



<u>Surname, First name</u>	Rai, Mahesh
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Nationality/ Date of Birth	Singaporean

Educational/Professional Memberships

LL.B. (Hons), National University of Singapore (2008), Shaw Foundation Scholar
LL.M. International Arbitration & Litigation, University College London (2009)
Advocate & Solicitor of the Supreme Court of Singapore
Attorney-at-law of the state of New York
Solicitor of England & Wales
Acc. Spec. (Building & Construction), Singapore Academy of Law
Fellow, Chartered Institute of Arbitrators (FCIArb)
Fellow, Singapore Institute of Arbitrators (FSIArb)

Current Position

Director, Dispute Resolution, Drew & Napier LLC
Deputy Head, Construction & Engineering
Director, Chartered Institute of Arbitrators (Singapore Branch)

Professional Experience

Mr Mahesh Rai has an active arbitration practice with a focus on complex, high-value and cross-border disputes across a range of industries such as fintech, construction, infrastructure, telecommunications, IT, shipping, energy and commodities. He also appears as counsel in trials and appeals before all levels of the courts in Singapore.

Mr Rai commands praise for being “a first-rate litigator”, “an excellent disputes lawyer and a master strategist with a deserved reputation for solving complex issues” and a lawyer who “is quick on his feet, pays attention to detail and is clear and concise in his explanations”. He is consistently ranked in several publications. Mr Rai is ranked in both Chambers Asia-Pacific and Chambers Global for Dispute Resolution: Arbitration, Litigation and Construction (2023 edition). The Legal 500 Asia Pacific recommends Mr Rai for Dispute Resolution, International Arbitration, Projects & Energy, White-Collar Crime and Construction (2022 edition). He is recognised as Asia's Super 50 Disputes Lawyers by ALB in 2021 and 2022.

Arbitration Experience

Mr Rai has conducted both common law and civil law arbitrations under the SIAC, ICC, HKIAC, VIAC, LCIA, FOFSA and UNCITRAL Rules. He has been appointed as an arbitrator by parties and various institutions.

Some of his recent arbitration experience include:

- Arbitrator in an ICC arbitration involving a contract for the design, engineering, manufacturing and supply of a sugar plant in Mozambique. Indian law governed the contract and part of the cross-examination was done in Hindi.
- Arbitrator in an ICC arbitration involving the supply of battery plates from an Indian manufacturer to a Russian entity. The arbitration raised interesting issues of which party bears the risk of a third-party hacker inducing mistaken payment from the buyer.
- Arbitrator in an SIAC arbitration between an EPC contractor and a Middle Eastern party, involving the breach of an agreement for consultancy services relating to projects. The contract was governed

by Indian law and the quantum of the claim was in excess of S\$10 million.

- Arbitrator in an SIAC arbitration over multiple sub-contracts for the construction and installation of mechanical, electrical and other works at a resort in South Asia. The contract was governed by Singapore law and the quantum of the claims totalled approximately S\$9 million.
- Representing a Korean multinational corporation in two SIAC arbitrations with claims over US\$400 million. The two arbitrations were respectively governed by Singapore law and Korean law.
- Representing a Korean contractor in an UNCITRAL arbitration against an Indian state-owned company over claims in excess of US\$400 million arising out of the construction of a petrochemical plant. Indian law governed.
- Representing a blockchain / cryptocurrency company in an SIAC arbitration over the termination of a SAFT.
- Representing an international contractor in two UNCITRAL arbitrations against the Government of Maldives for claims amounting to over US\$155 million relating to expropriation of land and delays to a project to construct public housing over 10 islands. Maldivian and English law governed.
- Representing a Vietnamese government entity in an EPC construction and engineering US\$160 million VIAC arbitration, where Vietnamese law governed, over a hydropower project in Vietnam.
- Representing a €6 billion Norwegian company in a US\$20 million maritime arbitration, where Swiss law and Chinese law applied, against a Chinese public-listed company for project delays arising from a tug and tow accident in the South China Sea. The dispute involved issues of seaworthiness of vessels, obligations under the International Convention for the Safety of Life at Sea 1974 and gross negligence.
- Representing a leading multinational information technology and telecommunications company in two SIAC arbitrations against the telecommunications arm of a Malaysian conglomerate over contractual disputes relating to the design, commissioning and operation of a telecommunications network, and the supply of hardware and software.
- Representing a Malaysian public-listed company in a US\$21 million ICC arbitration, where Thai law governed, against a Thai public-listed company over the design, construction and commissioning of an industrial steam boiler for the palm oil industry.

Publications

Contributing Author, Singapore Civil Procedure (White Book), 2022, 2015 and 2014

Co-author, Chambers and Partners Global Practice Guides – Litigation 2019 (Singapore chapter)

Contributing Author, 2019 Commonwealth Study on International Arbitration

Contributing author, Global Investigations Review, The Practitioner's Guide to Global Investigations 2017 and 2018 (1st and 2nd edition)

Author, Global Investigations Review's Practitioner's Guide to Global Investigations (2018)

Author, 'FIDIC around the world – Singapore', 2017 Construction Law International Vol.12 Issue 3

Languages

English, Hindi and Malay