

SHARPE & JAGGER LLC

ADVOCATES & SOLICITORS

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Biography

Justyn is widely regarded as one of the most respected dispute resolution lawyers in Singapore and in Asia and a leader in insurance and construction arbitration.

Justyn has worked extensively for clients in Singapore, Philippines, Thailand, Indonesia, Malaysia, Japan, South Korea, Australia, Canada and the United Kingdom.

Justyn is experienced in all aspects of litigation and international arbitration. He assists clients in resolving complex disputes arising in the insurance and reinsurance, construction and engineering and energy and power generation.

Justyn has conducted arbitrations as counsel and arbitrator under the rules of all the major arbitration institutions and under the UNCITRAL rules. The value of those arbitrations range in amounts of up to US\$850 million and have proceeded in London, Singapore, Hong Kong and throughout Asia.

Justyn is a Fellow of the Singapore Institute of Arbitrators, a Member of the Chartered Institute of Arbitrators, a Member of the Regional Panels of the Singapore and Asian International Arbitration Centres and is a Past President of the Insurance Law Association of Singapore.

Areas of Practice

Insurance and Reinsurance; Construction and Engineering; Energy and Power Generation; Labour and Employment; Arbitration and Litigation.

Recognition

- Named as one of the world's leading arbitration and insurance lawyers (Who's Who Legal Arbitration and Insurance)
- Named as a leading lawyer for Dispute Resolution (*Asia Pacific Legal 500 and Chambers*).

- Described as being 'intelligent, commercial, polished' (*Asia Pacific Legal 500*).
- Described as a 'class arbitrator' (*Asia Pacific Legal 500*).
- Won praise for 'his relaxed approach - he can analyse things in a technically proficient manner, and he understands how to solve, not just how to fight.' (*Chambers Asia*).
- Described as “a pre-eminent name and technical wizard when it comes to insurance and reinsurance work” (Chambers Asia).
- Noted as having “a stellar reputation in the insurance and reinsurance fields,” where he was “technically superb.” (*Chambers Asia*).

Representative Matters

Insurance and Reinsurance

- Acting for a Japanese insurer in connection with 40 property damage and business interruption claims arising out of the Thai Floods of 2011 and valued at more than US\$4 billion.
- Acting for an international Japanese insurer against various European reinsurers in connection with the failure of a quay wall at an infrastructure project in Cambodia: SIAC Rules: Singapore Seat.
- Acting for an international Japanese insurer against various Thai and European reinsurers in connection with multiple property damage and business interruption losses resulting from the Thai Floods: TAI Rules: Bangkok Seat.
- Acting for an international Japanese insurer against a joint venture construction and engineering company in connection with property damage claims arising out of the construction of a hydro-electric power project in Sumatra under a Contractor's All Risks Policy: LCIA Rules: Singapore Seat.
- Acting for Philippines national reinsurance company against a US international retrocessionnaire in connection with multiple property damage and business interruption losses resulting from the Thai Floods: SIAC Rules: Singapore Seat.
- Acting for international insurers and reinsurers of an African sugar refining and processing facility in respect of property damage and business interruption claims arising out of fire damage to the irrigation control system in Sudan: ICC Rules: Singapore Seat.
- Acting for international insurers and reinsurers in respect of a multiple property damage claims arising from the engineering and construction of a major infrastructure project in the Philippines: SIAC Rules: Singapore seat.

- Acting for international insurers and reinsurers in respect of property damage and business interruption claims arising out of damage to hotels and resorts resulting from the Asia tsunami of December 2004: UNCITRAL Rules: Sri Lanka, Maldives, Thailand and Singapore Seat.
- Acting for insurers and reinsurers against the owners of a timber mill in connection with property damage claims arising out of earthquakes in the North Maluku Islands, Indonesia: BANI Rules: Jakarta Seat.
- Acting for Indonesian insurers against London reinsurers in connection with property damage claims arising out of the Jakarta riots of May 1998: UNCITRAL Rules: London Seat.
- Acting for an international insurance broker in connection with claims brought by a Taiwanese insured against London insurers and reinsurers arising out of the placement of insurance and reinsurance of an offshore oil installation in Taiwan: LCIA Rules: London Seat.
- Acting for an international insurance broker in connection with claims brought by an Indonesian insured against an Indonesian insurer and London reinsurer arising out of the placement of insurance and reinsurance of an Indonesia cargo vessel: SIAC Rules: Singapore Seat.

Construction and Engineering

- Acting for a Korean-Malaysian joint venture engineering and construction company against a Malaysian insurance company in respect of claims for property damage and delay in start-up resulting from the foundation failure of an iconic commercial development: AIAC Rules: Malaysian Seat.
- Acting for a Canadian listed precious metals company against a London listed engineering company in respect of claims for property damage and loss of profits arising out of the refurbishment and breakdown of critical equipment at a mine site in the Philippines: ACICA Rules: Sydney Seat.
- Acting for an international construction and technology company against a Dutch listed company in connection with the design and installation of a security system at a critical infrastructure project in Singapore: ICC Rules: Switzerland seat.
- Acting for an international engineering and construction company against the foundation design engineer of a multi storey office building in Singapore in respect of claims in contract and tort arising out of catastrophic foundation failure: UNCITRAL Rules: Singapore Seat.
- Acting for a Singapore government linked company and an international joint venture dredging and land reclamation contractor against a global oil company in connection with property damage and loss of profit claims resulting from land reclamation works in Singapore: UNCITRAL Rules: Singapore Seat.

