



### Henry Quinlan

Partner

PRACTICE GROUP HEAD, LITIGATION, ARBITRATION AND INVESTIGATIONS

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Henry Quinlan is a dispute resolution lawyer with particular experience in international arbitration.

Henry advises on a wide range of arbitrations under the auspices of the DIFC-LCIA, LCIA, ICC, AAA/ICDR, DIAC and other leading arbitral institutions, as well as ad hoc and UNCITRAL arbitrations. He has handled matters in a range of industry sectors including real estate, technology, private equity/funds, energy, construction, telecoms, media, insurance and banking. He is on the arbitrator database or panel of a number of international and regional arbitral institutions, including the ICC, LCIA, DIFC-LCIA, DIAC, CRCICA, ADCCAC and TRAC.

Henry accepts appointments as an arbitrator, and is presently sitting as arbitrator (sole and co-arbitrator) in a number of international arbitrations (including DIFC-LCIA and ICC). He has also handled a number of domestic and cross-border commercial disputes resolved by litigation, expert determination and mediation.

- Litigation, Arbitration and Investigations

#### As Arbitrator:

- DIFC-LCIA (sole arbitrator): dispute concerning alleged breaches of DFSA Rules, fiduciary duties and DIFC law arising from the US\$ 200 million financing of a hotel project in the UAE
- ICC (co-arbitrator): c.US\$25 million dispute concerning the design and construction of a mixed-use development in the UAE
- Sitting as sole/co-arbitrator in c.10 other arbitrations (ICC, DIFC-LCIA, DIAC, ad hoc etc)

#### As Counsel:

- Representing a prominent Indian businessman in a \$600 million financial services / real estate dispute involving numerous parallel proceedings across the world, including an LCIA arbitration seated in Singapore
- Representing two prominent Indian businessmen in an LCIA (India) Rules arbitration in relation to claims totalling US \$1 billion, relating to several large-scale real estate projects in India. (Seat: New Delhi; Rules: LCIA (India))
- Acting for a UAE company in a c.US\$ 50 million post-acquisition/shareholder dispute with a Saudi company, in LCIA mediation and

potential LCIA arbitration

- Acting as counsel in various proceedings in the DIFC, Dubai World Tribunal (including undertaking the advocacy in jurisdictional challenges)

## CREDENTIALS

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### Professional Qualifications

- Solicitor of the Senior Courts of England and Wales

### Education

- Queen Mary College, University of London, Diploma in International Arbitration
- Oxford University, BA (Hons), MA
- City University, Common Professional Examination in Law
- The Inns of Court School of Law, Bar Vocational Course

### Memberships

- FCIARB
- Solicitor (with higher rights of audience) of the Senior Courts of England & Wales
- Member of ICC UAE Taskforce addressing Techniques for Arbitrators in Managing Fees & Expenses
- Fellow, Chartered Institute of Arbitrators
- Arbitrator, DIAC, CRCICA, DIFC-LCIA, ICC
- Society of Construction Law (Gulf)

## INSIGHTS

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### Publications

#### **Dubai issues decree to consolidate Dubai's main arbitral institutions into one new institution**

27 September 2021

The Ruler of Dubai has issued Decree No. 34 of 2021 concerning the Dubai International Arbitration Centre, which aims to abolish the DIFC-based Emirates Maritime Arbitration Centre and the DIFC Arbitration Institute.

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#### **Updated guide to dispute resolution in the Middle East**

22 January 2021

We are re-launching our online guide to navigating dispute resolution in the Middle East. The tool is an interactive guide designed to assist organisations in navigating the disputes process in the region.

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#### **Litigation funding: Redressing the balance?**

10 September 2020

Inequitable risk allocation eroding profit margins; late payment creating a cash flow crisis; and an unparalleled level of scope changes has created a construction industry with a culture of chronic cost and time overruns, disputes, and mounting financial losses.

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## Abu Dhabi Global Market Courts: Amendments to the Founding Law further clarify and enhance the ADGM's dispute resolution offering

8 June 2020

On 27 May 2020, the Abu Dhabi Global Market (ADGM) announced a number of important amendments to its founding law, Abu Dhabi Law No. 4 of 2013 (the Founding Law; as amended, the Amended Founding Law). The amendments, which are contained in Law No. 12 of 2020, bring the ADGM's dispute resolution framework further in line with international standards and best practice, and provide greater clarity for court users, which should further encourage the use of the ADGM Courts, and of ADGM as a seat of arbitration.

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## ADGM Courts issue first arbitration-related judgements

3 March 2020

2019 saw the Abu Dhabi Global Market Court (ADGM Court) publish two arbitration-related judgments, the first published since its launch in December 2018. The first case related to the validity of an ADGM arbitration agreement (A3 v B3 [2019] ADGMCFI 0004) and the second related to the recognition and enforcement of a New York Convention award in the ADGM (and included an insight into the court's approach to the "conduit jurisdiction" question) (A4 v B4 [2019] ADGMCFI 0007).

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## UAE Court Judgments automatically enforceable in the Courts of India

21 January 2020

On 17 January 2020, the Indian Ministry of Law and Justice published a notification in the official gazette, which means that judgments rendered by both the onshore and offshore Courts of the UAE will be enforceable in the Courts of India without a re-examination of the merits.

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Henry has published articles on issues relating to international arbitration (including in *Arbitration International, The Status and Operation of Unilateral or Optional Arbitration Clauses and Arbitration, Dispute Resolution Developments in Bahrain: Creation of a New Arbitral Institution and Introduction of a Form of Statutory Arbitration*). He writes regular articles on arbitration in the UAE and DIFC for Practical Law Company.

- Enforcement in Dubai: two recent cases, Kluwer Arbitration Blog, March 2016
- Shareholder disputes in the UAE: Corporate disputes, Sept 2015
- Mediation and ADR in the Middle East: Corporate disputes, June 2015

## Events

Henry speaks regularly at conferences on arbitration issues.

## NEWS

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### DLA Piper and LCM collaborate with new third-party funder for DLA Piper clients

13 August 2020

DLA Piper has entered into a non-exclusive arrangement with publicly listed disputes financier Litigation Capital Management (LCM), and a newly formed litigation funder, Aldersgate Funding Limited to offer clients of DLA Piper access to GBP150m for funding

large-scale litigation and arbitration. This will be offered on a financial risk-free (non-recourse) basis with a streamlined approval process embedded within the offering.

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