

Eugene J. Low

Founder, Managing Director



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Areas of Practice

- Commercial litigation
- Restructuring and insolvency
- Corporate advisory

Qualifications

- Advocate & Solicitor, Singapore

Education

- National University of Singapore
- East China University of Political Science and Law

Memberships

- Law Society of Singapore
- Singapore Academy of Law
- Insolvency Practitioners Association of Singapore
- INSOL International

Introduction

Eugene is a high energy, pragmatic and business-minded lawyer with substantial experience in complex, high-value commercial litigation, insolvency and restructuring, and corporate advisory.

Effectively fluent in Mandarin, Eugene has spent time studying and working in an accountancy firm in China and has worked with numerous Chinese clients in deals and disputes in the region.

Having trained and worked in an award-winning top litigation firm for some years, Eugene founded Ark Law in 2019 with the vision of building a socially responsible law firm with no compromises on work product and technical excellence.

Experience

Commercial Litigation

- Acting for a State party in matters arising from an arbitration with a utilities concession holder
- Acting for a Chinese State-Owned Enterprise in claims relating to a joint venture in Singapore
- Acting for an online binary trading platform in a high-value dispute involving issues of English and Belize law
- Acting for a shareholder in a shareholder's dispute over a major cryptocurrency company
- Acting for a former executive of a company listed on the Singapore Exchange in relation to alleged breaches of restrictive covenants
- Acting for one of the defendants in a complex cross-border claim for fraud over the sale of US\$2 billion of art works involving cases lodged with the courts in Monaco, Switzerland, Hong Kong, Singapore and other jurisdictions. This case was named "Matter of the Year" by the Asia-Pacific Dispute Resolution Awards 2016: *Bouvier, Yves Charles Edgar v Accent Delight International Ltd* [2015] 5 SLR 558; *Rappo, Tania v Accent Delight International* [2017] 2 SLR 265
- Acting for the principal private financier of a joint venture in a dispute over the division of profits after selling investment properties for more than S\$60 million. The case culminated in a landmark decision

by the Court of Appeal on abuse of process: *Lim Geok Lin Andy v Yap Jin Meng Bryan* [2017] SGCA 46

- Acting for a multinational corporation in a 20-day trial against a former director in claims for breach of fiduciary duties and conspiracy which went on appeal to the Court of Appeal: *Goh Chan Peng v Beyonics Technology Ltd* [2017] SGCA 40. A consequential suit arising from this matter is being heard in the Singapore International Commercial Court
- Acting in a Suit in the Singapore International Commercial Court for a global petrochemical marketing, distribution and project development group and its chairman in claims associated with the collapse of Jurong Aromatics Corporation: *Arovin Ltd v Hadiran Sridjaja* [2018] 5 SLR 117
- Acting for a medical doctor and his three companies in defending a claim from a tax advisor, and mounting a counterclaim for over S\$1 million in damages for negligent tax advice: *BMI Tax Services Pte Ltd v Heng Keok Meng* [2019] SGHC 9
- Negotiating an out of court settlement for a Chinese oilfield equipment company in a dispute over the termination of a JTC lease
- Acting for a major telecommunications company in a mediation involving a claim against it amounting to more than S\$34 million for alleged unauthorised use of infrastructure
- Acting for a major telecommunications company in the resolution of disputes arising out of a planned consolidation exercise
- Acting for a telecommunications facilities-based operator in claims arising from damage caused to its underground fibre optic cables
- Acting for leading commercial hire-purchase financiers in recovery claims
- Advising a Dutch litigation funder on complex issues relating to the assignments of choses in action for possible fraud on the diesel emissions standards of ship engines.

Corporate Advisory / Restructuring and Insolvency

- Advising international and local bank creditors in the restructuring of the Hyflux Group
- Advising a regional Public Relations group on a demerger and segregation of business units
- Advising liquidators of an EMAS Group subsidiary regarding the EMAS Group scheme of arrangement, and claims made in the Ezra Group Chapter 11 proceedings in the United States
- Advising the putative receivers of a Cayman Islands company in the sale and acquisition of a subsidiary through a “pre-pack” receivership
- Acting for the liquidators of Zuji Travel Pte. Ltd., a pioneering online travel bookings company
- Acting for substantial creditors holding debts in excess of S\$1 million in the Judicial Management of Epicentre Holdings Limited, a company listed on the Singapore Exchange
- Advising creditors in the Singapore Flyer insolvency

- Acting for a leading brokerage firm in fraud recovery claims and bankruptcy proceedings in the wake of the 2013 Sky One shares crash
- Acting for various financial institutions in bankruptcy proceedings against debtors
- Advising a Chinese investment company on the acquisition of a mineral mine in Indonesia

Publications and Speaking Engagements

- Speaker and trainer on Singapore law, *Justice Without Borders Conference: Cross-Border Civil Claims for Returning OFWs* (University of Makati, Philippines, April 2019)
- Contributor, *The Asset Tracing and Recovery Review* (Law Business Research Ltd, 2015-2017)
- Author, “*In-house counsel communications – privileged or not?*” (Lexology, September 2017)
- Author, “*Briefing Note – COVID-19 (Temporary Measures) Act 2020*” (Ark Law Corporation, April 2020)