

# Arbitrators

AT 24 LINCOLN'S INN FIELDS

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## Angeline Welsh

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Angeline Welsh is a well-known and highly regarded arbitration expert having specialised in this field for well over a decade. In 2020, Angeline was recognised as a Global Leader for Arbitration by Who's Who Legal, having been recommended for some time as both a Thought Leader and Leading Junior at the English Bar for arbitration. She is described in Chambers 2020 (UK and Global) as having an "*impressive mastery of the details of the case and of technical legal arguments*" as well as "[e]xtremely hands-on, approachable and a real team player." Angeline was named as a 'Star at the Bar' by Legal Week in recognition of her "*excellent judgement and leadership qualities*" and not being frightened to tackle novel and difficult areas of law, or "*to deal head-on with the more complicated aspects of a case*".

Prior to moving to the English Bar at the end of 2015, Angeline was Counsel and Solicitor Advocate in the International Arbitration Group of a major international law firm, spending more than a decade in their London office, some of which was spent on secondment to the Hong Kong office and the LCIA Secretariat. She has worked with counsel in a wide range of jurisdictions including India, Myanmar, Indonesia, Belize, Hong Kong, Turks & Caicos Islands, Singapore, United States, Kazakhstan, Rwanda and various European states and on arbitrations (both commercial and investment treaty) under a broad range of institutional rules and on an *ad hoc* basis. She is also admitted to the bars of Belize and the British Virgin Islands.

Angeline is currently co-chair of the IBA Arbitration Committee's ESG Subcommittee which focused on the use of arbitration to resolve business and human rights disputes. She also serves on the ICC UK Selections Subcommittee and on the Arbitration Committee of the Lagos Court of Arbitration. She regularly speaks and writes on the subject to arbitration law and procedure and is currently editing the 25th Ed of Russell on Arbitration, the leading textbook on English arbitration law.

Angeline actively accepts arbitral appointments. Since 2016 has been appointed in some 16 arbitrations as sole, co-arbitrator or presiding.

### Arbitrator Experience

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- Sole arbitrator in an ICC dispute arising out of a letter of intent entered into in connection with the tendering for the EPC Works for a solar power plant;

- Presiding arbitrator in an ICC arbitration concerning a dispute arising in relation to a management agreement, including whether a force majeure provision is engaged by Government mandated restrictions imposed in relation to the Covid-19 pandemic
- Sole arbitrator in an ICC construction dispute arising out of a FIDIC Client/Consultant Model Services Agreement General Conditions (2006) in relation to the engineering services provided for the construction of a geothermal power plant;
- Sole arbitrator in an ad hoc arbitration concerning the non-payment of fees for the provision of orchestral services;
- Sole arbitrator in an LCIA arbitration concerning the alleged breach of sale and purchase agreement for the sale and shipping of clinker which raised issues concerning the rate of demurrage and commencement of laytime;
- Presiding arbitrator in LCIA arbitration concerning five related loan agreements raising money laundering issues;
- Co-arbitrator in LCIA arbitration concerning claim for payment under a guarantee and indemnity, issues arising in connection with related insolvency proceedings and court obtained freezing injunctions;
- Sole arbitrator in first BVI IAC administered arbitration concerning a dispute arising out of an agreement for the supply of imported coal and fuel;
- Sole arbitrator in LCIA arbitration concerning alleged breach of licensing agreement for technology used in the construction of a steel plant;
- Presiding arbitrator in LCIA arbitration concerning claim under a deed of guarantee;
- Co-arbitrator in LCIA arbitration relating to the alleged misuse of confidential information obtained in the course of employment;
- Sole arbitrator in ICC dispute relating to a dispute arising out of a manufacturing agreement and related loan agreement under the laws of the State of California;
- Co-arbitrator in LCIA arbitration relating to debt claim under a facility agreement;
- Co-arbitrator in LCIA arbitration concerning a dispute arising out of a consultancy agreement concerning a project in the Middle East;
- Sole arbitrator in ICC arbitration concerning a claim under a consultant agreement for unpaid commission payments and a defence based on alleged regulatory compliance concerns;
- Co-arbitrator in LCIA arbitration in a debt claim under a loan agreement;
- Sole arbitrator in LCIA arbitration concerning claims under consultancy agreements related to joint venture arrangements and counterclaims for breach of contract and under the tort of conspiracy;
- Sole arbitrator in ICC arbitration concerning contracts for the provision of construction services and the supply of equipment related to a solar power project in the Middle East;
- Tribunal appointed expert on issues of English law on privilege in an arbitration conducted under the Swiss Rules of International Arbitration.

