

# THE REPERCUSSION OF THE RECENT FEDERAL COURT RULING (PJD REGENCY SDN BHD V TRIBUNAL TUNTUTAN PEMBELI RUMAH & ANOR, JAN 2021) ON LIQUIDATED AGREED DAMAGES (LAD) FOR PROPERTY DEVELOPERS

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## IMPLICATIONS & REMEDIES

- From a practical perspective, what can developers do moving forward?
- From a commercial perspective, what other options are available to developers?

28 October 2021

**11.00AM – 5.00PM**

ZOOM Webinar



## ▶ SPEAKERS:



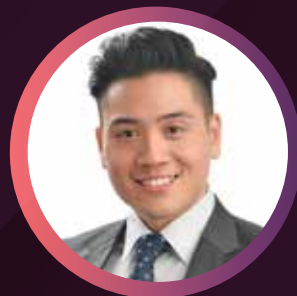
**Datuk Dr. Prasad  
Sandosham Abraham**  
Retired Judge  
Federal Court



**Ms. Choong Shaw Mei**  
Advocate & Solicitor  
(Non-practising)  
High Court of Malaya



**Mr. Bahari Yeow**  
Partner  
Gan Partnership



**Mr. Alex Choo**  
Associate  
Gan Partnership

## ▶ EVENT REGISTRATION

### Normal Price

REHDA MEMBER RM388.00  
NON MEMBER RM588.00

### Group Discount 3 & Above

REHDA MEMBER RM268.00  
NON MEMBER RM498.00

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## ▶ SPEAKERS' PROFILE



**Datuk Dr. Prasad  
Sandosham Abraham**  
Retired Judge  
Federal Court

Datuk Dr. Prasad was called to the Malaysian Bar on 30th June 1976. He set up and successfully managed his own legal practice under the name of Messrs. Abraham & Partners, and subsequently under the name of Messrs. Prasad Abraham & Associates. Datuk Dr. Prasad was also active with the legal academia in Malaysia. In 2008, he was conferred with an Honorary Doctorate by the University of Nottingham for his outstanding contributions in the legal fraternity and he was also conferred with the University of Nottingham Alumni Laureate Lifetime Achievement Award in 2015.

Datuk Dr. Prasad was appointed Judicial Commissioner of the High Court of Malaya on 28th October 2009 and was confirmed a High Court Judge on 10th August 2011. He served at the Kuala Lumpur and Shah Alam High Courts before he was elevated to the Court of Appeal on 12th September 2014. On 31st January 2017, he was appointed as a Federal Court Judge. Datuk Dr. Prasad retired from the bench on 11th January 2018.



**Ms. Choong Shaw Mei**  
Advocate & Solicitor  
(Non-practising)  
High Court of Malaya

She has been teaching Contract Law and Remedies at University of Malaya on a part-time basis for the past 20 years. Prior to that, she was the Head of the Legal Department in Maybank after having been in law practice for about 7 years. Her experience in both litigation and non-litigation corporate & commercial practice led to a deep interest in Contract Law and Remedies, in particular, the importance of having legal principles that keep in step with commercial reality. As such, she enjoys giving CLE seminars at legal firms to exchange views on the latest developments in the law. She contributes regularly to the UM Law Review (an online publication run by UM students) with commentaries on recent decisions here and in the UK.

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## SPEAKERS' PROFILE



**Mr. Bahari Yeow**  
Partner  
**Gan Partnership**

With over 20 years' experience in the fields of Intellectual Property and litigation, Bahari built and headed a Legal 500 Tier 1 Intellectual Property, Technology, Media and Telecommunications team. Bahari also led his previous firm to debut on WTR 1000 as the Top IP Firm in Malaysia notwithstanding being a fresh entry, before joining Gan Partnership together with his teams. In their first year of joining Gan Partnership, the firm won Dispute Resolution Boutique Law Firm of the Year for the first time.

