

## **Peter Doraisamy, FCI Arb**

**Managing Partner | Litigation & Arbitration Counsel | Arbitrator | SIMI Accredited  
Mediator**

PDLegal LLC, Advocates & Solicitors

The Adelphi, 1 Coleman Street #08-02, Singapore 179803

**W** <https://www.pdlegal.com.sg/>

**E** [pdoraisamy@pdlegal.com.sg](mailto:pdoraisamy@pdlegal.com.sg)

**L** [LinkedIn](#)

**T** +65 6220 0325

**F** +65 6220 0392

**M** +65 9828 4000

## **ADMISSIONS**

- Advocate & Solicitor, Singapore (1999)
- Barrister-at-Law, The Honourable Society of the Middle Temple (1997)

## **SUMMARY OF EXPERIENCE**

Peter Doraisamy is the Founder and Managing Partner of PDLegal LLC, an award winning mid-sized full-service law firm based in Singapore. The Firm has set up an India desk and launched an office in Bangkok, Thailand, to expand its regional presence.

With 25 years of practice experience, Peter is widely recognised as a leading advocate. He regularly acts as counsel in complex commercial litigation matters and international arbitration. He is frequently instructed on contentious matters in the areas of Maritime and Shipping, International Trade, Commodities, Restructuring and Insolvency, Insurance, Shareholders' Dispute, Employment, Corporate Governance, and Fraud and Asset recovery.

Peter serves a diverse clientele across a wide array of industries. His clients include high net worth individuals, corporations, ranging from multi-national to publicly listed entities as well as international and local law firms who instruct him as counsel.

For non-contentious matters, clients look to Peter as a trusted business advisor and strategist in relation to joint ventures, mergers and acquisitions and restructuring exercises.

**Peter Doraisamy** FCIArb

Advocate & Solicitor (Singapore) | Barrister-at-Law

Managing Partner | Arbitration and Mediation Counsel | Arbitrator | SIMI Accredited Mediator

Peter has also been invited to sit on committees, sub-committees, and advisory boards of various organisations, such as, the Law Society of Singapore, Maritime Law Association of Singapore, Singapore Shipping Association, National University of Singapore Centre for Maritime Law, and the Singapore Chamber of Maritime Arbitration.

Peter read Law at the University of Nottingham and received an LL.M. (Maritime Law) from the National University of Singapore. Peter was admitted to the Middle Temple as a Barrister-at-Law in 1997 and became an Advocate and Solicitor of the Supreme Court of Singapore in 1999.

Peter's practice has received recognition in various leading independent legal directories including the Legal 500, Chambers & Partners, Benchmark Litigation, and Asialaw.

## **MAIN AREAS OF PRACTICE**

- Arbitration and Related Court Proceedings
- Admiralty & Shipping
- Complex / Cross-Border Litigation
- Construction Disputes
- Corporate and Commercial Litigation
- Employment Law & Disputes
- Insolvency & Re-Structuring
- International Arbitration
- International Trade & Trade Finance
- Joint Venture & Shareholder Disputes

## **PROFESSIONAL ACCOLADES**

Selected Quotes:

### **Chambers & Partners:**

- *“Peter is highly intelligent, with a keen awareness for issues. He often proposes simple, practical solutions for seemingly complex issues.”*

**Peter Doraisamy** FCIArb

Advocate & Solicitor (Singapore) | Barrister-at-Law

Managing Partner | Arbitration and Mediation Counsel | Arbitrator | SIMI Accredited Mediator

- *“He is very good at understanding the case matter easily. During trial, his way of handling witnesses is impressive.”*
- *“Peter Doraisamy of PDLegal in Singapore is a noted shipping lawyer in the market. He handles a wide range of disputes, including ship grounding, cargo and fraud-related cases”*
- *“He is excellent in litigation. He has very good control of the case, collecting the right evidence and putting this into a very successful trial.”*

**Legal500 Asia Pacific:**

- *“PDLegal LLC continues to have a major focus on shipping and admiralty matters. Peter Doraisamy is an experienced name in this area...”*

**Asialaw Profiles Asia Pacific 2021 – Distinguished Practitioner:**

- Peter is *“Personable, professional and responsive”*

**PROFESSIONAL CASE HIGHLIGHTS**

A number of Peter’s notable cases as counsel are listed below, under their corresponding areas of law. The below list is non-exhaustive and does not include on-going confidential and/or sensitive cases.

**Selected Reported Decisions**

- 3N Investments Group Ltd and another v Lim Boon Chye Victor and others, [2023] SGHC 76
- Annus, Kristin v Annus, Jekaterina and others, [2023] SGHC 110
- Pun Kwan Lum (David) v AboutU Pte Ltd and another, [2023] SGDC 265
- Tanoto Sau Ian v USP Group Ltd and another matter, [2023] 5 SLR 909
- Cova Group Holdings Ltd v Advanced Submarine Networks Pte Ltd and another, [2023] 5 SLR 1576

**Peter Doraisamy** FCIArb

Advocate & Solicitor (Singapore) | Barrister-at-Law

Managing Partner | Arbitration and Mediation Counsel | Arbitrator | SIMI Accredited Mediator

