands are expected to rise exponentially in the next decade and beyond.

This presents business opportunities for the infrastructure and construction industry on the one hand, and the rise in demand for advisory and advocacy services on the other.

The Singapore Academy of Law invites counsel to gain insight of what lies ahead from a select group of Building and Construction lawyers who were recently accredited by the SAL as Senior Accredited Specialists in this practice area.

The evening will not only allow them to be part of a thought leadership discussion on the latest developments in construction law and the future trends and opportunities in this area of law, but also to interact with the Senior Accredited Specialists at a networking session thereafter.

Time	Schedule
4.00–4.30pm	Registration
4.30–4.35pm	Welcome remarks by Sriram Chakravarthi Senior Director and Chief Legal Counsel, SAL
4.35–4.45pm	Address by Justice Quentin Loh Judge of the Supreme Court of Singapore
4.45–6.15pm	<p>Panel Discussion and Q&A Panel 1 Latest updates in building and construction law</p> <ul style="list-style-type: none"> • Key issues arising out of the New 2017 FIDIC suite of contracts • Recent developments on the law affecting extensions of time • Serving and responding to payment claims under Security of Payment Act in light of <i>Audi Construction v Kian Hiap Construction</i> • Fitness for purpose and the UK Supreme Court's decision in <i>MT Højgaard A/S v E. On Climate & Renewables UK Robin Rigg East</i> <p>Panellists Raymond Chan (Chan Neo LLP) Christopher Chuah (WongPartnership LLP) Soh Lip San (Rajah & Tann Singapore LLP) Ian de Vaz (WongPartnership LLP)</p> <p>Moderator Naresh Mahtani (Eldan Law LLP)</p>
	<p>Panel 2 The future of construction law and practice in Singapore: The Belt and Road Initiative and beyond</p> <ul style="list-style-type: none"> • The growing use of Singapore law in regional construction contracts • The conduct of construction litigation and arbitration • Opportunities in the Belt and Road Initiative: What is Singapore's role <p>Panellists Ho Chien Mien (Allen & Gledhill LLP) Ng Kim Beng (Rajah & Tann Singapore LLP) Eugene Tan (Clyde & Co Clasis) Paul Sandosham (Clifford Chance Clifford Chance Pte Ltd/Cavenagh Law LLP)</p> <p>Moderator Alex Wong (Hogan Lovells Lee & Lee)</p>
6.15–6.20pm	Closing Remarks by Mohan Pillay Partner and Joint Head of Office, Pinsent Masons MPillay LLP
6.20–7.00pm	Networking Refreshments will be served

Seats are limited. Reserve your spot now!
Register online at www.sal-e.org.sg

For queries, email accreditation@sal.org.sg.



Raymond Chan

Raymond is a Partner of Chan Neo LLP. He is a Fellow of the Singapore Institute of Arbitrators and the Chartered Institute of Arbitrators. He is a member of the Panel of Arbitrators of the Singapore International Arbitration Centre, the Kuala Lumpur Regional Arbitration Centre and the Arbitration Panel of the National Electricity Market of Singapore.

He is the Honorary Legal Advisor to the Singapore Real Estate Developers Association ("REDAS"), the Singapore Institute of Architects ("SIA") and the Singapore Institute of Surveyors and Valuers ("SISV").

He was involved in the drafting of the Singapore Institute of Architects Conditions of Main Contract 9th Edition, the SIA Conditions of Sub Contract 4th Edition, the REDAS Design & Build Conditions of Contract and the REDAS Design & Build Conditions of Sub-Contract.



Christopher CHUAH

Christopher heads the Infrastructure, Construction & Engineering Practice at WongPartnership LLP.

He is a legal advisor to the Singapore Contractors Association Limited ("SCAL"), as well as a member of the Committee for International Construction and Building Contracts. He is a Fellow of the Singapore Institute of Arbitrators and Chartered Institute of Arbitrators, as well as the Chartered Institute of Building.

His main areas of practice encompass both local and international work including front-end drafting/advice and construction disputes (including FIDIC standards). He acted as leading counsel in numerous reported landmark cases on including for Mer Vue Developments, in a landmark High Court decision that clarifies the extent and scope of the liability of the developer, main contractor and architect in a claim for building defects.



Ian DE VAZ

Ian is the Joint Head of the Energy, Construction & Projects practice in WongPartnership LLP. He has been recognised as a leading construction lawyer by various legal directories such as Chambers Global; Chambers Asia-Pacific; The Legal 500: Asia Pacific; The Legal 500: Europe, Middle East & Africa; IFLR1000: Energy and Infrastructure; Asialaw Profiles and Best Lawyers.

