

BHAVIK DIPAK RAJANI

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CIRRICULUM VITAE

PERSONAL DETAILS

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

CURRENT PROFESSIONAL POSITIONS & AFFILIATIONS

Fellow - Chartered Institute of Arbitrators (FCI Arb) - 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
Hongkong International Arbitration Centre's List of Arbitrators
Dubai International Arbitration Centre's List of Arbitrators
Indian Council of Arbitration's Panel of Maritime Arbitrators
KCAB International's Panel of International Arbitrators
Russian Arbitration Centre's International Arbitration Database
Singapore Chamber of Maritime Arbitration's Panel of Arbitrators
Singapore Institute of Arbitrators Secondary Panel of Arbitrators

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. In an inhouse role, 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 Tribunal Secretary

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

As Counsel

- 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 seated in Kuala Lumpur, Malaysia under 3 Master Services Agreements and a Note Subscription Agreement between a Singapore based investor and a Hongkong based Asset Management Company.
- Advising a client in respect of enforcement of a HKIAC award in India (in this case a Hong Kong Seated Award concerning a charter party dispute)
- 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 and limitation provisions under Indian Law, in relation to their claim for liquidated damages claim under a multi-million-dollar Contract for supply of SAR reconnaissance systems.

As In house Counsel:

- 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. Proceedings u/s 11 for appointing an Arbitrator.

SPEAKING ENGAGEMENTS

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

Session Moderator: The role of Funders, Experts and Chambers in Dispute Resolution

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

Workshop Session – Learning from Experience - Best Practices in Dispute Resolution

MEMBERSHIPS

Arbitration Bar of India

Indian Council of Arbitration

Singapore Chamber of Maritime Arbitration

Moot Alumni Association (MAA) - Willem C. Vis Moot

LANGUAGES

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