

EUGENE THONG

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Languages	Trilingual: English, Mandarin Chinese (simplified and traditional), French Intermediate: Russian, Japanese
Qualifications	Solicitor (England and Wales), Fellow (Chartered Institute of Arbitrators)

PROFESSIONAL EXPERIENCE

Independent Practitioner (Singapore): see Annex I for details

Arbitrator & Tribunal Secretary, Apr 2024 – present

- Sectors covered: pharmaceuticals, textiles & clothing as well as construction & engineering
- Agreement types covered: sale of goods, supply of services as well as licence agreements
- Governing laws covered: Singapore and Vietnamese
- Seats covered: Singapore

The Arbitration Chambers (Singapore): see Annex II for details

Arbitrator, Feb 2023 – Mar 2024; *Tribunal Secretary*, Sep 2020 – Mar 2024

- Experience in ad hoc and institutional (ICC, SIAC, HKIAC, LCIA, CIETAC, SCC, Russian Arbitration Center, PCA and ICSID) arbitrations, including cases with Chinese as language of arbitration
- Sectors covered: finance, energy, technology, transportation, telecommunications, pharmaceuticals, health & bodycare, food & beverage, metals & raw materials, general manufacturing, environmental protection, industrial equipment & services as well as construction & engineering
- Agreement types covered: sale of goods, supply of services, loan, licence, employment, franchising, shipbuilding, charterparty, confidentiality, intellectual property, shareholder, share purchase, share subscription, joint venture & consortium as well as investment & public international law agreements
- Governing laws covered: Singapore, English, Hong Kong, PRC, Indian, Korean, Russian, Thai, CISG and UNIDROIT Principles of International Commercial Contracts
- Seats covered: Singapore, London, Hong Kong, Paris, Beijing, New Delhi, Stockholm, Moscow, Hanoi and Mexico City

Secretariat of the ICC International Court of Arbitration (Hong Kong, Singapore)

Deputy Counsel, Mar 2017 – Aug 2020

- Administered some 300 cases under the ICC Arbitration Rules across East Asia, Southeast Asia, South Asia, Oceania and the Middle East, including 16 cases under the Expedited Procedure, 3 emergency arbitrations and 4 cases in which Chinese was the language of arbitration

DLA Piper (London, Singapore): see Annex III for details

Trainee Solicitor, Aug 2015 – Feb 2017; *Paralegal*, Oct 2013 – Dec 2014

- Acted for parties in litigation and arbitration (including enforcement) proceedings, covering ad hoc and institutional (ICC, LCIA, SCC and ICSID) arbitration as well as cases requiring communication in Chinese
- Sectors covered: metals, energy, transportation, real estate, food & beverage as well as construction & engineering
- Agreement types covered: sale of goods, supply of services, insurance, concession, energy pricing, intellectual property as well as investment & public international law agreements
- Governing laws covered: Singapore, English, French, Swedish, Norwegian and Kazakh
- Seats covered: Singapore, London, Paris and Stockholm
- Transactional experience: mergers & acquisitions, private equity, finance and capital markets

Rajah & Tann (Singapore): see Annex IV for details

Legal Intern, Jun 2013 – Sep 2013

- Drafted submissions for litigation and international arbitration cases (ICC and ICSID)

EDUCATION

Sciences Po Law School, MA (Paris), 2013

- Joint programme with Panthéon-Sorbonne University (Paris 1) and Columbia Law School (including exchange semester at Columbia Law School)

Sciences Po Paris, BA (Le Havre, France), 2011

- Exchange year at Peking University

PUBLICATIONS AND OTHER ENGAGEMENTS: See Annex V

Annex I

Independent Practitioner (Singapore)

Tribunal Secretary, Apr 2024 – present

Assisted or assisting tribunals in:

1. An SIAC Chinese language expedited arbitration seated in Singapore and governed by Singapore law arising out of a cooperation agreement concerning pharmaceuticals, with claims and counterclaims totalling ¥18.6 million
2. An SIAC arbitration seated in Singapore and governed by Singapore law concerning the designing, building and maintenance of a windfarm and related infrastructure, with claims and counterclaims totalling €93.3 million
3. An SIAC arbitration conducted “*in accordance with the rules of International Chamber of Commerce*”, seated in Singapore, governed by Vietnamese law and arising out of a construction contract, with claims amounting to US\$16.1 million
4. An SIAC arbitration seated in Singapore and governed by Singapore law concerning the sale and purchase of footwear, with claims worth US\$5.4 million

Annex II

The Arbitration Chambers (Singapore)

Arbitrator, Feb 2023 – Mar 2024

Served as:

1. Sole arbitrator in a Moscow-seated arbitration between a Russian party and a Chinese party under the Arbitration Rules of the Russian Arbitration Center governed by, amongst other laws, Russian law and arising out of a freight forwarding contract
2. Sole arbitrator in an ICC arbitration seated in Singapore and governed by Singapore law arising out of a brokerage agreement to promote the sale of tea ware and products as well as related consulting services

Tribunal Secretary, Sep 2020 – Mar 2024

Assisted tribunals in:

1. An ad hoc English-Chinese bilingual arbitration seated in Hong Kong and governed by PRC law arising out of joint venture agreements and involving technology and intellectual property issues, with claims partially quantified at ¥10.5 billion
2. An ICC investment arbitration seated in Paris arising out of the Turkey-Libya BIT and concerning infrastructure engineering and construction claims partially quantified at US\$64.6 million
3. ICC related arbitrations seated in New Delhi and governed by Indian law arising out of EPC contracts for a substation and transmission lines, with total claims and counterclaims partially quantified at US\$8.7 million
4. An ICC arbitration seated in Hanoi and governed by the CISG concerning the sale and purchase of raw cashew nuts, with claims and counterclaims totalling US\$1.3 million
5. An SIAC arbitration seated in Singapore and governed by English law arising out of non-disclosure agreements relating to a coal mining deposit in Russia, with claims worth at least US\$5.25 billion and potentially in excess of US\$21 billion
6. An SIAC arbitration seated in Singapore and governed by Singapore law concerning the sale of crude oil by a Russian company to the Singaporean subsidiary of Chinese companies, with claims worth US\$116.5 million
7. An SIAC arbitration seated in Singapore and governed by the CISG and UNIDROIT Principles of International Commercial Contracts arising out of EPC contracts for industrial equipment and services, with claims and counterclaims totalling US\$32.5 million
8. An SIAC arbitration seated in Singapore and governed by Singapore law arising out of a contract for the sale of crude oil, with claims worth US\$15.8 million
9. An SIAC arbitration seated in Singapore and governed by Indian law arising out of a shareholder agreement and share purchase and subscription agreement relating to a manufacturer of material handling systems and construction equipment, with claims and counterclaims partially quantified at ₹1.1 billion
10. An SIAC arbitration seated in Singapore and governed by Singapore law concerning supply of pharmaceutical services, with claims and counterclaims partially quantified at US\$2 million
11. An SIAC expedited arbitration seated in Singapore and governed by Singapore law arising out of loan agreements, with claims worth US\$1.1 million
12. An SIAC arbitration seated in Singapore and governed by Singapore law concerning a share purchase dispute in respect of a steelwork company, with claims worth S\$1 million
13. An SIAC arbitration seated in Singapore and governed by Singapore law arising out of a shipbuilding contract, with claims worth S\$872,000
14. A HKIAC English-Chinese bilingual arbitration seated in Hong Kong and governed by Hong Kong law arising out of a share subscription agreement relating to an airport management and operation company, with claims and counterclaims totalling HK\$7 billion
15. A HKIAC arbitration seated in Hong Kong and governed by Hong Kong law arising out of a share purchase agreement concerning a holding company in the electronics industry incorporated in the British Virgin Islands, with claims and counterclaims totalling €42 million
16. A HKIAC English-Chinese bilingual arbitration seated in Hong Kong and governed by Hong Kong law arising out of a share purchase agreement concerning an adhesive tape company, with claims and counterclaims totalling US\$22.7 million