Ian has a diverse practice in construction and civil engineering work, spanning front-end drafting and dispute resolution. Ian also serves as an adjudicator of construction disputes under the Building and Construction Industry Security of Payment Act (Cap 30B).

Ian is also an Associate Professor at the NUS Faculty of Law where he teaches construction law. He has contributed widely to all the leading texts in *Singapore: Singapore Precedents of Pleadings* (2006, 2015 editions), *Law and Practice of Construction Contracts* (4th ed, 2012), *Security of Payments and Construction Adjudications* (2nd ed, 2013) and *Halsbury's Laws of Singapore*. He is currently Contributing Editor of the *Singapore Journal of Construction Law*.



HO Chien Mien

Chien Mien is Co-Head of the Allen & Gledhill's Construction and Engineering practice and is versed in both contentious and non-contentious work in the areas of construction, engineering and infrastructure projects, both local and international.

He sits on the main panel of arbitrators for the Singapore International Arbitration Centre and the KL Regional Centre for Arbitration, and is an Accredited Adjudicator with the Singapore Mediation Centre.

He has also been involved in non-contentious work involving some of the largest building and infrastructure projects in Singapore and the Asia Pacific including greenfield developments of data centres, power and utility plants, oil storage and LNG terminals, office towers, condominiums and other major building projects.

He is ranked a Band 1 construction practitioner in *Chambers Asia-Pacific* (2016, 2017) and a key practitioner in *The Legal 500 Asia Pacific* (2009–2016) and *Who's Who Legal* (2011–2016).

**Naresh MAHTANI**

Naresh Mahtani has been in legal practice for 30 years, with local, regional and international experience in contentious and non-contentious matters in construction, engineering and infrastructure projects work, and oil and gas construction projects.

He has been appointed as Arbitrator and Arbitration Counsel in major construction and international arbitrations involving construction and commercial disputes in Singapore, Indonesia, Malaysia and the US.

In the past three decades, he has practiced in various capacities, including Managing Partner and Senior Partner of ATMD and Chief Executive Officer of the Law Society of Singapore.

He has been Hon. Secretary of the Singapore Institute of Arbitrators for several years and is a past Chairman of the Society of Construction Law.

He is currently in active practice at Eldan Law LLP as an arbitrator, adjudicator, mediator, counsel and advisor on projects.

**NG Kim Beng**

Kim Beng has represented local and international clients in disputes in building and construction projects, investment and joint ventures, finance, power, oil and gas and telecommunications infrastructure and networks.

Notable dispute resolution work include acting for a leading Southeast Asian resource owner for claims in excess of US\$100m in relation to a mining project in Asia, and advising a joint venture regarding disputes in the design and construction of a container terminal in the Middle East where the contract was based on the FIDIC form and arbitration administered by the International Chamber of Commerce (ICC).

He has been recommended for his international arbitration expertise by the *Asia Pacific Legal 500* (2015), and has been noted by the *IFLR 1000* (2015) as a leading lawyer for Energy and Infrastructure disputes.

**Mohan PILLAY**

Mohan is the Joint Head of Singapore Joint Law Venture, Pinsent Masons MPillay LLP.

He is a Singapore and UK qualified lawyer with nearly 30 years of experience in commercial litigation and regional arbitration work, particularly in construction and engineering projects. He has appeared as lead Counsel before the High Court and Court of Appeal in Singapore. Mohan is a Chartered Arbitrator & accredited Adjudicator, and on Panels of SIAC, SI Arb and KL Regional Centre for Arbitration.

He is currently Co-Chair of the Dispute Resolution & Arbitration Committee, Inter-Pacific Bar Association (IPBA). His past appointments include President, Singapore Institute of Arbitrators (2011-2013) and Chairman of the Society of Construction Law (Singapore) (2008-2010).

**Paul SANDOSHAM**

Paul heads the Energy, Infrastructure and Resources (Disputes) practice for South East Asia for Clifford Chance. He focuses on dispute resolution in the energy, power, oil & gas, infrastructure, construction, engineering, rail, transport, utilities, natural resources, international trade and commodities sectors. Paul acts as counsel in court and international arbitration proceedings for various parties in disputes arising out of large-scale and complex projects across the world. He is on the panel of arbitrators of SIAC, KLRCA, BANI, BCDR, DIAC and PIAC. Paul has served as a council member, secretary, treasurer and vice-chairman of the Society of Construction Law (Singapore).

