

Achieving fast, innovative and cost-effective dispute resolution for businesses

Anneliese Day KC – Arbitrator

“ Insightful, knowledgeable, and charming ”

Legal500, Asia Pacific 2020, Construction, energy and infrastructure

OVERVIEW

A highly sought-after silk described as a "leading lawyer of her generation" who handles some of the most high-value and complex cases in the world, both as Lead Counsel and as Arbitrator, Anneliese has extensive expertise in commercial, energy, construction, investment treaty, insurance and professional liability disputes in both a national and international context. She is almost uniquely placed at the Bar in being able to deal with both commercial and construction issues at the highest level. Anneliese was shortlisted as International Arbitration Silk of the Year by the Legal 500 in 2020 and selected as one of the 500 most influential people in the UK by Debretts in 2015. She was appointed as a member of the LCIA Court with effect from May 2019 and to the SIAC panel and the Abu Dhabi Global Market Arbitral Panels in 2019.

STYLE AND APPROACH

Anneliese seeks to bring added value to a case whatever her role. She prides herself in being clear and measured combining strong intellect with practical common sense. She is committed to finding the dispute resolution outcome that fits the case in a firm but fair way, applying rigorous case management where appropriate and to making clear, well reasoned and efficient decisions where required. She seeks to be human in everything she does.

EXPERTISE

- International Arbitration
- Energy and Infrastructure
- Construction and Engineering
- Commercial
- Insurance & Re-Insurance
- Professional Liability

EXPERIENCE

International Arbitration

- Acting a chair in relation to a SIAC arbitration concerning various contracts relating to the operation of hotels in Thailand raising issues regarding the law applicable to an arbitration agreement, alleged breach of the arbitration agreement, and parallel proceedings.
- Acting as lead co-counsel in one of the largest SIAC arbitrations heard in 2018 between Samsung and Duro arising out of the Roy Hill Iron Ore project in Western Australia where over \$1 billion was in dispute.
- Acting as Leading Counsel on an LCIA arbitration in Trinidad concerning Trinidad's road network following the termination of a \$350million FIDIC contract.
- Acting as a party appointed arbitrator in a LMAA arbitration in London relating to the construction of a shipping contract, where allegations of fraud are made.

- Acting as a party appointed arbitrator in respect of an ICC dispute concerning the termination of a management and maintenance agreement in respect of a power plant in Pakistan, seated in London.
- Acting as the presiding arbitrator in an ICC arbitration seated in London concerning alleged wrongful termination of an EPC contract in respect of a power plant in China where US\$40 million was in dispute.
- Acting as chair in an LCIA dispute concerning restraint of trade.
- Energy Construction and Engineering.
- Acting as a party appointed arbitrator in a SIAC arbitration concerning a dispute between employer and contractor in relation to an EPC contract relating to a power plant in Vietnam where the value of the parties' claims and counterclaims exceeds USD 1 billion.
- Acting as the presiding arbitrator in an ICC arbitration seated in London concerning alleged wrongful termination of an EPC contract in respect of a power plant in China where US\$40 million was in dispute.
- Acting as an LCIA appointed arbitrator in a dispute arising out of a Joint Operating Agreement relating to petroleum operations in Egypt seated in London.
- Acting as a party appointed arbitrator in an ICC arbitration seated in London concerning a dispute between contractor and sub-contractor in relation to an issue of contractual construction concerning a waste plant.
- Acting as a party appointed arbitrator in an ad hoc arbitration in relation to a dispute concerning a gas fired power station.
- Regularly acting as arbitrator and adjudicator in respect of disputes in the UK arising out of PFI contracts with particular expertise in disputes concerning roads, rail, hospitals and waste plants.

Commercial Dispute Resolution

- Acting as sole arbitrator in relation to a contractual dispute between a bank and its former solicitors in an LCIA arbitration seated in London.
- Acting as an LCIA appointed arbitrator in a dispute seated in Doha concerning the supply and installation of audio-visual systems at the Qatar National Library.
- Acting as lead counsel on behalf of the respondent to a commercial dispute between employer and former employee concerning oil contracts in the Middle East.
- Acting as one of three experts in an expert determination in London concerning issues of complex contractual construction relating to IT services in relation to Data Centre Services.

INSURANCE AND RE-INSURANCE

- Acting as sole arbitrator in relation to multiple arbitrations in London and Hong Kong between insured and insurers or two insurers concerning policy coverage arising out of a road contract.
- Acting as sole arbitrator in relation to multiple arbitrations in London and Hong Kong between insured and insurers or two insurers concerning policy coverage.
- Acting as Lead Counsel for a firm of surveyors in an LCIA arbitration concerning one of their former owners and complex insurance issues.
- Acting as Lead Counsel in an arbitration regarding a Construction All risks Insurance policy.

PROFESSIONAL QUALIFICATIONS

- MA in Law (Cantab: 1st Class).
- Barrister at Law, Kennedy Scholar (Harvard University).

CAREER HISTORY

- 1996 -2016: Barrister at 4 New Square Chambers.
- 2016 – Present: Barrister, Arbitrator, Adjudicator at Fountain Court Chambers.

ACCREDITATIONS

- Appointed Queens Counsel in 2012.
- TECBAR approved arbitrator and adjudicator.

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