

Dispute Resolution and Compensation Panel Arbitration Panel

Lawrence Boo (Prof)

The Arbitration Chambers

Professor Lawrence Boo heads The Arbitration Chambers since its founding in 1996. Formerly the Deputy Chairman (2004-2009) and first Chief Executive Officer and Registrar (1991-1996) of the Singapore International Arbitration Centre, Prof Boo is well recognised as Singapore's leading international arbitrator, having sat as arbitrator in more than 200 cases and written numerous awards. His cases included those administered by the ICC, CIETAC, SIAC, LCIA, HKIAC and ad hoc arbitrations. He has mediated over 75 disputes.

He is on the Panel of International Arbitrators and Mediators of the American Arbitration Association (AAA) New York, the China International Economic and Trade Arbitration Commission (CIETAC), China Maritime Arbitration Commission (CMAC), Beijing Arbitration Commission (BAC), Korean Commercial Arbitration Board (KCAB), the Kuala Lumpur Regional Centre for Arbitration (KLRCA) and the Hong Kong International Arbitration Centre (HKIAC).

The Chairman of the International Commission for Investment Disputes (ICSID) had in September 2011 nominated Prof Boo to the ICSID Panel of Conciliators for a term of 6 years.

Prof Boo is the author of "Halsbury's Laws of Singapore Volume 1(2) - Arbitration" (Lexis-Nexis 2011 Re-issue) and the chapter on Singapore in the book "International Handbook on Commercial Arbitration" (Kluwer 1996, 2002 and 2011 Supplements). He has also contributed chapters to many books including "Dispute Resolution in Asia" (Kluwer, 1997); "ADR in Asian and Pacific Countries , Now and in the Future" (Ministry of Justice, Japan, 2003); "The Asian Leading Arbitrator's Guide to International Arbitration" (JurisNet LLC, New York, 2007) and is the regular contributor to the "Annual Review of Singapore" chapter on "Arbitration" since 2001. His papers have also been published in various international journals including the Journal of International Arbitration, Asian International Arbitration Journal, Asia Business Law Review, Chinese Yearbook of Private International and Comparative Law (Peking University Press), Dispute Resolution Journal (London) and the Asian Business Lawyer (Korea University). He is on the editorial board of the Oxford International Arbitration Series, (Oxford University Press) and a General Editor of the Asian International Arbitration Journal.

Prof Boo is a Law Reform Consultant to the Attorney-General's Chambers and led the Singapore delegation at UNCITRAL working group meetings on arbitration (2004-2009).

Naresh Mahtani

Eldan Law LLP

Naresh Mahtani has been in legal practice for 30 years, with local, regional and international experience in commercial transactions, construction, engineering and infrastructure projects work, oil and gas construction projects, dispute resolution, as well as conducting defences in criminal and domestic cases.

He has been appointed as Arbitrator and Arbitration Counsel in major construction and international arbitrations involving construction and commercial disputes in the building & construction industry and oil & gas industry in Singapore, Indonesia, Malaysia and United States of America.

He is a Fellow of the Singapore Institute of Arbitrators and the Chartered Institute of Arbitrators, as well as an Arbitrator on the panel of arbitrators of various arbitral institutions.

As an accredited Adjudicator with the Singapore Mediation Centre, he has been appointed as adjudicator in substantial construction adjudications.

He has written and presented many articles and papers on subjects concerning contracts, dispute resolution, construction law and the legal profession.

Naresh has been named as a Leading Lawyer in the field of Dispute Resolution in AsiaLaw Leading Lawyers (2004 and 2005 editions) as well as for Construction Practice in AsiaLaw Leading Lawyers (2005, 2006 and 2009 editions).

Over the past 3 decades, he has practiced in various capacities, including Managing Partner of ATMD in 1998-1999; Senior Partner at ATMD from 1994 to 1999 and Chief Executive Officer of the Law Society of Singapore in 2000 and 2001.

He currently practises as advisor and counsel in civil, construction, commercial and criminal cases; as arbitrator, adjudicator and mediator for disputes; as well as advisor for projects in the region.

