

Ast. Professor Mahdev Mohan ASI Arb

Year of Call:

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Experience

Mahdev specializes in international law and international arbitration. He has worked with Senior Counsel to represent sovereigns, multi-nationals and other clients on a range of disputes, including commercial and investment arbitration, commercial crime, and banking law. He completed his Master's at Stanford Law School on a Fulbright Scholarship, and is an Assistant Professor of Law at the Singapore Management University.

Mahdev Directs the Asian Business & Rule of Law initiative at the Singapore Management University, and is a founding member of the Singapore Branch of the International Law Association. He sits on the editorial boards of the Journal of East Asia and International Law, the China and WTO Review, and the Business & Human Rights Journal. He researches, writes and advises on public international law, and international arbitration in Asia. Mahdev has represented sovereign and multi-national clients on a range of commercial disputes, and is now Of Counsel with Providence Law Asia in Singapore. He has also represented ethnic minority genocide victims in mass claims before the United Nations-backed Extraordinary Chambers in the Courts of Cambodia (ECCC). Mahdev and his team's litigation efforts have, in part, inspired the ECCC's putative case 004.

Mahdev is:

- Admitted as a Military Prosecutor, Singapore Armed Forces Council, 2004.
- Admitted as an Advocate and Solicitor of the Supreme Court of Singapore, 2005.
- Admitted as a member of the Bar Association of the Kingdom of Cambodia, 2010.

Mahdev's representative case experience includes:

- Assisting with the representation of a Southeast Asian country in an International Chamber of Commerce arbitration (and related litigation) concerning construction and alleged expropriation of an airport terminal involving claims of over US\$1 billion.

- Advising the United Nations (UN) and the European Commission (EC) on public international law issues in the context of international commercial disputes, for example, natural resource development (oil & gas) and infrastructure projects.
- Successfully representing the CEO of Singapore's largest Information Technology company who was acquitted of corruption after a 60-day trial.
- Advising the International Olympic Committee on matters relating to the bid for the 2008 Olympic Games.
- Advising and representing sovereign governments on judicial review, public law, state immunity and international business transactions.
- Advising and representing high net-worth individuals against charges relating to securities fraud, market manipulation, insider trading and other white-collar criminal offences under the Securities & Futures Act.
- Advising and representing diplomats and embassy officials in civil and criminal matters relating to public international law.
- Advising and representing corporations on due diligence and internal investigations relating to business & human rights.

Temple Garden Chambers does not accept instructions on behalf of Associate Tenants.

Appointments

Founding Committee Member, International Law Association (Singapore Branch), 2015

Legal Adviser to the Singapore Ministry of Law, 68th Session of the UN General Assembly (Third Committee), 2014

Member of the 6th Supply of Lawyers Sub-Committee, Singapore Academy of Law (appointed by VK Rajah JA), 2013

Consultant, Criminal Practice Committee, Law Society of Singapore (appointed by President, Law Society), 2013-ongoing.

International Lawyer, UN-backed Extraordinary Chambers in the Courts of Cambodia, 2013 -ongoing.

Nominated Member of the Parliament of Singapore, 2016-ongoing

Education

Academic Fellow, Bellagio Centre, Rockefeller Foundation, 2013.

JSM (Master's), Stanford Law School, 2009.

LL.B (Hons), National University of Singapore, 2004.

Memberships

Member, Singapore Institute of Arbitrators, 2013-ongoing.

Languages

French (Basic), Malay (Basic), Tamil (Advanced)

Cases

Prosecutor vs Ieng Sary, Nuon Chea & Ors (Case 002/01)

7 August 2014

Barristers involved: Andrew Cayley CMG QC Ast. Professor Mahdev Mohan ASI Arb

The second trial (Case 002/01) commenced on 21 November 2011, primarily focusing on alleged crimes against humanity related to the forced movement of the population from Phnom Penh and later from other regions, and execution of Khmer Republic soldiers at Toul Po Chrey execution site immediately after the Khmer Rouge takeover in 1975. It also considers the roles of the Accused in relation to regime policies relevant to all charges, which will provide a foundation for examining the remaining charges in future trials. On 7 August 2014, the Trial Chamber found Nuon Chea and Khieu Samphan were found guilty of crimes against humanity and sentenced to life imprisonment.

Publications

Asian Perspectives on Investment Agreements and Arbitration: An Evolving Marcottage, Yearbook of Investment Law & Policy, (Oxford University Press, 2016)

16/02/2016

Authors: Ast. Professor Mahdev Mohan ASI Arb

An analysis of recent cases and investment agreements in Asia which suggest its progressive evolution towards investment arbitration.

Myanmar - A new law for a new era

31/01/2016

Authors: Ast. Professor Mahdev Mohan ASI Arb Clive Mynt Soe, Hnin Ei Ei, Jaya Anil Kumar

Mahdev Mohan and Clive Myint Soe of Providence Law Asia in Singapore, Hnin Ei Ei Aung of U Tin Yu and Associates in Yangon and Jaya Anil Kumar of Singapore Management University discuss the finer details of Myanmar's new arbitration law passed at the start of the year.

You can view the publication on our website <http://tgchambers.com>

Business & Human Rights in Southeast Asia - Risk & the Regulatory Turn (Routledge)

16/12/2015

Authors: Ast. Professor Mahdev Mohan ASI Arb Cynthia Morel

Bridging theory and practice, the editors have positioned this book at the intersection of human rights and environmental risks, and their effective regulation by States and corporations alike.

News

Madhev Mohan sworn in as a Nominated Member of the Parliament of Singapore

29/03/2016

Barristers involved: Ast. Professor Mahdev Mohan ASI Arb

Please see below for more details:

[http://www.gov.sg/~sgpcmedia/media_releases/parl/press_release/P-20160317-2/attachment/Press%20Release%20on%20New%20NMPs%20to%20be%20Appointed%20\(17%20March\).pdf](http://www.gov.sg/~sgpcmedia/media_releases/parl/press_release/P-20160317-2/attachment/Press%20Release%20on%20New%20NMPs%20to%20be%20Appointed%20(17%20March).pdf)
<http://www.todayonline.com/singapore/nine-nmps-selected>

For more on the role, see:

https://en.wikipedia.org/wiki/Nominated_Member_of_Parliament
