

Virtual

Seminar

# Crossing the Currents in Clean Energy and Oil & Gas: Legal Issues and Lessons Learnt

Date: 9 March 2021

Time: 4.30pm - 6.00pm (*please log in by 4.15pm*)



 Webinar	<b>LIFTED by</b> 	<b>1.5 PUBLIC CPD POINTS</b>
	Legal Practitioner  Specialisms In-House Counsel  Specialisms Legal Support  Others	Practice Area: Others/Multi-disciplinary Training Level: General

	<b>ACCREDITED CPD ACTIVITY</b>
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## Overview

### Clean Energy Transition

In recent years, we have seen big structural changes in the commodities and energy sectors. There has been an emerging bulwark in the clean energy transition to renewables. 2021 looks set to be a year of further stimulus to that transition, given:

1. President Biden's \$2 trillion Clean Power Plan to supercharge the push into clean energy investments.
2. The drive towards nuclear energy in the Middle East, China, India, Japan, Korea and other nations after a temporary hiatus since the Fukushima accident in 2011.
3. Taiwan becoming a hub for commercial offshore wind, and China being the world leader in wind power and aiming to power c.290 million homes by 2030.
4. Laos has tapped strongly into hydropower, and the Philippines into geothermal sources.
5. The Australia-ASEAN Power Link project developing the world's largest solar farm worth 16 billion dollars. The large-scale floating solar platform project in Tengah Reservoir in Singapore.
6. Even the oil majors are investing significantly into cleaner sources of energy.

Wind, Solar, Geothermal, Nuclear – these appear to be the new catchphrases in this new century. But what useful lessons can we draw from past experiences that can be applied to these evolving areas, and what shadows lurk beneath the surface? Perhaps more pertinently, what is the role of lawyers and in-house counsel - managers and mitigators of legal risk whose job is to support this push and help resolve disputes that will inevitably arise?

### International Trade In Commodities (Oil & Gas)

Globalisation and the intertwining of economies have led to a substantial increase in cross-border commodity trading. At the same time, the COVID-19 pandemic seems to have shifted the focus of legal issues in the commodity world. Commodities trading law is always evolving, rapidly-changing and often complex. Hence, in addition to specialised legal knowledge, lawyers require specialised industry knowledge, skills and experience in handling and addressing legal and dispute issues in the day-to day business activities of trading houses. With increasing reports of compliance lapses in commodities trading, one of the ways to protect business owners is to be aware of the potential legal issues in any spectrum of the value chain and to find solutions to that. In this segment, we will focus on the commonly-faced legal issues and disputes in commodity trading, how we can avoid the pitfalls that may occur and how to minimise the risk of dispute. Areas touched on will include “battle of the forms”, termination, force majeure, sanctions, bankers' letter of credit, quantity and quality claims and timing.

## Registration:

Registration SGD 96.30  
SAL Members may utilise credit dollars (C\$)

Register here at:  
[www.sal-e.org.sg](http://www.sal-e.org.sg)

## Programme Outline

On 9 March 2021, join our speakers and panelists who will be sharing their views, from the user's perspective, on the breadth of issues covered in this event.

This webinar serves both as a primer for younger lawyers who are looking at being part of the evolving renewables space; as well as provides a useful perspective for lawyers and in-house counsel who are in the oil and gas, commodities or energy sectors who will find the discussion pertinent to their roles.

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4.15PM	Participants to log in to Webinar
4.30PM	Presentations by: <ul style="list-style-type: none"><li>• Mr Kelvin Teo, Director, Drew &amp; Napier LLC</li><li>• Ms Rebecca Andersen, General Manager, Legal &amp; Compliance, Hengyi Industries International</li></ul>
5.15PM	Panel discussion and Q&A: <u>Panelists:</u> <ul style="list-style-type: none"><li>• Ms Rebecca Andersen, General Manager, Legal &amp; Compliance, Hengyi Industries International</li><li>• Mr Ivan Tan, Director, Trade and Business Services, Enterprise Singapore</li><li>• Mr Matt Buchanan, Partner, Clifford Chance</li><li>• Mr Felix Tse, General Counsel, Pavilion Energy</li><li>• Ms Maureen Poh, Director, Helmsman LLC</li></ul> <u>Moderator:</u> <ul style="list-style-type: none"><li>• Mr Kelvin Teo, Director, Drew &amp; Napier LLC (Moderator)</li></ul>
6.00PM	End

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Number of Public CPD points: 1.5

Practice Area: Others/Multi-disciplinary

Training Level: General

### **SILE Attendance Policy**

Participants who wish to obtain CPD Points are reminded that they must comply strictly with the Attendance Policy set out in the CPD Guidelines. For this activity, this includes logging in at the start of the webinar and logging out at the conclusion of the webinar in the manner required by the organiser, and not being away from the entire activity for more than 15 minutes. Participants who do not comply with the Attendance Policy will not be able to obtain CPD Points for attending the activity. Please refer to <http://www.sileCPDcentre.sg> for more information.

## Speakers



**Mr Kelvin Teo**  
**Director, Drew & Napier LLC**

Kelvin is a specialist in resolving complex energy and resource, and infrastructure disputes. He is proficient at making complicated technical, delay and quantum issues easy to understand.

Kelvin advises major players in the infrastructure, energy and resources sphere. He has acted for parties and projects in Korea, China, the Middle East, Mongolia, Italy, Laos, Philippines, Indonesia, Malaysia, Thailand, Vietnam, US, Italy, India and Singapore, amongst others. His sector experience covers infrastructure projects from nuclear power plants and renewables including wind, hydropower and geothermal; to refineries, mines, railways and expressways; and even giant Ferris wheels.

