



## Full Name **BELDEN PREMARAJ**

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**Nationality MALAYSIAN / Date of Birth: (11/10/1967)**

### Educational / Professional Memberships

- LLB (Hons), University of Liverpool
- Advocate & Solicitor of the High Court of Malaya
- FCIArb, UK
- FMIArb and Vice President of MIArb 2010-2012
- FAiADR (Fellow, Asian Institute of Alternative Dispute Resolution)
- Panel Arbitrator & Mediator & Adjudicator, Asian International Arbitration Centre (AIAC)
- Panel Arbitrator, MIArb
- Certified by AOTS of Japan on Commercial Arbitration for Asian Countries
- Member of ICC Malaysia Committee on Arbitration
- Member of Society of Construction Law, Malaysia
- Member of Bar Council Sub-Committees on Arbitration & Construction Law 2013-2014

### Current Position

Principal partner of Belden Advocates & Solicitors, Malaysia

## Professional Experience

I have specialized in construction and engineering arbitration since year 1996. My initial years of practice were with Skrine, where I pupilled under the later Mr. Vinayak Pradhan and served the dispute resolution team he headed till 1997. Thereafter, I headed my own team in construction & engineering dispute resolution in Sivananthan (1997-2008) and Belden (2009 – present).

I handle international & domestic arbitration, both as counsel and arbitrator as well as statutory adjudications (Malaysian CIPAA).

I am also a Trainer in AIAC's Accreditation program for CIPAA Adjudicators and I am listed in Band 2, Chambers & Partners Expert Guides for Construction & Engineering Arbitration. Asia Business Law Journal has also named me as one of Malaysia's top performing lawyers for 2022.

## Arbitration/Mediation Experience

Notable appointments include being a member of a 3-person panel of arbitrators for a dispute relating to a hydro power generation plant in Sri Lanka.

Other experience as an arbitrator include:-

- Various arbitrations involving EPC for oil and gas facilities including onshore and offshore facilities
- International arbitration on joint venture oil production and refinery contracts
- Various arbitrations involving major project joint venture agreements
- Various arbitrations involving government projects
- Various arbitrations involving residential & commercial development projects
- Arbitration involving the renovation and refurbishment of police stations and quarters
- Various arbitrations involving consultants' professional fees
- Various arbitrations on professional liability insurance claims

My experience as counsel in arbitration includes:

- International arbitration on the design and construction of mixed developments in the UAE
- International arbitration on the steel erection top side works for 2 FPSO
- International arbitration involving disputes arising from painting and insulation works for an LNG plant and EPCC for Slug Catcher
- International Arbitration involving design and delay dispute for an EPIC for MPUs
- International arbitration involving disputes arising from dredging and reclamation works for a container loading jetty
- International arbitration involving disputes arising from the laser docking system, chilled water pipes, runway lighting systems and PC airplane cooling system in the KLIA project
- Arbitration involving disputes relating to the design and construction of a highway cable-stay bridge
- Arbitration involving disputes relating to the construction of coal fired power station
- Arbitration involving M&E works for a private hospital
- Arbitration involving the construction of a reservoir, pumping plant and laying of pipelines
- Arbitration involving a cooling plant and ice storage system for a shopping complex
- Arbitration involving the construction of a sewerage treatment plant
- Various arbitrations involving building superstructure and substructure works for residential and commercial properties
- Various arbitrations involving building & infrastructure consultancy services & fees
- Various arbitrations between insurers and insureds arising from construction projects and charter party contracts

## Publications

Some of the training programs, conference papers and seminars I have delivered include:-

- At the IQPC “Advance Contract Risk Management for Upstream Oil & Gas” Conference in July 2008, a workshop and paper entitled “Global EPC Contracting Risk Management”.
- In the Asia Business Forum Conference in October 2009, a paper on “Overcoming & Handling Delays and Disruptions in Projects”.
- In the Oil & Gas Asia Pacific Conference 2010 held in April 2010, a workshop jointly conducted with Trett Consulting on “Managing & Resolving Claims in O&G Projects: Getting it Right”.

- 2 full day workshops for the Malaysian Chartered Institute of Building (CIOB) in collaboration with the Construction Industry Development Board of Malaysia (CIDB) entitled “Delays & EOT: Understanding the Contract, the Evidence and the Required Analysis” conducted in July 2010 and “What are Compensable Loss & Expenses For Prolongation?” conducted in September 2010.
- For the Malaysian Institute of Arbitrators’ Regional Arbitral Institutes’ Forum (RAIF) conference in May 2010, presented a paper on “Developments in Arbitration within the Region”.
- For International Chamber of Commerce (ICC), organizing and participating in an ICC Mock Arbitration for the Master Builders Association on 17<sup>th</sup> March 2011.
- For Malaysian Institute of Arbitrators, Seminar on the Practice and Procedure of Adjudication on 21<sup>st</sup> November 2011.
- For the Kuala Lumpur Regional Centre of Arbitration (KLRCA, now known as the Asian International Arbitration Centre (AIAC)), Seminar on “Rapid Real Time Dispute Resolution Processes in the Construction Industry – Time for Best Practice Protocols to be Adopted?” on 8<sup>th</sup> May 2012.
- For the KLRCA, Seminar on the CIPAA Legislation 2012 held on 24<sup>th</sup> October 2012.
- For the Master Builders Association of Malaysia, 2 full day workshops entitled “Delay & EOT: De-mystifying the Cause-to-Effect Substantiation” and “Loss & Expense Claims: Getting It Right”.
- For Construction Risk Strategist, Trueventus on “CIPAA 2012” and “Innovation on Pricing Strategies & Structure for Construction Projects” on 13 & 14<sup>th</sup> August 2014.
- For International Construction Law Society Conference (CLIC), “Innovative Project Procurement Strategies in Malaysia” in 2014.
- For the RAIF Conference in Kuala Lumpur, Chairing the Panel Discussion on Hot Topics for Arbitration in May 2015.
- For the KLRCA, “latest developments in CIPAA” in September 2015.
- For the International Malaysian Law Conference 2018 (IMLC): CIPAA Adjudications leading the way forward.
- Various papers delivered at the KLRCA/AIAC ADR week for 2017, 2018 and 2019.
- Presentation on the effect of Covid-19, Force Majeure and the Covid-19 Act 2020 for AIAC in 2020.
- Lecture on Award Writing for the AIAC in 2021.

## Languages

English & Bahasa Malaysia