- Sizer Metals Pte Ltd v Chubb Insurance Singapore Ltd, [2023] 4 SLR 327
- Chubb Insurance Singapore Ltd v Sizer Metals Pte Ltd, [2023] 1 SLR 1553
- Elias Xanthopoulos v Rotating Offshore Solutions Pte Ltd and others, [2022] SGHC(A) 17
- The “Sevilla Knutsen”, [2022] 4 SLR 1423
- Chen Mingxing and others v Zhang Jian and others, [2021] SGHC 3
- Xanthopoulos, Elias v Rotating Offshore Solutions Pte Ltd and others, [2021] SGHC 197
- Jason Grendus v Stephen David Lynch and others, [2021] SGHC 191
- Gokul Patnaik v Nine Rivers Capital Ltd, [2021] 3 SLR 22
- Re: Sifan Triyono, [2021] 4 SLR 656
- Public Prosecutor v Wah Zhee Ron, Johann, [2019] SGMC 36
- Michael Ma Zhen Hu v Florentine Pte Ltd, [2019] SGDC 272
- The “Nur Allya”, [2018] SGHCR 12
- C & P Lighting Co, Ltd v Cityneon Holdings Limited and another, [2018] SGDC 61
- Ezion Holdings Ltd v Credit Suisse AG, [2018] 3 SLR 356
- Teras Offshore Pte Ltd v Teras Cargo Transport (America) LLC, [2016] 4 SLR 75
- TDA v TCZ and others, [2016] 3 SLR 329
- S Pacific Resources Ltd v Tomolugen Holdings Ltd, [2016] 3 SLR 1049
- TCZ v TDA, TDB and TDC, [2015] SGFC 63
- Chung Khin Chun K (by her deputy Mok Chiu Ling Hedy) v Yang Yin and others, [2015] 5 SLR 467
- Ewe Pang Kooi v Public Prosecutor, [2015] 2 SLR 672
- Amoe Pte Ltd v Otto Marine Ltd, [2014] 1 SLR 724
- Piallo GmbH v Yafriro International Pte Ltd, [2014] 1 SLR 1028
- Piallo GmbH v Yafriro International Pte Ltd, [2013] SGHCR 20

**Peter Doraisamy** FCIArb

Advocate & Solicitor (Singapore) | Barrister-at-Law

Managing Partner | Arbitration and Mediation Counsel | Arbitrator | SIMI Accredited Mediator

- Gelatissimo Ventures (S) Pte Ltd and others v Singapore Flyer Pte Ltd, [2010] 1 SLR 833
- Agrex Private Limited v IFS Capital Limited, [2009] SGHC 268
- Banque Cantonale Vaudoise v RBG Resources plc and another, [2004] 4 SLR(R) 856
- Banque Cantonale Vaudoise v RBG Resources plc and Others (Lim Tau Hee and Others, Third Parties), [2002] SGHC 264
- Harris Hakim v Allgreen Properties Ltd, [2001] 3 SLR(R) 148

### Civil And Commercial Disputes

- Acting for a matriarch and her three sons in a family dispute with the patriarch and two other sons over three family-run companies valued at approximately over S\$20 million.
- Acted as counsel for one of India's leading cashew exporters with a legacy of 80 years, in an international commercial arbitration under the aegis of the Singapore International Arbitration Centre, in relation to sales contracts for 4,800 MT of cashews and a settlement agreement executed during the onset and rise of COVID-19.
- Acted for a Chief Executive Office of a listed company in Singapore against a claim for an alleged conspiracy by procuring shares with six other Defendants in the suit conspiring to injure the Plaintiff.
- Acting for a Singaporean-incorporated company in the trade of trading base metals for claim involving cargo of minerals that was swapped and replaced, causing losses.
- Acting for an Indonesian national involving a claim against an internationally renowned bank for the losses incurred to his holdings with the bank approximately valued at US\$2 Million.
- Acting in a claim involving bonds valued at more than S\$1 million issued by KrisEnergy and purchased through UOB.
- Acting in a claim involving professional negligence against a solicitor practicing Admiralty Law.
- Acted for an offshore and marine sub-contracted in providing strategic advice in relation to the possible arrest of the Accommodation Vessel in Batam, an injunction against the

**Peter Doraisamy** FCIArb

Advocate & Solicitor (Singapore) | Barrister-at-Law

Managing Partner | Arbitration and Mediation Counsel | Arbitrator | SIMI Accredited Mediator

Main Contractor as well as cross-jurisdictional court proceedings and arbitration proceedings.

- Acted in a high court dispute concerning the ownership of cable storage solutions including a carousel and tensioner in a matter valued at more than \$11 million.
- Acted for a beneficiary to a large estate of a deceased renowned technopreneur where Peter obtained an injunction on an urgent basis of assets that may be valued from USD 50 million to USD 200 million.
- Acted for a listed company in mediation proceedings for claims in respect of a failed joint venture to own and operate a vessel valued at US\$120 million.
- Acted for an engineering contractor facing a claim for a sum of US\$0.8 million in relation to alleged negligence in the construction of certain offshore rig related equipment.
- Acted for a subsidiary of a listed company in a claim for breach of contract which led to bankruptcy and arbitration proceedings.
- Acted for former director in an alleged claim for misappropriated documents by his former company.
- Acted for Australian mining group in a claim for unpaid monies under a share sale and put option agreement.
- Acted for the Claimant, a US-based IT company, in a SIAC arbitration against a local listed company for a dispute with claims of approximately US\$2 million relating to the establishment of an ERP system.
- Acted for the claimant company in a High Court suit (and appeal to the Court of Appeal) against a financial institution for breach of a letter of offer.
- Acted for tenants of the Singapore Flyer in a High Court suit against the landlord for breach of the tenancy agreements.
- Acted as lead counsel for an Indonesian oil and gas exploration and production company, in arbitration proceedings under the ICC Rules commenced by a drilling contractor for claiming alleged dues amounting to US\$4 million pursuant to a Technical Assistance Contract.