Kelvin carries out his own advocacy across the entire spectrum of dispute resolution mechanisms - litigation, arbitration, mediation, dispute board proceedings as well as adjudications, seated both within and out of Singapore. He has been recognized in directories such as The Legal 500, Experts Guide, and SBR's list of most influential lawyers under 40 (2018).



**Ms Rebecca Andersen**  
**General Manager, Legal & Compliance, Hengyi Industrial International Pte. Ltd.**

Rebecca is the Head of Legal of Hengyi Industries International Pte. Ltd., a Singapore oil and gas commodity trading company with a world class refinery plant in Brunei. She advises on complex issues in the business of commodities trading and she is known to be able to provide legal and business solutions. Her focus areas include international trade, cross-border disputes, sanctions, shipping, trade financing and derivatives. She has extensive experience in contentious dispute issues.

Rebecca started her career practising as a litigation and corporate lawyer with the Global Ernst & Young Law and thereafter became a corporate lawyer in the Energy, Maritime and International Commodity Trading industry for many years till present. Rebecca has since been the General Counsel in a United States listed company and various public-listed companies in Hong Kong, Singapore and Malaysia.

Rebecca sits as a Director in the board of one of the companies under the Hengyi Group. She is also a Director of the Singapore Corporate Counsel Association Limited. She is a Council Member of the Singapore Institute of Arbitrators (SI Arb) and she is on the arbitration panels of SIAC (Reserve Panel), AIAC and AIADR. The ICC had recently appointed her to be in the ICC Taskforce on ADR and Arbitration.

Rebecca is a regular speaker at events as presenter, chair, emcee and panelist.

*Note: In the course of the event, photographs/videos/interviews of participants could be taken/conducted by the Singapore Academy of Law or parties appointed by the Singapore Academy of Law for the purpose of post event publicity, either in the Singapore Academy of Law's official publication/website, social media platforms or any third party's publication/website/social media platforms approved by the Singapore Academy of Law.*

## Panelists



### **Mr Ivan Tan**

#### **Director, Trade and Business Services, Enterprise Singapore**

Ivan Tan is the Director of Trade and Business Services Division with Enterprise Singapore (ESG), the government agency championing enterprise development. His division is responsible for promoting Singapore as a trading hub and helping Singapore-based companies in the wholesale trade and business services sector to grow and internationalize.

Ivan joined IE Singapore, the predecessor government agency to ESG, in 2006. Prior to his current appointment, Ivan was the Global Market Director for Southeast Asia from April 2015 to December 2018. From 2013 to 2015, Ivan was seconded to the Energy Market Authority (EMA) as its Director of Planning.



### **Mr Matthew Buchanan**

#### **Partner, Clifford Chance**

Matt is a partner in the Worldwide Projects Group at Clifford Chance and Head of the Construction practice in Asia Pacific. He specializes in construction and broader commercial contract aspects of infrastructure projects including in the power (renewable and conventional), oil and gas, and infrastructure sectors. Matt acts for lenders, sponsors and contractors in relation to the full suite of documentation, from complex "first of kind" turnkey arrangements through to EPCM, CM, subcontracting structures, technical services agreements and relevant security documentation.

He is based in Singapore and has also practiced in China, London and Sydney.



### **Mr Felix Tse**

#### **General Counsel, Pavilion Energy**

Felix has 15+ years' experience in the energy commodities sector, spanning Singapore, EU, London and Sydney. His portfolio at Pavilion Energy covers legal, compliance and serves as the Company Secretary. Previously, Felix was a legal manager at the trading arm of Gazprom (owner of the world's biggest gas reserves), and before that, had practiced as a solicitor in Clifford Chance and Mallesons. In addition to his current focus on LNG/gas with Pavilion Energy, he is recognised as an industry expert in carbon markets and emissions trading documentation.



### **Ms Maureen Poh**

#### **Director, Helmsman LLC**

Maureen's practice spans the spectrum of shipping and commodity trading work, from charterparty, bill of lading and cargo disputes to commodity sale and purchase matters. She has particular expertise in energy-related commodity matters, such as the sale and purchase and the transportation of crude oil, oil and petroleum products, LPG and LNG.

Qualified to practise law in Singapore, and England and Wales, Maureen sits on the Advisory Board of the Centre for Maritime Law at the National University of Singapore.

Maureen is lauded by Legal500 as "a key name for charterparty disputes, carriage of goods by sea and cargo claims", and complimented for being "proactive, clear and fast in analysing specific points".

### General Terms and Conditions for Events

- 1) Registration is accepted on a first-come, first-served basis, subject to availability of seats. Priority will be accorded to registrations received with payment.
- 2) Registration fees must be paid in full on at least 5 working days before the commencement of the event to ensure admission.
- 3) The Singapore Academy of Law reserves the right to refuse to register or admit any participant, and to cancel or postpone the programme.

### Cancellation and Transferring of Registration

- 1) A administrative charge of S\$21.40 (inclusive of GST) will be levied for every cancellation with exception to Point (2).
- 2) The registration fees will remain payable in full:
  - a) if notice of cancellation is received less than 5 working days before commencement of the event; or
  - b) if a participant fails to attend the event for any reason whatsoever; or
  - c) if a participant arrives late or fails to attend any part of the event; or
  - d) for cancellation of registration for any events for which refund is expressly stated to be unavailable.
- 3) Registrations are transferable within the same organisation and same fee category. Please provide the name of the substitute to [les@sal.org.sg](mailto:les@sal.org.sg) at least two working days before the programme. If a non-member is nominated to attend in place of a member, the fee difference must be paid before the commencement of the event for the transfer to be valid.

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