

## Yvonne Mak

ASSOCIATE | SINGAPORE

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YVONNE.MAK@WITHERSWORLDWIDE.COM



+65 6922 4097

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SECRETARY WENDY CHIA



WENDY.CHIA@WITHERSWORLDWIDE.COM



+65 6238 3326



OPERATING AS WITHERS KHATTARWONG LLP IN SINGAPORE.

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### Yvonne is an associate in the litigation and arbitration team.

With more than 8 years of experience, Yvonne's practice encompasses corporate and commercial dispute resolution, and construction and engineering dispute resolution. She has advised and acted for clients in international arbitrations and litigation at all levels of the Singapore courts, including arbitration-related litigation. Yvonne has also acted for clients in construction adjudications and in mediation.

Yvonne has particular experiences in shareholder disputes, contractual disputes, and property disputes arising out of a broad range of industries, including logistics, commodities, blockchain technology, and construction.

She has also advised and represented contractors and consultants in construction and engineering projects, including matters relating to residential developments, commercial projects, mass rapid transit projects and other government projects.

An advocate of gender equality, Yvonne also is the Chairperson of the Young Women's Leadership Connection, a volunteer-run organisation aimed at developing women in leadership. Yvonne also sits on the Public and International Law committee of the Law Society of Singapore, and in a subcommittee in the ICC Singapore Arbitration Group. She is also a volunteer lawyer under the Criminal Legal Aid Scheme.

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## Track record

## Breaches under a termination agreement

SIAC-administered arbitration – Represented an Indonesian company in a claim against a Malaysian conglomerate for breaches under a termination agreement, in relation to project to develop land.

## Minority oppression

SIAC-administered arbitration – Acting for minority shareholder against an investment company and logistics company for claims in minority oppression and payment of dividends under a Shareholders Agreement.

## Fraud and conspiracy involving 4 jurisdictions

Represented 4 Cypriot companies in proceedings based on fraud and conspiracy commenced by the Singapore-based investment arm of a Japanese public listed company.

## Shareholders' dispute

SIAC-administered arbitration - Acting for a minority shareholder against a public listed logistics company in respect of a shareholders' dispute.

## European engineering company

SIAC-administered arbitration - Acted for a European engineering company in respect of a commercial project in the Middle East, with claims and counter claims exceeding US\$100 million.

## Multi-jurisdictional fraud

[2020] 2 SLR 1256; [2020] SGCA 95: JTrust Asia Pte Ltd v Group Lease Holdings Pte Ltd and Ors - Acted in the Court of Appeal for four Cypriot companies in allegations of unlawful conspiracy and deceit by an alleged multi-jurisdictional fraud.

## Breaches of agreements claims

[2020] SGHC 93: Ashley Francis Day v Yeo Chin Huat Anthony and Ors - Acted in the High Court for an Australian company and its director, successfully defending claims for breaches of agreements for beneficial ownership in a company, as well as allegations of unlawful and lawful conspiracy and deceit.

## Intellectual property claims

Acting for a technology company in respect of intellectual property claims against its former employees.

## SIAC partial award

[2021] SGHC 53: CIX v CIY - Acted in the Court of Appeal and High Court in the setting aside of a SIAC partial award involving a shareholders' dispute.

## Filipino coal supplier

SIAC-administered arbitration - Acted for a Filipino coal supplier in claims against a Filipino company arising out of long-term coal supply contracts and shipping documentation.

## Minority oppression

SIAC-administered arbitration - Acted for a shareholder in respect of a claim for minority oppression.

## Recycling waste company

SIAC-administered arbitration - Acted for a recycling waste company in respect of claims and counterclaims against a renewables company for breaches of a shareholder and investment agreements.

## Contractor of residential development

[2018] 2 SLR 1311; [2018] SGCA 66: Glaziers Engineering PTE Ltd v WCS Engineering Construction Pte Ltd - Assisted instructed counsel at the Court of Appeal, representing the main contractor of a residential development in relation to the setting aside of an Adjudication Determination under the Security of Payment Act.

## Subcontractor of government project

[2018] 3 SLR 503; [2017] SGHC 263: CMC Ravenna Singapore Branch v CGW Construction & Engineering (S) Pte Ltd - Acted for a subcontractor of a government project relating to the construction of a mass rapid transit system, in an application to set aside an Adjudication Review Determination under the Security of Payment Act.

## Major telecommunications provider

SIAC-administered arbitration - Assisted in representing a major telecommunications service provider in claims relating to the establishment and operation of a 4G wireless data network.

## High Court - Cairnhill Mansions sale

Acted in the High Court for an objector to the \$362 million collective sale of Cairnhill Mansions under the Land Titles (Strata) Act.

## High Court - coal supply business

Acted in the High Court for a Singaporean company and a BVI company, defending claims of conspiracy to injure a coal supply business operating in Indonesia.

## High Court - residential condominium

Acted in the High Court for the main contractor of a residential condominium, defending claims made by the MCST of over 65 deficits in the common property.

## Disclosure of documents

[2020] SGHC 217: MCST Plan No. 0827 v Aikyu Trading Co (Pte) Ltd - Acted in the High Court in an appeal relating to a dispute relating to the disclosure of documents by a management corporation, raising issues on the interpretation of Section 47(1) of the Building Maintenance and Strata Management Act (Cap. 30C) for the first time.

## Enforcement of injunction

Acted for a Liberian company in registering and enforcing an injunction order made by the High Court of Hong Kong Special Administrative Region.

## Owner in adjudication

Acted as lead counsel for an owner in an adjudication under the Building and Construction Industry Security of Payment Act (Cap. 30B).

## International soil investigation

Acted for the international soil investigation specialist engaged as a subcontractor in respect of claims and counter claims under an agreement to undertake deep compaction works on a government project.

## Contractors in adjudications

Acted for main-and sub-contractors in various adjudications under the Building and Construction Industry Security of Payment Act (Cap. 30B) making and resisting payment claims in respect of various commercial and government projects.

## Pro bono

Acted pro bono as lead counsel at trial for a foreign construction worker facing 11 charges of extortion.

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## Admissions

Advocate & Solicitor of the Supreme Court of Singapore, 2015

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## Education

## Languages

English  
Mandarin  
German

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## Memberships

Member, ICC Singapore Arbitration Group  
Member, Law Society of Singapore  
Member, Young ICCA, International Council for Commercial Arbitration  
Member, YSIAC, Singapore International Arbitration Centre  
Member, Young ITA, Institute for Transnational Arbitration  
Member, Singapore Academy of Law  
Chairperson, 8th Executive Committee, Young Women's Leadership Connection

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## Key dates

Year joined: 2019

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