



ANG YONG TONG
International Arbitration Specialist
Director - Gurbani & Co LLC

Address: 138 Cecil Street #09-01 Cecil Court Singapore 069538
Mobile / Telephone / Fax: +65 8161 6006 / +65 6336 7727 / +65 6336 0110
Email: yongtong@gurbaniandco.com
Website: www.gurbaniandco.com

Qualifications

- 2023 Arbitrator, Xian Arbitration Commission
- 2015 Member of Steering Committee, Xiamen International Commercial Arbitration Court
- 2015 Arbitrator, Chongqing Arbitration Commission
- 2013 Arbitrator, Shanghai International Arbitration Centre
- 2011 Arbitrator, Japan Commercial Arbitration Association
- 2011 Arbitrator, Chinese European Arbitration Centre
- 2010 Arbitrator, Kuala Lumpur Regional Centre for Arbitration, Malaysia
- 2008 Chairman of Governing Council, Suzhou Boai School, Jiangsu Province, China
- 2007 Arbitrator, Xiamen Arbitration Commission
- 2006 Arbitrator, Singapore Institute of Arbitrators
- 2005 Arbitrator, Hong Kong International Arbitration Centre
- 2005 Arbitrator, Korean Commercial Arbitration Board
- 2004 Arbitrator, China International Economic and Trade Arbitration Commission
- 2004 Arbitrator, Beijing Arbitration Commission
- 2004 Arbitrator, Australian Centre for International Commercial Arbitration
- 2004 Fellow, Chartered Institute of Arbitrators
- 2002 International Who's Who of Professionals
- 2000 Member, Advisory Committee on Settlement of IT Disputes, Singapore
- 1999 Fellow, Singapore Institute of Arbitrators
- 1999 Arbitrator, Singapore International Arbitration Centre
- 1998 Executive Director and Secretary-General, Singapore International Arbitration Centre
- 1989 Singapore Qualified Lawyer
- 1989 Singapore Bar Examination (Top 10 among 250 Candidates)
- 1988 Bachelor of Laws (Honours) (National University of Singapore)

Language Proficiency

Proficient in English and Chinese

Job Titles

Director - Gurbani & Co LLC (from 2019)

Specialize in international commercial arbitration involving parties from China, Hong Kong, Singapore, Southeast Asia, South Asia, Middle East, Europe and USA. Act as counsel or arbitrator in multiple bilingual international arbitration cases. Handled arbitration cases as counsel at ICC, SIAC, HKIAC, CIETAC, LMAA and Nepal Arbitration Commission, acted as presiding arbitrator, sole arbitrator or co-arbitrator in multiple bilingual international arbitration cases at SIAC, HKIAC, CIETAC and XMAC.

Provide legal advice on annual retainer for Singapore subsidiaries of Chinese entities on investment emigration, family office, trust, joint-venture corporate advisory, liability of company director, international trade, real property, construction, shareholder dispute, product liability, guarantee, intellectual property, debt recovery and other corporate legal affairs, in addition to dispute resolution matters.

Appointed as a party appointed arbitrator in an arbitration case (SIAC/ARB014/2024/MNH) initiated by UAE seller at the Singapore International Arbitration Centre in a dispute involving an international sales contract between UAE seller and Hong Kong buyer (US\$4,100,000). The arbitration is conducted in Singapore, the language of arbitration is English, the governing law of the sales contract is English law, and the Singapore International Arbitration Act and the Singapore Arbitration Rules apply to the arbitration case.

Acted as Counsel for a Taiwanese fire protection contractor in a dispute involving a Taiwan power grid project in an arbitration case (SIAC/ARB409/2023/HTD) filed at the Singapore International Arbitration Centre (SIAC) against a large Korean conglomerate general contractor (Hyundai Group) for damages for breach of contract totalling US\$12,000,000.

In respect of disputes under a cross border environmental equipment fabrication project, acting for Chinese contractor in defending a claim of USD 4,800,000 made by Singapore owner in an ICC arbitration commenced in 2021 (ICC Case No. 26283/HTG). Successfully knocked out 92% of the Singapore owner's claim as the owner was merely awarded USD 380,000 in the final award. The Singapore owner was represented by a tier one large Singapore law firm.

Given legal advice to a Chinese shareholder in a Singapore company relating to shareholders' disputes (USD 200 million) in 2021. Parties are likely to commence arbitration at SIAC.

In respect of disputes under a cross border construction project, appointed by Chinese and Thai claimants as their party appointed arbitrator in an SIAC arbitration commenced in 2021 (SIAC/ARB-36/2021).

In respect of disputes under 3 international sale of goods contracts between Japanese seller and Chinese buyer (USD 27 million), appointed by Japanese seller as its arbitrator in 3 related SIAC arbitrations commenced in 2020 (SIAC/ARB-997/2020 to SIAC/ARB-999/2020).

