



Loh Tian Kai
Director, Dispute Resolution

LL.B (Hons) National University of Singapore (2016)
Advocate & Solicitor of the Supreme Court of Singapore (2017)
Solicitor of England and Wales (2025)
T: +65 6531 2473 F: +65 6535 4906 E: tiankai.loh@drewnapier.com

ABOUT TIAN KAI

Tian Kai is a dispute resolution lawyer with experience in arbitration under the auspices of major arbitral institutions such as the SIAC, ICC, HKIAC, AAA-ICDR and LMAA, among others, as well as in litigation across various levels of the Singapore courts.

He represents and advises clients in the avoidance, management and resolution of their disputes across a broad range of industries and areas, including construction and engineering, equity and trusts, commodities, financing and investment disputes.

Tian Kai is accustomed to working on complex and cross-border disputes, alongside foreign counsel, experts and other professionals.

Prior to joining Drew & Napier LLC, Tian Kai practised in the London and Singapore offices of a 'magic circle' law firm, where he worked with senior counsel and practitioners renowned in their respective fields.

EXPERIENCE

These are a few of the matters that Tian Kai has worked on:

Investment and M&A Disputes

- Acting for a developer of renewable energy projects in an SIAC arbitration against its joint venture partner for disputes arising out of their shareholders' agreement.
- Represented multiple sellers in an SIAC arbitration and related proceedings in respect of a post-M&A dispute with the purchaser over breaches of warranties and earn-out payment obligation.
- Represented a holding company with substantial mining interests in Asia in an ICC arbitration against its investor for breaches of an investment agreement.

- Advising and representing clients in a series of proceedings across Singapore, BVI and Hong Kong in respect of shareholders' disputes in various operating and holding companies.
- Assisted on an SIAC arbitration worth several hundred million (US\$) concerning the exit of a private equity fund from an investment agreement between the parties, involving complicated issues of Indian law.

Construction and Engineering

- Acting for a statutory board in arbitration and court proceedings against its main contractor in respect of several public works contracts based on the Public Sector Standard Conditions of Contract (PSSCOC)
- Representing an MCST of a condominium development in Singapore to pursue claims for common property defects against the developer and main contractor in the Singapore High Court.
- Acting for an international contractor against its local subcontractor in relation to works for a power plant in East Asia.
- Acted for a renowned international contractor to pursue claims in connection with an oil field project in the Middle East.
- Represented high net worth individuals to claim liquidated damages, overpayment and damages for various defects in connection with the construction of their Good Class Bungalow (GCB).

Projects, Energy and Infrastructure

- Acting for a telecommunications network operator in various disputes against its downstream customer and upstream cable infrastructure supplier.
- Advising an international contractor in respect of disputes arising out of the

supply and installation of a substation in South Asia.

- Successfully obtained an award for an owner of telecommunications infrastructure against a major telecommunications operator for the lease of telecommunications towers and sites in a Southeast Asian country.
- Successfully acted for a major international contractor in an SIAC arbitration seated in Singapore in relation to disputes arising out of an iconic infrastructure project in the Middle East.
- Advised project companies and sponsors in relation to claims from their contractors arising out of the design and construction of offshore wind farms in Asia.

Sale of Goods and Commodities

- Representing a company of a South Korean conglomerate (*chaebol*) in SIAC and UNCITRAL arbitrations against its Middle Eastern partner over claims valued at over US\$500 million arising out of a series of distributorship agreements.
- Defending a retailer of high-end goods against claims of trade mark infringement, dilution and passing off.
- Successfully obtained a multi-million dollar SIAC award for a coal trader against a Chinese state-linked company for failure to take delivery of a coal shipment and to pay the price adjustment for a shipment delivered outside the agreed laycan.
- Acted for an international coal trader in multiple SIAC arbitrations against a renowned commodities trader in relation to the supply and purchase of Indonesian low calorific value (CV) coal.

Corporate and Commercial

- Acting for a private bank to resist vexatious and oppressive re-litigation of issues in a forum shopping exercise by the defaulting borrower.
- Acted as lead counsel in a High Court suit to defend against an insurer's claims to enforce against personal guarantees and indemnities.
- Represented a high net worth individual on a complex claim for breach of trust over disputed assets valued at between

US\$600 – 800 million with cross-border aspects in Hong Kong, among others.

- Advised an established private equity fund on its strategy and options to enforce its CIETAC arbitration award across multiple jurisdictions.
- Represented landlords of commercial premises in disputes with their tenants, including in relation to issues of unilateral removal of the tenant's property from the premises.

Restructuring and Insolvency

- Acted for a judgment creditor to obtain and execute an Enforcement Order against a private apartment of the judgment debtor, who was adjudged bankrupt shortly after the Enforcement Order was issued.
- Represented the Hyflux group in one of the largest and most high-profile insolvency proceedings in the Singapore High Court worth several billion dollars.
- Acted for the Prosafe group of companies in its US\$1.1 billion debt restructuring under the supervision of the Singapore Court, which also involved cross-border recognition proceedings in multiple jurisdictions.
- Advised a trustee to various series of Sukuk bonds in relation to a high-profile judicial management proceeding in the Singapore High Court.
- Advised a works subcontractor to negotiate and procure an arrangement to receive direct payment from the employer in view of the main contractor's cashflow and insolvency risk.

Pro Bono Criminal Representation

- Acting for an elderly housewife who is accused of multiple counts of cheating, criminal breach of trust and other dishonesty-related offences.
- Represented an offender with previous violence-related offences and warnings and obtained a sentence of a fine only for charges in relation to two separate incidents of voluntarily causing hurt.
- Acted for a first-time offender to plead guilty to voluntarily causing hurt to a police officer and being armed with offensive

weapons, and secured his release from remand within days of him being sentenced.

- Acted for a young father who was charged with stealing milk powder and other baby care necessities.
- Assisting with various cases under the Legal Assistance for Capital Offences (LASCO) scheme.

Others

- Advising clients on their claims against a contractor and its insurer arising out of an explosion and fire incident.
- Acted for a client to claim for a seller's failure to honour an option to purchase immovable property.
- Acted a global pharmaceutical giant in relation to a dispute with its partner over materials and documents required for vaccine trials.
- Acted for a major logistics company in the Singapore Court of Appeal in relation to a compulsory acquisition of land by the Singapore government.
- Assisted on a LMAA arbitration involving an international shipbuilding company and various disputes arising out of a contract

PUBLICATIONS

- Co-author, The International Comparative Legal Guide – Construction & Engineering Law 2024, 11th edition (Singapore chapter)
- Co-author, The Insolvency Review, 7th edition (Singapore chapter)
- Assistant editor, Comparative Takeover Regulation: Global and Asian Perspectives by Umakanth Varottil and Wan Wai Yee

AWARDS

- Awardee of the Inter-Pacific Bar Association Scholarship (2024)
- Runner-Up of the Delos Remote Oral Advocacy Program Asia 2023 Cross-Examination Course
- Winner of the Best Memorandum in the Essex Court Chambers-Singapore Academy of Law Moot Competition (2019)

APPOINTMENTS/MEMBERSHIPS

- Member, Law Society of Singapore
- Member, Singapore Academy of Law
- Member, Inter-Pacific Bar Association
- Member, Young SIAC
- Junior Assisting Counsel, Legal Assistance Scheme for Capital Offences
- Legislative Assistant, Parliament of Singapore