

# CONSTRUCTION CLAIMS AND ADR CONFERENCE SABAH & SARAWAK A Flagship Conference of







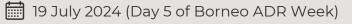
B O R N E O A D R W E E K

JOINTLY ORGANISED BY











() 9.00 AM - 5.00 PM



























#### SUPPORTING ORGANISATIONS







































# CONSTRUCTION CLAIMS & ADR CONFERENCE SABAH AND SARAWAK 2024

The highly anticipated Construction Claims and ADR Conference Sabah and Sarawak, following the unprecedented success of last year's event, will be held on the 5th day of the Borneo ADR Week 2024 (BAW) in Kuching. Our flagship conference in the Borneo region promises to be a cornerstone gathering for industry professionals seeking insights into the latest developments in construction claims and alternative dispute resolution. This year's conference promises an even more dynamic and engaging experience. With its inclusion in the prestigious BAW, the conference takes on added significance, bringing together thought leaders, industry experts, and practitioners in the construction industry to explore cutting-edge trends and strategies in construction claims and alternative dispute resolution. Join us for an unparalleled opportunity to gain valuable knowledge, network with peers, and contribute to the ongoing discourse shaping the future of construction claims and ADR in Sabah and Sarawak.

FOR MORE INFORMATION & REGISTRATION, VISIT

https://bit.ly/4 aPc9QS



FOR ANY ENQUIRIES, PLEASE CONTACT

reg@L2icon.org



#### **REGISTRATION FEE**

NORMAL REGISTRATION

RM699.00

MEMBER OF SUPPORTING ORGANISATIONS

RM629.10









## ABOUT THE ORGANISERS



Legal Plus was set up in 2014 by YA Bhg Tun Zaki Azmi, Chief Justice of the Dubai International Financial Court in United Arab Emirates (UAE) and retired Chief Justice of Malaysia as Chairman, YBhg Tan Sri James Foong, Chairman of Ombudsman for Financial Services and retired Federal Court Judge, Malaysia and Ms Catherine Eu, retired Executive Director of the Bar Council, Malaysia as Directors. The main objective of Legal Plus is to provide continuing professional training, public seminars and events pertaining to legal issues and legal compliances for various professions, trade, industries and enterprises. For more information on Legal Plus, please visit www.legalplus.com.my



L2 i-CON International is a dynamic and strategic platform dedicated to organizing global professional events aimed at fostering growth and facilitating networking opportunities. Founded by Lam Wai Loon of Harold & Lam Partnership and Leong Hong Kit of MAC Consultant, our company brings together a wealth of experience and expertise. Spearheaded by our director, Cindy Wong, we are proud to be a powerhouse in the industry, successfully organizing numerous groundbreaking events since 2020. With an impressive track record, we have not only facilitated the growth and expansion of our community internationally but also emerged as a driving force in connecting professionals worldwide. With a commitment to excellence, L2 i-CON International serves as a catalyst for meaningful connections, business development, and impactful global engagement. For more information about L2 i-CON International, please visit www.L2icon.org







## PROGRAMME

#### 19 JULY 2024

Registration 8:15am

9:00am WELCOMING AND OPENING REMARKS FOR BORNEO ADR WEEK

> by THE RIGHT HONOURABLE CHIEF JUSTICE TUN ZAKI AZMI Chief Justice, Dubai International Financial Centre (DIFC) Courts, and Retired Chief Justice of Malaysia by YBHG TAN SRI JAMES FOONG

Retired Federal Court Judge and Director, Legal Plus

9.15am **KEYNOTE ADDRESS** 

> by THE RIGHT HONOURABLE TAN SRI DATO' ABDUL RAHMAN BIN SEBLI Chief Judge of Sabah and Sarawak

9.30am **SPECIAL ADDRESS** 

> by YBRS IR. TS. GS. BR. DR. CASSIDY ANAK MORRIS Director of Public Works Sarawak

Coffee Break 9.40am

**SESSION 1:** Claiming For Liquidated Damages "AND/OR" General Damages in 10.00am **Construction Contract** 

> It is common for construction contract to set out liquidated damages. Does that mean that the amount stated is the maximum available limit? Is an injured party entitled to additionally or alternatively claim for general damages? The panellists will discuss the fundamental principles in liquidated damages and general damages and address whether the injured party would be entitled to claim for both liquidated damages and general damages concurrently.

#### **MODERATOR**

**JUSTICE TUAN NADZARIN BIN WOK NORDIN |** High Court Judge of Kuala Lumpur (Construction)

#### **SPEAKERS**

**ADRIAN SEE |** Managing Partner, Belden **RODNEY MARTIN |** Chief Executive Officer, Charlton Martin Group DR MINLI TANG | Partner, AllBright Law Offices IR TIONG VUI YEN | Arbitrator, Adjudicator, Mediator and Professional Civil Engineer **VU THI THINH |** Senior Associate, LNT & Partners

#### 11:10am

**SESSION 2:** Can Contractors Use ChatGPT or AI in Preparing Construction Claims or Writing Correspondences and Notices Required Under the Construction Contract?

With the increasing importance in notice requirements and condition precedents in construction contract, such "often-overlooked paperworks" could significantly impact the contractor's rights to claim. Our panellists will share their thoughts and views on the use of ChatGPT or AI in construction contract management.