Acted on behalf of Chinese hydropower engineering contractor seeking an injunction from Singapore High Court to withhold payment of a performance bond (USD 7 million). Acted on behalf of Chinese hydropower engineering contractor in respect of termination of a hydropower project dispute (USD 50 million) in arbitration commenced at Nepal Arbitration Commission in 2019. Successfully assisted clients in reaching an amicable settlement and receiving multi-million USD settlement payment in 2019 / 2020.

Acted as presiding arbitrator in issuing an award in disputes involving joint venture partners / shareholders from China and Hong Kong (HKIAC/PA17077). The arbitration was conducted in English in Hong Kong under the Hong Kong Arbitration Ordinance (Cap. 609) and UNCITRAL Arbitration Rules; the applicable law of the contract was Chinese law.

Acted as sole arbitrator in issuing an award in disputes involving a Chinese businesswoman investing in property project in Australia (HKIAC/A16155). The arbitration was conducted in Chinese at the HKIAC in Hong Kong under the Hong Kong Arbitration Ordinance (Cap. 609) and HKIAC arbitration rules; the applicable law of the contract was Chinese law.

Acted as sole arbitrator in issuing an award in investment disputes involving various Chinese parties (HKIAC/A16161). The arbitration was conducted in Chinese at the HKIAC in Hong Kong under the Hong Kong Arbitration Ordinance (Cap. 609) and 2013 HKIAC Administered Arbitration Rules; the applicable law of the contract was Chinese law.

Acted as sole arbitrator in issuing an award in international sales disputes involving Chinese buyer and Italian supplier (HKIAC/15092A). The arbitration was conducted in English at the HKIAC in Hong Kong under the Hong Kong Arbitration Ordinance (Cap. 609); the applicable law of the contract was Chinese law.

Acted as party appointed co-arbitrator in international sales disputes involving Chinese buyer and European supplier (SHG20180134). The arbitration was conducted in Chinese at CIETAC Shanghai under 2015 CIETAC Arbitration Rules; the applicable law of the contract was Chinese law.

Legal Director - Hoidi International Pte Ltd (Singapore) (2016-2018)

Provided legal advisory services to the holding company, drafted and implemented transnational investment contracts, sales contracts, shareholder agreements, etc.

Acted on behalf of rig owners in terminating turnkey construction contracts for 2 offshore jacked-up drilling rigs (USD 400 million) and filed arbitration claims with London Maritime Arbitrators Association against the shipbuilder in 2017. Reached an amicable settlement with the shipbuilder and obtained a very favorable consent award for rig owners in 2018. Received multi-million USD settlement payment in 2019.

Acted on behalf of Chinese offshore rack and chord supplier in defense against shipbuilder's claim for USD 80,000,000 as damages for breach of contract at Hong Kong International Arbitration Center and counterclaim for the outstanding contract sum against the shipbuilder. Reached an amicable settlement with the shipbuilder and obtained a very favorable consent award in 2018. Received multi-million USD settlement payment in 2019.

Acted on behalf of rig owners in terminating an offshore project management agreement (USD 6 million) in 2016 and considered filing a claim with SIAC.

Legal Director – Representative of Clyde & Co Shanghai Representative Office (2010-2016)

Specialized in international commercial arbitration / litigation cases involving parties from China, Hong Kong, Singapore, Southeast Asia, South Asia, and the Middle East.

Specialised in international trade, transnational financing, construction, real estate development, shareholder, investment, product liability, guarantee and debt disputes. Acted in two separate capacities from time to time - as lead counsel or arbitrator. Served as panel arbitrator at multiple arbitral institutions such as Hong Kong International Arbitration Centre, Singapore International Arbitration Centre, China International Economic and Trade Arbitration Commission, Shanghai International Arbitration Centre, Korean Commercial Arbitration Board and Japan Commercial Arbitration Association.

Provided legal advice on foreign direct investment, government land requisition compensation, lease, construction, shareholder, product liability, guarantee, debt recovery and other corporate legal affairs, in addition to dispute resolution matters.

Acted for clients in handling multiple bilingual cases at HKIAC, SIAC, CIETAC, and Chinese court. Some of these cases are listed below: -