Paul is recommended by leading legal publications including, *Chambers Global*—The World's Leading Lawyers for Business, *Legal 500: Asia Pacific, Europe, ME, Africa*, *Global Arbitration Review's 100*, *Who's Who Legal—The International Who's Who of Business Lawyers*, *Euromoney's Guide to the World's Leading Construction Lawyers*, *Expert Guides—Commercial Arbitration and Construction*, *IFLR1000 (Energy & Infrastructure)*—Guide to the Industry's Leading Law Firms and Lawyers and *Asian Legal Business*.

**SOH Lip San**

Lip San heads the Construction and Projects practice at Rajah & Tann Singapore LLP. He focuses on major construction and engineering projects locally and regionally. He leads a team ranked as a Band 1 projects & energy practice. Lip San has advised clients on front end transactions and acted as counsel to resolve disputes before courts, domestic and internal arbitration, adjudication, expert determinations and mediation.

Some notable matters include representing a consortium in the development of a desalination plant in Singapore in Singapore and representing a Japanese trading house in various ICC arbitrations over a high speed rail project. He regularly advises on matters subject to foreign law and has been recognised in The International Who's Who of Construction Lawyers and Chambers Asia Pacific.

**Eugene TAN**

Eugene leads the Clyde & Co Classis Southeast Asia construction practice, and has considerable experience in cross-border advisory and dispute resolution work. He has worked extensively on various construction and projects related matters in Indonesia.

He has represented clients in matters involving FIDIC, PSSCOC SIA and REDAS forms of contract, and in arbitrations under ICC, SIA, SIAC and *ad hoc* rules and in adjudications.

For non-contentious matters, he has advised on the review, drafting and negotiations of engineering, procurement and construction contracts and their related agreements including performance bonds, warranties and parent corporate guarantees.

He is recognised as an expert in construction and infrastructure matters by the *Asia Legal 500* and ranked by *Chambers and Partners* for construction in Singapore. He is also recommended as a leading Construction, Projects & Infrastructure Lawyer for Singapore in the *Doyle's 2016* guide.

**Alex WONG**

Alex brings close to two decades of experience in the energy and infrastructure space in Singapore and around Asia, with extensive experience advising sponsors, lenders, multilateral agencies and governments on energy, utilities and infrastructure projects.

Some of his notable work includes advising Mitsubishi Corporation on its bid as the main contractor for the Panama Canal expansion project, Sojitz Corporation on the construction arrangements for the Western Dedicated Freight Corridor linking Delhi and Mumbai and Sarawak Energy on the construction of the Baleh mega hydro power project in Sarawak, Malaysia. He is currently advising project sponsors on an offshore wind farm project in Taiwan.

Alex is dual English and Singapore law qualified and is the current Chairman of the Society of Construction Law (Singapore).

About the SAL Specialist Accreditation Scheme

The panellists and moderators at this special event have been accredited by the Singapore Academy of Law's Specialist Accreditation Scheme (SAS) as Senior Accredited Specialists in Building and Construction Law.

The SAS recognises Singapore lawyers, who already focus much of their practice in a specialised area of law, for their expertise. It also looks to encourage younger lawyers to sharpen their skills and knowledge in a practice area.

The SAS has set a benchmark for prospective specialists to meet in order to be accredited, which takes into account their practice experience based on a minimum number of billable hours or amounts, the complexity of contentious and non-contentious work done, continuing professional development (CPD) activities undertaken and references from fellow practitioners. They also undergo an assessment process in the form of an examination and/or an interview before a selection panel comprising members of the judiciary and industry practitioners familiar with legal practice. Furthermore, to maintain their accreditation, they are required to be reaccredited every two years.

For more on the SAS or to find an accredited specialist, visit the [SAL website](#).



[Supreme Court of Singapore](#)

1 Supreme Court Lane
Singapore 178879

Car

Park at the nearest available public car parks:

- Parliament House (public underground carpark), 1 Parliament Place, Singapore 178880
- The Adelphi, 1 Coleman Street, Singapore 179803

Taxi

Alight at the drop-off point along Supreme Court Lane.

MRT

Alight at the nearest MRT stations:

- City Hall (Exit B)
- Clark Quay

Bus

Alight at the bus stops along:

- North Bridge Road (opposite The Treasury) 51, 61, 63, 80, 124, 145, 166, 174, 174e, 197, 851, 961
- Parliament Place (National Gallery) 195, 961