

BHAVIK DIPAK RAJANI

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CURRICULUM VITAE

PERSONAL DETAILS

Surname: RAJANI
Given Names: BHAVIK DIPAK
Date of Birth: 06 January 1981
Nationality: Portuguese

CURRENT PROFESSIONAL POSITIONS & AFFILIATIONS

Fellow - Chartered Institute of Arbitrators (FCIArb) - Membership No. 6078744
Fellow - Singapore Institute of Arbitrators (FSI Arb) - Reg No. F0862
Fellow - Indian Council of Arbitration (FICA) - Membership No. IL/ICA/7011
SI Arb SCMA Certificate of Fellowship in Maritime Arbitration
CEDR Accredited Mediator
Bar Admissions- Bar Council of Maharashtra and Goa (India) -No. Mah/353/2004 (NP)

ARBITRATOR PANEL ADMISSIONS

London Court of International Arbitration's Database of Arbitrators
London Maritime Arbitrators Association - Supporting Member accepting Arbitrator Appointments
Singapore International Arbitration Centre's Reserve Panel of Arbitrators
Singapore Chamber of Maritime Arbitration's Panel of Arbitrators
Singapore Institute of Arbitrators Secondary Panel of Arbitrators
Shenzhen Court of International Arbitration's Panel of Arbitrators
South China International Arbitration Center (HK) (SCIAHK)'s Panel of Arbitrators
Hongkong International Arbitration Centre's List of Arbitrators
Dubai International Arbitration Centre's List of Arbitrators
Indian Council of Arbitration's Panel of Arbitrators and Panel of Maritime Arbitrators
KCAB International's Panel of International Arbitrators
Russian Arbitration Centre's International Arbitration Database

EXPERIENCE

Independent Practitioner – Arbitration - April 2021 – Present
Resources International (Goa - India): Partner – April 2012 – March 2021; Operations - Jan 2004 – March, 2012
Damodar Mangalji & Co. Ltd. (Goa, India): Legal Advisor - Jan 2012 – March 2018
Damodar Ferro Limitada (Mozambique): Director - April 2008 – April 2018
Allen & Gledhill (Singapore): Attachment - June 2003 to August 2003, Litigation Department
Crawford Bayley & Co., (Mumbai): Trainee - May 2002 - May 2003, Intellectual Property Department
Chambers of J.E. Coelho Pereira SA (Goa): Internship- Nov 1999 to Feb 2000 General Litigation

I have served in senior advisory capacities in my family's mining, shipping and commodities business from 2003 to 2021, managing legal issues as well as advising on commercial, operational, and finance functions. I bring legal and all-round commercial understanding of the issues concerning the mining sector. My cross-border experience includes structuring international mining investments, negotiating contracts for railways, ports, and the sales of iron ore, etc. As General Counsel, I managed arbitration and litigation in disputes relating to contracts concerning partnerships, joint ventures, mining services, iron ore sale, hire-purchase, barge hire, charter parties, and letters of credit disputes. I continue to externally advise my family business on important legal matters.

EDUCATION

National University of Singapore (2003): Completed 12 Units towards a **Master of Laws (LLM)** Programme.
Goa University (1998-2003): LL. B (Hons.) Programme at V. M. Salgaocar College of Law

ARBITRATION EXPERIENCE

AS ARBITRATOR

- In a domestic arbitration (administered by the Indian Council of Arbitration) relating to commodities (ongoing).
- Party nominated Arbitrator in a LMAA Arbitration in a dispute relating to a Ship Management Agreement (ongoing).
- Party nominated Arbitrator in a construction arbitration administered by the Dubai International Arbitration Centre.

AS TRIBUNAL SECRETARY

- In an India seated consolidated international commercial arbitration (administered by the ICA) between a Hong Kong Buyer and Indian Seller in disputes under f.o.b. contracts for sale of carbon round steel bars.
- In an ICA administered domestic arbitration in a consultancy services dispute with a fertilizer and chemicals producer

AS COUNSEL

- Instructed as Counsel to represent Claimants in a soon to begin mining arbitration under the ICC Rules (ongoing)
- Represented Claimants in 2 HKIAC administered Hongkong seated arbitrations under the UNCITRAL Rules, involving a Singapore Buyer and Chinese Respondents (including a Chinese SOE) in a shipbuilding dispute.
- Represented Claimants in a Consolidated AIAC Arbitration under 3 Master Services Agreements and a Note Subscription Agreement. The award was successfully enforced in Hongkong.
- Advising a client in respect of enforcement of a HKIAC award in India.
- Advised on a potential LCIA Arbitration governed by English Law in relation to dilution of shares in a complex joint venture dispute for the acquisition and management of a Hotel in Central London.
- Advised on a potential LCIA Arbitration governed by English Law in relation to a misrepresentation and quality dispute by the buyer under an FOB contract for the sale of iron ore.
- Advised a manufacturer on commencing an ICC Arbitration governed by Indian Law, in relation to their claim for liquidated damages under a Contract for supply of SAR reconnaissance systems.

AS IN HOUSE:

- Three related domestic ad-hoc arbitrations seeking specific performance (in the alternative damages) of various agreements for operating a mine.
- A domestic ad-hoc arbitration concerning agreements for exclusive sale of iron ore from a mining concession.
- An India seated ad-hoc international commercial arbitration in relation to a l/c dispute arising out of a f.o.b. iron ore sales contract against a **Hong Kong** based buyer.
- Proceedings under section 8 of the Arbitration and Conciliation Act, 1996. Issues involved were joinder of third parties and arbitrability of fraud.
- Evaluating grounds for resisting enforcement of a LMAA Award concerning demurrage claims arising from a Charter party. The matter was finally settled.
- Challenge to an award issued against a Guarantor in respect of a loan default by the borrower. Challenge Grounds included failure to follow (a) natural justice; (b) the appointment procedure and (c) give proper notice.
- Proceedings under section 11 of the Arbitration and Conciliation Act, 1996 for appointing an Arbitrator.

SPEAKING ENGAGEMENTS

ICA – Goa High Court Bar Association - Arbitration Training, 05-07 December 2024, Goa

CIArb India Branch Annual Conference 2024, 06 January 2024, Mumbai

The 2nd IBA Litigation and ADR Symposium – 18 August 2023, New Delhi

MEMBERSHIPS

London Maritime Arbitrators Association (LMAA) – Supporting Member

Arbitration Bar of India (ABI/A0135)

International Bar Association (1516587)

Indian Council of Arbitration (IL/ICA7011)

Singapore Chamber of Maritime Arbitration

LANGUAGES

English, Hindi, Gujarati	:	Native or bilingual proficiency
Konkani, Marathi	:	Full professional proficiency
Portuguese	:	Basic or elementary proficiency