

# RESHAPING DISPUTE RESOLUTION IN *Borneo*

18<sup>th</sup> July 2024 | Thursday



## VENUE:

Sheraton Kuching,  
Sarawak



## TIME:

2:00 p.m. – 5:00 p.m.  
MYT (GMT +8)



REGISTRATION

## PROGRAMME

- |           |  |
|-----------|--|
| 2:00 p.m. | Opening Remarks<br>Dato' Mary Lim Thiam Suan, Chairperson of the<br>Protam Committee for the AIAC Court of Arbitration |
| 2:15 p.m. | All Hands on Deck: Positioning Malaysia as a<br>Preferred Seat for International Arbitration                           |
| 3:45 p.m. | Coffee/Tea Break   |
| 4:00 p.m. | Seizing ADR Opportunities in Regional Markets  |
| 5.00 p.m. | End  |

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

2:15 p.m. - 3:45 p.m.

## All Hands on Deck: Positioning Malaysia as a Preferred Seat for International Arbitration



MODERATOR

DATO' MARY LIM  
THIAM SUAN

Dato' Mary Lim Thiam Suan read law at the University of Leeds, UK and graduated with an LLB (Hons) degree. She has been admitted to Lincoln's Inn as a Barrister-at-law. She is now a Hon Bencher of Lincoln's Inn. In 1993, she obtained her Master of Laws degree from the University of Western Australia. Prior to her elevation to the High Court of Malaya, where she sat in the New Commercial Court, Dato' Mary Lim Thiam Suan served in various capacities at the Attorney General's Chambers of Malaysia. These include as Federal Counsel, Senior Federal Counsel, Senior Assistant Parliamentary Draftsman, Legal Advisor to the State of Negeri Sembilan, Deputy Head of Civil Division before finally retiring as Commissioner of Law Revision and Law Reform. She was the first judge of the Construction Court in Kuala Lumpur until her elevation to the Court of Appeal. Dato' Mary Lim Thiam Suan recently retired as a Judge of the Federal Court of Malaysia. On 1<sup>st</sup> June 2024, she was appointed the Chairperson of the Protem Committee for the AIAC Court of Arbitration.



MR. GURVIR SINGH  
SANDHU

Gurvir graduated with a Bachelors of Law from Bond University in Gold Coast Australia, and thereafter obtained a Graduate Diploma in Legal Practice from the Australian National University. He has since been practicing principally in Sarawak, Malaysia specializing in the broad spectrum of civil litigation and dispute resolution with a keen interest in the niche area of corporate, commercial, construction and oil & gas disputes. Gurvir also regularly acts as counsel to resolve such disputes within the framework of the Malaysian Courts and/or Adjudication/Arbitration in Malaysia. Gurvir represents construction industry players ranging from contractors involved in road/bridge construction projects, hotels and hydro dam projects in Sarawak - to landowners, developers and consultants involved in private and government projects throughout Sarawak. In the construction arena, apart from appearing as counsel for construction disputes, Gurvir's work involves drafting of turnkey contracts and consultancy in on-going projects which includes administration of contracts during the project life. Gurvir was elected as the President of the Advocates Association of Sarawak for the 2022-2024 term, and have since been involved in working with stakeholders to further enhance construction adjudication and arbitration in Sarawak.



MR. SANJAY  
MOHANASUNDRAM

Sanjay graduated from the University of Warwick in 1992, and was called to the Malaysian Bar in 1995. His primary practice areas are construction and energy related disputes. With the career spanning 30 years he has significant experience and expertise in this area of the law. He regularly appears in the Malaysian Courts and in both domestic and international arbitrations. Over the last 30 years, he has been involved in more than 100 arbitrations and court related matters dealing primarily in construction and energy related disputes. Sanjay has been recognised in Chambers and Partners and various other ranking publications as one of the leading construction lawyers in Malaysia. Apart from his construction law practice, Sanjay also has significant and wide-ranging experience in commercial and civil disputes. He is particularly interested in the technical areas arising from construction and energy related disputes. In recent time, he has been specifically engaged to cross-examine expert witnesses in court and in arbitration. He has also been involved in several landmark decisions in relation to construction and energy related disputes.



MR. TAN KEE HENG

Tan Kee Heng has been in active legal practice for more than 26 years and having vast experience in corporate matters as well as civil litigation and appeal cases involving different specific areas of law including Corporate & Commercial Advisory, Land Disputes, Land Law particularly on land development related issues in Sarawak, Company Law, Construction Law, Arbitration and Contract Law. He is the Author of "Civil and Criminal Appeals in Malaysia" (4<sup>th</sup> Edition), which was launched by the Chief Justice of Malaysia Tun Tengku Maimun Tuan Mat in the presence of the YAB Deputy Prime Minister of Malaysia, Dato Sri' Fadillah Yusof and many other Judges of the Federal Court, Court of Appeal and High Court on 30<sup>th</sup> January 2024 at AIAC, Kuala Lumpur. Under his leadership as the Managing Partner, S. K. Ling & Tan Advocates was conferred with "EAST MALAYSIA LAW FIRM OF THE YEAR" award by Asian Legal Business (by Thomson Reuters) for five (5) times i.e. Malaysia Law Awards 2017, 2018, 2019, 2022 and 2024 held in Kuala Lumpur.

