



Construction & Engineering Asia - Dispute Resolution

Nabarro helps clients engaged on international projects to resolve disputes cost-effectively.

OUR SKILLS AND EXPERTISE

We have experience of arbitration under the major institutional rules, including SIAC, ICC and HKIAC. Some of our members sit on the SIAC Panel and Emergency Arbitrator Panel in Singapore as well as various other arbitration panels in Dubai (DIAC), Kuala Lumpur (KLRCA) and the Pacific (PIAC). We also help international clients resolve disputes through mediations, expert determinations, adjudications, dispute boards and in court proceedings.

Here is a selection of the major project disputes in which members of the Nabarro team have been involved:

Civil Engineering

Hong Kong: advised and represented a major contractor in successful WTO proceedings against the Hong Kong Government in connection with a HK\$2bn contract for reclamation works.

Singapore: acted for a leading Chinese engineering enterprise in an ICC International Court of Arbitration reference and a domestic ad hoc reference concerning two contract stages of the Mass Rapid Transit (MRT) Circle Line Project.

Rail

Hong Kong: advised and represented participants in various high-profile contract disputes connected with new railway infrastructure in Hong Kong, including the Airport Railway and the West Rail Project.

Construction

Hong Kong: represented various project participants in relation to disputes centred on construction of facilities for Hong Kong's Chek Lap Kok airport including the ground transportation centre, freight super-terminal and airfield tunnels.

Singapore: acted as sole arbitrator in ad hoc arbitration proceedings in Singapore between a Singapore supplier and Korean engineering MNC.

Oil and Gas

Malaysia: represented a large French/Italian process engineering company in a contractual dispute concerning a deep-water production facility in the South China Sea. The amount at stake exceeded US\$30m and the matter was concluded with 100% success for the client.

Thailand: acted for a major Australian listed upstream oil and gas engineering company in arbitration against a US energy company involving the construction and load out of an oil wellhead platform off Thailand.

Power

China: advised the project company in ICC arbitration proceedings against a German company on a project financed power station development. Issues included performance guarantees, liquidated damages, defect correction procedures, performance incentives, and interfaces between the EPC and O&M contracts.

Indonesia: Acting as lead counsel instructed by Indonesian solicitors acting for Indonesian investors in arbitration (SIAC rules) against a Korean energy MNC involving the sale of shares and rights to a coal mining company in Indonesia.

Process Engineering

China: advised and instructed foreign counsel on behalf of a Swiss steel commodities trading company in CIETAC arbitration proceedings in Beijing against a Chinese state owned steel mill and China-based export manufacturer.



N A B A R R O

CLARITY MATTERS

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