

Kirindeep Singh

Senior Partner



Senior Partner

Singapore

D +65 6885 3632

kirindeep.singh@dentons.com

Overview

Kirindeep Singh is a senior partner in our Litigation & Dispute Resolution and Arbitration practice groups. He is Co-Head of the Construction and International Trade practices. Kirin graduated with LLB (Hons) from the University of Leeds in 1995 and with a BCL from Oxford University in 1997.

Kirin's primary practice areas are construction and engineering, energy, arbitration, general civil and commercial litigation and anti-bribery, anti-corruption and White Collar and Government Investigations. In construction and engineering, Kirin has been involved in numerous disputes in adjudication, disputes boards (DABs), arbitration and litigation, both as counsel as well as adjudicator and arbitrator. He represents owners, developers, consultants, and contractors in construction and engineering disputes under standard form and bespoke contracts. He has acted for parties in various energy (including electricity and power generation) disputes in the region and major infrastructure, building and redevelopment projects in Singapore such as the MRT North-East Line Projects, the MRT Circle Line Projects, the Deep Tunnel Sewage System, the construction of Khoo Teck Phuat Hospital, the redevelopment and expansion of the National University Hospital and overseas disputes pertaining to the design and construction and overhead power transmission lines and power plants. In addition, Kirin has been involved in the drafting of various construction and engineering contracts, EPC Contracts pertaining to the Oil & Gas industry, and has often advised on project planning and risk management issues from inception to completion of the project.

Besides advising local clients in various disputes both in Court and at arbitration, Kirin has been involved in various international and regional matters, disputes boards (DABs) and commercial arbitrations, including those in Malaysia, Myanmar, Indonesia, Thailand, Mauritius, India, Hong Kong, USA, UK, Switzerland and CIS.

Kirin has handled a wide range of civil and commercial litigation work, including contractual claims, claims in tort, employment matters, insurance-related claims, professional negligence, performance bonds, equity and trusts, banking work, property-related matters, landlord and tenant disputes and professional disciplinary proceedings.

In the area of anti-bribery and anti-corruption, Kirin advises various MNCs and global brands on issues of compliance including their entertainment and gift policies. Kirin has also managed internal global investigations by MNCs and large international conglomerates.

Kirin is a contributor to the Singapore Precedents of Pleadings and speaks on a regular basis at various arbitration and construction and engineering conferences in Singapore and overseas. His teaching and training experience

includes being an Associate Lecturer for Construction Law, Bachelor of Building and Project Management Programme, Singapore University of Social Sciences (SUSS), teacher and trainer for the Law Society of Singapore's SILE Advocacy Course and tutor for the National University of Singapore's Trial Advocacy Course.

Kirin speaks on a regular basis at seminars, conferences and workshops both locally and overseas, on construction, energy, arbitration and general commercial topics. His experience includes being the chief moderator at the week-long Power Week Asia Conference in Singapore at the 2nd of 2018, where he also spoke on the Electricity Regulatory Policy in Asia and in particular establishing an open cross-border electricity market in Asia.

Kirin's paper "Arbitration And Public Policy - Is The Unruly Horse Being Tamed?" was awarded Excellent Legal Paper Award at the IPBA 2013 Conference in Seoul, South Korea. In 2018, Kirin was awarded the Teaching Excellence Award by SUSS.

Kirin is named as a Recognised Practitioner for Construction by Chambers Asia Pacific 2016 - 2019, and Leading Individual for Construction by Chambers Asia Pacific 2021. He was also named in the *Euromoney* Guide to the World's Leading Construction Lawyers (2nd Edition) for his construction practice. Kirin is also the Immediate Past Chair of the Inter-Pacific Bar Association's International Construction Projects Committee, an Accredited Adjudicator under Singapore's Building and Construction Industry Security of Payment Act, and a Fellow of the Chartered Institute of Arbitrators.