#### **MODERATOR**

**DATUK YEW JEN KIE |** Chairperson, Sarawak Institute of Arbitrators and Dispute Resolution and Retired Court of Appeal Judge of Malaysia

#### **SPEAKERS**

NAZ RAHIM | Director - Quantum, CCi, a Rimkus Company **SR YOW KAH LUN |** Chief Executive Officer, Plus Three Consultants **ABANG IWAWAN |** Partner, Abang & Co SATINDER SINGH SANDHU | Managing Partner, Sandhu & Co. DANNA ER | Partner, Eldan Law LLP

**DISPUTE BOARDS** 12:20pm

by JEREMY GLOVER | Partner, Fenwick Elliott LLP

Lunch Break 12:30pm







### PROGRAMME

#### 19 JULY 2024

#### 1.50pm

**SESSION 3:** The Conundrum in Choosing the Seat and Venue of Arbitration For **Construction Projects in the Borneo Region** 

In this session, panellists will discuss the crucial considerations for parties to select the seat and venue of arbitration for construction projects in the Borneo region

#### **MODERATOR**

DATO' MARY LIM THIAM SUAN | Chairperson of Protem Committee, AIAC Court of Arbitration and Retired Federal Court Judge of Malaysia

#### **SPEAKERS**

DATUK ROGER CHIN | Council Member, BICAM and Partner, Chin Lau Wong & Foo HAJAH ZURAIDAH BINTI POKPI DP HAJI SIDEK | Deputy Interim CEO, BDAC GEORGE CHAPMAN | Senior Vice President, Legal & Compliance, Sarawak Energy ERI HERTIAWAN | Senior Partner, Assegaf Hamzah & Partners

#### 3:00pm

**Building for the Future: Infrastructure of Tomorrow** 

by STEPHAN DEGENHART | Associate Partner Drees & Sommer, Managing Director Asia Pacific & Middle East

#### 3:10pm

Launching Mi Ai Law: What Can We Do for You?

by LAINA CHAN | Barrister, Founder & CEO Miai Law Pty Ltd

#### 3:15pm

Coffee Break

#### 3:40pm

SESSION 4: Should We "CIPAA" or Not?

The Construction Claims and Payment Adjudication Act 2012 has been in force for a decade since 15 April 2014. Does it still function as an effective mechanism for contractors to claim for non-payment or serve as a tool for a lengthy legal process? Should an unpaid party initiate a CIPAA claim, or should the unpaid party consider other form of dispute resolution mechanism such as mediation, arbitration or court litigation?

#### **MODERATOR**

GURVIR SINGH SANDHU | President, Advocates Association of Sarawak and Partner, Sandhu Lee & Co. Advocates

#### **SPEAKERS**

**HEATHER YEE |** Assistant Director, Asian International Arbitration Centre (AIAC) **DEEPAK MAHADEVAN I** Partner. Azmi Fadzly Maha & Sim LYNNDA LIM | Managing Director, REX C Expert & Dispute Services IR HARBANS SINGH KS | Principal, HSKS Dispute Resolution Chambers **LAM WAI LOON |** Founding Partner, Harold & Lam Partnership

#### 4:50pm

**Closing Remarks for Borneo ADR Week** 

by CINDY WONG

Director, L2 i-CON International

#### 5:00pm

Networking Session





## CONSTRUCTION CLAIMS & ADR CONFERENCE SABAH AND SARAWAK 2024

We accept ONLINE REGISTRATION and EMAIL REGISTRATION.

#### **EMAIL REGISTRATION**

Your registration is subject to the terms and conditions and/or privacy policy of Legal Plus Sdn Bhd at www.legalplus.com.my and L2 i-CON Sdn Bhd published at www.L2icon.org.

NAME

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NRIC/PASSPORT NO

COMPANY/ORGANISATION

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**EMAIL ADDRESS** 

**REGISTRATION CATEGORY** 

**PHYSICAL PASS** 

Please email your registration details and proof of payment to our Registration team at reg@L2icon.org

#### For email registration, we accept payment via:

- Bank transfer
- DuitNow (including MAE, GrabPay, TnG, etc)



#### This Conference is HRDC Claimable.

If you wish to register through HRDC, **DO NOT** register online.

Kindly email to our Registration Team at reg@L2icon.org.



In your email, please state that you 'wish to register through HRDC', and either attach this registration from or include the following details: (1) Name of Participant; (2) Email; (3) NRIC; (4) Contact Number; (5) Company Name; and (6) Position.

For billing purposes, please provide: (a) Company Name and Company Address; and (b) Contact Person's Name and Email.

\*Important: Kindly ensure to email us your interest in HRDC registrations <u>before</u> the event commences. HRDC Registrations and Claims will not be accepted or entertained after the conclusion of the event. Thank you for your cooperation and understanding.

#### ONLINE REGISTRATION

https://bit.ly/4 aPc9QS

OR SCAN HERE



#### For online registration, we accept payment via:

- Online banking via iPay88/FPX
- e-Wallet via iPay88 (TnG, GrabPay, ShopeePay, Boost, etc.)
- Credit Card (Mastercard and Visa)

#### **BANK ACCOUNT DETAILS**

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To register for events during BAW (15-19 July) CLICK HERE >>>

Malaysia Time / GMT + 8



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-Arbitration and

Adjudication

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## VISIT KUCHING!

#### Must-Eat in Kuching





**Mee Kolok** 



Sarawak Cultural Village



Kuching

Waterfront

Must-Visit

in Kuching



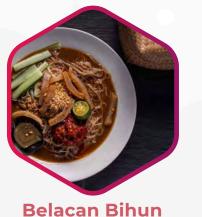
**Darul Hana** 

Bridge

**Kek Lapis** Sarawak



**Manok Pansoh** 





O chien

Umai





Bako National Park



**Carpenter Street** 



Semenggoh Wildlife Centre

Borneo Cultures Museum

The Old Courthouse

Fort Margherita

Take advantage of Borneo ADR Week and the Construction Claims and ADR Conference Sabah and Sarawak to explore and enjoy the vibrant city of **Kuching**!





## CONFERENCE VENUE AND RECOMMENDATION



#### **SHERATON KUCHING**



#### **Special Room Rates for BAW 2024 and Conference Participants**

Experience convenience and comfort during Borneo ADR Week 2024 and its flagship event the Construction Claims and ADR Conference Sabah and Sarawak 2024 at Sheraton Kuching. As the official Conference Venue, Sheraton Kuching offers exclusive rates for our attendees. Rates start at RM 475+ per room.

