



AMANDA KOH JIA YI

PARTNER



PROFILE

AMANDA KOH is accredited by the Singapore Academy of Law as a Specialist in Construction Law.

Amanda offers valuable insights from her significant involvement in construction and infrastructure-related matters which span from advising renowned contractors on extensive construction-related claims, drafting of construction and consultancy agreements, to acting for contractors in the mounting as well as the resisting of adjudication claims.

Some of her notably advisory work include advising on a dredging and land reclamation project worth \$1.4 billion and advising a government-linked endowment asset management company responsible for the development of prime commercial and residential properties as well as the conservation of culture and heritage on a variety of project matters including the invitation of tenders, termination and other contractual disputes arising from issues of delay and defects.

Amanda enjoys litigation and arbitration work with a particular focus on construction disputes and has acted for contractors in resisting calls on performance bonds and in construction-related claims such as claims for extension of time, prolongation costs, defects and additional preliminaries.

Amanda has also successfully acted for several contractors in adjudication proceedings. Some of her notably adjudication matters include acting for a one of Singapore's leading steel fabricators and in claiming for works in connection of a state-of-the-art aromatic complex located on Jurong Island and succeeding in full, while resisting deductions of more than twice the claimed sum. She has also successfully acted for a leading Japanese contractor in resisting the entire adjudication claim mounted by its subcontractor. The works claimed were in respect of an addition and alteration contract worth more than \$10 million.

She has published work on the Singapore Academy of Law's online journal SAL Practitioner and is a contributing researcher for the *Law and Practice of Construction Contracts* (5th Edition, 2018).

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QUALIFICATIONS

- LL.B., Hons, National University of Singapore, 2014

SELECT EXPERIENCE

Advisory

- Advising a governmental authority on contract documents, project implementation and administration in relation to major reclamation works and construction of port facilities for a project of over \$1.4 billion.
- Advising a leading multi-discipline grade 1 civil engineering enterprise on disputes against a Singapore statutory authority in connection with advance earthworks at the Mandai depot worth over \$71 million.
- Advising a renowned lift and escalator company on a range of contractual matters including issues in relation to defects, delay,

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- Advocate and Solicitor, Supreme Court of Singapore, 2015
- Accredited Specialist (Building and Construction), Singapore Academy of Law, 2023

PUBLICATIONS

- Co- Editor of Lexis Nexis Annotated Statutes: Building & Construction Industry Security of Payment Act 2004 (2020)
- 'A review of 2019 Court Cases on Adjudication' [2020 SAL] Prac 11
- Contributor to *Amendments to the SOP Act* (2019)
- Contributor to *Law and Practice of Construction Contracts* (5th Edition, 2018)

MEMBERSHIPS

- Member, Law Society of Singapore
- Member, Singapore Academy of Law
- Member, Society of Construction Law (Singapore)

maintenance as well as drafting and advising on its contracts used in numerous projects all across Singapore.

- Acting for and advising a collective sale committee in the proposed collective sale of a mixed development valued in the region of \$380 million.
- Acting for more than 500 subsidiary proprietors in a proposed collective sale of a residential development worth more than \$800 million.
- Advising a government-linked endowment asset management company responsible for the development of prime commercial and residential properties as well as the conservation of culture and heritage on a variety of project matters including the invitation of tenders, termination and contractual disputes arising from delay and defects.
- Advising and assisting a government statutory board in drafting a series of consultancy agreements including agreements for use with architects, engineers, quantity surveyors and contract managers for projects across Singapore.
- Advising and drafting of shareholders agreement for a construction company specializing in civil engineering contracts.
- Advising a company on employment and criminal matters including issues involving cheating and criminal breach of trust.
- Advising a leading global entertainment service company on solar power purchase arrangements at their state-of-the-art facility

SELECT EXPERIENCE

Dispute Resolution / Litigation and Arbitration

- Successfully represented a contractor in fully defending multimillion dollar claims in a High Court trial involving issues of delay and defects at one of the biggest solar farms in Singapore.
- Successfully representing a Singapore company in defending an SIAC arbitration commenced by a multinational electrical contractor. Succeeded in defending the numerous claims brought and at the same time obtaining judgment for the counterclaims brought while recovering full legal costs and expenses for the company.
- Successfully represented a main contractor in resisting a call on its performance bond by an employer claiming major delays and defects and procured the repayment of bond monies.
- Acting for a contractor specializing in plumbing and sanitary works in defending a claim for works in connection with seven (7) construction projects dealing with both private and public residential housing.

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- Acting for a premier commercial interior solutions contractor in resisting a call on its performance bond furnished in relation to the Interpol Global Complex for Innovation in Singapore and advising on issues ranging from defects, safety violations and poor maintenance and housekeeping.
- Acting for a creditor in relation to a breach of a settlement agreement and advising on enforcement proceedings for sums of over \$1 million.
- Acting for a Malaysian manufacturing company in arbitration with a German-based company concerning the supply of machinery.
- Assisting in defending a Town Council in arbitration proceedings commenced by a contractor claiming for works done in connection to the construction of linkways, pavilions and residential and study corners as well as claims for additional preliminaries.