Experience

Projects & Infrastructure, Construction

Arbitration/Litigation

- **North African oil and gas conglomerate:** Advising and acting for the client in a Paris ICC arbitration against the main contractor, a Korean shipyard, in a dispute concerning the construction of an offshore oil storage platform (including the construction of a Floating Storage Offloading Vessel) pursuant to a bespoke EPCIC contract.
- **North African oil and gas conglomerate:** Advising and acting for the client in a Paris ICC arbitration against the project management consultant, a UK construction consultancy company, in a dispute concerning the construction of an offshore oil storage platform (including the construction of a Floating Storage Offloading Vessel) pursuant to a project management consultancy contract.
- **Major Indian client:** Acting for the client in a multi-million dollar claim against an Eastern European state entity in Dispute Board and ICC Switzerland Arbitration proceedings pertaining to the construction of overhead power transmission lines. Contract is based on the FIDIC Yellow Book.
- **Major Indonesian conglomerate:** Advising the client in an SIAC arbitration relating to a claim for delayed delivery and overpayment of vessels.
- **Local main contractor:** Successfully obtained an anti-suit injunction against a Sub-Contractor located in Indonesia pursuant to an arbitration clause. The Sub-contractor had wrongfully commenced proceedings in Indonesia against the main-contractor in Indonesia in breach of an arbitration clause in favor of ICC in Singapore.
- **Local main contractor:** Acting in ICC proceedings against a foreign sub-contractor pertaining to the construction of a floating dry-dock which was later towed (by sea) and delivered to a shipyard in the employer's home country. The dispute involves complex issues of marine civil engineering.
- **Local main-contractor:** Advising and acting as instructing counsel for a Main Contractor which is locked in a dispute against the employer involving the construction of a floating dry dock delivered to a shipyard in its home country. The dispute involves complex issues of marine civil engineering.
- **Panamericana Pte Ltd:** Acting for the client (a restaurant owner and operator) in defending a claim by a

contractor for alleged sums due under a contract for the renovation of the restaurant premises.

- **Ser Kim Koi:** Acting for the client (the owner) in a dispute between the owner, main contractor and the architect regarding the construction of three Good Glass Bungalows.
- **Various parties:** Acting for a main contractor in Hong Kong in a dispute involving the construction of a sewage disposal system on claims against their insurers and against the employers of the project; Acting for a consortium of main contractors in Thailand for the construction of a wastewater treatment plant in a major province on potential claims against the employer; Acting for a major GLC in a dispute against the employer concerning the construction of a deep tunnel sewage disposal system.
- **Confidential client:** Acting for the employer in Mauritius in a dispute against the contractor concerning the construction of a holiday resort.
- **Various parties:** Acting for the main contractor in Malaysia in an arbitration against the employer over a dispute involving the carrying out of land reclamation works; Acting for a major Singapore GLC in a dispute against the employer concerning reclamation works.
- **Confidential client:** Acting for the developer's insurer in respect of the disputes pertaining to the defective foundational/sub-structure works of what is now known as Samsung Hub on Church Street.
- **Confidential client:** Acting for the main contractor in Malaysia in a multi-million dollar arbitration at the KLRCA against the employer over a dispute involving the construction of a landmark building in Kuala Lumpur, Malaysia.
- **Various parties:** Acting for a major MRT (subway) sub-contractor in a dispute pertaining to the final account arising from the construction of a major interchange on the MRT Downtown Line; Advising Alpine Bau in relation to MRT Downtown Line Contracts C917 and C918; Acting for an International Tunnel Boring Machine supplier in relation to disputes pertaining to the supply of TBMs for various MRT lines in Singapore; Acting for an international contractor in respect of various disputes pertaining to the Common Services Tunnel, Marina Bay.

Drafting/Front-end/Advisory

- **Various parties:** Advising on the building of the new Khoo Teck Phuat Hospital, Singapore (estimated project value \$450 million); advising on the expansion and redevelopment of the National University Hospital, Singapore; Advising on the construction of Republic Polytechnic, from project inception, including documentation for the selection of consultants and contractors, various project management issues and management of project risks.

