DAVINDER SINGH
CHAMBERS

Davinder Singh, SC
Executive Chairman

LL.B. (Hons), National University of Singapore (1982)
Admitted to the Singapore Bar (1983)
Appointed Senior Counsel (1997)

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ABOUT DAVINDER

Davinder is the Executive Chairman of Davinder Singh Chambers LLC.

He was in the first batch of Senior Counsel appointed in 1997.

Davinder has litigated cases in almost every area of the law, including landmark cases. He is widely considered as Singapore's most revered advocate and counsel of choice, recognised time and time again as a top litigator and arbitration counsel by various local and international legal publications. He has an active international arbitration practice involving complex commercial disputes, international clients and multiple jurisdictions. He has advised and/or acted in numerous institutional and *ad hoc* arbitrations.

Davinder has been ranked by Chambers & Partners as the only **"Star Individual"** in Dispute Resolution: Litigation (Singapore), a category above Band 1, for ten consecutive years (2011 to 2020) and Band 1 for Dispute Resolution: Arbitration – Singapore. He has been ranked by Asia-Pacific Legal 500 as a **"Leading Lawyer"** in Dispute Resolution for 18 consecutive years, and in International Arbitration 2019 for 7 consecutive years.

Davinder was the first lawyer in Asia-Pacific to be inducted into the "**Hall of Fame**" at Benchmark Litigation's 2019 Asia-Pacific Awards. According to Benchmark Litigation, this honour is a recognition of his distinguished legal career and achievements in dispute resolution in the region.

Davinder was named as "**Lawyer of the Year**" in Litigation by Best Lawyers (2020 edition). He won the Best Lawyers' **"Lawyer of the Year"** Award in International Arbitration (2017 edition), and in Arbitration & Mediation (2016, 2018 and 2019 editions).

Davinder was named **"Dispute Resolution Lawyer of the Year"** by Asian Legal Business, as part of its SE Asia Law Awards 2018.

At the inaugural The Asian Lawyer Emerging Markets Awards 2014, Davinder was named **"Disputes Lawyer of the Year"** for Southeast Asia and India. The publication described him as one *"who is feared in Singapore as the city's most powerful litigator"*. He also led the team which won the Cross-border Dispute/Litigation of the Year award for its successful prosecution of one of the largest corruption cases in Brunei Darussalam.

Davinder clinched the **"Disputes Star of the Year – Singapore"** award at the inaugural Asialaw Asia-Pacific Dispute Resolution Awards 2015.

He was the only litigator in Singapore to be named as **"External Counsel of the Year"** by Asian-MENA Counsel in 2012 and 2013.

In 2014, Davinder received the prestigious **"Outstanding Contribution to the Legal Profession"** award from Chambers & Partners. This award was given to only two individuals in 2014 for their exceptional achievements and significant impact on their market, across the region and internationally. Davinder was the only Singaporean to receive the award that year.

EXPERIENCE

Davinder has been a commercial lawyer and advocate for over 30 years. He has acted in many high-profile and complex matters. Here are a few examples:

Banking

- **Soon Kok Tiang & ors v DBS Bank Ltd** [2012] 1 SLR 397 **–** Acted for a bank in defending a claim involving 21 investors representing 192 other plaintiffs for the refund of capital losses arising from investments in derivative credit-linked notes.
- **Raiffeisen Zentralbank Osterreich AG v Archer Daniels Midland Co and others [2007] 1 SLR(R) 196** – Defended Archer Daniels Midland Company, one of the largest agri-business companies in the world, against a claim of fraud by Raffeisen Zentralbank Osterreich AG, an Austrian bank. The case involved complex, structured trade financing transactions. The bank's claims were dismissed by the Singapore High Court and Court of Appeal.
- **Salim Anthony v Sumitomo Corporation Capital Asia Pte Ltd** [2004] 3 SLR(R) 331 **–**Acted for an Indonesian company and prominent Indonesian businessman in an action against a consortium of Japanese banks and Sumitomo Corporation.
- **Wee Soon Kim Anthony v UBS AG (No.4)** [2004] SGCA 33 **–** Acted for a Swiss investment bank in defending a claim by a former private banking customer. The claim was dismissed.
- **Industrial & Commercial Bank Limited v Banco Ambrosiano Veneto S.P.A.** [2000] SGHC 188 **–** Acted in a claim against an Italian bank involving issues of multi-jurisdictional fraud, the nature of SWIFT transactions and the question of the proper forum.
- **Hongkong & Shanghai Banking Corp Ltd v Jurong Engineering Ltd** [2000] 1 SLR(R) 204 – One of the very few cases in Singapore on the nature and effect of letters of awareness.
- **Star Cruise Services Ltd v Overseas Union Bank Ltd** [1999] 2 SLR(R) 183 – A landmark case involving fraudulently issued cashiers' order and gaming contracts.
- **Loy Hean Heong v HM Rothschild & Sons & ors** [1992] 2 SLR(R) 209 – Acted for a syndicate of banks in a series of related cases for recovery of monies advanced under syndicated loan facilities, and opposing a claim by a guarantor for an account of option securities.

