


**Curriculum Vitae / Application
for KCAB International Mediators**

PERSONAL INFORMATION

* By completing this application form, you agree to KCAB using any of your personal information that you may have provided in this application for the purpose of assessment of panel listing, background and reference checks, future appointments in any mediations handled by KCAB, and listing your curriculum vitae on KCAB's website, in accordance with Korean Data Protection Act.

Name:	Helena Hsi-Chia Chen		
Current Position:	Managing Partner, Chen & Chang, Attorneys-at-Law		
Nationality: *Please note that only one nationality is shown on our website. If you have more than one, please state in the order of strongest connection.	Taiwan	Country of Residence:	Taiwan

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EDUCATION

**Please state in reverse chronological order*

Period:	Name of Institution, <i>degree</i> :	Location:
2005 - 2014	National Taiwan University, Ph.D. in Law	Taipei
1998 - 2001	Peking University, Ph.D. in Law	Beijing
1993 - 1998	National Taiwan University, LL.M.	Taipei
1995 - 1996	University of Washington, LL.M.	Seattle
1989 - 1993	National Taiwan University, LL.B.	Taipei

PROFESSIONAL CAREER

**Please state in reverse chronological order*

Period:	Name of Company, <i>division, position/title</i> :	Location:
2021/10 - Now	Chen & Chang, Attorneys-at-Law, Managing Partner	Taipei
2014 - 2021	Pinsent Masons LLP, Partner, Joint Head of Office, China and member of Asia Pacific Operation Committee	Beijing
2011 - 2014	Formosan Brothers, Attorneys-at-Law, Partner	Taipei
2009 - 2011	King and Wood, Foreign Counsel	Beijing
2000 - 2009	Formosan Brothers, Attorneys-at-Law, Partner	Taipei
1998 - 2000	Formosan Brothers, Attorneys-at-Law, Associate	Taipei

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AREAS of EXPERTISE

*Please check **only up to 5** of your top expertise on the right column of the table.

Marine	Shipping and Components		Trade	Sale of Goods	V
	Marine Transportation			International Sales Agency/Distributor	
	Marine Insurance			Others (Trade)	
	Others (Marine)		M&A·Joint Investment	M&A	
Leasing		Joint Investment		V	
Real Estate	Sales			Others (M&A·Joint Investment)	
	Development			Finance	Insurance
	Others (Real Estate)		Securities		
Construction	V	Banking			
Civil Engineering		Equipment Leasing			
Construction	Architectural Design		Credit Card		
	Landscaping		Others (Finance)		
	Industrial Facility (Plant)		Intellectual Property	Industrial Right	
	Construction Supervision			Copyright	
	Environment			Domain	
	Energy	V		Others (Intellectual Property)	
Others (Construction)		IT	Software		
Entertainment			Hardware		
Sports			Others (IT)		
Entertainment	Broadcasting, Advertisement		Others	Commercial Transaction	V
	Others (Entertainment)			Technology	
Labor	Employment			Medical	
	Others (Labor)		Others		

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MEDIATION EXPERIENCE

• Mediation Style:

Facilitative or evaluative as requested or preferred by the parties.

• Mediation Institutions Enlisted as a Mediator:

- Member, Standing Committee of the ICC International Centre for ADR (since April 2021)
- Associate Mediator, Singapore Mediation Centre
- panel of mediators of CCPIT/CCOIC Mediation Center
- Counsel, Hebei Mediation Center of China Council for the Promotion of International Trade
- Panel of Mediators, Taiwan-related and Free-Trade-Zone-related ADR Mechanism, Arbitration Center Across the Straits
- Panel of commercial mediators of Taiwan Intellectual Property and Commercial Court
- Panel of mediators of
- Vice-Chairperson and listed on the panel of mediators of the Mediation Center of Chinese Arbitration Association, Taipei (CAA)
- Former Mediator, Taiwan Taipei District Court

• Others (related experience with international mediation):