Energy

- **Confidential client:** Acting for a major Indian conglomerate in a dispute (arbitration in Switzerland and DAB proceedings in Eastern Europe) against a foreign state owned entity, pertaining to the power sector (design and construction of overhead power transmission lines).
- **MacGregor Norway and MacGregor Plimsoll:** Acting for the Norwegian company against claims made by competitors Huisman and Itrac that they breached copyright and confidentiality laws in the design and build of a multi-purpose tower type subsea handling system.
- **Japanese EPC contractor:** Acting in respect of various disputes (warranties, acceptance tests, change orders requests and variation orders) pertaining to a repowering project for a power plant in Singapore.
- **Various parties:** Acting for an Asian offshore Oil & Gas company on a dispute that arose from an Engineering, Procurement, Installation & Construction Contract that involved designing, engineering and fabrication of topsides and jackets, as well as pipelines for two offshore gas platforms; Acting for a Singapore based offshore Oil & Gas contractor in a dispute pertaining to a gas export pipeline in Myanmar.
- **US IT oil and gas MNC:** Acting in relation to preparation of EPC and EPCM contracts for construction of new

plant on Jurong Island, Singapore.

- **Middle East oil and gas conglomerate:** Acting for a major Middle East oil and gas conglomerate in an ICC arbitration against the project management consultant pertaining to disputes in respect of the construction of a FSO (Floating Storage Offloading) vessel.
- **Middle East oil and gas conglomerate:** Acting for a major Middle East oil and gas conglomerate in an ICC arbitration against the main contractor pertaining to disputes in respect of the construction of a FSO (Floating Storage Offloading) vessel.

Commercial/Corporate/General Litigation

- **Retail furniture company:** Representing (both in the High Court and Court of Appeal) against its former landlords in an action for innocent misrepresentation, alternatively negligent misrepresentation and alternatively repudiatory breach of contract in relation to a 5-year lease agreement - *Defu Furniture Pte Ltd v RBC Properties Pte Ltd* [2014] SGHC 1; *RBC Properties Pte Ltd v Defu Furniture Pte Ltd* [2014] SGCA 62.
- **Government of Laos:** Acting in the Singapore High Court in its application for subpoenas to be issued against Ernst and Young (EY) - *The Lao People's Democratic Republic v Sanum Investments Ltd and another and another matter* [2013] 4 SLR 947.
- **Yugoimport:** Acting for a client in an action to set aside the registration of an English judgment under the Reciprocal Enforcement of Commonwealth Judgments Act - *Westacre Investments, Inc v Yugoimport - SDPR* [2007] 1 SLR 501.
- **Asianic Foods:** Acting for an individual in a claim against former employers (multi level marketing company) for termination of his distribution agreement and in an action to set aside an arbitration award against him - *Aloe Vera of America, Inc v Asianic Foods (S) Pte Ltd & Another* [2006] 3 SLR 174.
- **Confidential client:** Acting in relation to various suits concerning the sale of a hard disk cover business. Approximately S\$50 million at stake. The case raised many interesting legal issues, including discovery issues and legal professional privilege.

Anti-Bribery and Corruption

- **Various parties:** Advising in regulatory and compliance issues including internal gifts and entertainment policies in the light of local legislation, the FCPA & UK Bribery Act.
- **Global MNC in the Marine/Construction industry:** Managing global internal investigations into corrupt practices, formulating revised internal policies to curb such practices, general advisory work etc.

Recognition

- *Best Lawyers in Singapore:* Recognised in the area of Arbitration and Mediation, 2021 – 2022
- *Chambers Asia Pacific:* Leading Individual for Construction, 2021
- *Chambers Asia Pacific:* Recognised Practitioner for Construction, 2016 - 2019
- *Euromoney:* Guide to the World's Leading Construction Lawyers (2nd Edition)
- Teaching Excellence Award (*Construction Law*), *Singapore University of Social Sciences*, 2018

Insights

- Co-author, "International arbitration, DAB / DB hearings, evidentiary hearings and cross examination – Virtually, during COVID-19", *Dentons Rodyk Reporter Issue 04 (2020)*, April 2020

