



**Yang Yi**

Senior Partner

**Name:** Yang Yi

**Position:** Senior Partner

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**Language:** Mandarin, English

**Practice Area:** MARITIME, CIVIL AND COMMERCIAL LITIGATION, CROSS-BORDER DISPUTE RESOLUTION

## Professional Experience

Yi Yang is the head of a 10-man team specialising in shipping and international commodity trade. He has particular experience in handling disputes over charterparty, bills of lading/carriage of goods by sea, commodity trade, collision, ship S&P, ship building, ship finance, marine insurance, and mainly serves for shipowners, charterers, P&I Clubs, shipyards, insurers, banks, commodity traders and NVOCC.

He has special expertise in international arbitration and cross-border dispute resolution. He handled more than 60 international arbitration cases and those cases are mainly seated in London, Hong Kong and Singapore with LMAA Terms, HKIAC Rules and SIAC Rules to apply, and he assisted the clients in the enforcement of international arbitration awards. He also worked regularly and closely with lawyers from Hong Kong, London, Singapore, US, Russia, Korea, Japan, India, Malaysia and South Africa in respect of China-related litigation and handled more than 30 international ship arrests and other shipping cases outside China.

## Representative Performance

### • Maritime

- Represented Wuchan Zhongda Chemical Group Co., Limited in a dispute over port storage contract with Yingkou Port Group
- Represented Sound (Dalian) Supply Chain Management Co., Ltd. in a series of disputes over import agency agreement for copper ore & gold ore and relevant port storage contracts
- M.V. "Wen Qiao" - Dispute over marine insurance contract (hull)
- Represented Minsheng Financial Leasing in a dispute over marine insurance contract (hull) in respect of M.V. "Lan Hai Sheng Hui"
- M.V. "Rui Ning 3" - release of cargo without production of original bills of lading
- Collision between China-flagged vessel and Panama-flagged vessel in Indonesia
- Collision between China-flagged fishing ship and China-flagged general cargo vessel
- Represented an NVOCC in disputes over multimodal transportation contract for the carriage of overseas project cargoes with shippers
- Represented a Hong Kong shipowner in a series of dispute over ship finance in respect of 12 vessels, which include 5 simultaneous ship arrests before Wuhan Maritime Court and Qingdao Maritime Court and related Hong Kong arbitration
- Represented a Shanghai-based shipping company in a dispute over contract for domestic carriage of goods by water - sinking of ship, cargo damage and limitation fund
- Represented a Hong Kong company in a time charter dispute - ship arrest in China and Hong Kong arbitration
- Represented a Hong Kong company in a ship arrest in China and Hong Kong arbitration for voyage charter disputes - release of bills of lading, demurrage, lien on cargo, wrongful ship arrest and security for costs
- Represented a Shanghai-based shipmanager and Singapore-based charterers in the cases pertaining to the challenge to the jurisdiction of Chinese maritime court on basis of dispute resolution clause under Shelltime 4, and related disputes over ship repair, ship arrest and auction

- Represented a Singapore-based buyer in purchasing a Barbados-flagged ship
- Represented a Singapore-based seller in selling a Panama-flagged ship
- **Litigation and Arbitration**
  - Represented a Hebei-based giant iron & steel group as holder of bills of lading in the auction of the carrying vessel and transshipment of the cargo from Singapore to Huanghua
  - London arbitration (LMAA Terms) - time charter, ILWU crane inspections, off-hire, maintenance
  - Hong Kong arbitration (ad hoc) - time charter, bottom cleaning
  - London arbitration (LMAA Terms) - time charter, hatch covers and cranes frozen in Russia, off-hire, maintenance, trading limits, safe port
  - London arbitration (LMAA Terms) - time charter, off-hire, underperformance and overconsumption
  - Hong Kong arbitration (ad hoc) - voyage charter, binding charterparty, repudiation
  - London arbitration (LMAA Terms) - voyage charter, NOR tendered at CJK, laytime and demurrage
  - Hong Kong arbitration (ad hoc) - voyage charter, stevedore damage
  - Represented a Hong Kong-based company in a Singapore arbitration against BHP in respect of a master agreement for the sale and purchase of iron ore in 7 consecutive years (SIAC Rules)
  - Represented a Liaoning-based company in a Singapore arbitration (ad hoc) against their counterpart in Malaysia in respect of a mine exploration in Mongolia
  - Represented a Hong Kong-based middle man trader in Singapore and Hong Kong arbitration (ad hoc, SIAC Rules and HKIAC Rules) against iron ore suppliers in India - total 11 arbitration references
  - Represented a giant container leasing company in enforcing an AAA award in China
  - Represented a company incorporated in Marshall Islands in the enforcement of a Hong Kong arbitration award in mainland
  - M.V. "Yuri Arshenevsky" - associated ship arrests in Korea and India in order to obtain security under time charters, shifting of cargo and cargo damage due to Super Typhoon Muifa, Inter-Club Agreement
  - Represented a giant state-owned shipping company in an associated ship arrest in South Africa - confidential

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## Social Status

- Standing director of Guangdong Transport Law Society
- Member of Shipping Law Research Association of Guangzhou Law Society
- Research fellow of Guangzhou Shipping Law Research Association

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## Working Experience

- October 2020-Present, Beijing Jincheng Tongda & Neal (Dalian) Law Firm
- July 2005-October 2020, BoeNing & Co.

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## Education Background

- Dalian Maritime University, Ph.D Candidate
- Dalian Maritime University, LLM
- Dalian Maritime University, LLB

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## Publications

- The Interpretation of time charter trip by The "Wehr Trave", published at World Shipping, 2nd

edition of 2017

- Stevedore damages under voyage charter - case analysis on Hong Kong arbitration award, published at World Shipping, 3rd edition of 2012
- Construction of contract and once on demurrage always on demurrage under English law - case analysis on London arbitration award, published at World Shipping, 12th edition of 2011
- Withdrawal under COA and force majeure under English law - case analysis on Hong Kong arbitration award, published at World Shipping, 6th edition of 2011
- Applying English law to determine the conclusion of a binding contract and the validity of arbitration clause - case analysis on London arbitration award, published at World Shipping, 2nd edition of 2011
- Discussion over relevant issues on exercising a lien on cargo in China in accordance with English law, published at International Conference on Maritime Law with excellent paper award, September 2011