#### **ADDRESS:**

2, Jln Padungan, 93100 Kuching, Sarawak <a href="https://maps.app.goo.gl/dnabdVt8MhZGQf2F9">https://maps.app.goo.gl/dnabdVt8MhZGQf2F9</a>

#### **RESERVATION LINK:**

Book your rooms at a special rate through <a href="https://bit.ly/3Tv4qQg">https://bit.ly/3Tv4qQg</a>

#### **RESERVATION DEADLINE:**

1 July 2024





## WELGOMING & OPENING REMARKS



## THE RIGHT HONOURABLE CHIEF JUSTICE TUN ZAKI AZMI

Chief Justice, Dubai International Financial Centre (DIFC) Courts, and Retired Chief Justice of Malaysia

In December 2013, Justice Zaki Azmi joined the Dubai International Financial Centre (DIFC) Courts. In November 2018, Justice Zaki Azmi was appointed as the Chief Justice of the DIFC Courts by His Highness Sheikh Mohammed bin Rashid Al Maktoum, Vice President and Prime Minister of the UAE and Ruler of Dubai. Justice Zaki Azmi retired as the Chief Justice of Malaysia in September 2011, upon reaching retirement age of judges of the superior courts in Malaysia. His greatest achievement as the 12th Chief Justice was to clear the outstanding backlog of cases affecting the Malaysian Courts and to reduce the hearing time for newly filed cases, an achievement which was recognised by the World Bank. Justice Azmi held the post of Chief Justice of Malaysia for three years, having previously served as the President of the Court of Appeal. He was elevated directly as a Federal Court Judge on September 5, 2007.









#### YBHG TAN SRI JAMES FOONG

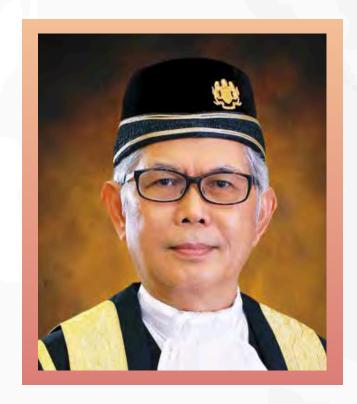
Retired Federal Court Judge and Director, Legal Plus

Tan Sri James Foong graduated from law school in 1969 and was called to the Malaysian Bar in 1971. He was in private practice from 1971 until 1990 before being made a Judicial Commissioner in the same year. He was elevated to the High Court in 1992 and the Court of Appeal in 2005. He was made a Federal Court Judge (Supreme Court of Malaysia as it was then known) in 2009. He retired from the judiciary in February 2012. He now keeps himself busy as an advocate and solicitor of the High Court of Malaya, a non-independent director of various private and public-listed companies, running Legal Plus Sdn Bhd, Chairman of the Ombudsman Financial Services and an Adjunct Professor of Law at the Taylor's University and he is doing all these in between his active lifestyle as a cyclist and avid runner.





## KEYNOTE ADDRESS



## THE RIGHT HONOURABLE TAN SRI DATO' ABDUL RAHMAN BIN SEBLI

Chief Judge of Sabah and Sarawak

The Right Honourable Tan Sri Dato' Abdul Rahman bin Sebli was born on 25 January 1959 in Sibu, Sarawak. His Lordship obtained his Bachelor of Laws (with Honours) degree from the University of Malaya in 1983. Upon graduation His Lordship joined the Judicial and Legal Service of Malaysia in December 1983.

His Lordship had served in various capacities in the Judicial and Legal Service of the Government of Malaysia. Among the posts that His Lordship had held were that of Deputy Public Prosecutor in the State of Sarawak, in the State of Pahang and in the Federal Territory of Kuala Lumpur, Senior Legal Officer at the Sarawak State Attorney-General's Chambers, Sessions Court Judge at Kota Bharu, Kelantan, Sessions Court Judge at Kota Kinabalu, Sabah, Sessions Court Judge at Miri, Sarawak, State Legal Advisor to the State of Pahang, and Director, Legal Division of the Royal Malaysian Customs, Putrajaya.

On 15 September 2008, His Lordship was appointed as Judicial Commissioner of the High Court of Sabah and Sarawak at Kota Kinabalu, Sabah. On 9 August 2010, His Lordship was elevated to the position of Judge of the High Court of Sabah and Sarawak. His Lordship then served at the Kota Kinabalu High Court, Sabah, the Shah Alam High Court, Selangor, the Kuala Lumpur High Court, Federal Territory and the Johor Bahru High Court, Johor prior to His Lordship's elevation to the Court of Appeal on 12 September 2014.

On 8 August 2019 His Lordship was elevated to the position of Judge of the Federal Court and on 17 January 2023 His Lordship was appointed as the Chief Judge of Sabah and Sarawak. In recognition of His Lordship's service to the State of Pahang, His Lordship was conferred the award of Darjah Indera Mahkota Pahang (D.I.M.P.) which carries the honorific title "Dato" by the Sultan of Pahang in 2003. On 5 June 2023, His Lordship was conferred the award of Panglima Setia Mahkota (P.S.M.) which carries the honorific title "Tan Sri" by the Yang di-Pertuan Agong. His Lordship is married to Puan Sri Sarbanun binti Mokhtar and is blessed with seven children.





## SPECIAL ADDRESS



#### YBRS. IR. TS. GS. BR. DR. CASSIDY ANAK MORRIS

Director of Public Works Sarawak

An engineer by profession, Ir.Ts. Gs. Br. Dr. Cassidy Anak Morris received his Bachelor's Degree (Hons) in Civil Engineering from Universiti Kebangsaan Malaysia and later obtained his Master of Business Administration from Universiti Teknologi MARA. Dr. Cassidy was conferred his Doctorate from Universiti Teknologi MARA. He entered the State Civil Service as a Civil Engineer in Jabatan Kerja Raya Sarawak in 1998 and served in various capacities throughout a distinguished civil service career until his recent appointment as Director of Public Works Sarawak in May, 2024. He is a member of the Board of Engineers Malaysia (BEM) as Professional Engineer (Ir.), Member of Malaysia Board of Technologists (MBOT) as Professional Technologists (Ts.), Board of Geospatialist, and Association of Certified Construction & Project Development Managers, Malaysia and member of the Board of several Sarawak State agencies and statutory bodies.