He was awarded Commended External Counsel of the Year by In-House Community. A natural-born litigator, Bahari brings with him years of litigation experience applied onto the field of Intellectual Property. Bahari and his teams advise on every aspect of Intellectual Property. He currently serves as a member of the Group Standing Committee for Copyright (2015-2018) of the Asian Patent Attorney Association (APAA) Malaysia.



**Mr. Alex Choo**  
Associate  
**Gan Partnership**

Alex focuses on Intellectual Property (IP) and dispute resolution in his practice. He has assisted in a range of contentious matters including IP infringement proceedings before the Courts of Malaysia, IP prosecution, corporate commercial disputes and Tribunal for Homebuyer Claims. His experience is not limited to contentious matters, with involvement in various advisory and regulatory capacities including licensing and assignment of IP rights, personal data protection and compliance. Alex has worked with public listed and multinational clients from a wide range of industries including technology, food and beverage, fashion and healthcare. He was crowned the International Best Oralist and his team was the International Champion for the International Air and Space Law Academy Moot Competition.

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28 October 2021

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ZOOM Webinar



## ITINERARY

11.00 A.M.	Opening of Zoom Webinar
11.25 A.M.	Opening Remarks and Introduction by REHDA Institute
11.30 A.M.	<b>NAVIGATING THE LAD WILDERNESS</b>  <b>101 GUIDE TO LADs</b>  <b>THE GOOD, THE LAD, AND THE UGLY: THE RECENT FC RULING ON LAD CALCULATION</b> <ul style="list-style-type: none"><li>• PJD Regency Sdn Bhd v Tribunal Tuntutan Pembeli Rumah: where do we go from here?</li></ul> Mr. Alex Choo, Associate, Gan Partnership
1.00 P.M.	Lunch Break
1.45 P.M.	<b>IS THERE ANY MISLAD? HOUSING DEVELOPERS' MALADIES</b> <ul style="list-style-type: none"><li>• Ang Ming Lee v Menteri Kesejahteraan Bandar, Perumahan Dan Kerajaan Tempatan</li></ul> <b>AN UNSUNG BALLAD: LAD CALCULATION</b> <ul style="list-style-type: none"><li>• Alvin Leong Wai Kuan &amp; Ors v Menteri Kesejahteraan Bandar, Perumahan Dan Kerajaan Tempatan</li></ul> <b>DEFECTS AND LATENT DEFECTS</b> <ul style="list-style-type: none"><li>• When will the pendulum stop swinging?</li></ul> Mr. Bahari Yeow, Partner, Gan Partnership
3.15 P.M.	Lunch Break
4.00 P.M.	Panel Discussion with Q&A session  Invited Moderator: REHDA Malaysia Senior Representative Panellists: <ul style="list-style-type: none"><li>o Datuk Dr. Prasad Sandosham Abraham, Retired Judge of the Federal Court</li><li>o Ms. Choong Shaw Mei, Advocate &amp; Solicitor (Non-practising), High Court of Malaya</li><li>o Invited Speaker: REHDA Institute Representative</li><li>o Mr. Bahari Yeow, Partner, Gan Partnership</li><li>o Mr. Alex Choo, Associate, Gan Partnership</li></ul>
5.00 P.M.	End of Webinar

### Notes:

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\* Programme as at 28 September 2021

# 28

October 2021  
11.00 am - 5.00 pm  
Zoom Webinar

## THE REPERCUSSION OF THE RECENT FEDERAL COURT RULING (PJD REGENCY SDN BHD V TRIBUNAL TUNTUTAN PEMBELI RUMAH & ANOR, JAN 2021) ON LIQUIDATED AGREED DAMAGES (LAD) FOR PROPERTY DEVELOPERS



REHDA  
INSTITUTE

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Address
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	REHDA Member	Non Member
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<b>Group Discount</b> (3 & above)	<input type="checkbox"/> RM268.00/pax Membership No: _____	<input type="checkbox"/> RM498.00/pax

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Fax: 03-7880 3823  
E-mail:  
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**No cancellation**  
Once we have received the registration form with the company's stamp and seal, the organisers will allocate seating arrangements etc. for the delegates. Hence you will still be charged whether or not your participants turn up on the day.

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