

Welcome to the third issue of the Dentons Rodyk Reporter in 2016.



The Dentons Rodyk Reporter is a compendium of commentaries produced and published by Dentons Rodyk Academy on a weekly basis. You may download the PDF report to read the complete issue, or read the articles using the links below. The updates and articles on the latest developments in the law and industry practices are conveniently categorised in these specialist bulletins:

Business bulletins

- SGX public consultation on listing rules amendments to align with changes to the Companies Act - Electronic transmission of notices and documents

Competition law alerts

- Competition law - Rights of private action

Litigation briefs

- A new breakthrough - Working towards globalising the enforceability of Singapore court judgments
- Does hedging play an integral part in mitigating the loss of falling oil prices?
- Vicarious liability of employers

Property notes

- Are long-term leases that are not in registrable form in breach of the Planning Act (cap 232)?
- Right of first refusal in relation to real estate

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SGX public consultation on listing rules amendments to align with changes to the Companies Act

April 28, 2016

After a series of public consultations by the Steering Committee for the Review of the Companies Act, key provisions in the Companies Act (Cap 50) of Singapore (Companies Act) were identified for reform and refinement.

Competition law - Rights of private action

May 12, 2016

Singapore's competition law regime has been in place since 2006 but you may not be aware that Singapore's competition law regime provides for the Right of Private Action, under Section 86 of the Competition Act (Cap. 50B). The Right of Private Action offers remedies for victims of anti-competitive conduct to obtain compensation for loss and damage suffered.

A new breakthrough - Working towards globalising the enforceability of Singapore court judgments

April 28, 2016

The CCAA was enacted on 14 April 2016. It gives effect to Singapore's treaty obligations under 2005 Hague Convention on Choice of Court Agreements (2005 Hague Convention) thereby allowing Singapore to ratify it.

Does hedging play an integral part in mitigating the loss of falling oil prices?

May 12, 2016

The rout in commodity prices continues to impact nations and stocks across the globe. Already this year the price of oil has dipped below US\$30 a barrel, with a seemingly unrelenting oversupply of crude and markets preparing for the return of Iran post-sanctions. Sadly, falling prices often result in contract re-negotiations or default, leading to claims and innocent parties with goods on their hands and a difficult search for a willing buyer prepared to pay a reasonable price.

Vicarious liability of employers

April 28, 2016

Decision by the UK Supreme Court given on 2 March 2016 on an employer's vicarious liability in tort for an assault carried out by an employee.

Are long-term leases that are not in registrable form in breach of the Planning Act (cap 232)?

April 28, 2016

Under the Planning Act (Cap 232), leases of certain tenure (taking into consideration their renewal terms, if any) may

constitute a subdivision for which subdivision permission is required. This issue was considered and analysed in detail in the seminal case of *Golden Village Multiplex Pte Ltd v Marina Centre Holdings Pte Ltd* [2001] 2 Sing. L.R. (R.) 450.

Right of first refusal in relation to real estate

May 17, 2016

This article aims to provide an overview of what constitutes a right of first refusal (ROFR) in relation to real estate (referred to herein as “property”) and the salient considerations to be borne in mind by parties considering a ROFR agreement.

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