


Thoo Yee Huan

Senior Partner

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Qualifications

- Bachelor of Laws (Honours), Second Class Upper, University of Malaya (1996)
- Advocate and Solicitor, High Court of Malaya (1997)

Languages

- English
- Malay
- Chinese



Thoo is a Senior Partner based in our Kuala Lumpur branch, who maintains active practice in the area of dispute resolution for a span of almost 30 years. He is a seasoned litigation lawyer who is actively engaged for simple to complex triable and appellate matters and regularly appears at all levels of the Malaysian Courts and as counsel/co-counsel in various briefs. With his vast experience in Malaysia civil litigation, he has also been providing foreign expert opinions on Malaysia law to foreign competent court of jurisdiction and arbitration forum.

Thoo routinely advises individuals and body corporates in a wide area of disputes including banking and hire purchase matters, commercial/corporate dispute, companies' directors and shareholders' dispute/boardroom tussle including minority oppression, debt recovery, injunction matters, contractual disputes, family matters, constitutional issues, tort, defamation, and public interest litigations while focusing on real estate disputes and the employment and industrial relations practice. Thoo's area of practice also encompasses trustee dispute, personal injury claims and arbitration matters.

Thoo also serve as one of the panel solicitors for the Advocates & Solicitors Disciplinary Board and has been first appointed Compliance Officer of the firm.

Experiences

- Advised and represented range of property developers in application for judicial review/suits as its lead counsel and submitted on the issue of late delivery ascertained damages including departing from the former apex court decisions of the Faber Union and PJD Regency.
- Advised and represented a temple in a protracted charitable trust dispute.
- Successfully assisted and represented landowners in their respective land acquisition cases.
- Successfully assisted and represented aggrieved terminated employees in seeking for fair compensation including probationers terminated during covid pandemic.
- Advised various China construction companies in resisting Bank Guarantee/Performance Bond claims.
- Holding watching briefs for Real Estate Housing Developers Association (REHDA) in Court of Appeal and Federal Court.
- Represented public figure in defamation suits.
- Advised numerous corporations on labour practice issues.
- Acted in various boardroom tussle litigation matters.
- Acted for developers in strata titles rectification matters.

Practice Areas

- Accidents & Personal Injuries
- Anti-Corruption Laws & Policy
- Anti-Money Laundering Laws & Compliance
- Banking & Finance
- Corporate Dispute Resolution
- Debt Recovery & General Litigation
- Employment Law
- Real Estate
- Risk Management
- Trust, Wills & Probate

- Counsel for domestic and international Arbitration matters involving termination of waste oil contract, mining dispute and refund of contract sum.

Publications & Speaking Engagements

- “AMLA: A Look into the New 2020 Policy Document” (June 2020) HHQ Empower Vol 3 Issue 6
- “Understanding the Malaysian Movement Control Order” (March 2020) HHQ Empower Vol 3 Issue 3
- Untangling the Tale of Constructive Dismissal (Sept 2020) HHQ Empower Vol 3 Issue 9
- Malaysia Marks One-Year Anniversary of Section 17A MACC Act 2009 – Where are we heading to? HHQ Empower Vol 4 Issue 7 (*co-author)
- Constructive Dismissal: The Applicable Test- “Contract Test vs The Reasonableness Test” HHQ Empower (*co-author)
- “Upholding the cornerstone of separate legal personality in Employment Dispute” HHQ Empower (*co-author)
- Practical Law Thomson Reuters Corporate Real Estate Malaysia Guide 2015-2016
- Speaker in seminar/talk in Tianjin, China to China Investors on Malaysia law in 2019
- Speaker in seminar/talk on recent development involving the landmark case of Ang Ming Lee & Prema Bonanza
- Co-Author of Labour & Employment chapter in published book “Investing in Malaysia’s Manufacturing Industry: The Legal and Tax Aspects”
- Appearing in numerous interviews and featuring as guest on television and radio stations broadcast regarding Malaysia current legal issues/topics

Reported Cases

- *“Gary The Chin Yeong vs Kwong Yan Loy & Anor [2019] MLJU 1879*
- *Choong Wai Kit vs Tropicana Shared Services Sdn Bhd [2022] 3 ILJ 10*
- *Stephen Yeap Ban Eng v. Galeri Tropika Sdn Bhd [2023] 4 ILR 197*
- *Bluedream City Development Sdn Bhd vs Kong Thye & Ors and other appeals [2022] 2 MLJ 241*
- *Obata -Ambak Holdings Sdn Bhd vs Prema Bonanza Sdn Bhd and other appeals [2024] 5 MLJ 897*

Accolades

- asialaw 2024
“Consistently provides us with highly professional advice.”