Companies & Insolvency

- **EQ Capital Investments Ltd v The Wellness Group Pte [2019] SGHC 154** – Acted for EQ Capital Investments in an application to wind up the defendant, The Wellness Group Pte Ltd.
- **Precious Shipping Public Co Ltd and others v OW Bunker Far East (Singapore) Pte Ltd and others and other matters [2015] 4 SLR 1229** – Acted for ING Bank N.V. in various proceedings that were commenced in the Singapore Courts arising from the collapse and insolvency of the OW Bunker Group.
- **BNP Paribas v Jurong Shipyard Pte Ltd** [2009] 2 SLR(R) 949 – Successfully obtained an injunction to restrain an international bank from presenting a winding up application to wind up a major rig building company in Singapore. The bank's appeal to the Court of Appeal was dismissed. The Court of Appeal held, among other things, that where a solvent company does not admit a debt and is prepared to offer security to defend the claim, the winding up application would, as a matter of principle, not be allowed.
- Various oppression proceedings under the Companies Act, including a leading case – **Re Chong Lee Leong Seng Co (Pte) Ltd** [1989] 2 SLR(R) 9 – on the procedural aspects of oppression proceedings and the relationship between proceedings under sections 216 and 254 of the Companies Act.
- **Re Lin Securities (Pte) Ltd** [1988] 1 SLR(R) 220 – Acted for several banks in an action between the liquidators and bank creditor for determination of validity and enforceability of letters of hypothecation where the charges were unregistered.
- **Re Central Realty Co (Pte) Ltd** [1998] 2 SLR(R) 1037 – Action involving two winding-up petitions filed against the Central Group of companies on the ground that it was just and equitable to do so.
- **Re Pac Asian Services Pte Ltd** [1987] SLR(R) 717 – Action involving powers of a provisional liquidator and their entitlement to a lien over company assets.

Companies & Shareholder Disputes

- **Ho Yew Kong v Sakae Holdings Ltd and other appeals and other matters [2018] SGCA 33; Sakae Holdings Ltd v Gryphon Real Estate Investment Corp Pte Ltd and others (Foo Peow Yong Douglas,**

third party) and another suit [2017] SGHC 73; Sakae Holdings Ltd v Gryphon Real Estate Investment Corp Pte Ltd and others (Foo Peow Yong Douglas, third party) and another suit [2017] SGHC 100 - Acted for Sakae Holdings Ltd in a minority oppression claim against multiple defendants for conduct which was oppressive to Sakae as a minority shareholder of Griffin Real Estate Investment Holdings Pte Ltd. The Singapore High Court and the Court of Appeal allowed Sakae's claims and ordered, among other things, that Griffin Real Estate Investment Holdings be wound up. In a landmark judgment, the Court of Appeal addressed the distinction between personal wrongs against shareholders of a company and corporate wrongs against the company, and the issue whether a director's breaches of his duty of care, skill and diligence would support a finding of commercial unfairness for the purposes of an oppression action under s 216 of the Companies Act.

- **Perennial (Capitol) Pte Ltd and New Capitol Pte Ltd v Capitol Investments Holdings and others [2018] SGCA 11** - Acted for Chesham Pte Ltd, an affiliate of the Pontiac Land Group, in successfully resisting applications by Perennial Real Estate Holdings to wind up companies holding the assets of their joint venture to develop a mixed development.
- **The Wellness Group Pte Ltd v TWG Tea Co Pte Ltd and others [2017] SGHC 298** – Acted for OSIM International Pte Ltd and Paris Investment Pte Ltd, the majority shareholders of TWG Tea Company Pte Ltd, in an application by the minority shareholder, The Wellness Group Pte Ltd, to appoint a director onto the board of TWG Tea Company. The application was dismissed by the Singapore High Court.
- **EQ Capital Investments Ltd v Sunbreeze Group Investments Ltd and others (Sim Chye Hock Ron, third party) [2017] SGHC 271; EQ Capital Investments Ltd v Sunbreeze Group Investments Ltd and others [2017] SGHCR 15** – Acted for EQ Capital Investments Ltd in a minority oppression claim against the majority shareholders and directors of The Wellness Group Pte Ltd. Successfully applied to strike out a third party claim brought by the defendants against Mr Ron Sim, a shareholder of EQ Capital, on the ground that the third party claim did not disclose any reasonable cause of action.
- **Goh Chan Peng and others v Beyonics Technology Ltd and another and another appeal [2017] 2 SLR 592** – Acted for the ex-CEO of the Beyonics group of companies in a claim by the companies for alleged breaches of directors' duties. The Singapore Court of Appeal agreed with the ex-CEO that the holding company could not claim for alleged losses suffered by a subsidiary.
- **The Wellness Group Pte Ltd and another v OSIM International Ltd and others and another suit [2016] 3 SLR 729** – Acted for OSIM International Ltd, its chairman and CEO Mr Ron Sim and multiple other defendants against claims of minority oppression, breach of contract, conspiracy and defamation brought by The Wellness Group Pte Ltd and another plaintiff. The plaintiffs' claims were dismissed by the Singapore High Court and Court of Appeal.