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17. A HKIAC arbitration seated in Hong Kong and governed by Korean law arising out of a share purchase agreement concerning a company in the automotive industry, with claims worth US\$1.4 million
18. A HKIAC arbitration seated in Hong Kong and governed by English law arising out of a charterparty, with claims worth US\$97,295
19. An LCIA arbitration seated in London and governed by English law arising out of contracts for the supply of coal by the Swiss subsidiary of a Russian energy and commodities company to a German company, implicating COVID-19 and sanction issues, with claims and counterclaims totalling US\$760 million
20. An LCIA arbitration seated in London and governed by English law arising out of a vaccine sale agreement, with claims worth US\$4.45 million
21. A CIETAC arbitration arising out of a franchise agreement relating to the health and bodycare sector, with claims worth ¥30.5 million
22. A CIETAC arbitration under the summary procedure seated in Beijing and governed by PRC law arising out of a service purchase agreement concerning transportation of goods, with subrogated claims worth ¥2.2 million
23. An CIETAC-administered arbitration under the UNCITRAL Arbitration Rules between a Russian party and a Belarusian party seated in Beijing arising out of a contract for the sale of construction and engineering machinery, with claims worth US\$309,500
24. A CIETAC arbitration seated in Beijing and governed by PRC law between a Chinese party and a French party arising out of a software licence agreement, with claims worth ¥1.6 million
25. An SCC investment arbitration seated in Stockholm arising out of the Russia-Ukraine BIT and concerning the purchase of a distressed bank, with claims worth US\$3.2 billion
26. A PCA-administered arbitration under the UNCITRAL Arbitration Rules seated in Mexico City and governed by the UNIDROIT Principles of International Commercial Contracts arising out of an employment contract, with claims worth US\$1.2 million
27. ICSID annulment proceedings concerning the Energy Charter Treaty and a €77 million award against the Kingdom of Spain (ICSID Case No. ARB/15/44)
28. ICSID annulment proceedings concerning the Energy Charter Treaty and a €59.6 million award against the Kingdom of Spain (ICSID Case No. ARB/13/30)
29. ICSID annulment proceedings concerning the Netherlands-Kazakhstan BIT and a US\$14.8 million award, with metal and mineral mining concessions as the dispute subject matter (ICSID Case No. ARB/16/12)

Annex III

DLA Piper (London, Singapore)

Trainee Solicitor, Aug 2015 – Feb 2017; *Paralegal*, Oct 2013 – Dec 2014

Acted in:

1. An ad hoc arbitration for a respondent insurance company against US\$100 million aviation insurance claims
2. An ad hoc arbitration governed by Norwegian law concerning a gas pricing dispute arising out of a long-term gas supply agreement for a claimant Norwegian company
3. An ICC arbitration seated in Paris and governed by English law arising out of an LNG tolling contract for a claimant Spanish company in respect of a US\$270 million debt claim
4. An ICC arbitration concerning copper smelting intellectual property for a respondent Chinese company against €80 million claims
5. An ICC mediation and arbitration governed by English law arising out of a construction contract for a claimant Trinidadian company in respect of US\$20 million claims
6. An ICC arbitration governed by French law concerning cereal storage facilities for a respondent and counterclaimant Chinese company in respect of €14 million claims
7. An LCIA arbitration seated in Singapore and governed by English law for a respondent Indian property developer against £500 million fraud claims
8. An LCIA arbitration governed by Kazakh and English laws concerning construction of an oil drilling rig for a respondent Kazakh company against US\$250 million claims
9. SCC consolidated arbitrations seated in Stockholm and governed by Swedish law concerning a US\$122 billion gas pricing and transit dispute for a respondent and counterclaimant Russian state-owned company
10. An SCC arbitration governed by Swedish law concerning a 1.2 billion kr electricity meter dispute for a respondent Swiss company
11. An ICSID arbitration concerning mining concessions for the Republic of Kenya as respondent against US\$19.8 billion claims (ICSID Case No. ARB/15/29)
12. Setting aside proceedings for an Italian company in respect of an arbitral award rendered in Singapore, where the grounds relied on were breaches of natural justice, agreed procedure and public policy
13. A litigation matter concerning an £800 million fraud for GFH Financial Group B.S.C. as claimant
14. A litigation matter to recover a £168,000 debt for Zebec Energy Ltd as claimant