### MEETOUR MODERATORS AND SPEAKERS

#### SESSION 1: Claiming For Liquidated Damages "AND/OR" General Damages in **Construction Contract**



**JUSTICE TUAN NADZARIN BIN WOK NORDIN** High Court Judge of Kuala Lumpur (Construction)

MODERATOR



**ADRIAN SEE** Managing Partner, Belden



**RODNEY MARTIN Chief Executive Officer** Charlton Martin Group



**DR MINLI TANG** Partner, AllBright Law Offices



IR TIONG VUI YEN Arbitrator, Adjudicator, Mediator and Professional Civil Engineer



**VU THI THINH** Senior Associate, LNT & Partners

#### **SESSION 2: Can Contractors Use ChatGPT or AI in Preparing Construction Claims or** Writing Correspondences and Notices Required Under the Construction Contract?



**DATUK YEW JEN KIE** Chairperson, Sarawak Institute of Arbitrators and Dispute Resolution and Retired Court of Appeal Judge of Malaysia



**NAZ RAHIM** Director - Quantum, CCi, A RImkus Company



**SR YOW KAH LUN** Chief Executive Officer, Plus Three Consultants



**ABANG IWAWAN** Partner, Abang & Co



**SATINDER** SINGH SANDHU Managing Partner, Sandhu & Co.



**DANNA ER** Partner. Eldan Law LLP

#### **SESSION 3:** The Conundrum in Choosing the Seat and Venue of Arbitration For Construction **Projects in the Borneo Region**



**DATO' MARY LIM THIAM SUAN** Chairperson of Protem Committee, AIAC Court of Arbitration and Retired Federal Court Judge of Malaysia

**MODERATOR** 



**DATUK ROGER CHIN** Council Member, BICAM and Partner, Chin Lau Wong & Foo



HAJAH ZURAIDAH BINTI POKPI DP HAJI SIDEK Deputy Interim CEO, Brunei Darussalam **Arbitration Centre** 



**GEORGE CHAPMAN** Senior Vice President, Legal & Compliance,

Sarawak Energy



**ERI HERTIAWAN** Senior Partner, Assegaf Hamzah & Partners

#### **SESSION 4: Should We "CIPAA" or Not?**



**GURVIR SINGH SANDHU** President, Advocates Association of Sarawak and Partner, Sandhu Lee & Co. Advocates MODERATOR



**HEATHER YEE Assistant Director** Asian International **Arbitration Centre** (AIAC)



**DEEPAK MAHADEVAN** Partner, Azmi Fadzly Maha & Sim



LYNNDA LIM Managing Director, REX C Expert & **Dispute Services** 



IR HARBANS SINGH KS Principal, HSKS Dispute Resolution Chambers



**LAM WAI LOON** Founding Partner, Harold & Lam Partnership

#### **PRESENTATION: Dispute Boards**



**JEREMY GLOVER** Partner, Fenwick Elliott LLP





**STEPHAN DEGENHART** Associate Partner Drees & Sommer, Managing Director Asia Pacific & Middle East



**PRESENTATION: Launching Mi Ai** 

Law: What Can We Do for You?

LAINA CHAN Barrister, Founder & CEO Miai Law Pty Ltd









#### JUSTICE TUAN NADZARIN BIN WOK NORDIN

High Court Judge of Kuala Lumpur (Construction)

Justice Nadzarin Wok Nordin is currently presiding at the Construction Court, Commercial Division, of the Kuala Lumpur High Court. Prior to this he was at the Insolvency Court for a period of almost 3 years. Before joining the Bench, he was a practising Advocate and Solicitor in the Malaysian Bar in the areas of commercial and civil matters for almost 33 years where he acted for and advised numerous GLC'S, public utilities, the Stock Exchange, public listed companies, foreign embassies, airport operators, joint venture privatisation consortiums, local and offshore banks, logistic operators, State Economic Development Corporations, local government and universities amongst others.

Justice Nadzarin holds a Bachelor of Laws (Honours) degree from the University of London in 1984, was called to the degree of an Utter Barrister of Lincoln's Inn, United Kingdom in 1985 and obtained a Diploma in Syariah Law and Practice from the International Islamic University, Malaysia in 1992.

Whilst during practice, he was also appointed as a President of the Strata Management Tribunal from its inception in 2015 till his elevation to the bench. He also has held or currently is a Certified Mediator, a registered Adjudicator with the Asian International Arbitration Centre (AIAC) Kuala Lumpur, a Notary Public, a member of the Chartered Institute of Arbitrators United Kingdom, a fellow of the Malaysian Society of Adjudicators; and had regularly sat as the Chairman of the Disciplinary Committee of the Advocates & Solicitors Disciplinary Board, the Chairman of the Appeals Board of the Board of Malaysian Engineers and an Advisory Editor for the Malaysian Civil Procedure 2024 publication (Malaysian White Book).







## MODERATOR



#### **DATUK YEW JEN KIE**

Chairperson, Sarawak Institute of Arbitrators and Dispute Resolution and Retired Court of Appeal Judge of Malaysia

Datuk Yew Jen Kie retired as a Court of Appeal Judge on 15.10.2019. Graduating from the London School of Economics and Political School with LLB (Hons) in 1976, she was admitted as Barrister-at-Law (Inner Temple) in 1978. Upon returning to Malaysia, she joined the Legal and Judicial Service. She had served as Magistrate, Senior Assistant Registrar, Deputy Registrar (1979-1989) and Sessions Court Judge (1990-2006). On 10.8.2007, she was appointed a Judicial Commissioner of the High Court of Sabah and Sarawak and elevated as a Judge of the High Court of Sabah and Sarawak on 14.4.2010. She was appointed as the Judge of the Court of Appeal Malaysia on 27.11.2018. After retirement, she acts as an Arbitrator as well as Chairperson of the Sarawak Institute of Arbitrators and Dispute Resolution.







