

**Moin Ghani**  
*Curriculum Vitae*



Partner and Co-Head  
Alliance Laws  
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**NATIONALITY**      Bangladeshi

**EDUCATION**

- 2011-2012      *Fulbright Scholar / Hubert H. Humphrey Fellow* (one year graduate studies on International Arbitration Law); American University, Washington College of Law, Washington D.C. USA
- 2004-2005      *Bar Vocational Course*; BPP Law School, London, UK
- 2001-2002      *LL.M. (Public International Law)*; London School of Economics and Political Science, London, UK
- 1998-2001      *LL.B. (Law)*, London School of Economics and Political Science, London, UK
- 1997-1998      *BBA* (5<sup>th</sup> Batch, two semesters completed), Institute of Business Administration, University of Dhaka.

## PROFESSIONAL QUALIFICATION

- 2006 Enrolled as an Advocate of the High Court Division of the Supreme Court of Bangladesh.
- 2004 Enrolled as an Advocate of the Dhaka Bar Association, Bangladesh Bar Council.
- 2005 Called to the Bar of England and Wales

## EMPLOYMENT

- 2019-present In Bangladesh: Partner and Co-Head, **Alliance Laws**, Suite 6A, Level 5, Paradise Lake View Nibash, BA-73/1, Gulshan-Hatirjheel Lake Drive, Dhaka 1212.
- 2002-2018 Associate (2002-2015) Partner (2016-2019), Dr. Kamal Hossain and Associates, Chamber Building, 122-124 Motijheel C/A, Dhaka-1000.
- 2011-2012 In the United States: Foreign Counsel, Foley Hoag LLP, Washington D.C. USA. *Practice Areas*: International Investment Arbitration cases under ICSID and UNCITRAL, Maritime Delimitation Arbitration Cases under ITLOS and UNCLOS.
- 2007 In United Kingdom: Legal Assistant, Evershed LLP, Newcastle-upon-Tyne, UK. *Practice Areas*: Shipping Law and Arbitration. *Practice Areas*: Shipping Law and Arbitration.

## MAJOR CASES AND TRANSACTIONS

### ICSID Arbitration

#### As Counsel:

1. Counsel for Bangladesh and Petrobangla, *Niko Exploration (Block 9) Ltd v. People's Republic of Bangladesh and Petrobangla*, ICSID Case No. ARB/19/18 (September 2019 to present).
2. Counsel for Bangladesh Power Development Board, *NEPC Consortium v BPDB*, ICSID Case No. ARB/18/15 (2018 till present)
3. Counsel for Petrobangla, *Niko Resources (Bangladesh) Ltd. v. Bangladesh Oil Gas & Mineral Corporation ("Petrobangla")*, ICSID Case No. ARB/10/18 (September 2015 to present).

4. Counsel for BAPEX, *Niko Resources (Bangladesh) Ltd. v. Bangladesh Petroleum Exploration & Production Company Limited ("Bapex")*, ICSID Case No. ARB/10/11 (September 2015 to present).
5. Counsel for the Venezuela as member of Foley Hoag LLP, *Gold Reserve Inc. v. Bolivarian Republic of Venezuela*, ICSID Case No. ARB(AF)/09/1 (2011-2012).
6. Counsel for Bangladesh, *Chevron Bangladesh Block Twelve, Ltd. and Chevron Bangladesh Blocks Thirteen and Fourteen, Ltd. v. People's Republic of Bangladesh*, ICSID Case No. ARB/06/10 (2008-10).

As Assistant to ICSID Tribunal:

7. Assistant to ICSID Tribunal, *Standard Chartered Bank (Hong Kong) Limited v. United Republic of Tanzania*, ICSID Case No. ARB/15/41 (2016 to present).
8. Assistant to ICSID Tribunal, *Teinver S.A., Transportes de Cercanías S.A. and Autobuses Urbanos del Sur S.A. v. Argentine Republic*, ICSID Case No. ARB/09/1 (2014-2017).
9. Assistant to ICSID Tribunal, *Caratube International Oil Company LLP v. The Republic of Kazakhstan*, ICSID Case No. ARB/08/12 (2008-2010).

**ICC Arbitration**

10. Counsel for Bangladesh Power Development Board (BPDB), *Southern Solar Power Limited v. BPDB* (ICC Arbitration Case No. 23904/TO). (2017 to present)

**UNCITRAL Arbitration**

11. Counsel for BAPEX, *SOCAR AQS International DMCC v BAPEX* (SIAC Case Ref No. GEN387/20/CWB). (2021)
12. Counsel for Jalalabad Gas Transmission and Distribution System Limited, *Lafargeholcim Bangladesh Ltd. v. Jalalabad Gas Transmission and Distribution System Ltd.* (2021)