**Peter Doraisamy** FCIArb

Advocate & Solicitor (Singapore) | Barrister-at-Law

Managing Partner | Arbitration and Mediation Counsel | Arbitrator | SIMI Accredited Mediator

- Acted as lead counsel for a Singapore based seismic data acquisition company in recovering US\$3.5 million pursuant to an asset sale agreement entered into with a Gujarat-based shipbuilder. Peter instructed a law firm based in Mumbai, India, to obtain an injunction from the Gujarat courts prohibiting the shipbuilder from installing and using the seismic equipment onboard its newly built vessel.
- Acted for the landlord of a shipyard located in Malaysia, in arbitration proceedings under the SIAC Rules commenced by a Malaysian-based shipbuilder and the previous tenants of the shipyard for alleged unlawful termination of the lease. The client had a counterclaim amounting to RM\$14 million for damages for breach of lease including damage caused to the shipyard.
- Acted in an arbitration commenced by an American company against a Petronas subsidiary for damages in a dispute relating to a Production Sharing Contract for oil wells in Vietnam. Damages exceeded about US\$30 million, subject to quantification.
- Acted as lead counsel for an Indonesian-based company in arbitration proceedings under the ICC Rules for recovery of US\$1.5 million in outstanding invoices, against an Indonesia based contractor for prefabrication and manufacture of a loading platform in Indonesia.
- Acted as lead counsel for a Singapore based seismic data acquisition company in arbitration proceedings against a Dubai based company under the London Court of International Arbitration Rules to recover unpaid invoices of US\$12.6 million under a seismic data acquisition contract.
- Represented a German-based claimant in obtaining wide-ranging injunctive orders, from the High Court of Singapore against a Singapore-based accredited domain name registrar. The client also has a claim for approximately US\$5 million for damages arising from breaches of contract and unlawful interference with its registered domain names.
- Acted for a US scrap metal trading company in SIAC arbitration proceedings engaged in a dispute with a Singapore company over alleged breaches of contracts. Our client has also made a counterclaim in the same proceedings for the sum of around US\$1.1 million.
- Acted as lead counsel for a China-based iron ore trading company engaged in a contractual dispute with a Singapore-based company and successfully obtained a stay of court proceedings in favour of arbitration.

**Peter Doraisamy** FCIArb

Advocate & Solicitor (Singapore) | Barrister-at-Law

Managing Partner | Arbitration and Mediation Counsel | Arbitrator | SIMI Accredited Mediator

- Acted as lead counsel for a director who commenced a High Court action in his personal capacity against the director of a rival company for the sum of USD 3 million plus contractual interest pursuant to a personal undertaking by the Defendant to be liable for the debt and successfully obtained summary judgment.
- Acted as instructing solicitor for a Singapore based seismic data acquisition company, which commenced an action in the New Zealand High Court against the New Zealand Ministry of Economic Development for a breach of a seismic data acquisition contract and obtained a favourable settlement in mediation proceedings assisted by New Zealand counsel.
- Acted as instructing solicitor in the representation of a Singapore mainboard listed company, in defending a claim and setting aside a TRO obtained by Adidas International Trading BV and the Rockport Company LLC (collectively, "AIT") in Massachusetts, USA for alleged breaches of two distribution agreements entered into between the client and AIT for the territories of Singapore, Malaysia and Brunei Darussalam. The client had a counterclaim expected to amount to US\$7 million for damages arising from AIT's wrongful termination of the distribution agreements.
- Acted for an individual in her deputy application over her aunt and to revoke a Lasting Power of Attorney made by her aunt in the Family Justice Courts. Further acted in a suit against the former deputy appointed under the Lasting Power of Attorney for conversion and knowing receipt of approximately the sum of S\$10 million. In this suit, Peter successfully obtained on an urgent basis a worldwide Mareva injunction against the Defendant.
- Acted as counsel for a Singapore company listed in the SGX mainboard dealing with the ownership and chartering of offshore vessels and rigs against a Mexican credit company involving a dispute over standby letters of credit amounting to approximately USD 9 million issued pursuant to a charterparty agreement. As part of the proceedings, Peter obtained an interlocutory injunction against the Mexican company preventing it from calling for payment under the letters of credit.
- Acted in a directors' dispute and obtained judgment for a claim involving a promissory note for USD 3.5 million.



**Peter Doraisamy** FCIArb

Advocate & Solicitor (Singapore) | Barrister-at-Law

Managing Partner | Arbitration and Mediation Counsel | Arbitrator | SIMI Accredited Mediator

- Acted as counsel for a global automation technology company in a directors' dispute involving issues of conspiracy and misappropriation of trade secrets and confidential information. As part of the proceedings, Peter obtained an Anton Piller Order against the Defendant directors.
- Acted for a Mexican oil and gas company that commenced arbitration proceedings under the UNICTRAL Rules against a Singapore rig-building company over a dispute involving the construction of a semi-submersible oil drilling rig for a claim of approximately US\$35 million.
- Acted for a North American oil and gas company involved in an arbitration with a Malaysian petroleum company involving claims in respect of the performance of the exploration and drilling of oil and gas in Vietnam for a claim of approximately US\$50 million.
- Advised a global conglomerate company involved in the trading of mineral and steel products in an international trade dispute with a Chinese trading and manufacturing company with a claim of approximately US\$3 million.
- Advised an American stainless steel and commodities trading company in an arbitration dispute with a Singapore commodities trading company involving allegations of breach of contract, conspiracy, and fraud.

**International Arbitration\***

- Acting for a Dubai based shipping company in two parallel arbitrations under the London Maritime Arbitration Associations Rules for claims in excess of USD 10 million against entities owned and/or controlled by the Government of Abu Dhabi in connection with the lease and buy back of two separate vessels.
- Acted as counsel for one of India's leading cashew exporters with a legacy of 80 years, in an international commercial arbitration under the aegis of the Singapore International Arbitration Centre, in relation to sales contracts for 4,800 MT of cashews and a settlement agreement executed during the onset and rise of COVID-19.

---

\*The cases described under this section may overlap with some of the other sections as this section is dedicated to international arbitration and not the subject matter of the cases.