Annex IV

Rajah & Tann (Singapore)

Legal Intern, Jun 2013 – Sep 2013

Acted in:

1. A US\$7 million ICSID arbitration concerning electronic goods and home furnishing facilities for claimant investors against the Republic of Madagascar
2. A US\$5 million ICC arbitration governed by Singapore law arising out of a sales representative contract for a claimant Korean company to recover debt

Annex V

Publications

- Contributor, *Mustill & Boyd: Commercial Arbitration* (LexisNexis Butterworth, 3rd revised edition) (forthcoming)
- Author, chapter entitled “National Treatment and Most Favoured Nation” in *International Investment Law, Sustainable Development, and Justice* (Bard) (forthcoming)
- Co-author, “Reasons and Reasoning in International Arbitration” in *Arbitration International* (forthcoming)
- Co-author, “Dispute Resolution in Francophone & Civil Law African Jurisdictions: Options for Singaporean Investors” in *Singapore Law Review* (forthcoming)
- Co-author, report on Singapore (2022) as well as its 2020, 2021 and 2023 Supplements in the ICCA *International Handbook on Commercial Arbitration* (Kluwer)
- Co-author, chapter on Singapore in *Asia Arbitration Guide* (Respondek & Fan, 7th revised edition, 2021; De Gruyter, 8th edition, 2023)
- Co-author, “Singapore Arbitration Developments (2010-2020): Key Lessons from Singapore Court Decisions” in *Singapore Arbitration Journal* (2021) Volume 2
- Author, book review of Luke Nottage’s *International Commercial and Investor-State Arbitration: Australia and Japan in Regional and Global Contexts* in *Asian International Arbitration Journal* (2021) Volume 17, Issue 2
- Co-author, *One Country, Two Systems: Availability of Interim Measures in China, a New Argument for Hong Kong on the Asia-Pacific Arbitration Stage?*, Kluwer Arbitration Blog (26 Apr 2019) - <https://arbitrationblog.kluwerarbitration.com/2019/04/26/one-country-two-systems-availability-of-interim-measures-in-china-a-new-argument-for-hong-kong-on-the-asia-pacific-arbitration-stage/>
- Co-author, *Kick Off: HK Arbitration Week 2018*, Kluwer Arbitration Blog (30 Oct 2018) - <https://arbitrationblog.kluwerarbitration.com/2018/10/30/kick-off-hk-arbitration-week-2018/>
- Contributor, chapter on Singapore in *Enforcement of Investment Treaty Arbitration Awards* (Globe Law and Business, 2015)

Other Engagements

- Working group member and tutor for Tashkent International Arbitration Centre’s Tribunal Secretary Training Programme (forthcoming)
- Group Advisor, 10th cycle of the Young ICCA Mentoring Programme (2023-2024)
- Facilitator, Young ITA Mentorship Program (2023-2024)
- Co-founder and moderator-host, *Le Salon Français*, a series in French, where well-known international arbitration practitioners are invited first to speak about their career trajectories and then to discuss related topics with participants (primarily online, but occasionally in person or in hybrid format) (17 May 2023 onwards)
- Guest lecturer, *International Investment Dispute Settlement*, American University of Central Asia, Law Division, online (15 Mar 2024)
- Guest lecturer, *Legal Analysis, Reasoning, and Conclusion*, American University of Central Asia, Law Division, online (1 Mar 2024)
- Moderator, “The Role of Arbitration Institutions in Fostering Innovation and Efficiency in Cross-Border Dispute Resolution”, *Harvard International Arbitration Conference*, Cambridge, USA (3 Feb 2024)
- Panel speaker on tribunal secretaries, their role and general legal drafting/writing principles to be followed, *Educational & Training Series*, Africa in the Moot, online (14 Dec 2023)
- Bencher for team representing the National University of Singapore at the Japanese Division of the Intercollegiate Negotiation Competition Sophia held in Tokyo, Japan (9-10 Dec 2023)
- Research assistant to speaker Paul Tan for his lecture “Is There Any Law in International Commercial Arbitration?”, *Singapore Institute of Arbitrators Pre-AGM Seminar*, Singapore (27 Sep 2023)
- Panel speaker, “Adapting for the Future: Raising Local Talent, Diversity and Technology Disputes”, *Uzbek Arbitration Week*, Tashkent, Uzbekistan (12 Sep 2023)

