



Lim Koon Huan
Partner

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Koon Huan is an experienced commercial litigator focussing on conventional and Islamic banking and finance disputes, insolvency, shareholders, corporate and civil disputes, acting for clients in various industries across multiple jurisdictions.

She also specialises in anti-corruption compliance work and fraud and asset recovery disputes.

Another key focus area of her practice is international trade disputes and trade remedies work. She has been involved in numerous trade petitions filed in both Malaysian and overseas, on the imposition of tariffs, anti-dumping and safeguards duties.

Key Practice Areas

Anti-Corruption and Anti-Money Laundering
Anti-Dumping and Trade Remedies
Banking and Finance Litigation
Civil Litigation
Fraud and Asset Recovery

Selected Experience

Anti-Corruption and Money Laundering

- ❖ Advising various multinational/overseas company on anti-corruption compliance practices/investigations in Malaysia; due diligence review/compliance review on FCPA/foreign anti-bribery legislations, sanctions, fraud, anti-corruption and money laundering.
- ❖ Audit, review and preparing comprehensive blueprints/roadmaps for corporates to achieve regulatory compliance, and particularly to ensure compliance with the corporate liability provisions of the MACC Act.
- ❖ Conducting targeted Board level, management and employee corporate training, dawn raid and related ABC/AML compliance sessions.

- ❖ Advising clients on criminal investigations and civil dispute resolution strategies on corporate frauds, misappropriation, breach of duties and investment losses, accounting and tracing of secret profits and recovery of all losses. and forensic experts in obtaining urgent discovery orders, freezing and search orders in Malaysia and abroad.

Anti-Dumping and Trade Remedies

- ❖ Acted for numerous foreign exporters and domestic importers to initiate/defend safeguards, anti-dumping, sanctions trade filings and other trade protectionism measures, both at the Ministry of International Trade (MITI) level as well as judicial review proceedings.

Civil Litigation

- ❖ Counsel in an appeal in the Court of Appeal and in the Federal Court leave hearing concerning a committal order granted by High Court for the breach of a High Court order for the purchase of our client's shares in a Section 181 oppression petition.
- ❖ Malaysian legal adviser in a foreign accountancy professional body for its disciplinary proceedings and inquiry process on the Malaysian division.
- ❖ Counsel for developer in case involving right of highway concessionaire company's right to barricade or restrict approved road access onto highway, including dealing with issues of compensation for traffic leakages, residents' rights of access and highway authorities' jurisdiction.
- ❖ Counsel for landowner in defending claims made by occupants of land alleging right to stay on the land purportedly under the Land (Group Settlement) Act 1960 on urban resettlement schemes.
- ❖ Counsel for foreign public university presently in dispute with its former local corroborative partner regarding scope and effect of corroborative agreement, provisions of courses locally and enrolment & recruitment of students.
- ❖ Counsel in the Court of Appeal on various land acquisition claims for increased compensation, claims for injurious affection and severance.

Qualifications & Professional Affiliations

Qualifications:

Advocate and Solicitor, High Court of Malaya (1995)
LL.B (Hons), Melbourne (1993)
Bachelor of Commerce, Melbourne (1991)

Professional Affiliations:

Co-Chair, Anti-Corruption and Rule of Law Committee, Inter-Pacific Bar Association (IPBA)

Committee Member, ICC Malaysia Corporate Responsibility & Anti-Corruption Committee

Member, Focus Group on “Enforcing Contract” working with PEMUDAH on the proposed establishment of the New Commercial Courts of Kuala Lumpur

Member, Focus Group on “Enforcement of Judgement” working with PEMUDAH to streamline efficiency of enforcement proceedings in the Malaysian court system

Publications & Talks

Presented the following talks:

- Speaker, “Chasing Corruption Around the World - A guide to planning and implementing cross border investigations”, IPBA Annual Conference, Singapore 2019
- Speaker, “Status Update on Global Corruption and Asset Forfeiture”, C5 Fraud, Asset Tracing and Recovery, Geneva, March 2019
- Speaker, “The Challenges in Conducting Corruption Investigations in the Asia Pacific Region”, IPBA Annual Conference, Manila, 2018.
- Speaker, “Anti-Corruption Programs in Today’s Law Firm”, IPBA Annual Conference, Kuala Lumpur, 2016.
- Co-speaker (with Lord Robert Walker, UK Supreme Court Justice), “Lifting the Corporate Veil – Maxim, Mystery or Myth?”, International Malaysian Law Conference, 2014.
- Conducted briefing and overall Malaysian Trade Remedy law application to Cambodian Government Trade Delegation in Trade Remedy Laws Implementation, June 2012.
- Skrine Conference 2007 - Talk: Dispute Resolution.
- Malaysian Land Law Conference 2007 - Talk on provision and nature of Land Acquisition Act.
- Speaker, “Managing Variation and Modification in the Contract”, LexisNexis, 2006.
- Co-speaker (with Herbert Smith), “Minority Shareholders’ Interest”, Sime Darby Group, Malaysia, August 2004
- Skrine 50th Anniversary Conference - Talk on Trade Remedies (2003).
- Contract” for New Diplomatic & Foreign Affairs Officers, National Institute of Public Administration (“INTAN”), 2003.

Authored the following articles and chapters:

- Author, Malaysian Chapter, Business Crimes 2020, 10th Edition, International Comparative Legal Guide
- Author, “Stealing the Limelight - Malaysia’s First Safeguards case”, Skrine’s Legal Insights 3/2011.
- Author, S.340 Indefeasibility: Au Meng Nam’s case, Skrine’s Legal Insights 3/2007.
- Author, World Bank, Doing Business - Survey on Malaysia law/ position on:
 - Enforcing Contracts
 - Protecting Investors
 - Transparency
- Author, Malaysian Chapter, Getting the Deal Through, Trade & Customs.
- Author, Malaysian Chapter, Getting the Deal Through, Private Antitrust Litigation.
- Author, Malaysian Chapter, Herbert Smith Guides/Herbert Smith Freehills -on:
 - Litigation, Arbitration and Dispute Resolution
 - Guide to Anti-Corruption Regulation in Asia
 - Guide to Privilege in Asia Pacific
 - Gifts and entertainment - a guide to anti-bribery regulation in Asia
 - Guide to Private Wealth in Asia
- Author, Chapter on Malaysia, World Bank Corporate Governance Study.
- Author, Chapter on Malaysia in The International Trade Law Review, Law Business Research.
- Author, Chapter on Malaysia in Competition Law in Asia Pacific, Kluwer Law International.
- Author, Chapter on Malaysian Issues, Lex Mundi “Corporate Governance” Project.
- Author, Chapter on Malaysia, Lex Mundi Antitrust, Competition and Trade Practice Group Paper on Securities Transactions.
- Author, Articles on Malaysian Issues, PLC/ Lex Mundi Doing Business series.

Accolades

- Listed as Litigation Stars in Benchmark Asia-Pacific 2020 - 2021
- Recognised as a recommended ‘Global Leader’ in the Who’s Who Legal: Trade and Customs 2019.
- "excellent grasp of the Malaysian market and its development" - Who’s Who Legal