**Peter Doraisamy** FCIArb

Advocate & Solicitor (Singapore) | Barrister-at-Law

Managing Partner | Arbitration and Mediation Counsel | Arbitrator | SIMI Accredited Mediator

- Acted for a US-based IT company as claimant in a SIAC arbitration against a local listed company involving a US\$2 million dispute in relation to the establishment of an ERP system.
- Acted as lead counsel for PT Pertamina EP, an Indonesian oil and gas exploration and production company, in arbitration proceedings under the ICC Rules commenced by a drilling contractor for US\$4 million allegedly due and owing pursuant to a Technical Assistance Contract.
- Acted for the landlord of a shipyard located in Malaysia, in arbitration proceedings under the SIAC Rules commenced by a Malaysian-based shipbuilder and the previous tenants of the shipyard for alleged unlawful termination of the lease. The client has a counterclaim amounting to RM\$14 million for damages for breach of the lease, including damage caused to the shipyard.
- Acted in an arbitration commenced by an American company against a Petronas subsidiary for damages in a dispute relating to a Production Sharing Contract for oil wells in Vietnam. Damages exceeded about US\$30 million, subject to quantification.
- Acted in an arbitration commenced by an American company against a Petronas subsidiary for damages in a dispute relating to a Production Sharing Contract for oil wells in Vietnam. Damages exceeded about US\$30 million, subject to quantification.
- Acted for a US scrap metal trading company in SIAC arbitration proceedings engaged in a dispute with a Singapore company over alleged breaches of contracts. The client has also made a counterclaim in the same proceedings for the sum of around US\$1.1 million.
- Acted as lead counsel for a China-based iron ore trading company engaged in a contractual dispute with a Singapore-based company and successfully obtained a stay of court proceedings in favour of arbitration.
- Acted for a Mexican oil and gas company that commenced arbitration proceedings under the UNICTRAL Rules against a Singapore rig-building company over a dispute involving the construction of a semi-submersible oil drilling rig for a claim of approximately US\$35 million.

**Peter Doraisamy** FCIArb

Advocate & Solicitor (Singapore) | Barrister-at-Law

Managing Partner | Arbitration and Mediation Counsel | Arbitrator | SIMI Accredited Mediator

- Acted for a North American oil and gas company involved in an arbitration with a Malaysian petroleum company involving claims in respect of the performance of the exploration and drilling of oil and gas in Vietnam for a claim of approximately US\$50 million.
- Advised an American stainless steel and commodities trading company in an arbitration dispute with a Singapore commodities trading company involving allegations of breach of contract, conspiracy, and fraud.
- Acted for an offshore and marine sub-contracted in providing strategic advice in relation to the possible arrest of the Accommodation Vessel in Batam, an injunction against the Main Contractor as well as cross-jurisdictional court proceedings and arbitration proceedings.
- Represented ship agents in *ad-hoc* arbitration in Singapore for a claim in the sum of US\$2 million against a Ukrainian-based ship owner for outstanding agency and management fees.
- Represented cargo interests in arbitration proceedings for a claim amounting to US\$500,000 against the owner of a barge for loss of a cargo overboard due to alleged unseaworthiness.
- Acted for ship-owners in a claim against bunker suppliers for substantial damage to the vessel's main engines arising out of the supply of off-specification fuel oil. The claims were advanced in arbitration seated in Singapore under the Singapore International Arbitration Centre's Bunker Claims Procedure (SBC) terms.
- Represented a Singapore listed company in a SIAC arbitration involving a claim of US\$85 million for breach of a long-term charterparty of a floating warehouse to PDVSA (an entity owned and controlled by the State of Venezuela), the Venezuelan NOC.
- An Indonesian shipping company, which is listed on the Indonesia Stock Exchange, in defending an US\$11 million arbitration claim in the London Maritime Arbitrators Association in respect of an alleged breach of a bareboat charterparty. Separately, he acted as the coordinating solicitor in respect of proceedings brought against the client in the Commercial Division of the English High Court arising out of a guarantee given by the client in relation to the bareboat charterparty which is the subject of the arbitration mentioned above.

**Peter Doraisamy** FCIArb

Advocate & Solicitor (Singapore) | Barrister-at-Law

Managing Partner | Arbitration and Mediation Counsel | Arbitrator | SIMI Accredited Mediator

- Advised a subsidiary of a company listed on the Singapore Stock Exchange involved in arbitration proceedings under the London Maritime Arbitrators Association Rules regarding a dispute over the sale of a self-elevating jacked-up barge vessel that serves as a platform for gas turbines used to generate electricity in Indonesia. Allegations of contractual breach arising from the seller's failure to meet dry-docking requirements as well as conspiracy and collusion between the seller and third-party Indonesian vessel agents were raised in the dispute.
- Acted for an offshore and marine subcontractor in providing strategic advice in relation to the possible arrest of the Accommodation Vessel in Batam. The disputes involved proceedings relating to obtaining an injunction against the Main Contractor as well as cross-jurisdictional court proceedings and arbitration proceedings.
- Acted for a commodities trader in the initiation of 2 separate claims amounting to US\$3 million brought by way of arbitration under the ICC Rules for non-delivery of sulphuric acid. Issues of law involved force majeure, repudiatory breach of contract and whether consequential losses were claimable.
- Acted for a commodities trader in an arbitration in which it faces a claim for failure to deliver cargo valued at US\$0.5 million.

### Wet / Dry Shipping

- Acted for P & I Club of owners of a Spanish-flagged vessel involved in litigation in the High Court of Singapore arising from the vessel's grounding on the coral reefs off an island in the territory of the Federated States of Micronesia.
- Acted as Singapore counsel in a three-way collision involving the vessels "Lord Vishnu", "Hai Qing" and "Skua" within the territorial waters of Singapore.
- Acted for P & I Club on behalf of shipowners in a collision between 2 bulk carriers "Best Unity" and "Southern Explorer" in Singapore waters.
- Acted for German shipowners of bulk carrier vessel "Mare Traveller" in collision with "Densa Jaguar" off Chittagong. Successfully obtained a stay of Singapore court proceedings.