## Career

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- Matrix Chambers, Barrister, 2015 to 2020
- Allen & Overy LLP, Trainee, Associate, Senior Associate, Counsel 2003 to 2015

## Academic Qualifications

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- BA (Hons), Modern History, Queen's College, Oxford University, 1999
- Graduate Diploma in Law, University of Law, 2000
- Postgraduate Diploma in Legal Practice, University of Law, 2001
- Solicitor Advocate – Higher Rights of Audience, 2008
- Called to the English Bar, 2015
- Called to the Belize Bar, 2015
- Called to the British Virgin Islands, 2020

## Awards

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- Legal Week, “Star at the Bar”, 2017
- Advised on the 2016 Myanmar Arbitration Act that led to Myanmar being awarded the 2016 GAR Award for jurisdiction that has made great progress
- AES Ust-Kamenogorsk v UST-Kamenogorsk JSC, which established the right of an English court to grant an antisuit injunction before arbitration proceedings had been commenced named in the FT Innovative Lawyers Report 2014 as a “stand-out” entry
- Work on the *Jivraj v Hashwani* Supreme Court intervention named in the FT Innovative Lawyers Report 2012 as highly commended
- Work on protecting clients from Belize's anti-arbitration legislation named in the FT Innovative Lawyers Report 2011 as a “stand-out” entry
- Named as ‘runner up’ in the Assistant Solicitor of the Year category by The Lawyer 2011
- Inaugural annual IBA Pro Bono and Access to Justice Award 2010.

## Publications

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- An English Freezing Injunction – A Nuclear Weapon That Requires Careful Handling, The Journal of Enforcement of Arbitration Awards, Vol. 2, 2019, No 1;
- The “Public Policy” Exception under the New York Convention: The English Law Approach to Allegations of Illegality and Lessons to be Drawn for Conflicts

with International Law Obligations, American Review of International Arbitration, Vol. 30, 2019, No. 2;

- Contributing author: The ICSID Convention, Rules and Regulations: A Practical Commentary (Elgar Publishing, 2019);
- IBA Arb40, Editor for “Compendium of Arbitration Practice”, October 2017;
- The Review of the Americas 2017, Global Arbitration Review: Enforcement of Foreign Arbitral Awards in Central America and the Caribbean, co-author with Luis Gonzalez Garcia;
- Contributor to the 24th edition of Russell on Arbitration, 2015;
- IBA Arb 40, Editor for Report on “The Current State and Future of International Arbitration: Regional Perspectives”, August 2015;
- Kluwer blog: “The relationship between arbitrators and parties: is the pure status theory dead and buried?” 17 June 2011 (co-author with Matt Gearing);
- The World Arbitration and Mediation Review, ITA: “The law applicable to the award of interest: A roadmap through the maze” 2011, Volume 5, No. 1;
- Kluwer blog: “The Public Policy Exception – Is the Unruly Horse Being Tamed in the Most Unlikely of Places?”, 17 March 2011 (co-author with Matt Gearing);
- Global Arbitration Review, (Vol. 5 Iss. 5): “UK: *Jivraj v Hashwani* – the interplay between arbitration and antidiscrimination legislation”, 27 October 2010 (co-author with Mark Mansell).