Tan Cheng Han, S.C. (Prof)

National University of Singapore (Faculty of Law)
TSMP Law Corporation

Professor Tan Cheng Han is Professor of Law at the Faculty of Law, National University of Singapore (NUS) and its immediate past Dean. He has been a Visiting Professor at Peking University, East China University of Political Science and Law and National Taiwan University. Prior to joining NUS in 1996, he was a Partner in the Singapore law firm of Drew & Napier. He is currently a Consultant at TSMP Law Corporation and on the panel of arbitrators for the Singapore International Arbitration Centre and the Kuala Lumpur Regional Centre for Arbitration. He is also a member of the Dispute Resolution and Compensation Arbitration Panel of the National Electricity Market of Singapore. He was appointed to the rank of Senior Counsel in 2004 and in August 2006 he was appointed a Specialist Judge.

Prof. Tan's current public appointments include being a Senate member of NUS, a Commissioner of the Competition Commission of Singapore, Chairman of the Advisory Council on Move-On and Filming Orders, member of the Appeal Advisory Panel to the Minister for Finance, member of the Military Court of Appeal, member of the Council of Law Reporting. He was previously a Vice-President of the Singapore Academy of Law, Co-Chairman of the Legal Structure Taskforce for Interactive and Digital Media, Deputy Chairman of the Advisory Council on the Impact of New Media on Society, a board member of the Singapore Institute of Legal Education, a member of the Securities Industry Council, the Corporate Finance Committee, the Advisory Committee to the Registry of Companies, the Legal Services Inter-Agency Committee, the Steering Committee to Review the Companies Act, and the Singapore Management University School of Law Curriculum Committee.

In 2006 he was awarded the Public Administration Medal (Silver) in Singapore's 41st National Day celebrations.

His practice focuses principally on complex commercial disputes and he has also been appointed arbitrator in many cases.

Raymond Chan

Chan Neo LLP

Raymond Chan is one of the most recognized names in the construction legal industry, and has practiced in the specialized area of Building and Construction Law for over 25 years. He is an Approved Adjudicator of the Singapore Mediation Centre. 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. Raymond has been identified in the International Who's Who of Construction Lawyers as one of the leading construction lawyers in Singapore.

Arbitration Experience

Raymond is a Past President of the Singapore Institute of Arbitrators and has been identified by Euromoney Legal Media Group as one of world's leading experts in commercial arbitration. He drafted the SIA Arbitration Rules and the Arbitration Rules of the National Energy Market of Singapore. He is the current Course Director of the Fellowship Assessment Course conducted by the Singapore Institute of Arbitrators. He has acted as Arbitrator in numerous local and International Arbitrations.

Publications

Raymond co-authored the textbook on Construction Law in Singapore and Malaysia (2nd Edition) and The Singapore Standard Form of Building Contract - An Annotation.

He was involved in the drafting of various Standard Forms of Building Contracts for private sector building works in Singapore including the 5th to 9th Editions of the SIA Conditions of Main Contract and the 1st to 3rd Editions of the REDAS Design & Build Conditions of Contract

Giam Chin Toon

Wee Swee Teow & Co

Mr Giam Chin Toon S.C. has over 40 years of experience. He acted as Counsel in numerous major cases in court proceedings and before arbitral tribunals. He specialises in commercial cases, in particular, building and construction, banking, property and corporate disputes. He is also actively involved in arbitration, mediation and alternative dispute resolution and has served as arbitrator in many arbitrations both domestic and international.

Professional Highlights

Mr Giam was among the first group of lawyers to be appointed as Senior Counsel in 1997. He continues to be a leading lawyer in many areas of the law.

Mr Giam has been recognised as an Expert in Commercial Arbitration in Singapore (in "Experts in Commercial Arbitration (2009)" by <http://www.expertguides.com>). He has acted for numerous Singapore and international clients in arbitration proceedings involving building, infrastructure and engineering projects in Singapore and the Asia-Pacific region.