- Author, "Legal updates on arbitration and for the building and construction industry", *Dentons Rodyk Reporter Issue 04 (2020)*, April 2020
- "Global Energy Game Changers – Focus on Asia Pacific", *Dentons Global Energy*, November 2017
- Author, "When do you require a specialist builder's licence for structural steelwork?", *Construction Updates*, October 2016
- Author, "Non-delegable duties of architects and main contractors in construction claims", *Construction Updates*, October 2016
- Author, "Application for leave to continue action against an insolvent defendant: A balancing act", *Construction Updates*, June 2016
- Author, "Exceptions to the temporary finality of interim payment certificates and the architect's role in enforcement proceedings", *Construction Updates*, April 2016
- Author, "Adducing a new fact in an arbitration", *Arbitration Review*, April 2016
- Author, "Factoring agreements do not hinder contractors from making payment claims", *Construction Updates*, March 2016
- Co-author, "Safeguard Against Issuance Of Multiple Payment Claims", *Construction Updates*, December 2015
- "Case Summary of *AQZ v ARA*", *Arbitration Update*, July 2015
- Co-author, "Negotiating A Lease? That "No Representations" Clause May Not Get You Out Of Jail", *Rodyk Reporter - Litigation Brief*, April 2015
- "Court of Appeal - It's the High Court for applications to set aside Adjudication Determinations ("AD") and the State Courts or High Court (depending on adjudicated amount) for leave to enforce ADs", *Construction Update*, March 2015
- "Damages for defective works - Actual Proof of payment/ rectification work not essential", *Construction Update*, March 2015
- "Arbitration And Public Policy - Is The Unruly Horse Being Tamed?", *Rodyk Reporter - Arbitration Review*, June 2012

Activities and Affiliations

- Arbitrator - Fellow, Chartered Institute of Arbitrators
- Accredited Adjudicator, Building & Construction Security of Payment Act, Singapore
- Associate Lecturer for Construction Law, Bachelor of Building and Project Management Programme, Singapore University of Social Sciences
- Immediate Past Chair, International Construction Projects Committee, Inter Pacific Bar Association
- Vice Chair, Energy & Natural Resources Committee, Inter Pacific Bar Association

Presentations

- SIAC-THAC Bangkok Conference 2019, Panel Session II: Saving Time and Costs under the SIAC Rules (Expedited Procedure, Emergency Arbitrator, Early Dismissal, 18 October 2019)
- SISV-SIBL Joint Seminar, What are the Latest Updates in Construction Law, August 2019
- Power Week Asia 2018, Singapore – Chief Moderator and spoke on Regulatory Policy in Asia – Towards an

Open Market

- SISV-SIBL Joint Seminar, What are the Latest Updates in Construction Law, August 2018
- Recent Trends in International Arbitration, Delhi NCR (Gurgaon - The Leela Ambience), August 31, 2017
- SISV-SIBL Joint Seminar, What are the Latest Updates in Construction Law, August 25, 2017
- Impact of the Qatar Rift on Businesses in Asia, June 28, 2017
- Challenges in Developing a Power Project in a Developing Country - A Case Scenario, Inter-Pacific Bar Association Conference, Auckland, New Zealand, April 9, 2017
- Current Issues in International Construction Projects, Inter-Pacific Bar Association Conference, Auckland, New Zealand, April 8, 2017
- Construction Seminar Series: Latest Updates - What are the Current Issues in Construction Law (Part 2), October 21, 2016
- SISV-SBL Joint Seminar, Latest Updates - What are the Latest Issues in Construction Law, July 29, 2016
- Construction Seminar Series, Latest Updates - What are the Latest Issues in Construction Law, April 22, 2016
- Anti Corruption & Anti Bribery Compliance Asia Masterclass, November 2, 2015
- SISV-SIBL Joint Seminar, 31 July 2015
- Managing Risk, Time And Costs In The Construction Industry, July 14, 2015
- Multi-Tiered Dispute Resolution Processes in International Construction Contracts, May 8, 2015
- Tort Law In Property Development And Construction - Duties Imposed Versus Duties Assumed, April 18, 2015
- The Arbitration Agreement: Key Elements And Drafting Considerations, January 15, 2015
- Mediation and Arbitration: Towards More Effective and Efficient Ways of Resolving International Commercial Disputes, December 2, 2014
- Redefining Litigation Outsourcing Support Services, September 24, 2014
- Variations - What Are The Limits?, July 4, 2014
- Institutional Arbitration at Work: An SIAC Perspective, July 1, 2014
- International Construction Projects Committee Session - "Too Much And Too Many" Variation Case Studies, May 10, 2014
- Hands-On Workshop On Drafting Standard Commercial Contracts Clauses 2013, December 5, 2013
- Tutorial on Various Arbitration Topics, November 15, 2013
- Tutorial Various Arbitration Topics, November 14, 2013
- Lecture of The Arbitration Hearing, November 14, 2013
- Claims Management - Legal Aspects Involving Extensions Of Time, Delay & Disruption & Loss And Expense Claim In Construction, November 8, 2013
- Legal Aspects Involving Extensions Of Time, Delay & Disruption & Loss and Expense Claim In Construction Project, August 28, 2013
- Claims Management: EOT, Delay And Disruption & Loss And Expense Claim In Construction Projects, May