- Acting for a leading global reinsurance organization in mediation proceedings to be launched by a Taiwan listed insurance company regarding disputes arising from a reinsurance treaty, amount in dispute: more than 70 million (USD)
- Acting as a mediator in a mediation administered by the Intellectual Property and Commercial Court in Taiwan between a Taiwan listed company and its shareholders relating to the share purchase price of a Taiwan delisted company
- Acting for a Chinese state-owned enterprise (Claimant) in a mediation facilitated by an independent mediator regarding disputes arising from a construction only Subcontract in Badra, Iraq
- Acting for a Chinese state-owned enterprise (Claimant) in a mediation facilitated by an independent mediator regarding disputes arising from a scaffolding contract in Badra, Iraq
- Acting as the sole Taiwan law legal advisor to an independent mediator, John Bishop, in several mediations regarding disputes arising from construction of Taiwan High Speed Rail
- Approved Faculty Member (AFL) of the Chartered Institute of Arbitration and have delivered courses on Introduction to Mediation.
- Frequently delivered training courses on ADR, arbitration and mediation, including lectures on

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“Arbitration and Mediation” and “Arbitration Practice” at the Pre-Admission Training Program organized by the Attorney’s Study Center of the Taiwan Bar Association (2019-2020, 2021-now).

PUBLICATIONS

Recent Publication (Books in English)

- Co-Author, Annual Review of Commercial Arbitration in China (2017), in Commercial Dispute Resolution in China: An Annual Review and Preview (2017), 1-56 (Wolters Kluwer, 2017)
- Predictability of the “Public Policy” in Article V of the New York Convention under Mainland China’s Judicial Practice, Kluwer, 2017.
- Co-Author, Annual Review of Commercial Arbitration in China (2016), in Commercial Dispute Resolution in China: An Annual Review and Preview (2016), 1-52 (Wolters Kluwer, 2016)
- Co-Author, Taming the Unruly Horse? The New York Convention's Public Policy Exception to the Enforcement of Arbitral Awards, in Legal Thoughts between the East and the West in the Multilevel Legal Order - A Liber Amicorum in Honour of Professor Herbert Han-Pao Ma, 575-595 (Springer, 2016).
- Co-Author, Annual Review of Commercial Arbitration in China (2015), 32(1) Construction Law Journal 6-44 (2016).
- Co-Author, China Chapter, in Getting the Deal Through - Construction 2016 & 2017 (Law Business Research Ltd., July 2015 & July 2016)
- Taiwan Chapter, in Getting the Deal Through - Construction 2014, 2015, 2016 & 2017 (Law Business Research Ltd., August 2013, August 2014, July 2015 & July 2016)
- Author, Taiwan Chapter, in Getting the Deal Through - Arbitration 2013 & 2016 (Law Business Research Ltd. January 2013 & January 2016).
- Co-Author, Taiwan Chapter, in The Funding and Costs of Civil Litigation: A Comparative Perspective (Hart Publishing, UK, 2010).

Recent Publication (Periodicals in English)

- New Changes to Arbitration Framework in China’s Pilot Free Trade Zone, 2017(2) International Arbitration Law Review, N-1-N-2 (April 2017).
- Can Concession Agreement Disputes be Arbitrated in China?, 8(2) China Business Law Journal 21-22 (Feb. 2017).
- Arbitration in China— a Brief Report on Recent Developments, Commercial Arbitration Expert Guides 5-6 (2015).

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- New BAC Arbitration Rules-Leading the BAC into a More Internationalized New Era, 112 China Law 107-108 &119-120 (Jan. 2015).
- Promotion of PPP and the Challenges to Investors, Construction and Real Estate Expert Guides 7-8 (Dec. 2014).
- The Meaning and Validity of an "Arbitration, If any" Clause, 2014(6) International Arbitration Law Review N-47-N-48 (Dec. 2014).
- A Review of the Taiwanese Court's Ruling on Ad Hoc Arbitral Awards, 20(1) Asia Pacific Law Review (SSCI listed) 89 (Jun. 2012).