**Peter Doraisamy** FCIArb

Advocate & Solicitor (Singapore) | Barrister-at-Law

Managing Partner | Arbitration and Mediation Counsel | Arbitrator | SIMI Accredited Mediator

- Acted as Singapore counsel in an incident involving tug “ALM Eagle” which was towing barge “POE Giant 12”. During towage, “POE Giant 12” ran aground off Pedra Branca.
- Acted as Singapore counsel for P & I Club on behalf of shipowners in a collision involving product tanker “United Fortitude” and vehicle carrier “Oceanus Leader” near Singapore.
- Represented ship agents in *ad-hoc* arbitration in Singapore for a claim in the sum of US\$2 million against a Ukrainian-based ship owner for outstanding agency and management fees.
- Represented cargo interests in arbitration proceedings for a claim amounting to US\$500,000 against the owner of a barge for loss of a cargo overboard due to alleged unseaworthiness.
- Represented P & I Club to defend actions brought by cargo interests and an Indonesian based container terminal claiming damages of approximately US\$1.5 million to cargo and containers caused by an explosion and resulting fire in the container terminal. The alleged source of the explosion was a wrongly declared dangerous cargo stuffed in a container carried by the member’s container vessel.
- Acted for ship-owners in a claim against bunker suppliers for substantial damage to the vessel’s main engines arising out of the supply of off-specification fuel oil. The claims were advanced in arbitration seated in Singapore under the Singapore International Arbitration Centre’s Bunker Claims Procedure (SBC) terms.
- Acted for the Owners in relation to the 2010 sinking of a tugboat off Pedra Branca. This engagement involved recording of statements from surviving crew, assisting clients in relation to MPA investigations and advice on policy coverage.
- Represented a Singapore listed company in a SIAC arbitration involving a US\$85 million claim for breach of a long-term charterparty of a floating warehouse to PDVSA (an entity owned and controlled by the State of Venezuela), the Venezuelan NOC.
- A sub-contractor in a High Court suit facing a claim from owners and engine manufacturers for damages in excess of US\$1.5 million resulting from an engine room fire.
- Represented an Indonesian shipping company, which is listed on the Indonesia Stock Exchange, in defending an US\$11 million arbitration claim in the London Maritime Arbitrators Association in respect of an alleged breach of a bareboat charterparty.

**Peter Doraisamy** FCIArb

Advocate & Solicitor (Singapore) | Barrister-at-Law

Managing Partner | Arbitration and Mediation Counsel | Arbitrator | SIMI Accredited Mediator

Separately, Peter acted as the coordinating solicitor in respect of proceedings brought against the client in the Commercial Division of the English High Court arising out of a guarantee given by the client in relation to the bareboat charterparty which is the subject of the arbitration mentioned above.

- Advised a subsidiary of a company listed on the Singapore Stock Exchange involved in arbitration proceedings under the London Maritime Arbitrators Association Rules regarding a dispute over the sale of a self-elevating jacked-up barge vessel that serves as a platform for gas turbines used to generate electricity in Indonesia. Allegations of contractual breach arising from the seller's failure to meet dry-docking requirements as well as conspiracy and collusion between the seller and third-party Indonesian vessel agents were raised in the dispute.
- Represented VSC International Pte Ltd, a subsidiary of a leading Indian private sector shipping company, in the first ever prosecution brought by the Maritime Port Authority of Singapore (MPA) under the Merchant Shipping (Maritime Labour Convention) Act (Act 6 of 2014) (the Act). The client faced 15 charges under the Act for offences committed on board the vessel, M.V. Maharshi Bhavatreya, whilst anchored off the coast of Dubai. The client was charged under Section 14 (1) of the Act, which seeks to address the perennial issue faced by seafarers of arrears and/or non-payment of wages. Successfully mitigated the client's exposure to the charges when the District Courts of Singapore levied a fine of S\$12,000 as opposed to the maximum fine of S\$ 75,000.
- Acted for an offshore and marine sub-contracted in providing strategic advice in relation to the possible arrest of the Accommodation Vessel in Batam, an injunction against the Main Contractor as well as cross-jurisdictional court proceedings and arbitration proceedings.

**Shipbuilding, Repair and Conversion**

- Acted as lead counsel for a leading Mexican offshore drilling contractor on a US\$60 million Singapore arbitration commenced against a world-renowned shipyard in connection with warranty claims arising under a US\$500M semi- submersible building contract.
- Acted as lead counsel for a Singapore mainboard listed company, in a High Court suit facing a claim amounting to approximately S\$1 million brought by Indonesian- based

**Peter Doraisamy** FCIArb

Advocate & Solicitor (Singapore) | Barrister-at-Law

Managing Partner | Arbitration and Mediation Counsel | Arbitrator | SIMI Accredited Mediator

subcontractors for invoices allegedly due and owing from the client's subsidiary shipyard based in Batam. Successfully obtained a stay of the proceedings in the High Court of Singapore in favour of Indonesia on the basis of *forum-non-conveniens*, which was upheld on appeal.

- A Singaporean shipyard in a claim for loss and damage in the sum of £800,000 brought by owners for alleged negligence in the conversion of their vessel to enable her to perform cable-laying works.
- Acted for ship owners in a claim against an UAE-based builder for damages arising from delay and negligence in the construction of an offshore platform built at a contract price of US\$8 million.
- Acted for owners in a claim against a manufacturer of controllable pitch propellers for loss and damage arising from defects in design.
- Retained by a Thai shipyard to advise and assist with all their contract drafting and litigation.
- Acting for the owners of the vessels MV Kirana Santya and MV Kirana Hasta in a claim brought by a bank for alleged breaches of contract of carriage, conversion, unlawful detention and deprivation of cargo (the "Cargo Claim"). The cargo had originally been released on the basis that the end-buyer owned the cargo. It was later discovered that the end-buyer held forged bills of lading.

