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Jacky Lui, LL.M.

Solicitor (Australia)

Jacky is specialized in representing clients in international arbitration proceedings. He has advised clients on both contentious and non-contentious arbitral and enforcement proceedings. Mr. Lui has extensive experience conducting arbitrations under the rules of ICC, CIETAC, SCC, HKIAC and ICSID, as well as ad hoc arbitration proceedings. He specializes on cases in the energy, mining, plant construction and infrastructure sectors. He has represented companies and sovereign States in investor-State arbitration proceedings under bilateral investment treaties and investment agreements.

Owing to an interest in Emerging Technology, Cybersecurity and AI, Mr. Lui additionally completed a certification in Data Science and AI, where he leverages AI coding assistants (e.g. Cursor and Claude Code) to build AI-workflows, automations and customized tools for lawyers. Jacky regularly contributes to his alma mater at the Humboldt University of Berlin. Mr. Lui is an Australian citizen and is admitted as a solicitor with the Law Society of New South Wales. He studied in Sydney (Australia), Amsterdam (Netherlands) and Berlin (Germany). He speaks English and Cantonese Chinese. He has a working knowledge of German.

Recent work

- Representation of a German company in ICC arbitration against contractor in a dispute over the construction of an LNG terminal (seat of arbitration in Germany, German law applicable)
- Representation of a German company in SAKIG arbitration against contractor in a dispute involving construction of a manufacturing facility (FIDIC, seat of arbitration Poland, Polish law applicable)
- Representation of a Dutch operator of offshore wind farm in North Sea in ongoing contentious matter against

the manufacturer of wind turbines for defects

- Representation of a German operator of offshore wind farm in North Sea in ongoing contentious matter against a contractor
- Representation of a Swedish company in an HKIAC arbitration against a Chinese company in a dispute in the manufacturing and industrial sector (seat of arbitration in Hong Kong, German law applicable)
- Representation of an Asian government in an LCIA-administered arbitration against an international mining company concerning the delayed construction of a major copper-gold mining project under an investor-State contract (seat of arbitration in London, Mongolian law applicable)
- Representation of a German company in multiple ICC arbitrations against a state-owned company in dispute involving gas transportation contracts (seat of arbitration in Germany, German law applicable)
- Representation of the Mongolian government in an ICSID arbitration against a foreign investor concerning a gold mining project in Mongolia under the US-Mongolia BIT
- Representation of a Central Asian government in global enforcement proceedings of an arbitral award rendered under the Energy Charter Treaty

Curriculum vitae

- Studied law at the University of New South Wales in Sydney, Australia (Bachelor of Laws and Bachelor of Commerce, graduated in 2016)
- Admitted as a solicitor at the Supreme Court of New South Wales, Australia, in 2017
- Registrar's Associate at the Federal Court of Australia in Sydney, 2017 to 2018
- Master's degree (LL.M.) in International Dispute Resolution at Humboldt University in Berlin, 2018 to 2019
- Research assistant in the Litigation, Arbitration & ADR department at various major international law firms, 2019 to 2021
- Foreign lawyer in the field of international arbitration at a leading international law firm, 2021 to 2024
- Solicitor (Australia) at Kapellmann since 2025

Further qualifications and memberships

- Member of the German Institution of Arbitration (DIS)
- Member of 'DIS40' and 'ACICA45'

PRACTICE GROUPS

- **Plant engineering law**

SECTOR GROUPS

- **Alternative dispute resolution**
- **Power plant construction**
- **Offshore wind**

EXPERTISE

- Plant engineering law

PUBLICATIONS

Articles

2024

› **Lui**, Cyberattacks and the Legality of Hackbacks: International and Transatlantic Law Perspectives, Transatlantic Law Journal (January 2024)

2023

› **Lui**, Third-Party Funding in Investment Arbitration: Emerging Regulatory Framework and Tribunal Approaches to Disclosure and Requests for Security for Costs. In: German Arbitration Journal (SchiedsVZ), 2/2023, pp. 65-73

Miscellaneous

2024

› **Lui**, European Commission publishes Non-Paper of Model Clauses for Member States' Bilateral Investment Agreements with Third Countries, Kluwer Arbitration Blog, 19 February 2024