



HERBERT  
SMITH  
FREEHILLS



## PETER GODWIN

MANAGING PARTNER, KUALA LUMPUR

[Kuala Lumpur](#)

Peter is the Managing Partner of the Kuala Lumpur office.

 +60 3 2777 5104  +60 10 882 2302

 [Peter.Godwin@hsf.com](mailto:Peter.Godwin@hsf.com)

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## BACKGROUND

Peter is a member of Chartered Institute of Arbitrators and a Fellow of the Asian Institute for ADR. He is a panel member of JCAA, SIAC, AIAC and HKIAC.

## KEY SERVICES

[International Arbitration](#)  
[Investigations](#)

## KEY SECTORS

[Energy](#)  
[Banks](#)

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## EXPERIENCE

A specialist in crisis management/investigations, litigation, arbitration and other forms of dispute resolution, Peter is the Managing Partner of the Kuala Lumpur office and former head of the Asia Disputes practice. He has practiced in Asia for 23 years of which 17 years was based in Japan. Consistently recognised by legal directories as a leading lawyer, Peter is praised by *Chambers Asia Pacific, 2019* as "commercially astute and a safe pair of hands". He is admitted to practice in England and Wales, Hong Kong, and is licensed to advise on foreign law in Malaysia.

He advises Asian and international companies on complex disputes in a numbers of sectors, including construction and infrastructure, energy, telecommunications, media & technology, pharmaceuticals, international trade and banking. His practice in these sectors includes all manner of contractual and other disputes including insolvency, fraud and employment issues.

Peter has experience of arbitrations conducted under a wide variety of institutional and procedural rules. He has handled numerous LCIA and ICC disputes, as well as matters under the rules of the AIAC, AAA, SIAC, HKIAC, Thai Arbitration Institute, JCAA and before both pure and ad hoc and UNCITRAL tribunals.

Peter has represented clients in arbitral centres in Bangkok, Hong Kong, Kuala Lumpur, London, Mumbai, New York, Oslo, Paris, Singapore, Stockholm and Tokyo, and in disputes under English and other common and civil law systems.

In addition, Peter sits as an arbitrator and is a panel member of AIAC, SIAC, HKIAC and JCAA. He also has recent experience as an arbitrator under ICC and LCIA rules as well as the first ever emergency arbitrator appointed by KCAB.

Recent experience as counsel includes acting:

- as an ad hoc arbitrator (appointed by the High Court of Malaysia) in connection with a contractual dispute regarding wrongful termination
  - in a KCAB case in Seoul, as emergency arbitrator, in connection with breach of engagement letter and misuse of confidential information
  - for the Malaysian Government in ad hoc arbitration proceedings in Madrid concerning a historic land dispute concerning parts of Sabah
  - advising a leading global high-tech engineering and construction company on potential disputes arising out of an EPC Contract for the construction of a chemicals manufacturing facility in Malaysia, including issues in relation to adjudication under the Construction Industry Payment and Adjudication Act (CIPAA), mediation and arbitration under the KLRCA Arbitration Rules
  - representing the subsidiary of a major pharmaceutical company in ICC arbitration proceedings relating to the termination of a drug co-promotion agreement
  - a fund manager in connection with a criminal investigation in Indonesia concerning alleged corruption and AML breaches.
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