




Bar admission: Republic of Korea, 2009; Solicitor, England & Wales, 2019

Nationality: Korean

Languages: Korean, German, English

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AREAS OF EXPERTISE

- > Arbitration / Litigation
- > Project Finance
- > Korean Litigation
- > International Project Contracting
- > Joint Ventures / Consortia
- > Shareholder Disputes

INDUSTRY SECTORS

- > Construction & Engineering
- > Shipbuilding
- > Energy & Power
- > Oil & Gas
- > Real Estate
- > Aviation

PROFESSIONAL PRACTICE

Mino Han has acted as counsel in various international arbitrations conducted under the auspices of the ICC, SIAC, KCAB or JCAA. Mino specializes in construction and engineering disputes. The relevant projects underlying the disputes were each based in the Middle East, Asia, Eastern Europe, Africa or Latin America and concerned the design and construction of combined cycle power plants, solar power production facilities, refineries, high-rise buildings, convention centres and infrastructure facilities.

Mino has also vast experience in representing contractors in Korean court or KCAB domestic arbitration proceedings. He also regularly advises clients on issuing or defending claims arising out of standard form contracts including the FIDIC Suite of Contracts.

Mino majored in law at Seoul National University (LL.B., 2006), after which he passed the Korean Bar Exam in 2006 and qualified as Korean lawyer in 2009. He also received a Master of Laws degree in international arbitration law from Seoul National University in 2012 and a Master of Science degree for Construction Law and Dispute Resolution at King's College London in 2018. Mino's MSc dissertation entitled "The meaning and scope of 'consequential loss' exclusion clauses - A comparative law analysis between English law and Korean law" was awarded with a distinction grade. In July 2019, Mino was admitted to the roll of solicitors in England and Wales.

Mino has been recognized by Who's Who Legal as National Leader (Korea) in Arbitration and he serves as member of the KCAB Next Steering Committee. Mino is also the ICC YAF Regional Representative for Korea (2021-2023 term).

Mino is native in Korean and German and is also fluent in English.

CAREER

- > Adjunct Professor, Korea University, Graduate School for Global Construction Engineering (2020. 3. - present)
- > Partner, Peter & Kim (2019. 11. - present)
- > Associate and Senior Associate, Bae, Kim & Lee LLC (2012. 4. - 2019. 10.)
- > Seconded, CMS Germany (2019. 2. - 2019. 4.)
- > Seconded, CMS UK (2018. 9. - 2019. 1.)
- > Seconded, Atkin Chambers (2018. 6.)
- > Judge Advocate, Korean Navy (2009 - 2012)

EDUCATION

- > King's College London, MSc for Construction Law and Dispute Resolution (M.Sc., 2018)
- > Seoul National University Graduate School of Law (LL.M., 2012)
- > Judicial Research and Training Institute, Supreme Court of the Republic of Korea (2009)
- > Seoul National University College of Law (LL.B., 2006)

PROFESSIONAL ASSOCIATIONS

- > Korean and Seoul Bar Associations
- > Fellow, Chartered Institute of Arbitrators (FCIArb)
- > Representative, Chartered Institute of Arbitrators (CIArb) Korea Chapter (2020. 3.-)
- > Regional Representative, ICC Young Arbitrators Forum (2021-2023 term)
- > Member, Society of Construction Law

MINO HAN

Partner
LL.B. LL.M. M.Sc.

- > Panel of International Arbitrators, KCAB International

REPRESENTATIVE CASES

Construction and Engineering Related Cases

- > Acting as counsel for a Korean steel supplier in and hoc arbitration arising from a steel supply contract in connection with a major construction project in Canada.
- > Represented a Korean construction company in an ICC arbitration concerning a project for the construction of a combined cycle power plant in Jordan.
- > Represented a major Korean construction company in an ICC arbitration arising from a project regarding the construction of a low sulphur diesel refinery in Trinidad and Tobago.
- > Represented a Korean power company in an ICC arbitration against the O&M service provider of a solar power production facility in Bulgaria.
- > Represented a Korean steel supplier in a SIAC arbitration arising from a steel supply contract in connection with a major construction project in Australia.
- > Represented a major Korean construction company in a SIAC arbitration arising from a project for the construction of a high-rise building in Mongolia.
- > Represented a Korean ship engine manufacturer in a KCAB arbitration against a German / Chinese supplier.
- > Represented a major Korean construction company in a KCAB arbitration against a major German plant equipment supplier.
- > Acted as counsel for many Korean construction companies in KCAB domestic arbitrations or domestic litigation
- > Provided legal advice to many Korean contractors for large scale overseas projects.

Other Representative Cases

- > Acting as counsel for a Korean investment fund in a US court litigation arising from a transaction involving the acquisition of 15 luxury hotels in the US net worth USD 5.8 billion.
- > Acting as counsel for Korean airline company in an ICC dispute against a service supplier.
- > Acting as counsel for shareholders of a major retail company in Korea in a JCAA dispute against a minority shareholder of that company.
- > Providing legal advice to the Republic of Korea in an anti-dumping WTO proceeding.

PUBLICATIONS

Construction and Energy

- > Co-author, "Is it time for English law to consider disruption analysis for site-overhead claims? The contrast of Costain v Haswell and Walter Lilly v Mackay", International Construction Law Review, 2021
- > Co-author, "Recovery of additional time and money arising from Covid-19 by way of variation clauses: a contractor's perspective", CLInt (Vol 16 No 2), 2021

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Partner
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- > Co-author, "The impact of Covid-19 on the South Korean construction industry", IBA CLInt (Vol 15 No 3), 2020
- > Co-author, "South Korea, Covid-19 Implications For Construction Industry", CMS publications, 2020
- > "South Korea Chapter, CMS Expert Guide on Consequential Loss Clauses in the Energy Sector", CMS Expert Guide, 2020
- > Co-author, "Statutory liability for defects under Korean law", IBA CLInt (Vol 15 No 2), 2020
- > Co-author, "When circumstances change: a comparative view of the law and ICC model clauses", IBA Asia Pacific Regional Forum publications, 2020
- > Co-author, "LNG Contract Adjustments in Difficult Times: The Interplay between Force Majeure, Change of Circumstances, Hardship and Price Review Clauses", Oil, Gas & Energy Law Intelligence, 2020
- > "Practical tips regarding consequential loss exclusion clauses in international construction contracts", K-Build, International Contractors Association of Korea, 2019
- > Co-author, "The Application of the United Nations Convention on Contracts for the International Sale of Goods to Manufacturing and Supply Contracts for International Construction Projects", International Construction Law Review, 2019
- > Co-author, "Case study on international construction arbitration cases", International Construction and Energy Law Vol. 2, Park-Young-Sa, 2019
- > "The meaning and scope of 'consequential loss' exclusion clauses - A comparative law analysis between English law and Korean law", King's College London Dissertation, 2018

International Arbitration

- > Co-author, "Advocacy in Virtual Hearings", GAR The Guide to Advocacy (fifth ed.), 2021
- > Co-author, Litigation Know-How 2021, GAR
- > Co-author, "Allocating Pre-award Interest When a Procedural Delay is Beyond Parties' Control", Kluwer Arbitration Blog
- > Co-author, "Call for a Witness Protocol in International Arbitration", International Arbitration: When East Meets West: Liber Amicorum Michael Moser
- > "Security for Costs", Jus Mundi Wiki Note, 2020
- > Co-author, "South Korea ups the ante with the Arbitration Promotion Act", IBA Arbitration Bulletin, 2019
- > "A Study on Interim Measures by Arbitral Tribunals in International Commercial Arbitration", Seoul National University Master Thesis, 2012