## MODERATOR



#### **DATO' MARY LIM THIAM SUAN**

Chairperson of Protem Committee, AIAC Court of Arbitration and Retired Federal Court Judge of Malaysia

Dato' Mary Lim Thiam Suan read law at the University of Leeds, UK and graduated with an LLB (Hons) degree. She has been admitted to Lincoln's Inn as a Barrister-at-law. She is now a Hon Bencher of Lincoln's Inn. In 1993, she obtained her Master of Laws degree from the University of Western Australia. Prior to her elevation to the High Court of Malaya, where she sat in the New Commercial Court, Dato' Lim served in various capacities at the Attorney General's Chambers of Malaysia. These include as Federal Counsel, Senior Federal Counsel, Senior Assistant Parliamentary Draftsman, Legal Advisor to the State of Negeri Sembilan, Deputy Head of Civil Division before finally retiring as Commissioner of Law Revision and Law Reform. Dato' Lim was the first judge of the Construction Court in Kuala Lumpur until her elevation to the Court of Appeal. She recently retired as a Judge of the Federal Court of Malaysia.







## MODERATOR



#### **GURVIR SINGH SANDHU**

President, Advocates Association of Sarawak and Partner, Sandhu Lee & Co. Advocates

Gurvir graduated from Bond University in Gold Coast, Australia, and has since been practising principally in Sarawak, Malaysia. Gurvir specializes in the broad spectrum of civil litigation and dispute resolution with a keen interest in the niche area of corporate, commercial and construction disputes. Gurvir also regularly acts as counsel to resolve construction disputes within the framework of the Malaysian Courts and/or Adjudication/Arbitration in Malaysia. Gurvir represents construction industry players ranging from contractors involved in road/bridge construction projects, hotels and hydro dam projects in Sarawak - to landowners, developers and consultants involved in private and government projects throughout Sarawak. In the construction arena, apart from appearing as counsel for construction disputes, Gurvir's work involves drafting turnkey contracts and consultancy in ongoing projects, which include the administration of contracts during the project life. Gurvir was elected as the President of the Advocates Association of Sarawak for the 2022-2024 term and has since been involved in working with stakeholders to further enhance construction adjudication and arbitration in Sarawak.









#### **ADRIAN SEE**

Managing Partner, Belden

Adrian is the Managing Partner of Belden Advocates & Solicitors, a boutique legal practice specialising in construction & engineering dispute resolution. He is an accredited AIAC, THAC and AiADR arbitrator, AIAC panel CIPAA adjudicator, mediator and a Fellow of CIArb, MIArb and AiADR. Adrian focuses on the construction, engineering, oil and gas, energy and utilities industries. His practice area involves contract drafting, handling claims and disputes in the construction, engineering and energy sectors as well as servicing these clients' needs when they have industrial relations disputes. Adrian also provides on-project legal advisory and works seamlessly with claims consultants on claims management and early dispute avoidance initiatives. He has appeared at all levels of the Malaysian court system, and in domestic and international arbitrations. Adrian's expertise includes other forms of dispute resolution such as adjudication, mediation, expert determination and early neutral evaluation. Adrian's notable cases include acting for contractors in high-value projects such as the KL main sewerage pipeline project, design, fabrication and installation of specialised steel and sub-sea structures, mixed development projects, professional fee claims and installation of highvoltage distribution lines.



#### **RODNEY MARTIN**

Chief Executive Officer, Charlton Martin Group

Rodney is an accomplished professional serving as the Chief Executive of the Charlton Martin Group, with a distinguished career that includes roles as Group Regional Director and Senior Vice President at two prominent contracts consultancy firms in the Asia Pacific Region. With an extensive 38 years of experience, Rodney has dedicated 27 years to senior-level roles within this region. Throughout his career, Rodney has cultivated a global perspective by working with diverse clientele across Europe, Africa, the Middle East, and India. His academic foundation includes dual qualifications in quantity surveying and law, complemented by his status as a chartered quantity surveyor. He specialises in construction contract consultancy, offering expertise in contract documentation, contractual claims management, dispute resolution, and dispute avoidance. Rodney's professional credentials extend to being a mediator, arbitrator, and adjudicator on the panel of the Asian International Arbitration Centre. He is a respected speaker known for delivering insightful perspectives within the region's professional circles. Notably, Rodney is a Fellow of the Chartered Institute of Arbitrators as well as the Malaysian and Singapore Institute of Arbitrators, reflecting his commitment to excellence and professional standards. His extensive contributions to the field include appointments as an Expert Witness, on matters related to quantum and delay. As well as his roles as an arbitrator, mediator and adjudicator, Rodney has been a dispute adjudication board member in Malaysia, further cementing his reputation as a trusted authority in dispute resolution. Rodney has been based in Kuala Lumpur since 1997, where he has continually demonstrated exceptional leadership, and a relentless commitment to driving excellence in the field of construction contract consultancy and dispute resolution,









#### **DR MINLI TANG**

Partner, AllBright Law Offices

Dual qualified in mainland China and in New York State, Minli has practiced in dispute resolution, especially international arbitration, for years. Minli once was a Regional Representative of the International Chamber of Commerce Young Arbitration and ADR Forum (ICC YAAF) and is now a committee member of the Beihai Asia International Arbitration Centre (BAIAC, Singapore), a supporting member of the London Maritime Arbitrators Association (LMAA), on the panel of arbitrators of the Shenzhen International Arbitration Court and the Langfang Arbitration Commission, admitted into the HKIAC List of Arbitrators, and an external master-degree supervisor of the KoGuan Law School, Shanghai Jiaotong University. Minli has represented and advised clients in arbitration under the AIAC, CIETAC, HKIAC, ICC, LCIA, SIAC rules as well as the LMAA Terms. Minli has also frequently represented clients in Chinese domestic arbitration/litigation and handled cases in the English High Court and Court of Appeal. Minli has particularly rich multi-jurisdictional experiences and network. In addition to her overseas study experiences in common law jurisdictions for her master and PhD degrees, she once was a visiting lawyer in a leading commercial set of barristers' chambers in London for around two years.



#### **IR TIONG VUI YEN**

Arbitrator, Adjudicator, Mediator and Professional Civil Engineer

Ir. Tiong Vui Yen is a civil engineer with experience in engineering consultancy and property development in Malaysia. He holds a degree in Civil Engineering from the University of Birmingham and a Master's degree in Construction Law & Dispute Resolution from Leeds Beckett University, UK. As a member of the Institute of Engineers Malaysia (IEM) and a recognized Professional Engineer with a Practicing Certificate accredited by the Board of Engineers Malaysia (BEM), Ir. Tiong brings over 13 years of hands-on experience to his work. Currently, he serves as the Project Manager for a property development company in Kota Kinabalu, overseeing all aspects of project operations. Ir. Tiong is actively involved in dispute resolution, holding fellowships with the Chartered Institute of Arbitrators (CIArb) and the Asian Institute of Alternative Dispute Resolution (AIADR). He serves as a panel Arbitrator and Mediator with AIADR and BICAM and also acts as a CIPAA adjudicator with AIAC.









