



## Yarui Zhou Partner

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Working Language: Chinese | English

Professional Field:

Cross-Border Business/Dispute Resolution/Corporate Business, M&A and Bankruptcy Liquidation

Industry field: Real Estate & Construction | Financial Institution | Private Equity

### Personal profile

Ms. Zhou is an Mjur graduate from the University of Oxford. She can speak Mandarin, English and Japanese. Ms. Zhou has worked with top law firms in China for many years before joining Tahota. Ms. Zhou is dual qualified in both PRC and England & Wales. Ms. Zhou focuses her practice area in dispute resolution, especially in cross-border arbitration and litigation. She is specialized in handling various kinds of disputes involving shareholder dispute, equity transfer, investment dispute, international trade, recognition and enforcement of foreign arbitral awards in China. Ms. Zhou has represented domestic and foreign clients in arbitration cases in major international arbitration centers including CIETAC, BAC, HKIAC, SIAC, ICC, SCC. She has advised many domestic and multinational companies such as Asian Development Bank, Daimler AG, Berjaya Group, Aptiv, China Minsheng Investment Group, Sichuan Panzhihua Municipal People's Government, China Huarong and Tianrun Holdings.

### Education background

M.Jur., University of Oxford, UK

LL.B., China University of Political Science and Law

### Work experiences

Han Kun Law Office, Beijing

Fangda Partners, Beijing

### Social Positions and Memberships

Admitted to legal practice in PRC

Qualified Solicitor in England and Wales

Adjunct Instructor, China University of Political Science and Law

### Selected Case List

International Trade/ Distribution Dispute Represented a Hong Kong distributor in an approximately HKD 3 billion HKIAC arbitration against a French cosmetic brand arising out of an exclusive distribution agreement. The governing law is Hong Kong law, and the language of the arbitration is English.

Represented a Swiss fertilizer trader in a trade dispute before CIETAC, with the language of arbitration being English.

Represented a Chinese leading fertilizer trader in a trade dispute before SIAC, with the language of arbitration being English.

Represented a major Japanese manufacturer in a dispute involving the sale of heavy machinery before CIETAC, the value of which exceeds 100

Successfully defended a multinational auto parts manufacturer in a procurement contract dispute brought by the claimant before CIETAC.

Construction Dispute: Represented a Malaysia-based corporation against a Chinese group company in an HKIAC arbitration governed by PRC law and seated in Hong Kong in a dispute arising from a construction project transfer agreement valued over RMB 2 billion.

Represented a Chinese hydropower construction company in a CIETAC arbitration arising from a sub-contract dispute. The disputed project is a state-owned hydropower plant located in one of the Belt and Road countries, the value of which exceeds RMB 100 million.

Represented a Chinese construction and engineering company in a construction dispute before CIETAC, involving an amount of over RMB 100 million.

Investment / Financial Service Dispute: Represented a Chinese state-owned enterprise in a dispute arising out of a trust fund agreement valued over RMB 500 million in both the trial court and appellate court. The dispute concerns the validity of a guarantee provided by a third party to pay to the subordinated beneficiary the initial value of all shares in the fund plus a fixed interest.

Represented a Chinese state-owned enterprise in an entrusted loan dispute before the Beijing No.4 Intermediate People's Court enforcing the loan under the principal's own right and realizing assets registered under the name of the agent bank.

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Represented a Chinese investment fund in a CIETAC arbitration against the target company and its shareholders in relation to exit route for investors and claiming joint liability against individual shareholders.

Advised a leading Chinese investment company in a dispute against its American partner in a major aircraft leasing joint venture concerning its exercise of redemption rights.

Successfully represented a leading national investment group in a debt-underwriting takeover dispute before CIETAC.

Represented a multinational investment group in a post-investment rights dispute in relation to a pre-IPO investment. The challenge in this case was how to trigger the founding shareholders' underwriting obligations under the Side Letter and coordinate legal actions across multiple jurisdictions, including arbitration proceedings before HKIAC and court proceedings in the British Virgin Islands, etc.

Shareholder Dispute: Represented a Hong Kong listed company against one of the Chinese top 500 private enterprises in a series of CIETAC arbitration proceedings concerning disputes arising out of a share transfer agreement valued over RMB 1.5 billion. Obtained favorable arbitral awards in all these arbitration proceedings.

Represented one of the top global auto companies in a CIETAC arbitration against its Chinese partner in a joint venture. Achieved settlement to the client's satisfaction. The language of arbitration is bilingual (Chinese and English).

Represented a top Chinese developer in a shareholder derivative claim before Beijing High People's Court, with the value in dispute exceeding RMB 2.5 billion.

Represented an A-share listed company in an arbitration before HKIAC in English, which involved the issue of whether the non-completion of administrative approvals by the mainland government resulted in the non-fulfilment of payment conditions.

Judicial Proceedings in relation to Commercial Arbitration: Represented a Hong Kong listed company before a Beijing Court in a motion for setting aside a CIETAC arbitral award.

Represented a Hong Kong company before a Beijing court confirming the validity of a foreign-related arbitration agreement.

Represented a Hong Kong company before a Shenzhen court in a motion for setting aside a CIETAC arbitral award.

Advised multiple foreign companies in various legal issues spanning on the recognition and enforcement of foreign awards, judicial assistance by PRC courts, and service in cross-border disputes.