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- Panel speaker, “Africa’s Uniform OHADA Law: Uniquely Attractive for Foreign Investors”, *Africa Singapore Business Forum 2023*, D Sy Law and Transcendence VC, online (30 Aug 2023)
- Panel speaker, “Professional Development Tips”, *Mentorship and Professional Development Workshop on Arbitration and ADR*, Ciarb (Nigeria) YMG webinar (10 Aug 2023)
- Interviewee for doctoral research project, *A Step in the Ladder: An investigation into global diffusion of norms and the formation of transnational legal profession through the study of Tribunal Secretary*, University of Copenhagen, online (2 Aug 2023)
- Speaker, *The Role of Tribunal Secretary*, Ciarb YMG Mentorships Programme (14 Jun 2023) - <https://www.youtube.com/watch?v=lmXOgmlQATU&t=8s>
- Panel speaker for workshop organised by Kroll regarding cross-examination in construction arbitrations, in Mandarin online (《國際工程爭議解決（第三篇）交互詰問實戰技巧》) (18 Apr 2023)
- Lecturer on the role of tribunal secretaries and Advisory Committee member, *Winter Academy on International Arbitration*, Russian Institute of Modern Arbitration, online (25 Jan 2023)
- Panel speaker, “How to catapult your career in arbitration and get your first arbitrator appointment: the role of Tribunal Secretaries”, *Uzbek Arbitration Week*, Tashkent, Uzbekistan (22 Sep 2022)
- Panel speaker, *Introduction to Arbitral Secretary Appointments*, Young ICCA webinar (29 Sep 2021) - <https://www.youngicca.org/young-icca-webinars-introduction-arbitral-secretary-appointments>
- Panel speaker, *Careers Outside of Law Firms in International Arbitration: What are the Alternative Options?*, Sciences Po Arbitration Society webinar (9 Apr 2021)
- Working group member for the Russian Arbitration Association’s *Russian Guide to Legal Citation 2021*
- Panel speaker, *China’s Influence in ADR*, CIARB (East Asia Branch) webinar (6 Nov 2020)
- Panel speaker on recommended tools and techniques for effective management in construction industry arbitrations, *Joint Seminar Series on the ICC Commission Report*, Pinsent Masons MPillay LLP and International Chamber of Commerce joint webinar (1 Jul 2020)
- Sole instructor, *Arbitration Workshop: Behind-the-Scenes of International Commercial Arbitration*, Universitas Pelita Harapan, Jakarta, Indonesia (13 Jul 2019)
- Panel speaker, *CIARB (Singapore) YMG Arbitration Career Talk*, Singapore Management University, Singapore (4 Jul 2019)
- Panel speaker, *Arbitration with Foreign Rules Seated in Indonesia*, Jakarta, Indonesia (21 Mar 2019)
- Panel speaker, “Challenges of Arbitrators”, *The 12th Annual Generations in Arbitration Conference*, Hong Kong (11 Mar 2018)
- Arbitrator at numerous moots, including by invitation at *Permanent Court of Arbitration Singapore Willem C. Vis Pre-Moot*, Singapore (1 Mar 2024) and *National Law School Trilegal International Arbitration Moot*, Bangalore, India (17-19 May 2019)