#### **VU THI THINH**

Senior Associate, LNT & Partners

Thinh Vu stands as a prominent lawyer at LNT & Partners, based in the Hanoi and Singapore offices. With over six years of extensive experience in infrastructure projects and dispute resolution, Ms. Thinh has established herself as a trusted legal advisor in the industry. Her practice areas encompass arbitration, infrastructure projects, and energy & natural resources. As one of the key members of the team, she plays a pivotal role in providing advice on transformative projects, including the development and implementation of new metro lines in Hanoi and the dispute resolution of a metro line project in Ho Chi Minh City. She is also a legal advisor for various EPC contracts in the renewable energy, expressway, and healthcare sectors. Ms. Thinh's meticulous attention to detail and profound understanding of complex contractual arrangements have been instrumental in the success of numerous high-profile projects. Her work highlights include advising on mega renewable projects in Soc Trang and Gia Lai, solar power projects in Ninh Thuan, metro lines in Hanoi, and expressway projects across Vietnam. She has also advised on disputes involving major infrastructure projects and EPC contracts. Ms. Thinh has been honored as a Vietnam Recommended Lawyer in Arbitration and Project & Energy by The Legal 500 in 2024.



#### **NAZ RAHIM**

Director - Quantum, CCi, a Rimkus Company

Self-claimed a "true-blue-consultant" and "construction claims enthusiast", Naz is a Chartered Quantity Surveyor with RICS, a Registered Consultant Quantity Surveyor in Malaysia and a construction claims specialist, with over 2 decades of industry experience within the Southeast Asia region, including Australia, Qatar, and Ireland. She had either represented, acted for, and collaborated with multi-tier contractors, developers, law firms, private clients, government link companies, etc., in all aspects of commercial, claims, contracts and dispute management. Naz is also a practising Adjudicator under CIPAA 2012 and a testifying quantum expert in Malaysia. In her free time, Naz lectures in higher learning institutions in Malaysia on subjects of similar nature, including speaking in seminars and workshops. Currently, Naz is a Director (Quantum) with CCi Rimkus Malaysia.









#### **SR YOW KAH LUN**

Chief Executive Officer, Plus Three Consultants

With over two decades of expertise as a Chartered Quantity Surveyor, Yow has seamlessly navigated the intricacies of the building and infrastructure construction sectors across Malaysia and the Middle East. Armed with a Bachelor's degree in Quantity Surveying (Hons) and a Master's in Construction Contract Management, his career has been defined by a comprehensive skill set in contract administration, contractual claims evaluation, dispute management, and commercial oversight throughout the life cycle of diverse projects. As a distinguished Member of the Royal Institution of Chartered Surveyors, the Royal Institution of Surveyors Malaysia, and the Chartered Institute of Arbitrators, Yow brings a wealth of knowledge to the table. His credentials also include being a Project Management Professional (PMP) and an accredited Mediator by the Royal Institution of Chartered Surveyors. Notably, Yow is a Panel Mediator with the Asian International Arbitration Centre. Highlights of Yow's career include steering projects through both pre- and post-contract stages, and consistently demonstrating proficiency in contract administration, claims management, and commercial oversight. His geographical experience spans Asia and the Middle East, reflecting his adaptability to diverse environments. Yow looks forward to contributing valuable insights and fostering collaborative dialogue at this construction conference.



#### **ABANG IWAWAN**

Partner, Abang & Co

Abang Iwawan is a Fellow of the Chartered Institute of Arbitrators UK and is an empanelled arbitrator at the Asian International Arbitration Centre (AIAC), Thailand Arbitration Centre (THAC) and Borneo International Centre for Arbitration and Mediation (BICAM). He is the Founding President of the Young Society of Construction Law Malaysia and holds several committee appointments including AIAC's Expert Advisory Committee on Standard Forms of Construction Contract. He was recently awarded by Thomson Reuters Asian Legal Business as Rising Star in Malaysia and nominated as Young Lawyer of the Year (under 40 years old) in Southeast Asia.









#### SATINDER SINGH SANDHU

Managing Partner, Sandhu & Co.

Mr. Satinder Singh Sandhu is an Advocate of the High Court of Sabah & Sarawak in Sarawak and has been practising for over 19 years. He has a Specialist Masters in Construction Law (Hons) from the University of Auckland, New Zealand and is principally involved in construction and commercial litigation covering various aspects of construction law, company law, commercial, contracts, insolvency, negligence, property litigation and alternative dispute resolution. He is a panel Adjudicator with AIAC and AIADR and has been appointed as an Adjudicator and as a counsel in various adjudication disputes. He also actively acts as counsel in Arbitration disputes for construction projects in West Malaysia and Sarawak. Other than carrying out front-end drafting work for construction contracts relating to road, hydro-power, telecommunication and other infrastructure works, Mr. Satinder Singh Sandhu is also on the corporate advisory panel of various listed and private companies. In relation to mediation, Mr. Satinder is an accredited mediator with the High Court Sabah and Sarawak, an Evaluative Mediator with RICS and a panel mediator for both AIAC and AIADR.



#### **DANNA ER** Partner, Eldan Law LLP

Danna is recognised as one of the leading commercial and construction disputes lawyers in Singapore. She has been ranked as a leading construction lawyer by legal publications including Asian Legal Business, Asialaw, Doyle's Guide, Junior Chamber International, Singapore Business Review and was awarded the Lawyer Monthly Women in Law Award for her outstanding legal expertise and contributions in the practice area of dispute resolution. Danna is also a qualified construction disputes adjudicator. She is admitted to practise law in New York and Singapore and specialises in disputes prevention and dispute resolution, with a particular emphasis on international and domestic commercial and construction disputes. Prior to joining Eldan Law as a Partner, Danna practised in the projects and construction and international arbitration practices of two international law firms. Danna received her Master of Laws from Columbia Law School in New York, U.S.A. She was a Harlan Fiske Stone Scholar for her superior academic performance and was recipient of the Parker School Award for her achievement in international and comparative law. She graduated from the National University of Singapore with a Bachelor of Laws and was placed on the Dean's List for her outstanding academic performance.









