

REDUCE & AVOID CONSTRUCTION DISPUTE

Forum on Contract Administration & Alternative Dispute Resolution



MR. OLIVER WEE HIANG CHYN

MBAM President
Vice Chairman of IFAWPCA Condition of Contract
Committee
IFAWPCA Ambassador to FIDIC



MR. CHAN KHENG HOE

Managing Partner, Chong + Kheng Hoe



MR. FOO JOON LIANG

FCI Arb, FSI Arb, FHKI Arb

Partner at Gan Partnership



MR. LEE KOK ENG

Principal Mediator, Singapore Mediation Center
Principal Mediator, Singapore Construction Mediation
Centre
Master Mediator, Community Mediation Centre (CMC)

PROGRAM

05 September 2022
8:00 AM to 12:30 PM

8:00 AM – 8:30 AM	PARTICIPANTS LOGIN IN
8:30 AM – 8:45 AM	OPENING PRELIMINARIES AND HOUSE RULES
8:45 AM – 9:00 AM	WELCOME REMARKS By: Mr. Mohamed Ali Janah IFAWPCA President
9:00 AM – 9:05 AM	BREAK TIME

SESSION 1:	CONTRACT ADMINISTRATION AND ARBITRATION
9:05 AM – 9:50 AM	Presenter: MR. CHAN KHENG HOE Managing Partner, Chong + Kheng Hoe
9:50 AM – 9:55 AM	Break Time

SESSION 2:	ADJUDICATION AND LITIGATION
9:55 AM - 10:40 AM	Presenter: MR. FOO JOON LIANG FCI Arb, FSI Arb, FHKI Arb Partner at Gan Partnership
10:40 AM – 10:45 AM	Break Time

SESSION 3:	MEDIATION
10:45 AM – 11:30 AM	Presenter: MR. LEE KOK ENG Certified Mediator
11:30 AM – 12:15 PM	PANEL DISCUSSION / Q&A / OPEN FORUM MR. OLIVER WEE HIANG CHYN MBAM President Vice Chairman of IFAWPCA Condition of Contract Com. IFAWPCA Ambassador to FIDIC
12:15 PM – 12:30 PM	END OF THE PROGRAM

The MODERATOR



MR. OLIVER WEE HIANG CHYN

MBAM President

Vice Chairman of IFAWPCA Condition of Contract Committee
IFAWPCA Ambassador to FIDIC

Oliver is currently the President of Master Builders Association Malaysia (MBAM). He has been involved in the construction industry for over 35 years with numerous iconic projects under his local and international employments. With his educational background in economics, Oliver worked his way up from being a Quantity Surveyor to earn his seat at the C-suite table as Business Development Director.

Oliver also has a long history with MBAM since 1993 and became a Council Member since 2008. As the Chairman of MBAM Contracts and Practices Committee since 2012, he has organised many educational events for the benefit of contractors and sub-contractors, as well as has been an active representative voice of contractors in industry initiatives such as the promulgation of CIPAA (Construction Industry Payment Adjudication Act) and standard form of contracts. He is also passionate about helping members learn the construction contractual issues and management strategies they need to overcome their construction disputes. As such, in 2018, under Oliver's leadership, MBAM Mediation Services was setup and successfully launched in June 2019.

At the international arena, he is the current Vice Chairman of International Federation of Asian and Western Pacific Contractors' Associations (IFAWPCA) Conditions of Contracts Committee since 2016. He is also now the Ambassador of IFAWPCA to International Federation of Consulting Engineers (FIDIC).

He is also a Panel Mediator under Construction Industry Development Board (CIDB) Malaysia and Asian International Arbitration Centre (AIAC) Malaysia.

The CONTRACT ADMINISTRATOR



MR. CHAN KHENG HOE

Managing Partner, Chong + Kheng Hoe

Chan Kheng Hoe felt so ill-fitted to the legal profession even before he commenced his career that he chose to start out undertaking youth work. Threats that the Government would change the pupillage period from 9 months to 2 years eventually encouraged him to start his legal career with Messrs Allen & Gledhill.