Acted as sole arbitrator in issuing bilingual award in shareholder disputes involving Chinese and Israeli parties (HKIAC/A12162). The arbitration was conducted in Chinese and English at the HKIAC in Hong Kong under the Hong Kong Arbitration Ordinance (Cap. 609) and HKIAC arbitration rules; the applicable law of the contract was Chinese law. The award was enforced by Wuxi Intermediate People's Court (2015 X.SH.W.ZH.SH.Z. No. 2 Civil Case of Wuxi Intermediate People's Court). The court decision states *"Above all, No. A12162 (2012) Arbitral Award of Hong Kong International Arbitration Centre does not involve anything not to be enforced as specified in Article 7 of the <Arrangement of the Supreme People's Court on Reciprocal Enforcement of Arbitral Awards by the Mainland and the Hong Kong Special Administrative Region>. According to Article 1 and Article 7 of the <Arrangement of the Supreme People's Court on Reciprocal Enforcement of Arbitral Awards by the Mainland and the Hong Kong Special Administrative Region> and Item XI, Section 1, Article 154 of the <Civil Procedure Law of the People's Republic of China>, the court decides and directs to enforce No. A12162 (2012) Arbitral Award of Hong Kong International Arbitration Centre."*

Acted as sole arbitrator in issuing bilingual award in architectural services disputes involving Chinese developer and American architect (HKIAC/A13070). The arbitration was conducted in Chinese and English in Hong Kong under the Hong Kong Arbitration Ordinance (Cap. 609) and HKIAC arbitration rules; the applicable law of the contract was Chinese law.

Acted as counsel for New York listed company in claiming damages of USD 255,000,000 for breach of contract at HKIAC against Indian buyer and defending against a counterclaim for liquidated damages of USD 35,000,000. The arbitration was conducted in English at the HKIAC in Hong Kong under the Hong Kong Arbitration Ordinance (Cap. 609); the applicable law of the contract was Chinese law.

Acted for Singapore listed company in negotiating with Shanghai Municipal Government on compensation claim of USD 800,000,000 for factory acquisition / resettlement matter.

Acted for European reinsurance company in handling a claim from Chinese insurance company for Libyan war compensation of EUR 35,000,000.

Acted as lead counsel for trade credit insurance company in filing a claim with SIAC, and successfully obtained an award for USD 20,000,000. The arbitration was conducted in English in Singapore; the applicable law of the contract was Singapore law. Sought recognition and enforcement of the award in China.

Acted as lead counsel for New York listed company in claiming liquidated damages of USD 15,000,000 against Indian buyer at CIETAC Shanghai and successfully obtained the award of USD 15,000,000 in 2015. The arbitration was conducted in English at CIETAC Shanghai under CIETAC Arbitration Rules; the applicable law of the contract was Chinese law.

Acted for Fortune 500 company in claiming for payment of USD 15,000,000 under a letter of credit and successfully obtained full payment of USD 15,000,000 under the letter of credit issued by a Dutch bank for purchase of coal.

Acted as lead counsel for senior executive of a Chinese company in claiming employment termination compensation for SGD 1,800,000. Successfully obtained and enforced an award from HKIAC in 2014 / 2015 (HKIAC/A14034). This was the first arbitration case conducted under the expedited procedure of 2013 HKIAC Administered Arbitration Rules. The arbitration was conducted in English in Hong Kong under the Hong Kong Arbitration Ordinance (Cap. 609) and 2013 HKIAC Administered Arbitration Rules.

Acted for Italian national credit insurance institution in claiming for trade credit compensation of EUR 8,000,000 against Chinese listed company, and successfully filed the case with the Supreme People's Court of Shandong Province.

Acted for a Canadian buyer in defending a claim for damages for breach of international sales contract at Hong Kong International Arbitration Centre.

Acted for China state owned enterprise in filing a case (iron ore sales disputes) with SIAC, and successfully obtained full compensation from the defaulting party before discontinuing the case.

Acted for China state owned enterprise in filing a case (coal sales disputes) with ICC, and successfully obtained full compensation from the defaulting party before discontinuing the case.

Acted for English defendant in successfully defending claims for liquidated damages filed by a China state owned enterprise at Shanghai Pudong Intermediate People's Court.

Acted for a Singapore listed company (the affiliate of a China state owned enterprise) in conducting legal due diligence on 4 target African companies valued at EUR 200,000,000.

Acted for international cruise ship operator in establishing a wholly foreign-owned cruise ship company in Shanghai with registered capital of RMB 20,000,000.

Acted for Government of Singapore Investment Corporation on legal due diligence of a target Chinese company valued at RMB 300,000,000.

Acted for Singapore listed company in purchase of equity valued at USD 200,000,000 from a Sino-foreign joint venture securities company. Provided legal advice and drafted legal opinion with regard to sales agreement, articles of association and joint venture contract, and presented them to the CSRC in accordance with the requirements of Chinese law.

Acted for Singapore listed company in handling the sales of its assets in Qidong City Jiangsu Province China and successfully obtained the proceeds of sale at RMB 82,000,000.

Provided legal opinion to Middle Eastern buyer on product liability claim case against a Chinese fruit juice producer.

Provided legal opinion to seller of shares in a Chinese company whose land and buildings were acquired by the Government.

Provided legal opinion to minority Chinese shareholder on a matter where the majority shareholder of a Singapore company oppressed the minority.