#### **DATUK ROGER CHIN**

Council Member, BICAM and Partner, Chin Lau Wong & Foo

Roger Chin is the Immediate Past President of the Sabah Law Society and a Council Member of the Borneo International Centre for Arbitration and Mediation (BICAM). Having graduated with a LLB and Bcom from The University of Melbourne, Victoria, Australia, he started the first part of his career at Accenture as a Business Analyst in the Strategy Capability Group before entering the legal profession and eventually becoming a Partner in Chin Lau Wong & Foo, Sabah, Malaysia. He is a Barrister and Solicitor of the Supreme Court of Victoria, Australia and a registered patent, trade mark and industrial design agent. He practices mainly in the fields of dispute resolution, corporate & commercial and intellectual property with a keen interest in building businesses with clients and sourcing investments for Sabah, Malaysia. He is also an Adjudicator and Mediator. He is the author of eight books and hundreds of articles. Roger also serves on the Malaysian Government Special Task Force advising the Malaysian Government on the Sulu heirs arbitration claim against Malaysia and is a columnist for The Daily Express, the largest daily English-language newspaper in Sabah, Malaysia.



#### HAJAH ZURAIDAH BINTI POKPI DP HAJI SIDEK

Deputy Interim CEO, Brunei Darussalam Arbitration Centre

Hajah Zuraidah graduated from Oxford Brookes University in Politics and Law. In her legal career, she has seen contentious legal work between disputing parties in litigation. Her current scope of work includes handling BDAC matters and she looks forward to exploring alternative routes for dispute resolution through arbitration and mediation.





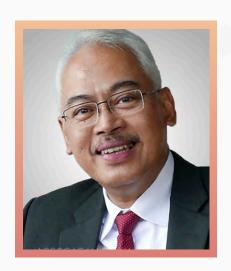




#### **GEORGE CHAPMAN**

Senior Vice President, Legal & Compliance, Sarawak Energy

George Chapman assumed the role of Senior Vice President for our Legal & Compliance Department on 1 December 2023, leading his team and overseeing the legal, corporate secretarial, land & wayleave, as well as integrity & compliance aspects of Sarawak Energy's functions and operations. A seasoned legal professional, George was a legal practitioner from 1995 until he joined Sarawak Energy in 2012. In his previous roles from Senior Legal Officer to General Manager for Legal, he demonstrated legal acumen, strategic decision-making and strong leadership qualities. He is also a certified adjudicator, empanelled with the Asian International Arbitration Centre, Malaysia.



#### **ERI HERTIAWAN**

Senior Partner, Assegaf Hamzah & Partners

Eri Hertiawan stands as a distinguished legal expert renowned for profound knowledge in commercial, shipping, and aviation law. Eri's remarkable litigation and arbitration skills are widely recognized and trusted by clients to navigate cases from the district court level to Indonesia's Supreme Court. He excels as an arbitration counsel, representing international and domestic clients, including Indonesian state-owned enterprises, in numerous arbitration cases. His reputation led to his appointment to the member of the Singapore International Arbitration Centre's (SIAC) Court of Arbitration in June 2019, showcasing global recognition of arbitration expertise. In February 2020, Eri became listed in the SIAC Panel of Arbitrators. Widely recognized as a leading lawyer by legal directory publications, he was recently awarded Lawyer of the Year – Indonesia from Benchmark Litigation Asia-Pacific Awards 2023. An active contributor to the arbitration community, Eri frequently conducts workshops and seminars on dispute resolution and alternative dispute resolution topics.









#### **HEATHER YEE**

Assistant Director, Asian International Arbitration Centre (AIAC)

Ms. Heather Yee is a Fellow of the Chartered Institute of Arbitrators (CIArb) and accredited mediator with the Royal Institution of Chartered Surveyors (RICS). She is also a recipient of the Under 40 National Recognition Award 2023 by Lexis Nexis<sup>®</sup>.



#### LYNNDA LIM

Managing Director, REX C Expert & Dispute Services

Ms Lynnda Lim is a dispute resolution professional with 21 years of working experience in the construction industry. Lynnda is managing dispute resolution proceedings, reviewing and drafting of claims, adjudication/arbitration submissions, and acting as delay and quantum expert witness in adjudication, arbitration and court. She also acts as an advisor to developers. construction and engineering companies, specialist supply trades in providing advice on commercial/construction contracts, delay and extension of time, variations, insurance claims, valuation of work done, formal dispute resolution, Security Payment Act / CIPAA, and other non-contentious matters within Malaysia, Australia, Hong Kong, United Kingdom, China, Vietnam, Japan, Singapore and other jurisdictions. Lynnda holds qualifications in Construction Management, International Arbitration and Law. She is an Accredited Expert Witness of the Academy of Experts UK, a Panel Arbitrator of the Asian International Arbitration Centre and the Malaysian Institute of Arbitrators, an Accredited Mediator of the Malaysian Mediation Centre, a Fellow/of the Chartered Institute of Arbitrators UK, a Member of Royal Institute of Chartered Surveyors UK, the Malaysian Institute of Arbitrators and the Malaysian Society of Adjudicators, a Member of the Chartered Institute of Building UK, the Malaysian Corporate Counsel Association, the Singapore Institute of Arbitrators and the Society of Construction Law Singapore. Lynnda is certified to act as Adjudicator for statutory adjudications under the Construction Industry Payment and Adjudication Act (CIPAA) in Malaysia. She is a Chartered Construction Manager and was an accredited NEC3 Project Manager. Lynnda is also a speakers of public seminars and in-house training programmes ranging from general contract administration to detailed studies in time/cost claims and management of standard contract forms.









