



Nathan Landis

Barrister, Francis Burt Chambers

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Nathan Landis is an experienced and versatile dispute resolution lawyer who has dealt with a broad range of matters in a number of different jurisdictions; his practice focuses on dispute resolution in the energy and resources sector.

Nathan has extensive experience representing clients in the oil and gas and mining industries, and in particular in joint venture disputes, contractual issues and regulatory investigations. During his career, he has appeared as counsel in a range of courts and tribunals within Australia and in the Middle East. He has experience conducting domestic and international arbitrations under ad hoc and a wide range of institutional arrangements.

Nathan commenced his legal career as an associate to the Hon Justice Dowsett of the Federal Court of Australia. He later worked in the dispute resolution team of Mallesons Stephen Jaques. He joined Cochrane Lishman Carson Luscombe in January 2010 after returning to Australia from practising in the Middle East with DLA Piper. Nathan became a foundation member of Clifford Chance's Perth office when the firm launched in Australia in May 2011.

Nathan joined the independent Bar in October 2013 and practised in the resources sector until joining IMF Bentham (now Omni Bridgeway). As a senior investment manager, Nathan managed a global portfolio of claims spanning investment treaty disputes, international commercial arbitration and litigation. Nathan re-joined the independent Bar in October 2021.

Having served in the Australian Defence Force for over 25 years, Nathan currently serves as a legal officer in the Army Reserve. In his military career, he has appeared in military discipline proceedings and provided advice on a range of operational, administrative and military discipline matters.

He is admitted in Queensland, New South Wales and the High Court of Australia (2003), Western Australia (2004) and Dubai International Financial Centre Court (2008). Nathan holds a Bachelor of Laws and a Bachelor of Arts from Queensland University of Technology and a Graduate Diploma of Military Law from the Australian National University. He is a Fellow of the Chartered Institute of Arbitrators and a member of the Australian Mining and Petroleum Law Association and the Construction and Infrastructure Law committee of the Law Society of Western Australia. He is a Graduate of the AICD Company Directors Course and is noted by the Chambers 2021 Guide for Litigation Funding in the Middle East and is recognised in Who's Who Legal: Thought Leaders – Third Party Funding 2020 and 2021 guide.

Notable experience

Energy & Resources

- acting for Australian subsidiaries of Apache Corporation in litigation involving joint venture disputes over projects located offshore Western Australia. Those disputes reached the Western Australian Court of Appeal on two occasions and have been reported under the titles *Apache Oil Australia Pty Ltd & Ors v Santos Offshore Pty Ltd* and *Santos (BOL) Pty Ltd Apache Northwest Pty Ltd & Ors*.
- acting for companies and individuals in the Lanco group over various disputes arising following the purchase of a coal mine in Western Australia, including defending a claim brought by a potential off-taker for US\$6 billion (various interlocutory decisions by the Supreme Court of Western Australia between 2011-2013 published under the title *Perdaman Chemicals & Fertilisers Pty Ltd v The Griffin Coal Mining Company Pty Ltd & Ors*)
- junior counsel for The Griffin Coal Mining Company Pty Ltd in successfully resisting an injunction which sought to prevent completion of a multi-billion dollar coal supply agreement to power stations located in Western Australia (reported as *Perdaman Chemicals & Fertilisers Pty Ltd v The Griffin Coal Mining Company Pty Ltd & Ors (No 7) (2012) 92 ACSR 281*).
- acting for a south-east Asian based commodity supplier in relation to an arbitration seated in Hong Kong conducted according to ICC Rules.
- acting for a Singaporean-based company in relation to an ICSID arbitration arising from an alleged expropriation of assets by a South Pacific government.
- acting for sub-contractor in relation to disputes arising from cost and programme overruns for a substantial resources project in the Pilbara region resolved by arbitration conducted according to IAMA Rules.
- acting for owner in relation to cost and programme overruns for a large resources project in the Pilbara region.
- acting for Apache Corporation on civil and criminal litigation arising from an explosion at a gas treatment facility located offshore Western Australia.
- acting for major international energy companies on disputes within joint ventures over significant potential oil and gas projects located off North Western Australia.
- acting for the vendor of a substantial oil project located off Western Australia in an arbitration seated in Singapore and conducted according to UNCITRAL Arbitration Rules.
- acting for a shareholder in relation to a dispute regarding a mine located in Madagascar and resolved by arbitration conducted according to ACICA Rules.
- acting on multiple commodity price review arbitrations (for buyers and sellers) under ad hoc arrangements.
- acting for owner in relation to cost and programme overruns for a substantial infrastructure project supporting mining operations in North Western Australia.

Infrastructure

- acting for a joint venture of Leighton Contractors and Kumagai Gumi on disputes arising over the construction of a metro heavy rail project in Western Australia (project valued at A\$1.2 billion) (various interlocutory decisions and final hearings by the Supreme Court of Western Australia between 2006-2008 published under the title *Leighton Contractors Pty Ltd v Public Transport Authority of Western Australia*).
- acting for a global power generating company in relation to disputes (resulting in both arbitration and litigation) over various power station construction projects located in Australia and the Middle East.
- acting for a European dredging company on various disputes arising from port projects in United Arab Emirates, including acting on arbitrations conducted under ICC Rules.
- acting in an ad hoc capacity for the Dubai Government on disputes arising over the construction of a significant infrastructure project in Dubai.
- acting for a real estate developer in a dispute over a sale and purchase of a residential tower located within the Dubai International Financial Centre in an arbitration conducted under DIFC-LCIA Rules.
- acting for sub-contractor in relation to issues arising from insolvency of head contractor on an infrastructure project in Perth region.