

## Syukran Syafiq

ASSOCIATE

YEAR OF CALL: 2016



### Expertise

- Corporate and Commercial Litigation
- Commercial Arbitration
- Land & Property Law
- Media Law Disputes
- Public & Administrative Law



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Syukran is developing a practice covering all areas of the firm's work, including Commercial and Corporate Litigation, Commercial Arbitration and Land & Property Law.

Syukran read law at Oxford Brooks University and thereafter completed his LLM in International Law and International Relations at Oxford Brooks University before completing the Bar Professional Training Course at BPP Law School. He was called to the Malaysian Bar in 2016.

### PRACTICE AREAS

- Banking and Securities Litigation
- Corporate and Commercial Litigation
- Commercial Arbitration
- Land & Property Law
- Media Law Disputes
- Public & Administrative Law

### NOTABLE CASES

- Ireka Engineering & Constructions Sdn Bhd v PWC Corporation Sdn Bhd [2020] 1 MLJ 311 – This appeal before the Federal Court concerns the application of the Construction Industry Payment and Adjudication Act 2012 (“CIPAA 2012”) and as to whether the said Act is to apply prospectively or retrospectively. The Federal Court has held as of 16th October 2019 that CIPAA 2012 shall apply prospectively. The implications of this decision for construction contracts that were entered into before 15th April 2014 when CIPAA 2012 came into force are therefore significant (led by Tan Sri Dato’ Cecil Abraham and Aniz Ahmad Amirudin).
- Far East Holdings Sdn Bhd v Majlis Ugama Islam dan Adat Resam Melayu Pahang and other appeals [2018] 1 MLJ 1 – This appeal before the Federal Court relates to the law pertaining to Section 42 of the Arbitration Act 2005 (now repealed) and the applicable test in determining what constitutes a question of law for purposes of satisfying the requirements of the said provision. This decision also concerned the interpretation to be given to Section 33 of the Arbitration Act (prior to the 8th May 2018 amendments) pertaining to the power of an arbitral tribunal to award pre-award and post-award interest (led by Tan Sri Dato’ Cecil Abraham).
- Lee Tiow Kee & Anor v Ng Geok Hwa [2017] MLJU 163 – This appeal before the Court of Appeal relates to the law pertaining to assessment of damages and the date at which computation of damages is to commence (led by Tan Sri Dato’ Cecil Abraham and Rishwant Singh).
- ISM Sdn Bhd v Queensway Nominees (Asing) Sdn Bhd & Others – This is an appeal before the Court of Appeal involving a series of complex corporate transactions involving the holding of shares in multiple companies wherein allegations of oppression, breach of a shareholders’ agreement and the law relating to just and equitable treatment of a shareholder are being ventilated (led by Tan Sri Dato’ Cecil Abraham and Dato’ Sunil Abraham).

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## NOTABLE CASES

- Tengku Sulaiman Bin Tengku A Halim v Tengku Muhammad Ismail Ibni Sultan Mizan Zainal Abidin – This dispute before the Federal Court relates to the law of succession under the Terengganu State Constitution and the prerogative powers of the Council of Succession in deciding on the rightful heir to the throne in the State of Terengganu (led by Tan Sri Dato’ Cecil Abraham and Dato’ Sunil Abraham).
- Tenaga Nasional Bhd v Majlis Daerah Hulu Terengganu – This appeal by Tenaga Nasional Berhad before the Federal Court relates to law pertaining to the assessment rate of properties and the procedure to be adopted in determining assessment rates under the Local Government Act 1976 (led by Tan Sri Dato’ Cecil Abraham).
- Wah Seong Corporation Bhd & Anor v Socotherm S.P.A – This is dispute relating to the enforcement of a foreign arbitral award before the High Court (led by Dato’ Sunil Abraham).
- Citra Tani Sdn Bhd v Mujur Zaman Sdn Bhd & Ors – This is a land dispute involving the law relating to caveats, constructive trust and alienation of state land that is presently pending before the Court of Appeal and High Court by way of several related actions (led by Tan Sri Dato’ Cecil Abraham and Dato’ Sunil Abraham).

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## EDUCATION & QUALIFICATIONS

- LL.B. Hons, Oxford Brooks University
- LL.M. Hons, Oxford Brooks University
- Bar Professional Training Course, BPP Law School
- Barrister-at-law of the Honourable Society of Inner Temple
- Advocate & Solicitor of the High Court of Malaya