After practising for only one year, Kheng Hoe decided to embark on starting his own firm. It was the start of a perilous journey which helped him develop more guts than glory. Nevertheless, it was a journey that helped him become the lawyer he would turn into eventually.

From 2002, Kheng Hoe started handling construction disputes. Whilst he was at first in awe at the voluminous documents and various technical concepts involved, he soon learned that he could hold his own even amongst lawyers who were more reputable than him in the field.

Today, Kheng Hoe's practice is almost entirely comprised of construction disputes only. He sits on the contracts and practices committee of Master Builders Association of Malaysia, and constantly teaches younger lawyers as well as construction professionals on various aspects of construction law.

The ARBITRATOR



MR. FOO JOON LIANG

FCI Arb, FSI Arb, FHKI Arb

Partner at Gan Partnership

Foo Joon Liang is a partner of Gan Partnership, a firm he co-founded in 2011. He is a Fellow of the Chartered Institute of Arbitrators (CI Arb), United Kingdom, Singapore Institute of Arbitrators (SI Arb), and Hong Kong Institute of Arbitrators (HKI Arb).

Joon Liang is the Immediate Past Chairman of the Malaysian Branch of CI Arb. He sits on the panel of arbitrators and adjudicators of the Asian International Arbitration Centre (AIAC), and is one of the first 10 Malaysian appointees to the panel of arbitrators of the Hainan International Arbitration Court. He also sits on the Securities Industry Dispute Resolution Center (SIDREC)'s Panel of Mediators and Adjudicators. He is part of the ICC Malaysia Arbitration Committee.

Joon Liang has spent the past 20 years building upon an active dispute resolution practice in arbitration, litigation and more recently in adjudication. He regularly appears as counsel in arbitration as well as at all levels of the Malaysian courts. He has advised and acted in a broad spectrum of disputes, from engineering, construction, power, contract, securities, to company and shareholder disputes.

In the past several years, Joon Liang has been focusing on construction disputes which involved engineering related incidents. Amongst the high-profile cases he handled were the highly publicized failure of a hill slope in Penang and a bridge collapse in the Klang Valley. He has acted in some of the leading cases in construction adjudication, including the first Construction Industry Payment & Adjudication Act 2012 (CIPAA) where the matter was heard at the Federal Court and the landmark case of KL Eco City Sdn Bhd v Tuck Sin Engineering & Construction Sdn Bhd & Anor.

The MEDIATOR



MR. LEE KOK ENG

Principal Mediator, Singapore Mediation Center
Principal Mediator, Singapore Construction Mediation
Centre
Master Mediator, Community Mediation Centre (CMC)

Lee Kok Eng serves as Principal Mediator with the Singapore Mediation Centre (SMC) handling commercial disputes ranging from construction claims, building defects disputes, real estate, property, landlord & tenant matters, contractual matters, commercial matters, employment related matters, insurance claims, oil & gas industries matters and family matters.

He serves as Principal Mediator with the Singapore Construction Mediation Centre (SCMC) handling construction disputes of Singapore Contractors' Association Limited (SCAL) members.

He is one of the founding Committee Member of Consumers Association of Singapore's panel of mediators. Also one of the Founding Members of the International Institute of Mediators (Singapore) Limited (iiM).

He is an accredited Mediator with the Singapore Institute of Surveyors and Valuers (SISV). He is also the Certified Mediator of the International Mediation Institute (IMI) since 2010 also a Certified Mediator of Singapore International Mediation Institute (SIMI) since 2016.

He is the Commercial Mediator of the Panel of International Mediator and Arbitrator of Indian Institute of Arbitration and Mediation (IIAM) since 2019.

He has been the Commercial Mediator of the Panel of the China Council for the Promotion of International Trade/China Chamber of International Commerce Mediation Center (CCPIT/CCOIC Mediation Center).

He serves as Mediator (Neutral) of the World Intellectual Property Organization (WIPO).