Contract

- **PT Sandipala Arthaputra and others v STMicroelectronics Asia Pacific Pte Ltd and others [2018] SGCA 17** – Acted for Oxel Systems Pte Ltd against a claim by PT Sandipala Arthaputra for breach of a contract for the supply of 100 million microchips for use in an electronic identification card project in Indonesia. In this landmark case, the Singapore Court of Appeal also redefined the law relating to a director's personal liability for the consequences arising from a company's breach of a contract.
- **BCBC Singapore Pte Ltd and another v PT Bayan Resources TBK and another [2017] 5 SLR 77; BCBC Singapore Pte Ltd and another v PT Bayan Resources TBK and another [2016] 4 SLR 1** – Acting for Indonesian coal mining company PT Bayan Resources Tbk and Singapore company Bayan International Pte Ltd in a US$800 million joint venture dispute. This was the first case heard by the Singapore International Commercial Court. The claims related to alleged breaches of a joint venture agreement for the application of a patented technology to produce and sell upgraded coal from East Kalimantan in Indonesian Borneo.
- **Kraze Entertainment (S) Pte Ltd v Marina Bay Sands Pte Ltd [2013] SGHC 39; Kraze Entertainment (S) Pte Ltd v Marina Bay Sands Pte Ltd [2014] 1 SLR 78** - Acted for Marina Bay Sands in a claim brought against it for an alleged wrongful termination of a lease agreement. The claim was struck out for the plaintiff's failure to comply with a peremptory order. The plaintiff brought a second claim which was also struck out for being an abuse of the process of the court.
- **Sembcorp Marine Ltd v PPL Holdings Pte Ltd and anothe**r [2012] SGHC 118 – An action arising from a joint venture dispute.
- **Beckkett Pte Ltd v Deutsche Bank A**G [2011] 2 SLR 96 – Application for an anti-suit injunction to restrain legal proceedings in Indonesia.

- **Drydocks World LLC (formerly known as Dubai Drydocks World LLC) v Tan Boy Tee [2010] SGHC 248** – Defended Mr Tan Boy Tee against claims by Drydocks World LLC. Tan Boy Tee founded Labroy Marine Limited, a public limited-liability company whose shares were publicly traded on the main board of SGX. Drydocks World LLC is a Dubai company that builds and repairs ships and rigs and conducts FSO conversion. The claims followed Mr Tan's sale to Drydocks of his majority shareholding in Labroy Marine Limited. The Singapore High Court dismissed Drydocks' claims.
- **Goh Eng Wah v Daikin Industries Ltd & ors [2008] SGHC 190** – Acted for the patriarch of a Singapore-listed company, Eng Wah Organisation, in a personal claim under a shareholders' incentive agreement against Daikin and three of Daikin's former directors.
- **Skandinaviska Enskilda Banken AB (Publ), Singapore Branch v Asia Pacific Breweries (Singapore) Pte Ltd [2011] 3 SLR 540** – Acted for a Singapore-listed company against claims involving issues of agency, restitution and vicarious liability for an employee's fraud on banks.
- **Pacific Century Regional Development Ltd v Canadian Imperial Investment Pte Ltd [2001] 1 SLR(R) 614** – Acted in a dispute concerning a settlement agreement between the parties.
- **Kassim Syed Ali v Grace Development Pte Ltd [1998] 2 SLR(R) 558** – Acted for a developer in defending a claim by 29 purchasers for failure to complete the sale of commercial property.
- **Mt Elizabeth Hospital Ltd v Allan Ng Clinic for Women [1994] 1 SLR(R) 821** – Action between an individual and health service provider regarding an agreement for the sale and purchase of commercial property.
- **Hill Samuel Merchant Bank Asia Ltd v Resources Development Corp Ltd [1992] 3 SLR(R) 107** – Acted for a company in a case involving misrepresentation arising from false and misleading documents.

Conflict of Laws

- **Astrata (Singapore) Pte Ltd v Portcullis Escrow Pte Ltd and another and other matters [2011] 3 SLR 386; Astrata (Singapore) Pte Ltd v Tridex Technologies Pte Ltd and another and other matters [2011] 1 SLR 449; Portcullis Escrow Pte Ltd v Astrata (Singapore) Pte Ltd and another [2010] SGHC 302** – Acted for Tridex Technologies Pte Ltd in a complex contractual dispute which involved, among other things, the question whether certain conditions in an escrow agreement had been triggered on account of related Chapter 11 proceedings in the United States. The Singapore Court of Appeal agreed with Tridex Technologies that a non-exclusive jurisdiction clause in favour of Singapore contained in the escrow agreement had not been displaced by an arbitration clause contained in a separate agreement.
- **State of Johor v Tunku Alam Shah & ors [2005] 4 SLR(R) 380** – Acted for the State of Johor and the Sultan of Johor in an action involving the construction of a Malaysian testator's will which bequeathed property situated at Tyersall Road in Singapore to his beneficiary as "State property". One of the issues was whether the property was bequeathed in his capacity as sovereign ruler or in his personal capacity.

