



Naresh Mahtani

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Naresh Mahtani has been in legal practice for over 35 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 various civil and criminal cases.

He is regularly appointed as Arbitrator and Arbitration Counsel in major domestic and international arbitrations, including those in the building & construction and oil & gas industries in Singapore, Indonesia, Malaysia, Thailand, India and the region.

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, as well as a mediator in various cases.

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.

His legal career history is as follows:

2013 – 2018 - Partner, Eldan Law LLP

2005 – 2012 - Consultant, ATMD

2002 – 2005 - Director, Unilegal LLC

1999 – 2002 - CEO, Law Society of Singapore

1994 - 1999 - Partner of M/s Alban Tay Mahtani & de Silva (“ATMD”)

1985 – 1994 - Senior Associate/Partner at M/s Arthur Loke
& Partners

1982 - 1985 - Legal Assistant at M/s Leo Fernando

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.

He serves on various arbitration panels and committees including:

- Panel of Arbitrators of the Singapore International Arbitration Centre (SIAC), International Chamber of Commerce (ICC), Hong Kong International Arbitration Centre (HKIAC), Asian International Arbitration Centre (formerly known as Kuala Lumpur Regional Centre for Arbitration (KLRCA)), Dubai International Arbitration Centre (DIAC), Asia-Pacific Regional Grouping (APRAG) Panel of Arbitrators, Panel of Arbitrators of Pacific International Arbitration Centre, Vietnam (PIAC), Asian Institute of Alternative Dispute Resolution (AIADR), Russian Arbitration Centre at the Russian Institute of Modern Arbitration (RIMA), Singapore Institute of Arbitrators (SIArb), Law Society of Singapore and on LCIA India Database of Neutrals
- Disputes & Compensation Resolution Panel of Singapore Wholesale Electricity Market
- Adjudication Panel of the Financial Industry Disputes Resolution Panel (FIDREC)
- Accredited Adjudicator and Associate Mediator at Singapore Mediation Centre (SMC)
- Accredited Senior Mediator at Singapore Construction Mediation Centre (SCMC)
- Accredited Adjudicator at Asian International Arbitration Centre (formerly known as KLRCA)
- Vice-Chair, Council of Estate Agencies (CEA) Appeal Board
- Hon Secretary of Singapore Institute of Arbitrators (2014 -2018)
- Chairman (2006-2008) of the Society of Construction Law, Singapore
- Course Director, Lecturer and Tutor, Singapore Institute of Arbitrators (2012 – 2018)
- Legal Advisor to Committee on Expert Determination, as well as draftsman of Expert Determination Rules 2011, Singapore Institute of Architects

- Law Society of Singapore: Council Member of (1996 – 1998), Chief Executive Officer (1999-2000) and various roles in Law Society, including Chairman of Practice Management Committee (1994 – 1996), Vice-Chair of International Relations Committee (2011), volunteer lawyer and trainer with the Criminal Legal Aid Scheme, Investigating Tribunal Mediator and Mediator for Cost Disputes Scheme; Member of Inquiry Panel
- Inter-Pacific Bar Association (IPBA): Council Member and Chairman of International Construction Projects Committee, Vice Chair of Dispute Resolution & Arbitration Committee (1996-2001); Vice-Chair of International Construction Projects Committee

Naresh's experience includes the following projects and cases, amongst many others:

