



# EXPERT EVIDENCE IN ARBITRATION

12<sup>TH</sup> DECEMBER 2023



In the intricate world of arbitration, the role of an expert evidence is unparalleled. The stakes are high and the outcome is critical, and thus, good preparation is key. This includes leveraging expert evidence in arbitration.

Leveraging expert evidence in arbitration brings invaluable insights and knowledge to the table, often serving as the decisive factor between success and failure. The arbitrator can make well-informed decisions based on the evidence and testimony presented. In arbitrations, it may assume a supporting role to the tribunal, capable of elucidating intricate matters, analysing evidence, and delivering their independent opinion thereby assisting the arbitral tribunal in its decision-making process.

## PROGRAMME

4.00 p.m.	Registration
4.35 p.m.	Panel discussion
5.45 p.m.	Q & A Session
6.00 p.m.	Networking session

## REGISTRATION FEE:

**RM 30**  
Practitioners

**FREE**  
**ADMISSION**  
for Students and  
Pupils-in-Chambers

## VENUE:

**Auditorium, AIAC**

**1 CPD Point**  
will be allocated



**REGISTRATION**

For more info, please contact [events@aiac.world](mailto:events@aiac.world) / +603 2271 1000

## EXPERT EVIDENCE IN ARBITRATION



**MODERATOR**  
**TEOH YUH FEN**  
AIAC

Yuh Fen is a dual-qualified professional, holding degrees in both Mechanical Engineering and Law. She is also a Fellow of the Chartered Institute of Arbitrators. Yuh Fen has extensive experience in dispute resolution including litigation, arbitration, adjudication and mediation, with a primary focus on construction and engineering disputes. She has vast experience in representing clients in both domestic and international arbitrations, including ICC arbitration. Specialising in construction, Yuh Fen advises on a wide variety of projects in Malaysia and in other jurisdiction. These involve drafting various commercial and construction agreements and providing advisory and risk management services for project teams involved in complex construction projects.



**ADRIAN DOBBIE-HOLMAN**  
CCI

Adrian is a Regional Director based in CCI's Kuala Lumpur office. He is a quantum expert witness and construction claims and disputes advisor with 28 years of industry experience, including many years in contracting and project management, gained in the UK, SE Asia and the Middle East. His experience encompasses a wide range of industry sectors and numerous multi-billion-dollar projects using FIDIC and bespoke forms of contract. His experience includes the production of, and giving expert opinion on, prolongation, disruption, management of change, overheads, financing and loss of profit claims, writing contentious contractual correspondence and advising clients on commercial risks, dispute avoidance and resolution strategies.



**KELVIN NG**  
J.S. Held LLC

Kelvin Ng has over 20 years of experience in the civil engineering and construction industry. He is a practicing member of the Academy of Experts. Kelvin has been appointed delay expert advisor, claims analyst, and planner/programmer in the infrastructure (rail and road), power plants (renewables and non-renewables), power transmission structures, oil and gas, process plants, desalination, water/wastewater treatment plants, mining, marine/port structures, and other building construction projects. Kelvin is experienced in preparing expert reports and delay analyses/assessments of extension of time claims in arbitration, court, and adjudication proceedings. He has held roles in project management, estimating, contract administration and management, construction planning and programming, project controls, and delay analyses for projects in Asia, Australia, the U.S., the Middle East, Africa, the Netherlands, and New Zealand. Kelvin has been appointed as a Delay Expert and expert advisor on numerous occasions, and has prepared reports for multiple proceedings, including, but not limited to, Arbitration under the rules of ICC and Singapore International Arbitration Centre (SIAC), Arbitration under the rules for the Conduct of Arbitrations published by the Association of Arbitrators (South Africa), Supreme Court of New South Wales (Australia), Supreme Court of Queensland (Australia), Uniform Civil Procedure Rules (New South Wales), and multiple adjudication proceedings in Australia and Singapore.



**S. SARAVANA KUMAR**  
Rosli Dahlan Saravana  
Partnership

Saravana is the Head of the Firm's Tax, SST & Customs and has appeared in benchmark litigations with a sizeable volume of wins in tax disputes. Saravana has been recognized as one of the leading lawyers by Asialaw Profiles and has been named one of the 40 leading lawyers under 40 in Asia by Asian Legal Business in 2018. He was also named as one of the 100 leading lawyers in Malaysia by Asia Business Law Journal. Legal 500 commented that 'Saravana Kumar is an outstanding tax lawyer with an impeccable track record. His arguments and strategies are courageous and groundbreaking. He is not only knowledgeable and up to date but also humble and polite. Highly recommended tax lawyer.' He was formerly an Adjunct Professor with Universiti Tenaga Nasional (UNITEN). He also chairs the Taxation & Customs Committee of LAWASIA.



**DR. S. NADARAJAH**  
S. Nadarajah & Co.

Dr. Nadarajah (Advocate & Solicitor) brings hands-on construction industry and engineering knowledge to legal practice, from his former Mechanical Engineering career. He sees commercial and practical risks and business drivers associated with engineering projects and leverages this to deliver solutions to complex issues. At SIEMENS he developed a novel wastewater treatment. At NCR he wrote fresh 4<sup>th</sup> generation programming language software. As a consultant, he oversaw the planning, design, construction and delivery of Mechanical Engineering Building Services, including for the largest building in Malaysia (Berjaya Times Square) - besides dealing with the complexities of a huge building, he helped project manage its construction through the 1998 Asian Financial crisis challenges, together with extensive value engineering. He advises clients from procurement and structuring to negotiating and drafting contracts - and he was involved in preparing suites of works contracts (for infrastructure works, including for one of the largest projects in Malaysia, the KL "MRT"; tenders for Power Plants; etc.), IT and commercial agreements. He appears as counsel in dispute resolution matters (in litigation, arbitration and adjudication), as an Arbitrator (sole and presiding) and an Adjudicator (in construction disputes). He has also delivered a final and binding Expert Determination for AIAC's first such appointment (for an ad hoc matter).