Contempt

- **PT Sandipala Arthaputra v STMicroelectronics Asia Pacific Pte Ltd and others [2018] SGHC 20** – Acted for Oxel Systems Pte Ltd in contempt of court proceedings against directors of PT Sandipala Arthaputra for their breaches of examination of judgment debtor orders.
- **Aurol Anthony Sabastian v Sembcorp Marine Ltd [2013] SGCA 5** - Acted for the applicant in committal proceedings for an order that the defendant be committed to prison for contempt.
- **PT Makindo v Aperchance Co Ltd [2011] 3 SLR 379** – Defended a Hong Kong company and its directors in an action for contempt of court before the High Court and the Court of Appeal based on alleged misrepresentation of a court order.
- **OCM Opportunities Fund II v Burhan Uray & ors [2005] 3 SLR(R) 60** – Acted for institutional investors in committing the alleged contemnors to six months' imprisonment for contempt of court.

Crime

- **Madhavan Peter v PP & other appeals [2012] SGHC 153** – Defended an independent director of a Singapore-listed company, Airocean Group Limited, against alleged offences under section 199, read with section 331, of the Securities and Futures Act, based on charges of alleged market manipulation, and making of alleged false and misleading statements in a public announcement.
- **Lim Teck Chye v PP [2004] 2 SLR(R) 525; Chua Kim Leng Timothy v PP [2004] 2 SLR(R) 513** – Conducted the appeals against the conviction and sentence of two directors of the top marine fuel oil

suppliers in Singapore, who were convicted under section 6 of the Prevention of Corruption Act, in respect of the supply of marine fuel oil to ships and their role and involvement with surveyors.
- **PP v Louis Pius Gilbert [2003] 3 SLR(R) 418** – Appointed as *amicus curiae* by the Court of Appeal.

Debt Restructuring
- Acted for Asia Pulp & Paper in one of the largest debt restructurings ever to take place in Asia.
- Advised the Thakral Group of companies, which includes the Hong Kong listed vehicle of Thakral Corporation Ltd, in the restructuring of the Group borrowings from banks and financial institution, amounting to US$450 million.
- Advised Thakral Brothers Pte Ltd in the restructuring of its borrowings from banks and financial institution, amounting to over $300 million, by way of a scheme of arrangement in Singapore.

Defamation
- **Review Publishing Co Ltd & anor v Lee Hsien Loong & anor [2010] 1 SLR(R) 52** – Acted in defamation actions concerning articles published by an international publication. The defendants printed apologies for the articles and paid damages and costs to the plaintiffs.
- **Lee Hsien Loong v Review Publishing Co Ltd and another and another suit [2007] 2 SLR(R) 453; Re Millar Gavin James QC** [2008] 1 SLR(R) 297 – Acted for the Minister Mentor and the Prime Minister in defamation claims against the Far Eastern Economic Review. The High Court and the Court of Appeal allowed the plaintiffs' claims.
- **Oei Hong Leong v Ban Song Long David & ors [2005] 3 SLR(R) 608; Jeyasegaram David v Ban Song Long David [2005] 2 SLR(R) 712** – Acted for defendants in two libel suits arising from a newspaper article relating to resolutions proposed to be passed at a highly publicised Extraordinary General Meeting of NatSteel Ltd, a Singapore-listed company which was the subject of a high-profile takeover battle.
- **SM Summit Holdings Ltd & anor v Microsoft Corporation & ors and other actions [1999] SGHC 14** – Acted for the Summit group of companies in resisting an appeal to the High Court against an Assistant Registrar's decision that a media release was defamatory of them.
- **The National Kidney Foundation & TT Durai v Singapore Press Holdings Limited & Susan Long (Suit No. 319 of 2004)** – Acted for Singapore Press Holdings and senior correspondent Susan Long in a defamation suit brought by TT Durai, CEO of The National Kidney Foundation, arising from an article entitled "The NKF: Controversially ahead of its time?" In the course of cross-examination, the plaintiff withdrew the suit and acknowledged that the article was accurate and fair.

Employment
- **Leiman, Ricardo and another v Noble Resources Ltd and another [2018] SGHC 166** – Defended the Noble group against a claim commenced by its former CEO for allegedly unpaid bonuses and share options valued in excess of US$40 million. The matter involved issues of a high-ranking employee's fiduciary and contractual duties, wrongful solicitation, penalty clauses and the law relating to a party's exercise of a contractual discretion.

Fraud & Conspiracy
- **OCM Opportunities Fund II, LP v Burhan Uray (alias Wong Ming Kiong) [2004] SGHC 115** – Acted for international institutional investors in an action against a company, its directors and related companies, for conspiracy to commit fraud in relation to certain bonds issued by the company.

