



Kang Mei Yee FCI Arb

Partner

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Mei Yee is active in corporate, civil and construction dispute resolution. She appears and assists in proceedings before the courts of Malaysia and in arbitration.

She focuses on handling boardroom and shareholder disputes. She has experience in litigating actions on behalf of companies, shareholders and directors in various types of corporate disputes, including derivative proceedings, minority oppression suits, breach of directors' duties, breach of shareholders' agreements and joint venture disputes. As corporate disputes are often complex and prolonged, she ensures that the clients are properly guided throughout the litigation process.

Aside from corporate disputes, Mei Yee also handles contractual and investment disputes. She acts for both investors and financial advisors in disputes relating to various types of investment arrangements. Her experience includes defending financial advisors in professional negligence suits.

Mei Yee also manages, in both litigation and arbitration, contractual and construction disputes for various industry players, including the engineering, procurement and construction industries. Notably, she formed part of the defence team of an arbitral institution in an action which challenges the constitutionality of the adjudication regime in Malaysia.

She is also well-versed in industrial relations practices and regulatory compliance. Her clients include multinational oil and gas corporations, banking institutions, private companies and associations.

Mei Yee is a Fellow of the Chartered Institute of Arbitrators (CI Arb), United Kingdom. She holds a Diploma in International Arbitration by the Chartered Institute of Arbitrators (CI Arb), United Kingdom. She has co-authored the Malaysian chapter on International Arbitration in Global Legal Insights 2020. She is also an active contributing author to the publications by International Law Office (ILO). She is proficient in Mandarin and works closely with our clients in their collaborations with business partners based in Mandarin-speaking jurisdictions.

Practice Areas

- Arbitration
- Boardroom Risk & Reputation
- Construction, Engineering, Infrastructure & Projects
- Corporate Governance & Compliance
- Corporate Litigation & Risk Management
- Employment, Benefits and Incentives & Industrial Relations

- Insurance & Reinsurance
- Intellectual Property
- Regulatory & Compliance
- Technology, Media & Telecommunications

Languages

English, Malay, Mandarin

Admission

Advocate and Solicitor of the High Court of Malaya

Qualifications

- LL.B (Honours), University of Malaya.

Notable Matters

Corporate/ Civil Disputes

- Acted for an arbitration institution in the first constitutional challenge on statutory adjudication regime reported as *Mega Sasa Sdn Bhd v Kinta Bakti Sdn Bhd & Ors* [2020] 4 CLJ 201.
- Acted in multiple actions arising from complex disputes between directors and shareholders of a company operating in the nature of a quasi-partnership, among others, reported as *Ng Boon Teik v Chang Tong Lee* [2020] 1 LNS 1135.
- Acted for a quarry company in a dispute arising from a quarry agreement reported as *Sunway Quarry Industries Sdn Bhd v Pearl Island Vista Sdn Bhd & Anor* [2019] MLJU 400.
- Acted for a company in an action against a former director for breach of fiduciary duties reported as *Superplas Technology Sdn Bhd v See Chou Shon* [2017] MLJU 980.
- Acted for the former director of an arbitration institution in suits challenging his appointment to the office.
- Acted for a telecommunication company in a claim brought by a shareholder in defiance of their arbitration agreement.
- Acted for a company and its director in a corporate dispute arising from a profit-sharing arrangement involving novel legal questions concerning trust and fiduciary duty.
- Defending one of the largest telecommunication providers in Malaysia in a suit involving fraudulent trading and discovery actions.
- Acted for a financial advisory firm and a financial advisor in a professional negligence suit involving offshore investment.
- Represented an elevator provider in a corporate dispute which involved a sum of approximately RM26 million arising from a joint venture arrangement.

Notable Matters

Employment & Industrial Relations Disputes

- Acted in the highly publicised dispute involving Chinese educationist in Malaysia.
- Advised an association and banking institutions in matters relating to the termination of their employees.
- Acted for an oil and gas multinational company in a judicial review proceeding before the High Court relating to the Minister's reference for unjust dismissal claim reported as *ExxonMobil Exploration and Production Malaysia Inc. v Menteri Sumber Manusia & Ors* [2019] MLJU 614.
- Advised an oil and gas multinational company on employment issues, particularly on domestic inquiry process.

Publications

Mei Yee has authored/ co-authored various publications including:

- Global Legal Insights, International Arbitration 2019 – Chapter on Malaysia
- Global Legal Insights, International Arbitration 2020 – Chapter on Malaysia
- Selected Articles
 - Court rules former director of AIAC's directorship is non-justiciable
 - Derivative proceedings: leave of court is substantive legal requirement
 - Competing claims in curial and arbitral proceedings: recent anti-arbitration injunction developments
 - Court rules on challenges to AIAC and statutory adjudication
 - Understanding the Impact of the COVID-19 Act 2020 on your contractual obligation to pay
 - COVID-19 - Legal Mechanisms for Companies and Individuals Facing Financial Distress
 - Embrace the storms of the Movement Control Order