### Marine Insurance

- Acted successfully for a company incorporated in Singapore carrying on the business of trading base metals. Various shipments of the cargo arrived in Penang, Malaysia where the Plaintiff discovered that the cargo of minerals had been swapped out and replaced with an iron ore. We obtained judgment against Chubb in this case. See, *Sizer Metals Pte Ltd v Chubb Insurance Singapore Ltd* [2022] SGHC 51
- Acted for the registered owners of the vessel, *Sevilla Knutsen* which grounded on the Eauripik atoll of the State of Yap, Federated States of Micronesia. Suit commenced by the residents of the said state for compensation arising from the grounding. We were successful in obtaining release of the vessel and in resisting the Plaintiff's application to

**Peter Doraisamy** FCIArb

Advocate & Solicitor (Singapore) | Barrister-at-Law

Managing Partner | Arbitration and Mediation Counsel | Arbitrator | SIMI Accredited Mediator

stay Singapore court proceedings in favour of proceedings in the courts of Federated States of Micronesia. Successful obtained release of the vessel and resisted the Plaintiff's application to stay Singapore court proceedings in favour of proceedings in the courts of Federated States of Micronesia. See, The "Sevilla Knutsen" [2022] SGHC 20

- Acted as Singapore counsel on behalf of a Hong Kong cargo and freight forwarding company commencing admiralty actions for indemnity claims against master carriers in respect of loss cargo arising from the sinking of a Bahamian container vessel.
- Acted for the Plaintiff in the Singapore High Court in a dispute against a Timor-Leste insurance company over gasoil cargo valued at approximately USD 1.5 million. The cargo was to be shipped from Singapore to Karabela Port, Timor-Leste. During the course of the voyage, the vessel carrying the cargo was hijacked by pirates in the waters off the coast of Tanjung Berakit, Indonesia. The disputed claim involved allegations of conspiracy and that the piracy act was staged. Further allegations raised were that the Plaintiff failed to comply with the Marine Insurance Act and lacked insurable interest. Clients successfully obtained judgment for the full claim amount.

**International Trade / Trade Finance**

- Acted as lead counsel for one of India's leading cashew exporters with a legacy of 80 years, in an international commercial arbitration under the aegis of the Singapore International Arbitration Centre, in relation to sales contracts for 4,800 MT of cashews and a settlement agreement executed during the onset and rise of COVID-19.
- Acted for a local subsidiary of a large Japanese ship-owning and logistics company in its defence of 6 separate High Court actions brought by international trade finance banks for losses amounting to approximately US\$100 million in respect of the company's alleged issuance of warehouse receipts for non-existent metal cargo.
- Acted for a commodities trader in the initiation of 2 separate claims amounting to US\$3 million brought by way of arbitration under the ICC Rules for non-delivery of sulphuric acid. Issues of law involved force majeure, repudiatory breach of contract and whether consequential losses were claimable.



**Peter Doraisamy** FCIArb

Advocate & Solicitor (Singapore) | Barrister-at-Law

Managing Partner | Arbitration and Mediation Counsel | Arbitrator | SIMI Accredited Mediator

- Acted for a commodities trader in an arbitration in which it faces a claim for failure to deliver cargo valued at US\$0.5 million.
- Acted for a palm oil trader in a High Court suit involving a claim exceeding US\$1.7 million involving allegations of fraud and conspiracy to defraud.
- Retained as Counsel by a large Singapore-based petrochemicals trader to handle all contract drafting and disputes arising from their sale and purchase contracts.

**Non-Contentious Matters in The Marine and Offshore Sector**

- Advised a buyer in relation to 3 new building contracts for self-propelled jack-up barges for construction at a shipyard in the USA. The aggregate project cost amounted to approximately US\$150 million. This engagement included drafting and negotiating documentation in relation to the financing of the new builds, and joint ventures to own and operate the vessels.
- Advised a buyer in relation to the purchase of 5 onshore drilling rigs manufactured in China at a project cost of approximately US\$25 million. The rigs were leased on a long-term basis to various drilling contractors for deployment in the USA, the Middle East, North Africa, and other jurisdictions. This engagement included advising on the sale, purchase, leasing, and operation of the rigs and reviewing the finance documentation for the purchase of the said units.
- Advised a buyer in relation to a construction contract for a Friede & Goldman Super M2 design jack-up rig to be built in an UAE based yard at a contract price of US\$150 million. The scope of this engagement included advisory on the financing of the construction, the drafting of all necessary documentation for a tripartite joint venture to own and operate the rig and negotiation on the terms and conditions of the building contract.
- Advised a purchaser in a US\$80 million acquisition of an Oslo OTC listed company active in the provision of management services, operation, and supply of on and offshore drilling and accommodation units. The advice rendered was mainly in relation to an extensive due diligence exercise carried out on the target company's management contracts and assets.

**Peter Doraisamy** FCIArb

Advocate & Solicitor (Singapore) | Barrister-at-Law

Managing Partner | Arbitration and Mediation Counsel | Arbitrator | SIMI Accredited Mediator

- Advised a purchaser in its US\$30 million acquisition of an offshore jack-up drilling unit damaged by Hurricane Katrina. Advice was rendered on, among other things, the insurance/classification aspects for the rig, its dry towage to a yard to commence conversion works and the conversion contract itself.
- Advised a borrower in relation to a US\$40 million term loan facility to finance the construction of an offshore platform in the USA.
- Advised a Singapore listed company in its purchase of 2 accommodation barges at a contract price of US\$20 million and a subsequent joint venture to own and operate the barges.
- Advised a US-based fund and its manager in a proposed US\$300 million investment in a Singapore-based venture to acquire, operate and /or charter a large fleet of small tankers and other vessels.
- Advised a Singapore listed company in the sale and lease back of an oil tanker valued at US\$18 million.
- Acted as Singapore counsel for a UK based subsea oil and gas services group in its acquisition of a well intervention services provider.
- Advised a Singapore listed company in its US\$6 million acquisition of an oil and gas project management services provider.
- Advised a Singapore listed company in its tripartite joint venture to supply offshore support vessels in respect of the Gorgon gas project in Western Australia. This engagement included drafting and negotiating the JVA and the chartering contracts.
- Advised a Singapore listed company in port development projects in Western Australia. The engagement involved drafting and negotiating lease and license documentation.