Intellectual Property
- **RecordTV Pte Ltd v MediaCorp TV Singapore Pte Ltd [2011] 1 SLR 830** – Acted for MediaCorp, Singapore's largest broadcast media company, in a copyright infringement action.
- **Trek Technology (Singapore) Pte Ltd v FE Global Electronics Pte Ltd & ors [2005] 3 SLR(R) 389** – Acted for Trek Technology in enforcing its ThumbDrive patent in patent infringement actions.
- **McDonald's Corp v Future Enterprises Pte Ltd [2005] 1 SLR(R) 177** – Acted for McDonald's before both the High Court and the Court of Appeal in a trade marks opposition to registration of "Mac" prefixed marks by a Singapore company.
- **Pontiac Marina Pte Ltd v CDL Hotels International Ltd [1997] 1 SLR(R) 422** – Counsel in a passing-off action in the hotel industry involving use of the "Millenia" name.
- **Tiffany & Co v Fabriques de Tabac Reunies SA [1999] 2 SLR(R) 541** – Counsel at the appellate level in opposition proceedings to the registration of the "Tiffany" trademark.

- **SM Summit Holdings Ltd v PP [1997] 3 SLR(R) 138 –** Action involving a challenge to the validity of search warrants issued by the courts following allegations of various copyright and trade mark infringements.

Land

- **Chua Choon Cheng & Ors v Allgreen Properties Ltd [2009] 3 SLR(R) 724** – Acted for a Singapore-listed company in a dispute concerning a collective sale agreement and an order made by the Strata Titles Board.
- **Balwant Singh v Double L & T Pte Ltd [1996] 2 SLR 726** – Acted for appellant in claim for adverse possession under the Land Titles Act.
- **Hongkong & Shanghai Banking Corp v San's Rent A-Car Pte Ltd (trading as San's Tours & Car Rentals) [1994] 3 SLR(R) 26** – Acted in a dispute between a receiver appointed under a debenture and purchasers of property involving issues of assignment of equitable leases and misrepresentation.

Partnership

- Acted in partnership disputes between partners of law and accounting firms.

Professional Misconduct

- **Law Society of Singapore v Ahmad Khalis bin Abdul Ghani [2006] 4 SLR(R) 308; [2006] SGHC 143** – Davinder was praised by a Court of 3 judges, including the (then) Chief Justice, for discharging his duty *"admirably, eloquently and courteously"*. The Court also said that *"in disagreeing with the arguments he proffered on behalf of the respondent, it would be churlish of us not to acknowledge the skill and (above all) professionalism that Mr Davinder Singh displayed throughout the present proceedings"*.

Public & Administrative Law

- **Yeap Wai Kong v Singapore Exchange Securities Trading Ltd [2012] SGHC 103** – Acted for the Singapore Exchange Securities Trading Ltd in a case involving an application for judicial review of a public reprimand of a director of a Singapore-listed company, China Sky Fibre Chemical Ltd.
- **Cap (Rtd) Hjh Huraizah Bte Hj Duraman v YB Pehin Datu Singa Menteri, Col (Rtd) Mohd Yasmin bin Hj Umar & ors (Judgment dated 29 November 2011, Court of Appeal of Brunei Darussalam, Civil Appeal No. 17 of 2011)** – Defended the former deputy Defence Minister, Commander of the Royal Brunei Armed Forces and Commander of the Royal Brunei Air Forces in a claim against them by a former officer of the Royal Brunei Armed Forces in the Court of Appeal of Brunei. The case raised interesting and novel constitutional issues.

Trust

- **Lim Weipin & Anor v Lim Boh Chuan & ors [2010] 3 SLR 423** – Acted for the administrators of an estate against claims made for shares to an estate under the Intestate Succession Act, and allegations of impersonation.
- **Thio Keng Poon v Thio Syn Pyn [2010] 3 SLR 143** – An action in relation to a family dispute arising from the administration of various estates and assets alleged to be worth over S$100 million and a Deed of Settlement, amidst allegations of **u**nconscionable bargain and undue influence.
- **Kamla Lal Hiranand v Harilela Padma Hari & ors [2000] 2 SLR(R) 801** – A contested probate matter involving a multi– million dollar estate and issues of secret trusts.
- **Lim Ah Mee & Anor v Summerview Developments Pte Ltd [1998] SGHC 175** – Acted for administrators of an estate in a dispute relating to an option to purchase property.
- **Rajabali Jumabhoy and Others v Ameerali R Jumabhoy & ors [1997] 2 SLR(R) 296; [1998] 2 SLR(R) 434; [1998] 2 SLR(R) 576** – An action involving a claim for breach of trust in respect of assets worth about S$100 million and a third party claim for breach of trust, breach of fiduciary duty, undue influence and unconscionability and setting aside an option for purchases of shares.