- Acting for a US NYSE listed gaming company against an international design and architecture partnership in respect of the design of iconic resort and hotel developments in China and Singapore: SIAC Rules Singapore Seat.
- Acting for a Thai listed company against an international engineering company in connection with the design and construction of a jetty and berth facility in Pattaya, Thailand: UNCITRAL Rules: Singapore Seat.
- Acting for Indonesian owners against an international engineering and procurement company in connection with the design and construction of a petrochemical plant in Cilegon, Indonesia: UNCITRAL Rules: Singapore Seat.

Energy and Power Generation

- Acting for a global power producer against a Saudi insurance company in respect of property damage and business interruption claims arising out of the catastrophic failures of multiple furnace boiler tubes in power generating equipment: UNCITRAL Rules: Saudi Seat.
- Acting for a Malaysian power producer against a global insurance company in respect of property damage and business interruption claims arising out of a catastrophic rotor failure: SIAC Rules: Singapore Seat.
- Acting for a Singapore listed mining company against a panel of international insurance companies in respect of property damage and business interruption claims arising out of a landslide at a port and coal handling facility in East Kalimantan: SIAC Rules: Singapore Seat.
- Acting for a Malaysian listed refining company against a Malaysian insurance company in respect of the amount of the indemnity payable in respect of the financial loss incurred as a result of a catastrophic fire at the refinery and tank farm complex: UNCITRAL Rules: Malaysia seat.

Distribution and Franchising

- Acting on behalf of a Taiwanese automotive manufacturer against its French distributor in respect of claims arising from the termination of a manufacturing and distributorship agreement in France, Tunisia, Algeria and ten French territories: SIAC Rules: Singapore Seat.
- Acting on behalf of a Malaysian automotive manufacturer against its European distributor in respect of claims arising from the alleged breach of a manufacturing and distributorship agreement: LCIA Rules: London Seat.
- Acting on behalf of an international education provider against a joint venture partner in respect of the distribution and franchising of university, post graduate, professional and other higher education courses in Singapore and South East Asia: SIAC Rules: Singapore Seat.

Joint Ventures

- Acting for a Thai listed commodities company against a Hong Kong listed investment company in respect of a joint venture in a coal mine and power station project in Indonesia: SIAC Rules Singapore Seat.
- Acting for a Thai listed poultry producer against a Malaysian listed venture capital fund in respect of the payment of Board of Investment taxes pursuant to the sale and purchase of the majority shareholding: SIAC Rules: Singapore Seat.

Maritime

- Acting for a shipyard and its liability insurers against the vessel owners and their property insurers in connection with an engine room fire at a yard in the Philippines: HKIAC Rules: Hong Kong Seat.
- Acting for the hull and machinery insurers against the vessel owners in connection with the sinking of a tug and tow vessel in the South China Sea: HKIAC Rules: Hong Kong Seat.

Selected Arbitral Appointments

- Sitting as sole Arbitrator in connection with a sale of goods contract for mining and industrial equipment between an Indonesia purchaser and U.S. vendor: ICC Rules: Singapore Seat.
- Sitting as sole Arbitrator in connection with a joint venture dispute for the construction of an infrastructure project between Vietnamese and Singapore parties: SIAC Rules: Singapore Seat.
- Sitting as sole Arbitrator in connection with a claim under a property all risks insurance policy resulting from a fire in Singapore: SIAC Rules: Singapore Seat.
- Sitting as sole Arbitrator in connection with multiple claims under various shipping contracts: SIAC Rules: Singapore Seat.
- Sitting as sole Arbitrator in connection with claims arising out of the sale and purchase of a consignment of timber: SIAC Rules: Singapore Seat.
- Sitting as sole Arbitrator in connection with various insurance claims arising out of storm and flood damage in Thailand: UNCITRAL Rules: Singapore and Thailand Rules.

Co-Arbitrator or Appointments

- Sitting as a Co-Arbitrator in connection with a claim between an international shipping company and an international emergency assistance company: UNCITRAL Rules: Malaysia Seat.

- Sitting as a Co-arbitrator in connection with a joint venture agreement in connection with various power projects between various Philippines parties: ICC Rules: Singapore Seat.

Professional Memberships

- Law Society of England & Wales.
- The City of London Solicitors' Company.
- The Singapore Institute of Arbitrators (Fellow).
- The Chartered Institute of Arbitrators (Member).
- The Singapore International Arbitration Centre Regional Panel of Arbitrators.
- The Asian International Arbitration Centre Regional Panel of Arbitrators.
- The Insurance Law Association of Singapore (Past President).

Admissions

- Advocate and Solicitor, Singapore.
- Solicitor, England and Wales.

Academic Record

- University of Durham: B.A. (Hons) Law.
- College of Law: York: Law Society Finals.