**Insolvency & Bankruptcy**

- Acted for and defended a former director of an international property developer-contractor that is now insolvent, against multimillion dollar claims (in the range of S\$50m) arising from the failed development of a luxury island resort. The matter involved issues relating

to a director's duties with respect to a failed construction project, and whether a failed project can amount to a conspiracy to defraud a company.

- Successfully acted for a European creditor/consortium-partner against a supplier of radioactive monitoring equipment in winding up proceedings.
- Regularly retained by court-appointed liquidators and registered insolvency professionals in advising them on exercise and control of the powers of liquidators under the Insolvency, Restructuring and Dissolution Act (Act 40 of 2018).
- Successfully acted for Hong Kong court-appointed trustees-in-bankruptcy for recognition proceedings before the General Division of the Singapore High Court in respect of a bankruptcy order made against a Chinese tycoon.
- Acted for applicant in originating proceedings under Part 14 of the Insolvency, Restructuring and Dissolution Act (Act 40 of 2018) ("IRDA"). The issue of whether a proposal for a voluntary arrangement satisfies the 'serious and viable' requirement was litigated. See: *Re Sifan Triyono* [2021] SGHC 55
- Successfully defended veteran court-appointed liquidator in twin set of proceedings to set aside the liquidator's decision to reject proofs of debt. The matter involves complex legal issues relating to breach of directors' duties, related-party transactions, the ambit of liquidator's discretion, and allegations of fraud.
- Acting for a creditor in the restructuring proceedings involving Hyflux Ltd. The firm represented MNC creditor headquartered in Germany, Aqseptance Group GmbH, in the widely reported and long running restructuring of the Singapore-based Hyflux group.
- Assisting clients in winding-up proceedings and working closely with liquidators to ensure statutory compliance through the process and to maximize shareholder value.
- Regularly assisting individuals and entities with debt recovery, personal debt restructuring programs, such as the Debt Repayment Scheme and advising clients on how to restructure their debts.
- Regularly advising clients on issuing statutory demands, application for bankruptcy and recovery and protection of assets. Conversely, Peter also assists our clients in defending bankruptcy applications.

**Peter Doraisamy** FCIArb

Advocate & Solicitor (Singapore) | Barrister-at-Law

Managing Partner | Arbitration and Mediation Counsel | Arbitrator | SIMI Accredited Mediator

## Employment

- Acted as lead counsel for a multi-national retail company, which had commenced a Singapore High Court action against an ex-employee and a co-conspirator for fraud and embezzlement of the company's funds in the sum of S\$15 million. In this suit, Peter successfully obtained on an urgent basis, a worldwide Mareva injunction against the Defendants.
- Advised and reviewed a sale and purchase agreement, shareholders' agreement and employment agreement(s) and preparing legal due diligence report for the purchase and acquisition of a blockchain technology company headquartered in Singapore.
- Acted for notable local SMEs (a food and beverage chain and an aesthetic and wellness chain) in addressing investigations mounted by the Ministry of Manpower. We provided advice, interviewed, and examined the relevant employees, identified risk areas, and advised the company on its exposure and methods to restructure its policies and processes.
- Acted for one of the largest logistics and petrochemical service providers in Southeast Asia in respect of a conspiracy claim against several employees of a subsidiary. We also acted in a prohibitory injunction application against the said employees.
- Assisted in the internal Investigation of an employee of a client, a Forex Trader who purportedly performed several "wash trades" contravening Part I paragraph 6 of the Blue Book. The issues included whether a private and confidential agreement between two individuals to perform what seems to be a "wash trade" like transaction, contravenes the Blue Book.
- Advising a company on their current PDPA policies and structuring appropriate defensive policies to ensure compliance not only during the employee or vendor's period of employment but also to ensure that employees and vendors continue to protect core interests' post-service.
- Advising employees on their post-termination obligations in respect of restraint of trade/non-solicit clauses.
- Drafting employment contracts for a major accounting and professional services firm headquartered in Singapore with offices in over 10 countries worldwide.

**Peter Doraisamy** FCIArb

Advocate & Solicitor (Singapore) | Barrister-at-Law

Managing Partner | Arbitration and Mediation Counsel | Arbitrator | SIMI Accredited Mediator

- Advising a former high-level executive of a major e-commerce company in obtaining settlement in respect of a wrongful dismissal dispute.
- Advising a major dry bulk shipping operator in negotiating the termination of a former employee for misconduct.
- Advising and assisting a C-Suite executive formerly employed with a major global payment services company's Singapore office, in obtaining settlement for wrongful dismissal claims against her former employer.

### Non-Marine Insurance

- Acted for the husband of Madam He Ying (the "Deceased"), Mr Zhang Yang. In summary, the Deceased was a guest of Hotel Grand Pacific (the "Hotel"). The Deceased who swam in the swimming pool of the Hotel, drowned shortly after entering the Hotel's pool and a Coroner's hearing was held. Issues in this matter included negligence, contributory negligence and vicarious liability. Peter successfully negotiated a favourable settlement with the insurers. See – <https://tnp.straitstimes.com/news/singapore/shortcomings-found-bugis-hotel-pool-where-woman-drowned>.
- Acting for a former director and shareholder of a Bruneian marine offshore company who has brought a claim of USD 13,800,000.00 for professional negligence against a foreign practicing lawyer and international law firm based in Singapore. The claim arose from the foreign lawyer's preparation of a Share Pledge and Trust Deed which our client entered into based on certain assurances and representations from the foreign lawyer. The professional indemnity insurers have stepped in and appointed lawyers to act for the foreign lawyer and international law firm in this case which is still ongoing.