- Counsel in litigation and arbitration to international main contractor in their various disputes and arbitrations with the developer and sub-contractors relating to the construction of three major hotels and shopping complex in the **Marina Centre** project in Singapore (1985 -1995)
- Counsel to international main contractor in the construction of the **Changi Airport Terminal 2** building in resolving disputes with owners, sub-contractors and consultants involved in the project, including litigation, arbitration and negotiations (1990)
- Counsel in litigation and arbitration for structural steel sub-contractors in disputes with main contractors in the **Concourse** building project (1992)
- Counsel to international main contractors in the construction of **Suntec Convention Centre** in Singapore in day-to-day problems with developers and subcontractors and on the requirements in the form of contracts used in the project (1990-1993)
- Counsel to construction company in a construction dispute involving several parties in connection with the alleged failure of design which caused failure of structural and piling works in the construction of building for the **Singapore Broadcasting Corporation**, and facilitating successful mediation and resolution of the disputes (1991-1993)
- Arbitration counsel to French owners of luxury motor-yacht in **Italy** against shipbuilders in Singapore in disputes concerning delays, defects and valuation of additional works (1994-1995)
- Counsel to major international pharmaceutical company in connection with setting up their plant in Singapore as well as acting for them in disputes and arbitrations in **New Jersey** with their contractors and engineers (1995)
- Counsel to major international computer disk-manufacturing company in disputes with their building contractors and architects in connection with defects in their plant in Singapore and attending to resolution of the disputes in **California** (1995-1998)

- Counsel to contractor in arbitration concerning dispute with developers in relation to construction of the **Orchid Country Club golf course**, and facilitating settlement of the case (1996-1998)
- Counsel to listed Engineering company in Singapore in connection with their disputes and arbitration with joint venture partner in connection with setting up a **build, operate and own power plant in India** (1998-1999)
- Counsel to major contractor in arbitration with developers relating to the construction of a **resort in Indonesia** and facilitating successful settlement of the disputes (1998)
- Counsel to major contractor in arbitrations relating to construction of the redeveloped **KK Hospital** in Singapore (1999)
- Advising international contractor in disputes with sub-contractors in **MRT** project in Singapore (2002-2003)
- Counsel to **Architects** in relation to design and construction issues in the construction of a building in the Singapore business district constructed by contractor under a design-and-build contract (2003-2004)
- Advising Operators of offshore oil & gas mining facility in **Indonesia**, and acting for them as counsel in international arbitration involving claims and counterclaims exceeding US\$100 million at the Singapore International Arbitration Centre (SIAC) (2002-2005)
- Counsel to international engineering firm in an arbitration concerning a major facility in **Brunei** (2005-2008)
- Counsel to MCST council members in the High Court, Singapore in a case involving **MCST Accounts** (2008-2009)
- Counsel to US-based motorcar manufacturer on their US\$50 million distributor agreement disputes with company in **China** (June 2009)
- Advising international design and interiors contractors in their claims and disputes with the employers and with sub-contractors in **Marina Bay Sands** conventions and commercial complex in Singapore (2010-2011)
- Advising and drafting project documents for an major international logistics company relating to setting up of their new **green warehouse logistics facility in Jurong, Singapore** (2011)
- Advising international **Architects** in connection with consultancy agreement with developers in new hotel and commercial complex in Singapore (2013)
- Counsel to **oil and gas marine installation** company on their contracts and disputes with operators in the region (2008-2013)
- Counsel in **financial industry** case (2014)
- Advisor to international manufacturer and distributor in **competition law** case (2015)

- Counsel in several **medical negligence cases** (2013-2016)
- Counsel and Advisor to an **international sports organizer** for various major international marathon and cycling events (2014-2016)
- Counsel for party engaged in litigation relating to **confidential and proprietary documentation** in High Court in Singapore (2014-2016)
- Advisor and counsel to international fire-protection and security company for **construction claims** in relation to major transportation facilities project (2015-2016)
- Counsel for solicitor in **professional practice disciplinary proceedings** (2015-2016)
- Counsel for oil & gas operator in international arbitration relating to claims for damages and production proceeds in relation to oilfield in **Gulf of Thailand** (2017-2018)
- Counsel to various parties engaged in **construction industry and oil & gas industry** disputes
- Advisor and counsel to various parties in **disputes involving commercial, construction and civil claims** as well as **defences in criminal and statutory cases**
- Advising developers and contractors on projects in **India**
- Various institutional (**SIAC** and **ICC**) and ad-hoc appointments as **Arbitrator, Adjudicator** and **Mediator** for commercial and construction disputes in Singapore, India and the region