

## **THAC Distinguished Panel**

### **Tossaporn Sumpiputtanadacha, Partner, Watson Farley & Williams, Bangkok**

#### **Arbitration experience and the field of expertise**

**Field of Expertise: Energy, Infrastructure, Construction, Hotel, Administrative, Project, Maritime, Commercial, Transportation, Insurance**

#### **Practising as arbitrator:**

- Appointed as a co-arbitrator in ICC Arbitration concerning the Hotel construction dispute.
- Appointed as sole-arbitrator in ICC Arbitration concerning the Hotel Management Agreement and Hotel Licencing Agreement.
- Appointed as sole-arbitrator in arbitrations under Thailand Arbitration Center's Rules (THAC Rules) on a dispute between a Thailand's subdistrict administrative organisation and its counter party about the breach of Highway Maintenance Contract.
- Appointed as sole-arbitrator in arbitration under Thailand Arbitration Institute's Rules (TAI Rules) on a dispute between a condominium developer and buyer.
- Appointed as sole-arbitrator in arbitration under Thailand Arbitration Center's Rules (THAC Rules) on a construction dispute between a project owner and contractor.
- Appointed as sole-arbitrator in arbitration under Thailand Arbitration Center's Rules (THAC Rules) in a restaurant operation dispute.

#### **Practising as parties' representative:**

- Advising and representing the state in an investor-state arbitration on the decommissioning project under the concessions.
- Advising and representing a transportation company in a claim against its client in wind farm project under the ICC Arbitration.
- Advising and representing a member of construction consortium to defend a claim for breaching of design contract of the airport construction under the Thai Arbitration Institute Rule.
- Advising and representing a construction company a claim against the owner for the outstanding fee for a construction project in Bangkok under ICC Arbitration Rule.
- Advising and representing a Thai distributor in defending an arbitration claim by the US company under the Licensing Agreement and Distribution Agreement in an international arbitration under the JAMS Rule.
- Advising and representing a member of construction consortium to defend a claim for breaching of supervision of construction contract of the airport construction under the Thai Arbitration Institute Rule.
- Advising and representing the Thai insurers in an arbitration in a claim against the Japanese boiler manufacturer under the Thai Arbitration Institute Rule.
- Advising and representing the international audit firm in a claim against their client in an ad hoc arbitration.

- Advising and representing the villa owners in a claim against the developer in an arbitration under the Board of Trade of Thailand's Rule.
- Advising and representing a Russian catamaran owner in a claim against the Thai shipbuilding company under the Thai Arbitration Institute Rule.
- Advising one of the largest commodity forwarders in matters related to its business partners in Thailand as to GAFTA arbitrations and arbitrations under the International Cotton Association's rules.
- Advising one of the French largest cotton traders in matter against its client in the enforcement of arbitral award issued under the International Cotton Association's rules.
- Advising and representing a British investor in an ad hoc arbitration against a BVI company under the investment agreement.
- Advising and representing one of the listed construction company in a claim against the owner for the outstanding fee and defending the counterclaim on the defects and delays under a Thai Arbitration Institute's Rule.
- Advising the international organisation on air transports in matter related to an arbitration under the Thai Arbitration Institute Rule against an insurance company in Thailand.
- Advising a construction company in a claim against the owner for the outstanding fee under Thai Arbitration Institute Rule.
- Advising and representing a construction company in a claim against the owner for a construction project in Chiangmai for the outstanding fee under ICC Arbitration Rule.
- Advising a can manufacturing company in an ad hoc arbitration against the international coffee and dairy product manufacturer.

#### **Experience managing organization related to Arbitration**

- N/A

#### **Experience as a board/ committee of organization related to Arbitration**

- [Arbitration and ADR committee at Thailand International Chamber of Commerce \(ICC\)](#)

#### **Teaching/speaking Experience related to Arbitration**

2021:

- Alternative Dispute Resolution Contract Clause for Export Business seminar – Export-Import Bank of Thailand, Thailand
- Arbitration course on “Arbitration Case Studies” – Thailand Arbitration Center (THAC)
- Workshop on international law firm practice as part of Thai Arbitration Institute (TAI) internship program at WFW
- Sharing experiences of administration of institutional arbitration under ICC Rules and ad hoc arbitration by PCA and introducing the role of arbitration secretary – Thailand Arbitration Center (THAC)

2020:

- Arbitral Academy – Thailand Arbitration Center (THAC)
- Arbitration training – CTCI (Thailand) Company Limited
- ICC/THAC Arbitration Academy – International Court of Arbitration and Thailand Arbitration Center (THAC)
- Thailand Arbitration Institute (TAI) smart internship 2020 at WFW
- Arbitration Training – Thailand Arbitration Center (THAC) (May 2020)

2019:

- ICC/THAC Arbitration Conference 2019 – International Court of Arbitration and THAC Thailand Arbitration Center

2016:

- Arbitration Seminar – India-Thai Chamber of Commerce, Thailand
- Medical Malpractice Seminar – AIG Healthcare Academy, Thailand

#### **Book/Article Publications related to Arbitration**

WFW Articles:

- [Thai Court Approach to Legal Costs in Arbitration](#) (February 2022)
- [Thai Court's Approach on Fraudulent Asset Transfers in Restructuring](#) (December 2018)