



## Nicholas Tam

Legal Manager 法律经理  
Hong Kong

E [nicholas.tam@ogier.com](mailto:nicholas.tam@ogier.com)  
T +852 3656 6070  
M +852 9186 9358



### Overview



Nicholas is an Asia-based offshore litigator handling complex multi-jurisdictional disputes spanning banking, insolvency and restructuring, shareholder disputes, trusts, and general commercial matters. He advises in relation to matters before the BVI and Cayman Courts and arbitrations worldwide, including under the CIETAC, FOSFA, HKIAC, ICC, LCIA, LMAA and UNCITRAL Rules. He has a strong track record managing multi-jurisdictional teams to obtain



judgments or awards and thereafter achieving their enforcement, including in 'difficult to enforce' jurisdictions such as Bangladesh and China.

### Areas of expertise

- Banking Disputes
- Corporate and Financial Services Disputes
- Dispute Resolution
- Enforcement of Judgments and Awards
- Fraud and Asset Tracing
- International Arbitration
- Investigations and Regulatory Advice
- Regulatory
- Restructuring and Corporate Recovery
- Shareholder and Valuation Disputes

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## News & publications



#### Publication

**In Your Court: Offshore Dispute Resolution Review - October 2021**

Posted on 19/10/2021



#### Publication

**Snapshot: bearer share companies in the British Virgin Islands (Japanese) ヴァージン諸島における無記名株式会社**

Posted on 01/10/2021



#### Publication

**Latitude: Ogier's restructuring and corporate recovery digest, June 2021**

Posted on 23/06/2021



#### Publication

**Snapshot: arbitration in the British Virgin Islands for Asia-based parties (Japanese) スナップショット：アジアを拠点とする当事者のための、英領ヴァージン諸島における仲裁**

Posted on 03/06/2021

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## Background & experience



Nicholas joined Ogier in 2018 after almost 5 years with the Hong Kong office of leading time lawyers Ince & Co, where he specialised in dispute resolution, insolvency, transport, trade and appeared frequently before the High Court of Hong Kong. He is sought-after

by clients, industry associations, and global media as a thought leader on international trade sanctions and has been interviewed and published by media outlets including CNN and Lloyd's Intelligence.

He read law and economics at The University of Melbourne and was the 2011 National Champion of the Sir Harry Gibbs Australian Constitutional Law Moot. Shortly thereafter he relocated to Hong Kong to complete the PCLL at The University of Hong Kong, from which he graduated with the Sir Po-shing Woo Gold Medal in Law as the top student in the litigation stream. Subsequently, Nicholas has qualified as a Member of the Chartered Institute of Arbitrators and an Associate of the Hong Kong Institute of Arbitrators.

Nicholas has also authored chapters in several leading textbooks in the fields of aviation, shipping, and trade law.

Nicholas is the first offshore lawyer and the first Australian to be granted rights of audience before the Astana International Finance Centre Court. This enables him to advise and represent clients with interests in Kazakhstan and Central Asia, a region of increasing importance and activity as part of the 'One Belt, One Road' initiative.

Prior to commencing his legal career, Nicholas was a researcher in the Washington DC office of US Senator Mike Crapo, the current Chairman of the US Senate Banking Committee, which gives him unique insight into government and regulatory matters affecting the financial sector.

## **Publications**

- Aircraft Finance: Regulation, Security and Enforcement (Sweet & Maxwell)
- Aircraft Liens and Detention Rights (Sweet & Maxwell)
- Atkin's Court Forms: Hong Kong (LexisNexis)
- Infrastructure Procurement After the Credit Crunch: A Guaranteed Future for PPPs in Australia? [2012] 7(1) EPPPL 30
- Lexis Practical Guidance HK: Carriage of Goods
- Lexis Practical Guidance HK: Cross-Border Trading

## **Memberships**

- AIAC Young Practitioners Group
- Australian Chamber of Commerce
- Chartered Institute of Arbitrators
- HK45
- Hong Kong Institute of Arbitrators
- Law Society of Hong Kong

## **Admitted in:**

2015 - Victoria, Australia

2017 - Hong Kong

2019 - Astana International Finance Centre

2019 - Norfolk Island



Nicholas是一位位于亚洲地区任职的离岸诉讼律师，专责处理复杂的跨司法管辖区纠纷，范围涵盖银行事务、破产和重组事宜、股东纠纷、信托和一般商业事宜。他经常就英属维尔京群岛和开曼群岛法院的案件及国际仲裁案件（包括适用CIETAC、FOSFA、HKIAC、ICC、LCIA、LMAA和UNCITRAL条例的案件）提供法律建议。他在协调跨司法管辖区的律师团队于诉讼案件中取得判决有丰富的经验，并能成功执行有关判决，包括在孟加拉和中国等“难以执行”判决的司法管辖区执行有关判决。

### 专业领域

- 银行业务纠纷
- 公司及金融服务纠纷
- 争议解决
- 执行法庭判决和裁决
- 欺诈及资产追踪
- 国际仲裁
- 调查及监管建议
- 监管
- 重组及企业复苏
- 股东及估值纠纷

### 背景和经验

Nicholas于2018年加入了奥杰Ogier，此前他于香港著名的海事律师事务所Ince & Co. 任职将近5年，他专注处理争议解决、破产、运输和贸易事宜，并经常代表客户在香港的高等法院出席聆讯。作为专注国际贸易制裁事务的律师，他广受客户及业内专业协会欢迎，并曾接受CNN和Lloyd's Intelligence的采访并刊登相关的报导。

Nicholas在墨尔本大学修读法律和经济学，并为模拟法庭辩论比赛Sir Harry Gibbs Australian Constitutional Law Moot的2011年全国冠军。其后他移居香港，在香港大学完成了法律专业证书课程（PCLL），并获颁发予诉讼系顶尖学生的胡寶星法律獎。Nicholas其后取得特许仲裁员协会及香港仲裁协会的会员资格。

Nicholas亦曾为航空、航运和贸易法的数本教科书撰章节。

Nicholas是首位离岸律师及首位澳洲国民获Astana国际金融中心法庭授予席上發言權，因此他就能就哈萨克斯坦和亚洲中部（“一带一路”中倡议的重要地区）的法律事宜为客户提供建议及服务。

在成为律师之前，Nicholas是美国参议院银行委员会现任主席、美国参议员迈克·拉波（Mike Crapo）华盛顿特区办公室的研究员，以使他影响金融业的政府和监管事务持有独特的见解。

### 著作及文章

- Aircraft Finance: Regulation, Security and Enforcement (Sweet & Maxwell)
- Aircraft Liens and Detention Rights (Sweet & Maxwell)
- Atkin's Court Forms: Hong Kong (LexisNexis)
- Infrastructure Procurement After the Credit Crunch: A Guaranteed Future for PPPs in Australia? [2012] 7(1) EPPPL 30



Lexis Practical Guidance HK: Carriage of Goods

Lexis Practical Guidance HK: Cross-Border Trading

## 会员资格

- AIAC Young Practitioners Group
- Australian Chamber of Commerce
- Chartered Institute of Arbitrators
- HK45
- Hong Kong Institute of Arbitrators
- Law Society of Hong Kong

## 执业资格

2015年 – 澳大利亚维多利亚 (非执业)

2017年 – 香港 (非执业)

2019年 – Astana国际金融中心 (非执业)

2019年 – 诺福克岛 (非执业)

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