

**SCCA Lunchtime Seminar – Joseph Tan Jude Benny LLP
'Restraint of Trade'
10 September 2015, 12pm – 2pm**

About this Seminar

Restraint of Trade: Effectively Protecting your Trade Secrets, Confidential Information and Business Goodwill

Common Problems and Issues

- Common Problems
- Limits to recourse under General Law

The Value of Contractual Clauses

- Confidential Information Clauses
- Non Solicitation Clauses
- Non Compete/Restraint Clauses

The Importance of Having Appropriate Clauses

- Difficulties and dangers with inappropriate clauses
- Factors to consider when drafting Confidential, Non Compete and Non Solicitation Clauses

Case Studies

- Creative Leadership v Byrne Roger Peter and others [2013] SGHC 4
- CLAAS Medical Centre v Ng Boon Ching [2010] 2 SLR 286 (CA)
- SeaCad Technologies Pte Ltd v Tan SiewMeng Aaron [2007] SGHC 192

About the Speaker



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Murali has been in practice since 1997 and specializes in shipping and commercial cases.

He has advised and acted in a wide range of commercial disputes including cases involving company insolvency, judicial management, joint ventures, employment agreements, shareholders agreements, oppression of minority shareholders, breaches of fiduciary duty and fraud.

Murali has acted for employers and employees in disputes over termination of employment and restraint of trade.

Some of his notable cases are:

1. Litigation - Acted for a director and minority shareholder in a Singapore investment holding company. The Singapore company had an interest in a turbo charger joint venture in China. The joint venture profits were not repatriated to the Singapore company, and the client was removed as a director, by the majority shareholder.

An oppression claim was brought against the majority shareholder followed by a statutory derivative action against the Singapore company. The matter went to the Court of Appeal. Succeeded in getting the profits repatriated to the Singapore company and the client reinstated as a director. The case is reported.

2. Litigation - Acted (2nd chair) for the former Area President of an international shipping company. The client faced a claim by the company for breach of fiduciary duty and/or his employment contract. The client was successful at trial and on appeal to the Court of Appeal. The case is reported.
3. Litigation - Acted for a former director of a ship agency and brokerage company. The company brought a claim against him for breach of duty and fiduciary duty. The client succeeded substantially on appeal to the Court of Appeal. The case is reported.

Some of the seminars and conferences Murali has spoken at are:

- Draftsman Beware - Distributorship and Agency Agreements (Ahrals Centre for Business Forums)
- EMPLOYER BEaWARE – Employment & HR Masterclass (Crown Leadership International Group)
- Avoiding Common Pitfalls in Business (JTJB Seminar Series)
- Duty of Disclosure in Insurance Contracts (JTJB Insurance Seminar)
- Restraint of Trade – Employment & HR Masterclass (Crown Leadership International Group)
- Interim Relief in Litigation: The Mareva Injunction (Advoc International Business Law Conference, Bali)