International Arbitration

Advised and/or acted in numerous institutional and *ad hoc* arbitrations, including:

- A claim in an *ad hoc* arbitration governed by the UNCITRAL Rules arising from an agreement for sale and purchase of shares in a coal mining company, initially valued in excess of US$1 billion.
- A claim in an SIAC arbitration which concerned an agreement for sale of shares in a foreign telecommunications company. The contract was valued at more than US$800 million.
- A claim in an SIAC arbitration related to the completion of a large-scale residential development costing nearly $400 million.
- A claim in excess of US$300 million involving EXIM financing before a panel of 3 arbitrators from Australia, UK and Singapore.
- A construction claim relating to a development scheme. The contract sum exceeded US$250 million.
- A claim in an SIAC arbitration against an Indonesian conglomerate by a Malaysian conglomerate for alleged breaches of a joint venture agreement. The estimated amount of the claim was in excess of US$270 million.
- A claim involving an engineering, procurement and construction contract, valued at approximately US$270 million.
- A claim in an *ad hoc* arbitration where completion of works (a naval facility costing more than $150 million) was substantially delayed.
- A claim in an ICC arbitration involving an Indonesian company and an international pharmaceutical company arising from termination of a distributorship agreement governed by Indonesian law. The claim was initially valued by the claimant in excess of US$100 million.
- A claim in an ICC arbitration which concerned an agreement for the sale and supply of a defence security system to the government of a foreign country. The contract was valued at more than US$100 million.
- A claim in an SIAC arbitration arising from a supply agreement for a telematics system, valued at approximately US$95 million.
- A claim brought by a Japanese corporation against an Indonesian corporation for the sum of US$92 million. The counterclaim was for a sum of US$290 million.
- A claim in an ICC arbitration involving one of the largest steel manufacturing company in Southeast Asia against one of the world's largest suppliers of metalworking plants and equipment. The amount in dispute was around EUR90 million.
- A month-long arbitration involving claims exceeding US$40 million for breach of contract brought by a Middle Eastern party against a Singaporean entity.
- Claims of approximately US$35 million in an *ad hoc* arbitration governed by UNCITRAL Rules against a state-owned company incorporated under the laws of the People's Republic of China. The claims arose from a contract to develop, design and manufacture certain units for a desalination facility in Oman.
- A construction claim arising from an agreement for piling works and construction. The contract sum exceeds US$30 million.
- A claim in relation to a dispute over the construction of a $25 million desalination plant.
- Application under Article 16 of the First Schedule of the International Arbitration Act (Cap 143A) to set aside the finding of the arbitrator that he has jurisdiction.
- Application under Article 34 of the First Schedule of the International Arbitration Act (Cap 143A) to set aside an international arbitration award by 3 arbitrators.
- A claim on a performance bond against a state-owned Vietnamese insurance company.
- A claim involving a high-tech firm fixed price contract valued at US$12 million.
- A claim in an LCIA arbitration for indemnification arising out of a Stock and Asset Purchase Agreement governed by New York law. The amount in dispute was approximately US$6 million.
- Claims in two LCIA arbitrations in London involving a cross-border gas pipeline dispute.

Advisory

Davinder has advised on numerous contentious and non-contentious matters. These include:

- Advising the Monetary Authority of Singapore, among other things, on issues arising from the liquidation of certain Lehman entities in the United States and Singapore;
- Constitutional and administrative issues arising from the Singapore and Bruneian Constitutions;
- A variety of corporate and commercial transactions, among other things, in the areas of defence procurement, energy, aviation, vessels and related matters; and
- Investment treaty disputes, including issues under the GATT and the 1987 ASEAN Agreement for the Promotion and Protection of Investments relating to investments in the telecommunications sector.

PUBLICATIONS/SPEECHES

Davinder is also a prolific writer and speaker. His writings are carried by respectable legal publications. He is frequently invited to speak at local and international seminars and conferences. These include:

- Co-author of the Chambers Practice Guide (2019): Litigation – "Singapore – Law & Practice"
- Co-author of the Chambers Practice Guide (2015): International Arbitration – "Singapore – Law & Practice"
- Singapore Academy of Law Distinguished Speaker Lecture (2018) – Panelist on the panel discussion "Certainty v. Creativity: Some Pointers Towards the Development of the Common Law"
- India Conference 2017 at Harvard Business School and Harvard Kennedy School (2017) – Panelist on the panel discussion "Law – India and International Arbitration"
- Singapore Academy of Law Justin Gleeson Lecture (2017) **–** Chaired the panel on *"Evolving Judicial Attitudes to Executive Power: the United Kingdom, Singapore and Australia"*
- Young SIAC Brown Bag Lunch Talk Series (2012) **– "***Advocacy at Arbitration v. Advocacy at Litigation – Practical Differences***"**
- International Who's Who of Commercial Litigators (2011) **–** Contributor to **"***Roundtable Discussion on Alternative Dispute Resolution***"**
- Law for Community Leaders Programme (2011) **–** Speaker at the 4th Law Talk on "Company Law and Law of Societies"
- Singapore Academy of Law (2010) – "SAL Expert Series: To put or not to put – The Rule in Brown v Dunn"
- Singapore International Arbitration Forum 2010 – Panelist on the panel discussion "Enforcement of Awards in Asia: What More Can Be Done?"
- Invited by the Overseas Singaporean Unit (OSU), in collaboration with Contact Singapore, to speak to overseas Singaporeans in London during the 5th Distinguished Business Leader Series (May 2007). Described by the OSU as "one of the top lawyers in the world".
- Singapore Academy of Law Conference 2006: Developments in Singapore Law between 2001 and 2005 – Panelist on the panel discussion on "Damages"
- Commercial Affairs Department Conference: Corporate Ethics: Emerging Challenges and Responses (November 2005) – "Corporate Governance – Emerging Challenges"
- Singapore Academy of Law Seminar: The Art of Cross-Examination (September 2005)
- "Do's and Don'ts of Cross-Examination"
- Malaysian Law Conference (November 2001) – "Should Foreign Lawyers Be Given Right of Practice In Malaysia: Are We Ready for Full Entry or Joint Law Ventures?"
- Singapore Academy of Law & National University of Singapore Joint Conference (2001) – "Developments in the Law of Defamation 1996 – 2000"
- Singapore Academy of Law (1999) – "Letters of Credit & Performance Bonds"
- 12th Commonwealth Law Conference Kuala Lumpur, Malaysia (1999) – "Technology in Litigation: Developments & Experiences"
- Singapore Academy of Law Journal (1999)
- "Tiffany's Serves Up More Than Breakfast"
- Deloitte & Touche (1998) – "Fraud in Corporate Disclosure"
- Singapore Institute of Human Resource Management's 4th Asia Pacific HRM Conference (1995) – "Challenges and Opportunities in the Asia Pacific Region"
- Singapore Academy of Law Conference II: Review of Judicial & Legal
- Reforms in Singapore between 1990 and 1995 (1995) – "Trends in Legal Practice in Singapore"
- Moore Stephens Asia Pacific Conference (1991) – "Minimising Professional Risk"

ACCOLADES

Asia Pacific Legal 500
Dispute Resolution 2020 – Leading Lawyer for 19 consecutive years
International Arbitration 2020 – Leading Lawyer for 8 consecutive years

"Davinder Singh SC has a legendary reputation for Singapore-seated cases that have a Singapore law component."

"Davinder Singh SC is without peer at the Singapore Bar. His cross-examination skills are razor sharp. It is a joy to watch him in court."

"Davinder Singh SC is in a class of his own. He is not only a bona fide star performer, but a star performer with an X factor that is hard to put your finger on. I would attribute it to a sixth sense or an uncanny sense of being able to feel what the opponent is up to, sometimes with unmatched accuracy."

"an acute eye for the facts and their contextual setting", and has *"a strong sense of commerciality"*

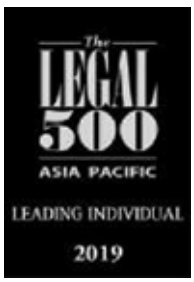
"Regarded as *the 'number one in Singapore'* and praised for his *'standout persuasive and advocacy skills'"*

"Unparalleled litigator"

"Wise and perceptive"

"Simply one of the best"

"Esteemed practitioner"



Chambers Asia-Pacific and Global
"Outstanding Contribution to the Legal Profession" Award 2014

Dispute Resolution: Litigation – Singapore
Standalone in Band 'Star Individual' for 10 consecutive years (2011 to 2020)

Dispute Resolution: Arbitration – Singapore
2020 – Band 1
Brunei: General Business Law (Expertise Based Abroad)
2019 – Noted practitioner for 2 years running

"when it comes to court craft, court presence and a certain amount of killer instinct in court, he is the one."

"clearly knows the arbitration laws of Singapore and additionally excels at strategies and tactics"

"bona fide star performer" who is *"in a class of his own"*

"praised for his ability to interpret his opponents' actions with `*uncanny accuracy'."*

"He is very quick on his feet and is able to grasp the details of the case quickly."

"very effective litigator" who *"consistently gives very good results."*

“regarded by market sources as an "exceedingly good counsel" who is described as "a formidable adversary" by one opponent.”

“Hailed as a practitioner who *‘needs no introduction.’”*

"he always puts the client as paramount, he'll always be the one to respond and he's very respectful."

"very prominent and able senior counsel.”

"[I have] always gone with Davinder Singh for the big cases."

“[A] formidable advocate who is widely acknowledged as *‘the best litigator in Singapore.*’”

“Peers and clients are equally impressed. One source praised that *‘he is very thorough, works very hard and is a stupendous guy – very smart and charismatic, which is important in litigation.’*”

“Widely acknowledged by market sources as a *‘very impressive’* dispute resolution specialist who readily adapts his skills as a star litigator to an arbitration context.”

“Clients described him as *‘strongly supportive both at the start and throughout the arbitration process.’”*

"The ‘*Davinder factor’* puts this practice in a different league. [He] is prized for his *‘unique ability to grasp issues, including those which are not legally related, and to cross-examine with authority’."*

“Rated as being ‘*at the top of the profession in Singapore for his ability and involvement and for the range, complexity and volume of the arbitration work that he does*.’”