4:00 p.m. - 5:00 p.m.

## Seizing ADR Opportunities in Regional Markets



MODERATOR

MS. LOSHINI  
RAMARMUTY

Loshini is a disputes partner in the Construction and Engineering practice and her portfolio focuses on construction litigation, arbitration and adjudication. Loshini advises and represents clients on various aspects of construction and engineering projects, from contract administration to dispute avoidance and resolution. She is also experienced in domestic arbitration, arbitration related applications before the Malaysian Courts and litigation concerning construction, engineering, oil & gas, and energy contracts. Loshini is the President of the Society of Construction Law Malaysia, past Chairperson of the Young Members Group of the Chartered Institute of Arbitrators (Malaysia Branch) and Committee Member of the Bar Council Arbitration and Construction Law Committee. She is a Fellow of the Chartered Institute of Arbitrators and is empanelled with AIAC as an adjudicator and arbitrator.



DATUK STEPHEN  
CHUNG

Datuk Stephen Chung graduated from the University of Adelaide, Australia, in 1980 with a BA (Economics) and LLB. In 1981, he was admitted as a Barrister and Solicitor of the Supreme Court of South Australia, the Federal Court of Australia, and the High Court of Australia, and was appointed as a First Class Magistrate in Sibul, Sarawak. He resigned in 1984 to start his private practice under the firm name Stephen Chung Advocate. From 1987 to 1989, he served as the Secretary of the Sarawak Advocates Association, Sibul Branch. In 1993, he renamed his firm to Stephen Robert & Wong Advocates, expanding its presence with offices in Sibul, Kuching, Miri, and Bintulu. Between 2004 and 2008, he held the positions of Chairman of the Sarawak Advocates Association, Sibul Branch, and Vice-President of the Sarawak Advocates Association. His contributions to charity were recognised in 2004 when he was awarded the Pingat Pegawai Bintang Sarawak (PBS) by the Sarawak Government. In 2009, Stephen was appointed as a Judicial Commissioner and Judge of the High Court of Malaysia. He was honoured with the Darjah Kebesaran Panglima Jasa Negara (P.J.N) in 2017, which carries the title "Datuk," by His Majesty The Yang di-Pertuan Agong. The following year, he was appointed as a Judge of the Court of Appeal of Malaysia and retired from this position in 2019. From 2020 to 2022, he served as a member of the Judicial Appointments Commission and, in 2022, became an accredited mediator and arbitrator with the Asian International Arbitration Centre (AIAC) in Kuala Lumpur.



MR. LIEW TANG  
CHIEH

Liew Tang Chieh is a seasoned advocate of the High Court of Sabah & Sarawak, based in Sarawak, with over 24 years of legal practice experience. Early in his career, while practising in Kuala Lumpur, Liew was instrumental in the arbitration of construction claims for Kuala Lumpur International Airport (KLIA) Berhad during the years 1999 and 2000. Liew's extensive practice areas include Banking Litigation and Securities Enforcement. He is well-versed in handling Commercial and Contractual Disputes, including joint venture agreements. His proficiency extends to Societies' Disputes, Insurance Litigation, Civil Litigation, and Employment advisory compliances, disputes, and Industrial Court matters. Liew also has substantial experience in Defamation cases, Injunctions, and disputes related to Native Customary Rights (NCR). Currently, Liew serves as the Kuching Branch Chairman of the Advocates Association of Sarawak, where he continues to contribute to the legal community and uphold the standards of the profession.



MR. ABANG IWAWAN

Abang Iwawan is the Managing Partner of Abang & Co. His areas of practice include contentious and non-contentious matters relating to infrastructure projects in Asia. He is a Fellow of the Chartered Institute of Arbitrators, UK, and is an empanelled arbitrator at the Asian International Arbitration Centre (AIAC), Thailand Arbitration Centre (THAC) and Borneo International Centre for Arbitration and Mediation (BICAM). Iwawan sits in several committees including as the Deputy Chairman of the Bar Council Human Rights Committee, Bar Council Environment and Climate Change Committee, and Expert Advisory Committee for AIAC's Standard Form of Building Contracts. He was recently named by Thomson Reuters Asian Legal Business as Rising Star in Malaysia and nominated as Young Lawyer of the Year (under 40 years old) at the ALB SE Asia Law Awards 2021.



MS. JANICE WONG

Janice was admitted as an advocate and solicitor of the High Court in Malaya in 2008. Thereafter, she was admitted as an advocate of the High Court in Sabah and Sarawak in Sabah in 2014. She is currently a Legal Assistant of Messrs Lind Willie Wong & Chin, Kota Kinabalu, Sabah. Janice has been empanelled as an Adjudicator with the Asian International Arbitration Centre. She has handled adjudication matters as adjudicator as well as counsel. Her core areas of practice include employment and industrial relations, adjudication and civil litigation. She is also recognised as an advocacy trainer by the Malaysian Bar and the Borneo Advocacy Training Centre.