Recent Publication (in Mandarin Chinese)

- Co-author, An introduction to Evaluative Mediation, Facilitative Mediation and Transformative Mediation, an article written in Chinese and published on Vol. 45 of *The Dissent* (journal of Taipei Bar Association) (April 2020).
- The Breeze of International Arbitration Generated by Offshore Wind Farm Projects in Taiwan, 41 *The Dissent Quarterly* 70-75 (April, 2019).
- The Jurisdiction Issues in Investment Arbitration: With a Focus on Cases Arising from Bilateral Investment Treaties Signed by China, 1 *China International Arbitration Review* 158-173 (2018).
- Offshore Wind Farm Construction Contracts: Six Key Considerations, *Economic Daily News*, 12 Nov. 2018.
- Predictability of the "Public Policy" in Article V of the New York Convention under Mainland China's Judicial Practice (in Chinese), *Angle Publishing* (Mar. 2016).
- Current Status and Future of Mutual Enforcement of Arbitral Awards and Mediated Settlement Agreements on both Sides of the Taiwan Strait, 17 *Chinese Yearbook of Private International Law and Comparative Law* 188-206 (Apr. 2016).
- Invest PPP Projects in China--Opportunities and Risks, 89(1) *Construction* 24-31 (Feb. 2016).
- Will a Taiwan Arbitral Award be Recognized and Enforced by the US Courts?, 85 *TEEMA Times* 64-68 (Jan. 2015).
- Commercial Arbitration after the Cross-strait Bilateral Investment Protection and Promotion Agreement - Focused on the Interpretation and Application of Article 14.4 of the Cross-strait Bilateral Investment Protection and Promotion Agreement, 92 *NTPU Law Review* (TSSCI listed) 137-186 (Dec. 2014).
- The Enforcement of Mediated Settlement Agreements on both Sides of the Taiwan Strait, 88 *Arbitration in Beijing* 112-128 (Sep. 2014).
- Co-author, *An Analysis on the Judicial Practice of Revocation of Arbitral Awards* (CAA, 2013)
- Co-author, *Mediation in Practice: Commercial Disputes* (Tsinghua University Press, Beijing, 2013).

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- Co-editor & Co-author, A Study of Construction Laws in Practice (Peking University Press, Beijing, 2011).
- Code of Conduct for Mediators, in Legal Ethics (Taipei Bar Association ed., 2011; 2nd ed. 2012).
- Co-author, Theory and Skill of Civil Mediation—100 FAQ (Taiwan Law Journal Co. Ltd., 2011).

MISCELLANEOUS

**Languages, Certificates, Awards (Recognition), etc.*

Languages

Helena is fluent in English, Mandarin Chinese, Taiwanese and Hakka.

Legal Directory/Ranking

Most in Demand Arbitrators

Chambers Greater China Region 2023:

Strengths

“Her experience of studying and working in Beijing for more than ten years gives her an intensive and extensive understanding of Chinese parties, including private companies as well as SOEs.”

“She is adept at construction and infrastructure law and has very in-depth knowledge and expertise of both common law and civil law systems. She gives and delivers clear, professional judgement.”

Chambers Greater China Region 2022: Having served as sole arbitrator, chair or co-arbitrator in cases conducted by CIETAC, BAC, SHIAC, SCIA and ICC, Helena Chen of Chen & Chang is a construction and infrastructure specialist, who wins plaudits by sources for “her excellent case management skills” and “becoming very experienced in chairing online hearings.” Interviewees also emphasize that “she is extremely good and has handled a lot of cross-border construction disputes.” She is also active in acting as an emergency arbitrator in international arbitration proceedings. A source notes: “She is well experienced and efficient, and excels at grasping the whole arbitration proceeding.”

Chambers Asia Pacific 2020, 2021: Dr Helena Chen wins plaudits by sources for “her case management skills.” She is highlighted by interviewees for her deft handling of cross-border disputes, with sources saying that “her bilingual capacity and triple qualifications in civil law and common law jurisdictions make her an excellent candidate arbitrator in cases involving international elements.” She is also active in acting as an emergency arbitrator in international arbitration proceedings.

Recognised Practitioner in China: Construction

Chambers Asia Pacific 2019, 2020, 2021

One of the seventeen Well-established Arbitration Lawyers with expertise acting as arbitrators or counsel in a multitude of complex disputes

International Who's Who Legal: Dr Helena HC Chen “has been active in the Chinese construction arbitration space for many years’ and has participated in more than 100 arbitrations over her illustrious career.”



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*Leading Lawyer for many years since 2011, Global Leader and **Thought Leader** 2020, 2021, 2022, 2023*

International Who's Who Legal: Construction

Global Leader 2020, 2021, 2022, 2023

International Who's Who Legal: Arbitration

Best Lawyers in China: "Arbitration and Mediation" and "Construction Law"

Best Lawyers in China Awards 2020