Mr Giam is a former President of the Law Society of Singapore. He has previously served as Chairman of the Criminal Legal Aid Scheme. Mr. Giam has also played a key role in developing The Law Society's first pro bono scheme - the Criminal Legal Aid Scheme. He was formerly the Chairman of the Inquiry Panel of the Law Society, Chairman of the Rules & Etiquette Committee of the Law Society, as well as the Chairman of the Sub-Committee on the Review of Arbitration Laws in Singapore. He is currently a Director in the Board of the Singapore Mediation Centre, a Member of the Senate of the Academy of Law. Mr Giam also sits as a director of several private and public-listed companies. Currently, Mr Giam serves as Singapore's non-resident Ambassador to the Republic of Peru.

The C C Tan Award is presented by the Law Society to honour a member who exemplifies the virtues of the legal profession - honesty, fair play and personal integrity. In November 2006, Mr Giam was presented with the award.

Robert Gaitskell (Dr)

Keating Chambers, United Kingdom

Dr Robert Gaitskell QC practises from Keating Chambers specialising in engineering and construction disputes, often of an international nature. He was called to the Bar in 1978, appointed Queen's Counsel in 1994 and appointed a Recorder (part-time judge) in 2000. Robert Gaitskell predominately acts as an arbitrator, adjudicator, dispute board member and mediator. He is both a lawyer and a professional engineer. He is the editor of 'The Construction Dispute Resolution Handbook' (2nd edition) May 2011; and a former Vice President of the IEE/ IET (Europe's biggest professional engineering institution). He is a member of the Singapore National Electricity Market Dispute Resolution & Compensation Panel. Dr Gaitskell is the chairman of a dispute board for a Euro 4 billion nuclear energy project.

Current Activities

Dr Gaitskell is currently acting as chairman or member of various ICC, LCIA, UNCITRAL, EDF, DIAC, Dubai RTA and other arbitral tribunals, dealing with matters such as oil and gas installations and pipelines, power stations, oil and gas plants, petro-chemical works, and other complex engineering and process projects. As example, he is the Chairman of an Uncitral arbitral panel dealing with a Russian oil/gas processing facility dispute; a tribunal member for a Dubai road construction dispute, and for a Korean infrastructure arbitration, and for a Qatari utilities dispute. He was the expert determinator for an Omani power station.

He mediated a Saudi Arabian energy dispute. He has also advised on a dispute concerning a Russian floating nuclear power facility. He was recently a co-arbitrator on an ICC panel dealing with a dispute concerning a sub-sea gas pipeline bringing energy supplies from Russia to Europe. He is also conducting an African Mining arbitration, and chairing a dispute panel dealing with defence projects in the UK. He has recently advised the Corporation of London on a major structural project and represented the Isle of Man Government in the Privy Council in an infrastructure project.

In addition to his practice at the Bar, Robert Gaitskell is a Chartered Engineer and Fellow of the Institution of Engineering and Technology and is a former Senator of the Engineering Council. He is also a Fellow of the Institution of Mechanical Engineers and a Fellow of the Chartered Institute of Arbitrators. Robert Gaitskell's wide experience as an engineer, both in the UK and abroad, has included power generation, transmission, distribution and application, motor control and oil rig design.

Robert Gaitskell writes extensively and lectures throughout the world on legal/engineering subjects. He has lectured on The University of London (King's College and Queen Mary's) LL.Ms in International Arbitration, dealing with Infrastructure Arbitrations. Chambers & Partners' Directory consistently recommends him as a leading international arbitrator.

He also regularly carries out expert determinations involving complex engineering disputes. He is Chairman of the IET/IMechE Joint Committee on Model Forms, which produces the MF/1-4 suite of contracts used for major electro-mechanical projects worldwide. His doctorate from King's College London concerned standard form engineering contracts. He is a Bencher of Gray's Inn and a member of the Council of the Inns of court (COIC) Tribunals Appointment Body.

Phillip Harris

United States of America

Phillip G. Harris, a 30-year energy industry veteran, was for 15 years the president and chief executive officer of PJM Interconnection and chairman of the PJM Board. Mr Harris has served as a member of the North American Electric Reliability Council's (NERC) Board of Trustees. He also is a member of the National Association of Corporate Directors, serving on its Corporate Advisory Committee. In 2005, Mr. Harris was named CEO of the Year by Platts Global Energy Awards, becoming the first chief executive from his industry to receive the honor. In 2006, PJM also was named Energy Transporter of the Year by the Platts Global Energy Awards

Mr. Harris frequently provides expert testimony on electric-industry issues before federal and state regulatory agencies, as well as Congress and state legislatures. He has written articles about the competitive electricity marketplace for various publications and is a national subject matter expert who is frequently quoted by media outlets, including *The Wall Street Journal*, *CNN*, *C-SPAN*, *Forbes*, *Fortune* and *Time*. He has been a featured speaker in the National Press Club's Newsmaker Series. Mr. Harris also has been named to World-Generation's Class of 2005.