SELECT EXPERIENCE

Construction Adjudications

- Acting for a subsidiary construction company of a listed company on the SGX and succeeding in claiming over \$9 million from the employer, more than 20 times the amount alleged by the employer.
- Acting for a one of Singapore's leading steel fabricators and fully succeeding in claiming from the main contractor for works in connection of a state-of-the-art aromatic complex located on Jurong Island while successfully resisting deductions of more than double the claimed sum.
- Acting for a main contractor in mounting an adjudication claim against the employer in connection with a warehouse and ancillary office project development contract worth more than \$14 million.
- Acting for a global leader in engineering, procurement and construction based in Stuttgart in successfully dismissing an adjudication claim of more than \$2 million by its subcontractor. The works claimed were in connection of the civil, structural and architectural works for a test well facility for a renowned provider of technology in the oil and gas industry.
- Acting for a main contractor in mounting a claim for the civil, structural and architectural works for a large-scale alkoxylation facility located in the world-class, integrated petrochemical hub of Jurong Island, and which was subsequently amicably settled.
- Acting for a world renowned Japanese main contractor in resisting a series of adjudication claims from its subcontractor. These included claims for interior restoration works and structural strengthening works of the iconic Capitol Theatre.

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- Acting for a leading Japanese contractor in successfully resisting the entire adjudication claim mounted by its subcontractor. The works claimed were in respect of an addition and alteration contract worth more than \$10 million.
- Acting for a contractor specializing in environmental engineering projects in resisting a claim of over \$4 million from its subcontractor for works in connection with the construction of an underground stormwater storage tank.
- Acting for a premier commercial interior solutions contractor with establishments in over 10 countries in successfully mounting a claim against a main contractor for works carried out at the Interpol Global Complex for Innovation in Singapore.
- Acting for a civil engineering and building constructor in successfully claiming against the main contractor for works in relation to the Tuas South Boulevard worth over \$40 million.
- Acting for a supplier of precast concrete in mounting an adjudication claim against a leading contractor specializing in structural steelwork for work done in connection of more than 350 residential units.
- Acting for a stone supplier in mounting adjudication applications against the main contractor for work done in relation to multiple residential projects.
- Acting for a main contractor in successfully claiming against the employer for works in connection of a private freehold residential project post-termination.
- Assisting in a renowned Japanese contractor's claim against a South Korean corporation for works in connection of a subcontract worth more than \$24 million.

SELECT EXPERIENCE

Reported Decisions

- Successfully represented a contractor in a multimillion-dollar High Court dispute involving one of the biggest solar farm in Singapore: **Terrenus Energy SL2 Pte Ltd v. Attika Interior + MEP Pte Ltd** [2023] SGHC 333
- Successfully represented a contractor in a seminal setting aside of adjudication determination decision which clarified the law on adjudication in the context of terminated contracts: **Builders Hub Pte Ltd v. JP Nelson Equipment Pte Ltd** [2023] SGHC 120
- Represented a contractor in resisting a setting aside application involving novel issues of fraud outside the adjudication determination: **JP Nelson Equipment Pte Ltd v. Builders Hub Pte Ltd** [2023] SGHC 186

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- Represented subsidiary proprietors in resisting an application for collective sale: **Mrs Spykerman Chwee Wah Christina & Others v. Yow Jia Wen and others** [2023] SGHC 158
- Successfully represented an owner in setting aside of adjudication determination on issues of fraud, invalid service of payment, breach of natural justice, patent error and duty to adjudicate: **LJH Construction & Engineering Co Pte Ltd v. Chan Bee Cheng Gracie** [2022] SGHC 230
- Represented a marine construction company in a setting aside of adjudication determination on issues relating to variations and contract formation: **Backho(S) Pte Ltd v. KSE Marine Works Pte Ltd** [2022] SGHC 11
- Successfully represented a leading global construction company, in landmark appeal on payment claims under the adjudication regime in connection with a \$1 billion Grade-A office redevelopment project in Singapore's Central Business District: **Shimizu Corporation v. Stargood Construction Pte Ltd** [2020] SGCA 37
- Represented a contractor in the High Court as well as in the Court of Appeal on issues relating to waiver and service in adjudications: **Audi Construction Pte Ltd v. Kian Hiap Construction Pte Ltd** [2017] SGHC 165; [2018] 1 SLR 317 (CA)
- Successfully represented a claimant in the setting aside of adjudication determination in a seminal decision on adjudication reviews, in relation to **Ang Cheng Guan Construction Pte Ltd v. Corporate Residence Pte Ltd** [2017] SGHC 9
- Represented a main contractor company in a performance bond matter, succeeding in both the High Court and the Court of Appeal: **Tactic Engineering Pte Ltd (in liquidation) v. Sato Kogyo (S) Pte Ltd** [2017] SGHC 103