### Criminal Litigation

- Acted for a former insolvency liquidator under investigation by the Commercial Affairs Department and facing criminal charges for the misappropriation of SGD 40 million.
- Acted for an American-based holding corporation in the prosecution of claims in the region of US\$1 million brought against a former Director of the corporation's Indian and

**Peter Doraisamy** FCIArb

Advocate & Solicitor (Singapore) | Barrister-at-Law

Managing Partner | Arbitration and Mediation Counsel | Arbitrator | SIMI Accredited Mediator

Singapore subsidiaries for breach of fiduciary duty and fraud. Defending a cross action brought in the High Court by the Director under section 216 of the Companies Act.

- Acted for a shipyard contractor in a Ministry of Manpower prosecution involving an industrial accident at a local shipyard.

### General Corporate

- Acted as lead Singapore counsel for an Indonesian-listed company in its purchase of a mobile offshore oil production unit for US\$35 million. Peter handled the due diligence work and negotiated the S&P contract.
- Representing and advising a high net-worth individual and a turnkey education solution company incorporated in Dubai in relation to disputes arising out of a joint venture set-up in Singapore and India for virtual reality ed-tech services. These disputes and differences relate to alleged white-collar crimes and breach of fiduciary obligations by director(s) and other company officers of the joint venture company.
- Retained as general counsel for a Japanese marketing firm.

### PUBLICATIONS/ EDITORIAL CONTRIBUTIONS

Peter's publications and editorial experience include:

- Co-author of 'Arbitration Agreements and Insolvency Proceedings: Comparing the Pro-Arbitration Perspectives in Singapore, the United Kingdom and India and Calling for International Consensus', in Kluwer Arbitration Blog (Jan. 18, 2023).
- Contributing Author to the Singapore chapter of the American Bar Association International Discovery textbook.
- Author of 'Case Summary: CLM v CLN and others [2022] SGHC 46', published in Lexology on 21 March 2022.
- Co-author of the chapter "A Review of the Road Map to Navigating Order 110 of the Rules of Court", in the SICC Handbook published in the February 2017 issue of the Law Gazette.

**Peter Doraisamy** FCIArb

Advocate & Solicitor (Singapore) | Barrister-at-Law

Managing Partner | Arbitration and Mediation Counsel | Arbitrator | SIMI Accredited Mediator

- Author of the Singapore chapter of Shipping and International Trade Law 2<sup>nd</sup> Edition (2015).
- Author of “Future of Judicial Sale of Ships in Singapore” article contained in Benedict’s Maritime (2014 Edition).
- Author of the Singapore chapter of International Comparative Legal Guide on Shipping Law 2014.
- Contributing Editor to the Singapore Civil Procedure 2013, published by Sweet & Maxwell Singapore.

#### Features and Quotes:

- Quoted in “*Court freezes local assets of ex-tour guide’s wife*”, TODAY Singapore, November 17, 2014.
- Featured in “*Public Guardian moves to cancel wealthy widow’s LPA granted to Yang Yin*”, TODAY Singapore, November 24, 2014.
- Featured in “*Widow to revoke guide’s control of her assets*”, TODAY Singapore, September 24, 2014.
- Featured in “*The extent of Yang Yin’s manipulation*”, The Straits Times, August 30, 2015
- Quoted in “*Wills gaining popularity in Asia but beware of issues over international assets, experts say*”, CNBC, June 21, 2016.
- Quoted in “*Wealthy widow’s estate can pay niece’s legal fees*”, The Straits Times, April 11, 2016.
- Featured in “*\$58m spat is ‘offshore’ case, rules commercial court here*”, The Straits Times, July 5, 2016.
- Quoted in “*Farid Khan explains why presidential bid was rejected*”, The Straits Times, September 16, 2017.
- Featured in “*1 st foreign lawyer in international dispute court here loses case*”, The Straits Times, April 19, 2017.

**Peter Doraisamy** FCI Arb

Advocate & Solicitor (Singapore) | Barrister-at-Law

Managing Partner | Arbitration and Mediation Counsel | Arbitrator | SIMI Accredited Mediator

- Quoted in “*A Resolve for Insolvency*”, Asian Legal Business, September 24, 2018.
- Quoted in “*Unchartered Waters*”, Asian Legal Business, March 2, 2018.
- Featured in the Legal Genie Podcast "*Founding Your Own Firm with Peter Doraisamy of PDLegal LLC*", 24 July 2022.
- Featured in CNA’s documentary: “*Singapore & The Belt and Road Initiative: Opportunities Ahead*”.
- Interviewed and featured by SuperLawyer, powered by LawSikho, available at: <https://superlawyer.in/in-law-and-in-life-embracing-every-opportunity-for-learning-and-mentorship-is-the-compass-that-guides-you-towards-success-raghunath-peter-doraisamy-managing-partner-at-pdlegal-llc-advocates/>

**APPOINTMENTS & COMMITTEES (Past and Present)**

- Committee Member, Maritime Law Association of Singapore
- Committee Member, Offshore Services Committee, Singapore Shipping Association
- Member, Advisory Board, National University of Singapore Centre for Maritime Law
- Committee Member, Singapore Chamber of Maritime Arbitration (SCMA)
- Committee Member, Law Society of Singapore Probate, and international relations sub-committees
- Legal Counsel to the Mexican Embassy of Singapore and Bulgarian Embassy of Singapore
- Senior Legal Consultant, HFI Consulting International Limited
- Director, RT ASEAN Network

**MEMBERSHIPS**

- Member, Law Society of Singapore
- Member, Singapore Academy of Law



**Peter Doraisamy** FCIArb

Advocate & Solicitor (Singapore) | Barrister-at-Law

Managing Partner | Arbitration and Mediation Counsel | Arbitrator | SIMI Accredited Mediator

- Member, Singapore Chamber of Maritime Arbitration
  - Member, Singapore Maritime Law Association
  - Member, Catholic Lawyer's Guild of Singapore
  - Member, The Catholic Business Network Singapore
-