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	<b>Nationality/ Date of Birth</b>	MALAYSIAN / 2 AUGUST 1964

## Educational/Professional Memberships

### **Educational**

- LLB Honours (University of Buckingham)
- Certificate Of Legal Practice (University Malaya)

### **Professional Memberships**

- Fellow, Chartered Institute of Arbitrators
- Fellow, Malaysian Institute of Arbitrators
- Fellow, Singapore Institute of Arbitrators
- Member, Association of International Petroleum Negotiators
- Fellow, Asian Institute of Alternative Dispute Resolution
- Panel of the AIAC's International Panel of Arbitrators
- Panel of Adjudicators, AIAC
- SIAC Panel of Arbitrators

## Current Position

Managing Partner of Mohanadass Partnership

## Professional Experience

Mohanadass Kanagasabai has two decades of dispute resolution experience having appeared as counsel in numerous disputes at all levels of the High Court of Malaya and in domestic and international arbitration. He has also been granted special ad-hoc admission to appear at the High Court of Borneo as counsel in arbitration related matters.

He is rated by the Asia Pacific Legal 500 as a leading individual for dispute resolution in Malaysia, and also noted for his expertise by Chambers and Partners in Band 1 for Dispute Resolution (Construction). Described as an "arbitration specialist" with a "giant reputation", Mohan is a former President of the Malaysian Institute of Arbitrators and former Chair of the Dispute Resolution and Arbitration Committee of the Inter Pacific Bar Association.

### **Practice Areas**

- Contract and Commercial Disputes
- Construction
- Engineering
- Telecommunications
- Oil and Gas Disputes
- Company Law
- Insurance

## Arbitration Experience

### Experience as Counsel in Arbitration

The nature of cases undertaken is diverse and includes the following :-

- Expert witness for Government of India in London High Court enforcement proceedings of an international award.
- Acting for Claimant in an investment treaty arbitration for breach of Asean Agreement for Promotion and Protection of Investments.
- Arbitration in Kuala Lumpur over termination of a contract for supply of and installation of rail network and locomotives.
- Arbitration in Kuala Lumpur under KLRCA Rules over disputes arising from the sale of a fabrication yard.
- Arbitration in Kuala Lumpur over disputes arising from fire damage to an oil storage facility. Claims for loss and disruption on account of design failures and consequential loss of profits.
- Arbitration in Kuala Lumpur involving a leading financial institution in respect of a dispute relating to the sale and purchase of loan security assets.
- Arbitration in Kuala Lumpur involving disputes relating to the supply and delivery of an integrated software and hardware system for a financial institution.
- Arbitration in London under LCIA Rules over disputes arising from a joint venture contract for management of a medical university and hospital.
- Arbitration in London under LCIA Rules over disputes arising from the fabrication of an Early Production System.
- Arbitration in London over disputes arising from the design and construction of an oil and gas platform under UNCITRAL Rules.
- Arbitration in London over disputes arising from design and construction of a central processing platform under the LCIA Rules.
- Arbitration in Singapore under the SIAC Rules over disputes arising from a contract for marketing and distribution of health products.
- Arbitration in Singapore in relation to joint venture disputes over a paper and pulp mill project under the Rules of the Singapore International Arbitration Centre.
- Appeared on behalf of a Ruler of a Malaysian state in the first ever trial before the Special Court established under Article 182 of the Federal Constitution pertaining to the call and drawdown on a standby Letter of Credit under the UCP500.
- Arbitration in Kota Kinabalu over disputes arising from the construction of a hospital.
- Arbitration in Kuala Lumpur arising from the termination of distributorship rights for a German manufacturer of luxury motor vehicles under the UNCITRAL Arbitration Rules.
- Arbitration in Kuala Lumpur against insurers over fire damage to stock in trade and business disruption.
- Arbitration in Kuala Lumpur over disputes between shareholders in a hospital management contract.
- Arbitration in Kuala Lumpur over dispute arising from a contract for management of a leading hotel chain.
- Disputes arising from the termination of distributorship rights for leading international producer of sanitary ware.
- Shareholder disputes arising from an international joint venture contract for the manufacture of concrete poles and piles, held under Rules of the Kuala Lumpur Regional Centre for Arbitration.
- ICC Arbitration with a Geneva seat in respect of disputes arising out of an EPC contract for supply of an export gas compressor.
- UNCITRAL arbitration in Kuala Lumpur in respect of EPCC contract for well head riser platforms.
- Arbitration over disputes arising from design and construction of offshore power barges under the International Chamber of Commerce Rules.
- Disputes arising from a contract for 600km subsea pipe laying work in South China Sea under Thai law.
- Disputes arising from an international joint venture agreement for oil and gas exploration under the Rules of the Singapore International Arbitration Centre.
- Arbitration in India over disputes relating to highway upgrading and rehabilitation work.

**Experience as Arbitrator**

- Member of Tribunal in a bailment dispute involving the sale of oil. Award published.
- Sole Arbitrator in Fast Track Arbitration arising from a construction project. Award published within 160 days of commencement of proceedings.
- Sole Arbitrator in a tenancy dispute. Award published.
- Sole Arbitrator in a road construction dispute. Consent Award published.
- Sole Arbitrator in dispute arising from contract for provision of IT services. Dispute resolved midway and arbitration terminated.
- Sole Arbitrator in disputes arising from a Design and Build Agreement to design and build housing. Award published.
- Sole Arbitrator in dispute arising from contract for construction of a highway. Proceedings ongoing.
- Member of an ICC Arbitration Tribunal in a shareholder disputes in relation to an international joint venture for manufacturing and sales of electronic products. Proceedings ongoing.
- Sole Arbitrator in Singapore seated ICC Arbitration for disputes in respect of sales of goods. Proceeding ongoing.

**Publications**

- Co-Editor, Halsbury's Law of Malaysia (Arbitration) (2006)
- Co-Editor, Annotated Statutes of Malaysia, Issue 59 (Arbitration) (2007)

**Languages**

English, Bahasa Malaysia