#### **DEEPAK MAHADEVAN**

Partner, Azmi Fadzly Maha & Sim

Deepak practices in the field of civil and commercial dispute resolution with a primary focus on construction and engineering disputes. His extensive experience in this area includes advisory and drafting services for all stages of the project lifecycle and formal dispute resolution (whether through litigation, international and domestic arbitration, contractual adjudication or statutory adjudication under the Construction Industry Payment and Adjudication Act 2012 (CIPAA)) Deepak has appeared as counsel in numerous domestic and international arbitrations as well as statutory adjudications under CIPAA. He also frequently appears as counsel in the High Court of Malaya and the appellate courts of Malaysia in relation to construction disputes. In addition to his substantial experience as counsel, he is also a qualified adjudicator with the Asian International Arbitration Centre ("AIAC") and frequently sits as Adjudicator in CIPAA disputes. Deepak is also a member of the Bar Council Arbitration and Construction Law Committee as well as a Fellow of the Malaysian Society of Adjudicators.



#### IR HARBANS SINGH KS

Principal, HSKS Dispute Resolution Chambers

Ir. Harbans Singh KS. is a Professional and Chartered Engineer. Chartered Arbitrator, Mediator, and Adjudicator. Called to the Malayan Bar in 1995, he is, at the moment, however, not in active practice as an Advocate & Solicitor. He commenced his career with the Public Works Department (JKR), Malaysia, before joining/an international German consultancy practice with whom he worked locally and then in Koblenz as a designer, resident engineer and contract administrator Later. Ir. Harbans served with a local consultancy firm in various professional capacities and presently is heading HSH Consult Sdn. Bhd and HSKS Dispute Resolution Chambers. He is/a regular contributor to The Ingenieur". "The Malayan Law Journal". "The Law Review" and other publications and is the recipient of a number of awards, including IEM's Tan Sri Hj. Yusoff Prize for an outstanding Technical Paper (2001), the Cedric Barclay Award and the Chartered Institute of Arbitrator's Award for the Diploma in International Commercial Arbitration examination (2003). Ir. Harbans is also the author of a series of four books entitled "Harbans' Engineering and Construction Contracts Management", co-author of "Construction Law in Malaysia", "Law and Practice of Mediation" and "The PAM Contract 2006", a contributor to 'The Malaysian Standard Precedents and Forms (Vol. N)' and is a regular speaker at courses/seminars and conferences both locally and internationally.









#### **LAM WAI LOON**

Founding Partner, Harold & Lam Partnership

Lam Wai Loon is a founding partner of Messrs. Harold & Lam Partnership. He sits as an arbitrator and is a qualified adjudicator to adjudication disputes under the Construction Industry Payment and Adjudication Act 2012 ("CIPAA 2012"). He is a Chartered Arbitrator, a Fellow of the Chartered Institute of Arbitrators (U.K.), and is on the Asian International Arbitration Centre's and Kigali International Arbitration Centre's Panel of Arbitrators. Wai Loon has spoken at conferences on arbitration, adjudication and construction law, and has contributed various articles to legal publications. His recent publications include a co-authored book titled 'Construction Adjudication In Malaysia' [2nd Edition, Sweet & Maxwell Malaysia], and a co-authored Chapter on 'Arbitration In Malaysia' published in the text titled 'International Commercial Arbitration In Asia' [3rd Edition, 2013, JurisNet LLC]. Wai Loon was the immediate past President of the Malaysian Society of Adjudicators [2019-2020], Past President of the Society Construction Law, Malaysia [2017-2018] and the Past Chairman of the Chartered Institute of Arbitrators, Malaysia Branch [2016-2017]. He was also a committee member of the AIAC CIPAA Regulations Committee, and approved AIAC Tutor & Examiner of the AIAC Adjudication Training Programme. He was named as a Litigation Star by Benchmark Litigation [Years 2019, 2020 and 2021] as well as one of the Commended External Counsel of the Year, 2020 by asianmena Counsel. He was also recently ranked by Chambers & Partners in Dispute Resolution: Construction 2022.



#### **JEREMY GLOVER**

Partner, Fenwick Elliott LLP

Jeremy Glover is a partner at Fenwick Elliott LLP, the UK's largest construction law firm and is listed as a leader in his field in Who's Who Legal. Jeremy is an accredited adjudicator, Vice-President of the Conflict Avoidance Coalition, and a member of the CIArb Adjudication Sub-Committee. He is also a FIDIC Certified Adjudicator, Member of the FIDIC President's List and of the FIDIC Net Zero Task Group TG23. Jeremy is the coauthor of Understanding the FIDIC Red and Yellow Book: A Clause by Clause Commentary, the third edition of which was published in 2018, and lead editor of Building Contract Disputes: Practice and Precedents. He is a member of the Board of Examiners on the Construction Law MSc programme at King's College, and also teaches on the MSc Building Information Modelling Management Programme at Middlesex University. Jeremy serves as the President- of the DRBF Executive Board.









#### STEPHAN DEGENHART

Associate Partner Drees & Sommer, Managing Director Asia Pacific & Middle East

Stephan Degenhart is an experienced Managing Director at Drees & Sommer, an international real estate consulting firm that specializes in sustainability and digitalization within the built environment globally, Stephan leads the initiatives in the Middle East and Asia Pacific regions. He has a wealth of knowledge and experience in the field and has been involved in some of the most innovative projects in the industry, such as the first-ever smart building in Berlin, Germany, and the sustainable Cradle project. Stephan applies the principles of sustainability, innovation, and digitalization with unwavering enthusiasm and expert skill in his practice.



#### **LAINA CHAN**

Barrister, Founder & CEO Miai Law Pty Ltd

Driven by a desire to leverage Al for creating 'perfect memory' for herself and harnessing her 30 years of accumulated experience, Laina co-founded Miai Law Pty Ltd with Fred Almeida, her Harvard Business School classmate from 2019. Laina's vision for Mi.Ai Law is to revolutionise legal research with Al, delivering unprecedented efficiency and accuracy. Over the years, she has witnessed the evolution of legal research tools, transitioning from laborious manual processes to the rapid, Al-driven capabilities of today. What once took a week in 1994 can now be accomplished in seconds with Mi.Ai Law's cutting-edge Al research tools.



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