Successfully resisted an application for setting aside an SIAC award on alleged grounds of fraud. Obtained favorable court judgment on security for cost and successfully resisted the appeal at Singapore Court of Appeal against the decision for refusal of setting aside the arbitral award.

Provided legal opinion to Singapore financial institution on the guarantee structure of USD 6,000,000 trade finance and prepared the loan documents / bonds / guarantee.

Acted for Hong Kong company in successfully challenging the jurisdiction of the Shanghai Pudong Intermediate People's Court (it was adjudged by the court that it did not have jurisdiction). A Chinese state-owned enterprise claimed against clients for damages for breach of shipping agreements.

Acted as party appointed co-arbitrator at Hong Kong International Arbitration Centre in a case concerning breach of hotel management contract during Beijing 2008 Olympic Games.

Partner – Robert Wang & Woo LLP (2006-2010)

Acted for Indian listed company in successfully obtaining an award for USD 5,100,000 at SIAC as damages for breach of international sale of coke contract.

Successfully defended claim of piling contractor with regard to the USD 33,000,000 Phase II expansion project of the manufacturing plant built by a Singapore listed company in Shanghai. Obtained a new contract award notice and construction permit, thereby enabling client's American contractor to access the site and continue with building of the superstructure.

Entrusted by Singapore listed company to provide legal opinion on Chinese law involving USD 360,000,000 credit financing agreement signed by a syndicate of 7 banks.

Entrusted by Singapore listed company to handle litigation case on supply contract disputes at Tianjin No. 2 Intermediate People's Court, and obtained court decision to lift the outbound travel restriction on client's Managing Director.

Acted as arbitrator in multiple bilingual arbitration cases at Hong Kong International Arbitration Centre and Singapore International Arbitration Centre.

Provided legal advice to Middle Eastern investors on USD 50,000,000 biodiesel-ethanol project in China.

Provided legal advice to Singapore listed company on structure of joint venture in China; negotiated and drafted bilingual joint venture contract for USD 25,000,000 manufacturing facility in Shenyang.

Provided legal advice to Singapore company with production facility in Shanghai on issuance of USD 10,000,000 redeemable and convertible bonds.

Provided legal advice to Singapore listed company on structure of joint venture in China; negotiated and drafted joint venture contract for RMB 42,000,000 wastewater treatment plant in Shanghai.

Partner - WongPartnership LLP (Representative of WP Shanghai Representative Office) (2004-2006)

Acted successfully in invalidating tender of a contractor in a residential building project. Successfully knocked off 80% of the contractor's claim in the ensuing CIETAC Shanghai arbitration case (Chinese law applied to the contract and arbitration was conducted in Chinese).

Acted for Singapore mechanical and electrical contractor in CIETAC Beijing arbitration case (Chinese law applied to the construction contract and arbitration was conducted in Chinese) and successfully obtained a favorable award for USD 1,500,000.

Acted for a large Chinese contractor in filing a claim with SIAC on a large commercial building disputes in Shanghai (Chinese law applied to the construction contract and arbitration was conducted in English in Singapore), and successfully obtained compensation for USD 2,400,000.

Provided legal advice to a Japanese contractor in respect of a major water leakage incident relating to Taipei Rapid Transit System on the rights, remedies and responsibilities of Taipei Land Transportation Authority, contractor and insurer.

Executive Director and Secretary General - Singapore International Arbitration Center (1998-2004)

Led in the development of arbitration laws and practices in Singapore. Drafted SIAC arbitration rules and practice guidelines of SIAC. Drafted amendments to Singapore arbitration law.

Acted as arbitrator in rendering many bilingual SIAC awards on shareholder, real estate, construction, joint venture, international trade and China-related disputes.

Visited China on regular basis in having dialogue and cooperation with commercial entities, arbitration commissions and judicial authorities of China.

Legal Manager – Sembcorp, Singapore (1996-1998)

Provided legal advice as in-house counsel on risk management, public listing, contracts, intellectual property rights, mergers and acquisitions, joint ventures, transnational transactions, etc.

Negotiated and drafted joint venture, shareholder, sale of shares, franchise, licensing, and syndicated loan agreements, etc.

Solicitor - Robert W H Wang & Woo, Singapore (1992-1996)

Provided legal advice on companies, businesses and contracts. Provided legal advice for Suntec City developer on all aspects of large-scale construction project for Suntec City.

Acted as a litigation and arbitration attorney. The main cases include the Sentosa coastal arbitration at SIAC, the Chinese lottery arbitration at SIAC, and the Singapore court case on money laundering and bribery relating to the Chairman of a listed company.

Legal Officer – Singapore Housing and Development Board (HDB) (1989-1992)

Drafted the standard terms of HDB Construction Contract Template. Acted as counsel for HDB with regard to disputes on construction contracts, land purchase, relocation, and work-related injury compensation cases.