



<u>Surname, First name</u>	ROUGHTON, Dominic
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Email	droughton@bsflp.com
Nationality/ Date of Birth	British, Canadian, Jamaican 27 April 1969

Educational/Professional Memberships

MA Hons, Cambridge University in Modern and Medieval Languages and Law.

Solicitor (England and Wales) (since 1994),
Gaikokuho Jimu Bengoshi (Japan) (2004 – 2015).

Panel Member: SIAC, JCAA, Kazakhstan International Arbitrage.

SIAC Users Council (Japan), LCIA Users Council (Asia Pacific)

LCIA Representative, Japan (2003 – 2015)

Current Position

Partner, Boies Schiller Flexner

Professional Experience

Extensive experience in commercial arbitration with over 20 years' practice in Japan, Singapore, London and Paris, including parallel proceedings involving other arbitrations, litigations and mediation, as well as med-arb.

Principal focus has been on disputes in the energy and mining sectors, including upstream, oil-field services and drilling, transportation and power-related issues; shareholder and joint venture disputes; telecommunications, including satellites; banking and financial services.

Ranked in the leading directories as a leading individual in arbitration (commercial and investor State): "*a wonderful arbitrator*" who "*wins particular praise for his work on cases in the energy sector, especially with regard to shareholder and joint venture disputes*" (Chambers).

Recognised specialisms in "pure" public international law, including sovereignty and law of the sea, as well as in investment disputes. Served as the Global Head of Public International Law of a leading international law firm 2009 – 2017.

Separate directory rankings in public international law: he is "*sought out by governments to advise them on politically sensitive inter-state disputes, including maritime and land boundary-related cases*" and is "*noted [for] his 'thorough knowledge of investment treaties, Brexit and other key issues in international investment law'*" (Chambers).

Arbitration Experience

Commercial cases have been principally under SIAC, JCAA, CIETAC, UNCITRAL, LCIA, SCC and ICC Rules, as well as pure *ad hoc* references with seats in Singapore, Tokyo, Beijing, Hong Kong, London, Paris, Geneva and New York.

Recent appointments as arbitrator include as sole arbitrator in a SIAC arbitration in Singapore between a German manufacturer and an Indonesian distributor and as co-arbitrator in a JCAA arbitration in Osaka between a US entity and a major Japanese producer of domestic goods.

Representative cases as counsel include:-

- UNCITRAL arbitration between an investor and a Central European state under a BIT (Stockholm)
- UNCITRAL arbitration between an investor and a SE Asian SOE concerning an offshore project (Singapore)
- CIETAC arbitration between a Korean capital goods manufacturer and a Chinese shipbuilder (Beijing)
- LCIA arbitration for a consortium of Japanese investors over control of a natural resources project (London)
- Parallel *ad hoc* and TOMAC arbitrations between a European shipbuilder and an Asian buyer (Tokyo and London)
- LCIA arbitration between two funds over payment of a performance fee (Bermuda)
- Parallel ICC arbitrations concerning an upstream investment in West Africa (Geneva and Paris)
- SCC arbitration between a US entity and a Russian investor concerning the supply of satellites (Stockholm)
- A series of ICC mediations concerning a Middle Eastern telecoms joint venture (London)

Publications

Numerous papers, articles and comment including:-

- *Commencing arbitration: Contemporary paradoxes and problems*, ICCA Congress Series No. 17, 174.
- *The rights (and wrongs) of capture: International law and the Guyana v Suriname arbitration* 26 J Energy & Natural Res L 374.
- *A Brief Review of the Japanese Arbitration Law*, 1 AIAJ 127.
- *Elephants, experts and arbitrators: The decision in Inmarsat v APR and the return of the quasi-arbitrator* Int ALR (2002) 191

Additional comment in less formal publications, including in JCAA, SIAC and LCIA newsletters, has been quoted by other leading practitioners.

Also contributed the chapter on *The Continental Shelf* in Attard, Fitzmaurice and Gutierrez (eds), *The IMLI Manual on International Maritime Law, Volume I The Law of the Sea* (OUP, 2014), pp 137 - 176.

Languages

English (native); French and German (proficient to fluent); Japanese (conversational).