28, 2013

- Appreciating The Pertinent Liabilities Of The Quantity Surveyors, Architects And Contractors, May 10, 2013
- International Arbitration: Perpetual Challenges And Unknown Dangers In Cross Border Disputes, May 3, 2013
- Effective Management Of Construction Claims & Disputes, March 15, 2013
- Hands-On Workshop On Drafting Standard Commercial Contracts Clauses 2012, January 18, 2013
- Hands-On Workshop On Drafting Standard Commercial Contracts Clauses 2012, January 17, 2013
- The Role Of Party Representatives And Counsel, November 9, 2012
- LD, EOT And Variations In Construction Projects, October 19, 2012
- Enforcement Of Arbitral Awards In China, India and ASEAN (Focusing On Indonesia), August 16, 2012
- Interaction Between Liquidated Damages Causes And Extension Of Time Provisions, July 20, 2012
- Building & Construction Law, July 6, 2012
- Professional Negligence, July 5, 2012
- A Hands-on Workshop: Gaining Applicable Insight Into Drafting An Effective Arbitration Clause, May 21, 2012
- Successfully Understanding Legal And Commercial Clauses In Commercial Agreements, May 21, 2012
- Public Policy - Is The Unruly Horse Being Tamed?, April 21, 2012
- A Hands On Workshop on Drafting An Arbitration Clause - Old Wine In A New Bottle, February 1, 2012
- Liquidated Damages And Risk Management Issues In Construction Contracts, 16 December 2011
- Latest Developments In SOP Act Adjudications And Other Recent Developments In Construction Law, July 23, 2011
- Clauses Explained: Boilerplates, Liquidated Damages, Force Majeure, Indemnities, Warranties and Limitation of Liability Clau, April 28, 2011
- A Hands-On Workshop on Drafting An Arbitration Clause, April 13, 2011
- Rodyk 150th Anniversary Celebrations Client Seminars: Building, Construction & Engineering, April 1, 2011
- Avoiding Arbitrary Choices In The Arbitration Process: Managing The Arbitral Process with a Focus On China & Indonesia, February 1, 2011

Memberships

- Council Member, Inter - Pacific Bar Association
- Member, Law Society of Singapore
- Member, Society of Construction Law, Singapore
- Council Member, The Alliance for Equality in Dispute Resolution

Prior and Present Employment

- Senior Partner – Dentons Rodyk & Davidson LLP (2006 - present)
- Rajah & Tann (2001 - 2006)

- Wong Partnership (1997 - 2001)

Areas of focus

Practices

- Arbitration
- Litigation and Dispute Resolution
- Employment Disputes
- Commercial Litigation
- Professional Liability Litigation
- Real Estate Litigation and Dispute Resolution

Industry sectors

- Construction
- Energy
- Transportation
- Infrastructure and PPP

Education

- Keble College, University of Oxford, 1997, BCL
- University of Leeds, 1995, LLB (Hons)

Admissions and qualifications

- Barrister at Law, Middle Temple, 1996
- Advocate & Solicitor, Singapore, 1998