



## CURRICULUM VITAE

### NICHOLAS H. STONE

#### EDUCATION

University College, London (1980)

LL.M, Marine Insurance, General Insurance, Carriage of Goods by Sea,  
Maritime Law

Osgoode Hall Law School, Toronto (1979)

LL.B

University of British Columbia, Vancouver (1975)

BA, Asian Studies & International Relations, 1st Class

St. Peter's School, York, England

#### MEMBERSHIPS

- Solicitor Hong Kong (1986)
- Solicitor England & Wales (1985)
- Barrister/Solicitor British Columbia (1982)
- Fellow of the Chartered Institute of Arbitrators
- Fellow of the Hong Kong Institute of Arbitrators
- Fellow of the Singapore Institute of Arbitrators
- Member of the Primary Panel of the SIArb
- Member of the Panel of Arbitrators of the HKIAC
- Panel member of the AIAC
- AIAC Sports Arbitration Certificate
- Member of the Foreign Panel of Badan Arbitrase Nasional Indonesia (BANI)
- Member of ARIAS Asia

## PROFESSIONAL EXPERIENCE

### 1998-2022:

Started the dispute resolution practice of a major London firm in Singapore and Jakarta. Subsequently practising as counsel and independent arbitrator involved in international commercial arbitrations, insurance and reinsurance claims and disputes.

Insurance and reinsurance arbitration appointments and matters include the following:

- Party appointed arbitrator in a dispute between an insured and an insurer arising out of a tunnel collapse in West Java, Indonesia;
- Acting as counsel in ad hoc arbitration proceedings in Singapore in a dispute over an offshore platform;
- Acting for an insured in SIAC arbitration proceedings arising out of a geothermal well blow-out in West Java, Indonesia;
- Acting as counsel for a respondent Indonesian insurer in ad hoc arbitration proceedings in Jakarta arising out of a USD 100 million claim for damage to plant and machinery caused by an earthquake in the North Maluku, Indonesia;
- Advising reinsurers in arbitration proceedings arising out of land slippage at the Paiton I Power Project, East Java, Indonesia;
- Acting as counsel for insurers in a dispute and subsequent SIAC arbitration involving a USD 59 million landslip claim at a mine in Kalimantan, Indonesia;
- Acting for an Indonesian joint-venture insurer on claims arising out of the bombing of the Jakarta Stock Exchange Building in 2001;
- Acting for a French reinsurer against Lloyd's retrocessionaires in arbitration proceedings in Singapore;
- Acting either for insureds or insurers on numerous machinery breakdown claims;
- Advising an insured regarding declarations under a Marine Cargo Open Policy;
- Advising an insured on a grounding claim under a Marine Hull Policy;
- Advising insurers on a marine cargo claim involving piracy in Riau, Indonesia;
- Advising insurers on their liability for claims made under a Marine Cargo Open cover;
- Advising the Singapore Reinsurers Association on claims arising out of the Indonesian riots in 1998;
- Acting for joint-venture insurers, brokers and loss adjusters providing advice on regulatory matters, policy interpretation, direct and reinsurance claims;
- Acting for Indonesian insureds and insurers in a number of large property damage claims arising out of the Indonesian riots;
- Acting for Japanese insurers on a variety of regulatory advice, policy interpretation and claims related matters;
- Acting for an insured on a machinery damage claim in Thailand;
- Advising an Indonesian joint-venture insurer on drafting D&O policy wordings;

- Advising an Indonesian insured on a breach of warranty provision contained in an insurance policy relating to a PSC;
- Advising an Indonesian insured in a claim for loss of an aircraft in Papua;
- Advising the Jakarta International School on coverage arising out of the allegations of sexual abuse of pupils by teachers and contract cleaning staff;
- Advising an Indonesian joint-venture insurer on Covid 19 wordings and exclusions.

**1986-1998:**

Practised as a solicitor in Hong Kong initially with City firms and then as a partner in a local firm established with others who also came from leading international law firms. Notable insurance/reinsurance work with which I was involved includes the following:

- Acting for an AIG company in the first reported reinsurance case brought before the Hong Kong Courts;
- Carrion affair: acting for E&O insurers of international accountants involved in this high profile Hong Kong property scam;
- Acting in the winding up of a Hong Kong insurance/reinsurance company in conjunction with international accountants;
- Appointed as an arbitrator on various insurance and commercial disputes;
- Providing advice on insurance policy wordings to both insureds and insurers.

**1982-1986:**

Practised as a solicitor in the City of London with the firm of Elborne Mitchell. Involved in numerous Lloyd's market problems, regulatory issues, insurance and reinsurance claims, letter of credit and international trade disputes. Notable pieces of work include the following:

- Acting for the state run Brazilian reinsurer in a reinsurance dispute which decided that the method by which insurance business was placed in London with unlicensed insurers was illegal, resulting in legislative amendment in the Financial Services Act 1986;
- Advising the Committee of Lloyd's and Lloyd's underwriters on problems arising from extended warranty guarantees;
- Advising underwriters in a number of major international reinsurance disputes including the seminal case of *ICA v Scor* concerning the effect of follow the settlements and claims co-operation clauses.

**1981:**

Articled in Vancouver, British Columbia, with the downtown law firm of Campney & Murphy. Notable work included:

- Acting for the insured in the case of the Bamcell II which involved the issue of construing the effect of a breach of a warranty clause in a marine insurance policy as a suspensive condition, as ultimately decided in favour of the insured by the Supreme Court of Canada;
- Acting for an insured on hull & machinery and loss of profits marine insurance claims arising out of the grounding of a newly operating fish processing barge which was litigated in both Vancouver and London.

## MISCELLANEOUS

British and Canadian Citizen

Born: 1951

Hong Kong Permanent Identity Card Holder

Singapore Permanent Resident

Euromoney Guide to World's Leading Insurance & Reinsurance Lawyers

Asia Law Leading Lawyers for Dispute Resolution, Insurance & Reinsurance

Conversant in Bahasa Indonesia.

## CONTACT DETAILS

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