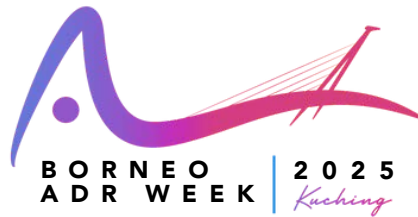




A Flagship Conference of



CONSTRUCTION CLAIMS & ADR CONFERENCE SABAH & SARAWAK 2025

FORMAT IN PERSON

- 9 May 2025 (Day 5 of Borneo ADR Week)
- The Waterfront Hotel Kuching, Sarawak, Malaysia
- 9.00 AM - 5.45 PM



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CONSTRUCTION CLAIMS & ADR CONFERENCE SABAH AND SARAWAK 2025

The highly anticipated Construction Claims and ADR Conference Sabah and Sarawak returns stronger than ever for the third edition, building on the extraordinary success of last year's event. Taking place on the 5th day of Borneo ADR Week 2025 (BAW) in the ever-stunning Kuching, this flagship conference is set to be a landmark gathering for professionals eager to explore the latest advancements in construction claims and alternative dispute resolution. This year's conference promises to deliver an even more vibrant and impactful experience. As a key highlight of the prestigious BAW 2025, it will bring together an exceptional lineup of thought leaders, industry trailblazers, and seasoned practitioners to discuss innovative trends, strategies, and solutions at the forefront of construction claims and ADR in the region.

FOR MORE INFORMATION
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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

9 May 2025 MYT +8

8:00 am	<i>Registration</i>
8:45 am	<i>Arrival of VIP Guests</i>
9:00 am	Opening Remarks
9:05 am	Keynote Address
9:25 am	Special Address
9:40 am	<i>Coffee Break</i>
10:00 am	<p>Session 1: Construction Contract Negotiation – Managing Risk and Obligations for Upstream vs Downstream and Local vs Foreign Contractors/Suppliers</p> <p><i>In construction projects, managing risks and obligations is vital to ensuring smooth project management and completion, meeting expectations, and minimising disputes. This session focuses on the practical aspects of a construction contract: (a) addressing the relationship between both upstream (employer vs main contractor) and downstream (main contractor vs domestic/nominated sub-contractor and supplier); and (b) key considerations for an employer or a contractor in dealing with foreign contractors/suppliers. The panellists will navigate us through the strategies and best practices in negotiating terms for a construction contract, choosing the right standard forms, and considering the appropriate dispute resolution clauses, etc.</i></p>
11:10 am	<p>Session 2: Latest Development in CIPAA Adjudication</p> <p><i>Year 2024 witnessed some significant developments in the CIPAA regime. In this session, the panellists will share their views on the CIPAA (Amendment) Bill 2024 and several landmark cases decided by the Court, including but not limited to the following:</i></p> <ol style="list-style-type: none"> 1. <i>Econpile (M) Sdn Bhd v ASM Development (KL Sdn Bhd) and Another Appeal [2024] MLJU 697</i> 2. <i>Anas Construction Sdn Bhd v JKP Sdn Bhd & Another Appeal [2024] CLJU 63</i> 3. <i>JDI Bultech (M) Sdn Bhd v Danga JED Development Sdn Bhd [2024] 4 MLJ 29</i> 4. <i>Bludream City Development Sdn Bhd v Pembinaan Bina Bumi Sdn Bhd [2024] 4 MLJ 67</i> 5. <i>Aspen Glove Sdn Bhd v Tialoc Malaysia Sdn Bhd [2024] 7 CLJ 1</i>
12:20 pm	Presentation
12:30 pm	<i>Lunch</i>
2:00 pm	Presentation
2:15 pm	<p>Session 3: Debate</p> <ul style="list-style-type: none"> • House A: Mediation Shall Be Made as a Mandatory Dispute Resolution Step in Construction Contract • House B: Party Shall have Their Own Autonomy in Deciding Whether to Mediate Their Dispute or Not <p><i>Mediation fosters relationships between parties through amicable settlements and reduces hostile dispute resolution processes. To promote the effective use of mediation in construction disputes, should we mandate mediation in construction contracts? By mandating it, party autonomy might be compromised, which is against the fundamental principle of ADR, and could it then affect a party's willingness to enter into a settlement? Join us in this debate and cast your vote to your favourite House and debaters.</i></p>
3:25 pm	<i>Coffee Break</i>
3:55 pm	Presentation
4:10 pm	<p>Session 4: ESG and Renewable Energy Arbitration</p> <p><i>ESG has gained global prominence in recent years, including in Malaysia. The Sabah government is committed to embracing ESG, while the Sarawak government is also committed to instilling ESG principles into economic and industrial policies. Meanwhile, the Malaysian Budget 2025 has introduced several initiatives to bolster ESG implementation. Our panellists will examine the unique challenges of resolving disputes related to ESG and renewable energy in arbitration and offer insights in an increasingly ESG-conscious world.</i></p>
5:30 pm	Closing Remarks
5:45 pm	<i>End</i>