## **Major Transactions**

1. Advising the Bangladesh Ministry of Health on the contracts for the purchase of Covid vaccines from the Russian Federation and China. (2021)
2. Legal Counsel for the Bangladesh Telecommunications Regulatory Commission in connection with a suit before the Supreme Court of the State of New York. (2021)
3. Advising Petrobangla for the negotiation and execution of Quite Enjoyment Agreements for the FSRU and Terminal for the Summit LNG Project - the Floating Storage and Regasification Unit at Maheshkhali Island, Bangladesh. (2020-2021)
4. Advising Petrobangla on a dispute with Tullow (Block 9 PSC) regarding imposition of taxes by the NBR. (2020-2021).
5. Advising BAPEX on a dispute with a drilling company, SOCAR. (2020-2021)
6. Advising Jalalabad Gas Transmission and Distribution System Limited on a dispute with LafargeHolcim (2021).
7. Advising CHEC (China Harbour Engineering Company Ltd.) on the acquisition of new projects in Bangladesh. (2020)
8. Advising MGMCL (Maddhapara Granite Mining Company Limited) regarding an ongoing arbitration with GTC and assisting in the amicable resolution of the dispute. (2020)
9. Advising a Spanish-Swedish consortium contractor in relation to a dispute with a Bangladeshi power producing company (2016-2018).
10. Advising owners of LNG Floating Storage Unit regarding service to an onshore regasification terminal at Kutubdia for the provision of natural gas based power in Bangladesh (2017).
11. Advising Malaysian conglomerate in connection with its proposed acquisition of a group of companies with assets including three power plants in Bangladesh with capacities of 450 MW, 360 MW, and 110 MW respectively (2015).
12. Assisting a Spanish company in the bidding process and submitting tenders for a 450 MW combined cycle power plants in Ashuganj Bangladesh (2013).

13. Counsel for QAPCO (Qatar Petrochemical Company) in relation to a business restructuring in Bangladesh (2014).
14. Counsel for UK-based energy company in setting up a Bangladeshi subsidiary company, and acquiring assets in Bangladesh including contracts, leases, machineries, and land property from another Bangladesh company through an asset purchase agreement (2013-2014).
15. Bangladesh counsel for IFC in relation to a 330-450 MW power plant project (2007-2008).
16. Counsel to a Chinese coal mining company advising on the terms and conditions of coal mining concessions contracts with the Government of Bangladesh (2006-2008)
17. Counsel and expert witness on Bangladesh citizenship laws for U.K. Government Treasury Solicitor's Department (2014-2017).
18. Advising a Chinese conglomerate on the setting up of a garments industrial park in Bangladesh (2014-2016).
19. Advising IFC on the credit facility provided to Robi Axiata (2015).
20. Counsel for Alcatel-Lucent (2015-2016)
21. Counsel for Microsoft Corporation in relation to acquisition of Nokia Corporation (2014).
22. National Consultant, Assessment of UNDP Support to Bangladesh Police, UNDP, Democratic Governance Cluster (March 2015 - present); National Consultant for the Political Economy Analysis for the Justice and Security Sector of Bangladesh, UNDP, Democratic Governance Cluster (July-September 2014).
23. Counsel to Citibank N.A., the issue manager and lead underwriter for the Initial Public Offering (IPO) of a Norwegian-controlled mobile telephone company, Grameenphone Limited, which was then Bangladesh's biggest IPO (2009-2011).
24. Bangladesh counsel for MetLife, Inc in respect of its acquisition of American Life Insurance Company (Alico) in Bangladesh (2009-10).

## NOTABLE PUBLICATIONS

1. Bangladesh and 50 years of international law, White Board Policy Magazine, Centre for Research and Information (CRI) (2021)
2. Bangladesh chapter, Asia Arbitration Guide (5<sup>th</sup> Edition), Respondek & Fan Pte Ltd., Singapore (2017)
3. Bangladesh chapter, Business ethics and anti-corruption, Norton Rose Fulbright, September 2014 (2014).
4. Bangladesh chapter, Asia Arbitration Handbook, edited by Michael Moser and John Choong, Oxford University Press (2012).
5. "Court Assistance, Interim Measures, and Public Policy: India's Perspective on International Commercial Arbitration" The Arbitration Brief 2, No.1: 16-29, American University Washington College of Law (2012).
6. A 'great win' for Bangladesh: Analysis of the Judgment dated 14/03/12 in ITLOS Case No. 16, the Dispute Concerning Delimitation of the Maritime Boundary between Bangladesh and Myanmar in the Bay of Bengal, *The Daily Star* 27/03/12 and *bdnews24.com* 8/4/12 (2012).

## CONTRIBUTIONS TO PROFESSIONAL GUIDES

1. Bangladesh Chapter, *The International Comparative Legal Guide to: Gas Regulation 2008* (London: Global Legal Group Ltd, 2008) pp. 43-47.
2. Contributor, *Doing Business 2008-2012* (Washington, DC: The World Bank, 2008-2012).

## SCHOLARSHIPS AND AWARDS

1. Fulbright Fellowship / Hubert H. Humphrey Fellowship (for pursuing one year program of graduate studies and professional development in international arbitration at American University, Washington D.C. on a Fulbright exchange program funded by the U.S. Department of State and supervised by the Fulbright Scholarship Board).