



Kai Ning Claire Tan

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OVERVIEW

Claire Tan is a member of the arbitration and dispute resolution practice group. Her legal practice focuses on corporate and commercial disputes. She has also been involved in major international arbitrations as well as domestic arbitrations.

PROFESSIONAL / CIVIC ACTIVITIES

- Member, Singapore Academy of Law
- Member, Law Society of Singapore

EDUCATION

- LL.B., National University of Singapore, 2012

ADMISSIONS

- Advocate and Solicitor, Singapore

LANGUAGES

- Chinese (Mandarin)
- English

AREAS OF FOCUS

- Commercial Disputes

REPRESENTATIVE EXPERIENCE

- Advise and act for Bank in respect of investigations into suspicious transactions. This includes acting for the Bank in HC/S 612/2018 and HC/S 185/2020, conducting various investigations on employees' conduct for the Bank, carrying out negotiations with various customers
- Advise and act for clients in SIAC No. 161 and 162 of 2020 for breach of various advisory agreements in a fund-manager / advisor context. The Respondent is an Indian incorporated entity, and the 1st Claimant is a Singapore incorporated entity. The assets are situated in India.
- Advised and acted for clients in HC/OS 1332/2020. Advise clients on the validity and enforceability of various documents executed under difficult circumstances. Arbitration is contemplated.
- Advise and act for the former judicial managers of Ocean Tankers Pte Ltd (now, liquidators), one of the entities that is involved in one of Singapore's largest cases of corporate fraud and breaches of accounting regulations perpetrated which was perpetrated by Lim Oon Kuin, one of the shareholders and directors of Ocean Tankers Pte Ltd.
- Advise and act in a law firm's defense in a professional negligence litigation. The quantum of the claim is in excess of S\$14 million
- Advise and act as instructed counsel for clients in 4 suits. 3 of out the 4 suits are suits commenced by clients to for minority oppression under just and equitable grounds. The clients are defending a claim for breach of fiduciary duties and contract in the last suit.
- Advised and acted for by a prominent high net-worth individual (both in his personal capacity and in his capacity as Karta of a Trust) and his wife in an appeal to the Court of Appeal against a High Court decision, that amongst others, dismissed their application to set aside an arbitral award pursuant to section 24 of the International Arbitration Act, Article 34(2)(a)(iii) and Article 34(2)(b)(ii) of the UNCITRAL Model Law. The Award is in excess of S\$720 million.
- Advised and acted for client in his defence in an action involving the alleged misappropriation of funds maintained in joint bank accounts
- Advised and acted for client in a Court of Appeal matter arising out of suits commenced to seek set aside an arbitral award. Several issues arose in the appeal which was clarified by the Court of Appeal in its judgment.
- Advised and acted for AMPPL in 9 litigations relating to a chain of aesthetic clinics in Singapore. The dispute relates to shareholding disputes, breaches of directors' duties, conspiracy and breach of employees duties.
- Acted in an international arbitration involving international clients on a breach of a joint venture agreement between the 2 parties which would entitle clients to buy out the other party's shares in the joint venture company. The subject-matter of the dispute is approximately US\$560 million.
- Acted in an international arbitration for a Hotel-Operator that operates a chain of Hotels worldwide against a claim brought by the Hotel-Owner under the International Chamber of Commerce International Court of Arbitration. The Hotel-Owner had sought to terminate the hotel management agreement and client had a

counterclaim for outstanding fees and sums dues under the said agreement. The claim was eventually settled on terms favourable to the Respondent

- Advised and acted clients on the winding up of a family-run company on just and equitable grounds. The first instance decision was appealed to the Court of Appeal, but subsequently withdrawn. Also advised and acted for the clients in the subsequent litigation that was commenced arising out of the winding up application.
- Advised and conducted investigations on behalf of the Audit Committee of a SGX listed company arising out queries raised by the regulators
- Advised the client, a childcare centre, in its statutory appeal to the Minister under the Child Care Centres Act
- Advised the client, a telecommunications company in its statutory appeal to the Minister under the Telecommunications Act