CONSTRUCTION CLAIMS & ADR CONFERENCE SABAH AND SARAWAK 2025

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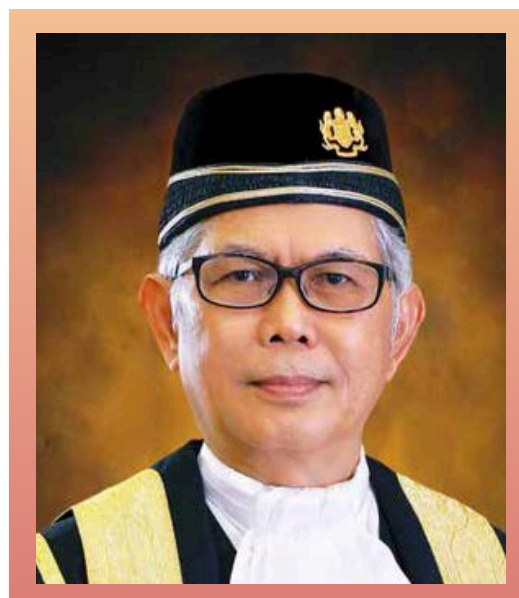
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KEYNOTE ADDRESS



THE RIGHT HONOURABLE TAN SRI ABDUL RAHMAN BIN SEBLI

Chief Judge of Sabah and Sarawak

The Right Honourable Tan Sri 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. Then, on 12 October 2024, His Excellency, the Governor of Sarawak conferred the award of Panglima Negara Bintang Sarawak (P.N.B.S), which carries the honorific title "Dato Sri" on His Lordship. 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.

MEET OUR SPEAKERS & MODERATORS



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



TAN SRI DAVID WONG
Chairman, Borneo International Centre
for Arbitration and Mediation (BICAM)



YB TUAN SENATOR ROBERT LAU
Member of the Senate
(Dewan Negara) and
Deputy Chairman, SiADR



LYNNDALIM
Managing Director,
REX C Expert & Dispute Services



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



ANDREW HENG
Senior Partner,
Zain Megat & Murad



SR ISABEL SIM TSEU YU
Senior Principal Assistant Director
(Quantity Surveying),
Public Works Department, Sarawak



SIMON RUSSELL
Regional Director,
Rimkus



SATINDER SINGH SANDHU
Managing Partner,
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DR MINLI TANG
Partner,
AllBright Law Offices



ABANG IWAWAN
Partner,
Abang & Co



IR HARBANS SINGH KS
Principal, HSKS Dispute
Resolution Chambers



KUA LAY THENG
Partner,
Wong Partnership



GEORGE CHAPMAN
Senior Vice President,
Legal & Compliance,
Sarawak Energy



ALEX NGU
Managing Partner,
Alex Jason & Co.



ADRIAN SEE
Managing Partner,
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