“Multiple sources endorse [his] stellar dispute resolution practice, taking the view that ‘*there is just no comparison.’* Clients especially praise his ‘*unique ability*’ to cross-examine and to anticipate a judge’s questions.”

“[He] is singled out by commentators for his ‘*fantastic advocacy.’* Peers endorse his skill in both arbitration and litigation, enthusing that ‘*he’s a consummate disputes lawyer – it’s almost as if he was purpose-built for this sort of work.’”*

“A doyen of the Singapore disputes resolution sphere. Interviewees say ‘*he has a fantastic reputation...working with him is an experience, the guy is incredible’.”*

“A formidable advocate with a long-standing and excellent reputation in the market.”

“A standout figure in arbitration as well as litigation, widely regarded as *'an exceptionally good lawyer – always top of the tree.’*”

"Sources laud his '*razor-sharp mind and ability to grasp concepts that are beyond most lawyers.’"*

"[His advocacy] is smooth as silk – he's a pleasure to listen to and has the substance to back it up."

“Very well known for his arbitration prowess and impressive advocacy skills.”

"So quick on his feet during cross-examination, breaking down even the most elusive of witnesses, and equally quick at reading the judge's sentiments."

“[A] cut above the rest and the best in the business.”

“[G]old standard”, “one of the best-known names for disputes work in Singapore” and “the reason that we will keep going to the firm.”

Who's Who Legal
WWL: Thought Leaders: Global Elite 2020
WWL: Thought Leaders – Litigation 2020
WWL: Arbitration 2020
WWL: Asset Recovery 2019
WWL: Investigations 2020
WWL: Litigation 2019
WWL says: Davinder Singh SC is commended by sources who describe him as a *"top notch, hard-working lawyer who will get it done".*
WWL says: Davinder Singh SC is a world-class litigator lauded for his "*super-sharp thinking*" as well as his "*amazing recall of the facts of the entire dispute, no matter how minor*". One source adds, "*He displays amazing advocacy skills in court*."

Asian Legal Business Southeast Asia Law Awards 2018
Dispute Resolution Lawyer of the Year

Asialaw Profiles
Dispute Resolution 2018 – Leading Individual

Commended by a client for *"his command of advocacy, his memory and understanding of the intricacies of the dispute and his ability to provide sound and straight to the point advice"*

"He is the best litigator in Singapore"

"Davinder is the best in Singapore. He is the star."

Asialaw Leading Lawyers
Dispute Resolution & Litigation 2018 –
Market Leading Lawyer for 3 consecutive years

Best Lawyers International: Singapore
Lawyer of the Year Award (2020 edition): Litigation
Lawyer of the Year Award (2016, 2018 and 2019 edition): Arbitration & Mediation
Lawyer of the Year Award (2017 edition): International Arbitration
Recognised since 2008 in "Bet-the-Company Litigation"
Recognition by Best Lawyers is based entirely on peer review. Additional recognitions are also awarded to individual lawyers with the highest overall peer-feedback for a specific practice area and geographic region. Only one lawyer is recognised as the "Lawyer of the Year" for each specialty and location.

Benchmark Litigation Asia-Pacific 2019 edition
Dispute Resolution Star - Commercial and Transactions, International Arbitration

"He's a counsel without peer."

"Davinder's absolutely the best—no question."

Benchmark Litigation Asia-Pacific Awards 2019
First lawyer in Asia Pacific to be inducted to their Hall of Fame

India Business Law Journal
In the India Business Law Journal, June 2014, a leading lawyer from India described Davinder as *"the most respected lawyer in Singapore".*

World IP Review 2016
Identified as a leading practitioner in IP

Asia IP Experts 2016
Leading individual in IP Litigation

Asialaw APAC Dispute Resolution Awards 2015
Disputes Star of the Year – Singapore
The Asian Lawyer Emerging Markets Awards 2014
Disputes Lawyer of the Year - Winner

"Feared in Singapore as the city's most powerful litigator"

Asian-MENA Counsel 2012 and 2013
The only litigator in Singapore named as External Counsel of the Year for two consecutive years based on votes and testimonials of in-house counsel in eleven jurisdictions who took part in an Asian-MENA Counsel survey representing the Corporate Asia & Middle East in-house community

APPOINTMENTS/MEMBERSHIPS

- Chairman, Singapore International Arbitration Centre
- Vice-Chairman, ICC Commission on Corporate Responsibility & Anti-corruption
- Conferred the Order of Dato' Setia Negara Brunei (D.S.N.B.) by His Majesty the Sultan and Yang Di-Pertuan of Brunei Darussalam, which carries the title Dato' Setia
- Member, SIAC Panel of Arbitrators
- Member, Singapore Academy of Law Senate
- Recommended International Arbitrator, Pacific International Arbitration Centre (PIAC), Vietnam
- Member, Advisory Board of Best Lawyers

OTHER DIRECTORSHIPS

- Delfi Limited
- PSA International Pte Ltd
- Singapore International Arbitration Centre
- Singapore International Mediation Centre