Mr. Harris has forged partnerships with Electricité de France, Tokyo Electric Power Co. and the State Grid Corp. of China to further each company's preparedness to meet the world's rapidly increasing demands for reliable and affordable power.

Under Mr. Harris' leadership, PJM has been named to the National Companies That Care Honor Roll three times for its commitment to its employees and the community. PJM also was selected as one of the 100 Best Places to Work in Pennsylvania for 2004 and 2005. In addition, the company was recognized by the United States Energy Association with a Volunteer Organization of the Year Award for its support of USEA's international assistance work.

A native of New Mexico, Mr. Harris is a graduate of the United States Military Academy at West Point, with a degree in Applied Science and Engineering. He earned his Master of Arts in Business Management, with an emphasis on research and statistical methodology, from the University of Northern Colorado. He is a Certified Management Accountant and a Computer Systems Professional.

Gregory Thorpe

Oakley Greenwood Pty Ltd, Melbourne

Greg Thorpe has 35 years experience in the energy utility sector: primarily in electricity and also in gas. He brings a combination of deep and pragmatic knowledge of governance, management, regulation and the commercial operation of the industry and dispute resolution to his work.

Experience

Mr Thorpe has extensive experience working with boards and the senior management of businesses and authorities within utility and competitive market environments to develop, interpret and manage strategic and policy positions and the resultant details of commercial and regulatory instruments. He uses sophisticated market modelling tools to advise investors about opportunities for acquisitions within the sector and market authorities about policy questions and market settings. He has led strategic reviews associated with significant change in electricity and gas. He was project director for advice to a major federal government review of arrangements for strategic planning of electricity transmission networks – a new strategic planning function has been established broadly along the lines recommended in the work. He was joint author of a major review of the finances and position of a major state owned generator within the WA electricity market. The recommendations of the review have been accepted and he is now engaged to assist with consequential amendments to market rules. Internationally, he has advised on the design of electricity sector arrangements in the Philippines (Energy Regulatory Commission), South Africa (National Electricity Regulator) and New Zealand (Electricity Commission and private clients).

His career includes 15 years in a series of engineering and management roles in power system control/management and transmission network design. In system control he held a number of engineering and management positions relating to operational management of the supply demand balance for the previous utility in the state of Victoria. In those roles he was involved in managing the utility's generation, transmission and controllable loads across the supply chain from fuel to customer and the purchase and sale of electricity with neighbouring utilities. Building on that experience he made major contributions to the design of both the Victorian and National Electricity Markets (NEM) and has subsequently advised on similar arrangements in other markets including in Western Australia and international power systems. For the four years from the launch of the NEM in 1998 Mr Thorpe was executive officer to the Reliability Panel: the Panel sets key standards for reliability and security of supply in the NEM. Subsequently he was lead advisor to major reviews of reliability and security by the Panel under the auspices of the Australian Energy Market Commission in 2007 and for an update in the light of climate change initiatives in 2008. He also established the monitoring and surveillance function for the NEM (now transferred to the Australian Energy Regulator).

Professional and academic background

Mr Thorpe has qualifications in engineering (B.E: Monash University 1974), business (Grad Dip: Deakin University 1992) and Arbitration & Mediation (Prof Cert: Adelaide University 2006) and is a member of the Institute of Arbitrators and Mediators, Australia. He is a member of standing pools in Australia available to hear disputes under market rules. He has sat on panels hearing disputes in both electricity and gas. He has recently been accredited as an arbitrator with IAMA (Gr 3). He has also been an expert witness and assisted parties in private mediation. He is also a member of CIGRE (an international organisation dealing with engineering matters associated with large power systems) and sits on the Australian Committee for Electricity Markets and Regulation.