



MR.

Nguyen Van Tuan

POSITION

Partner

EMAIL

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Practice Areas & Industry Coverage

- Banking & Finance
- Compliance & ABAC
- Dispute Resolution
- Foreign Investment
- Intellectual Property
- Banks
- Distribution/Retail
- FMCG
- Energy & Natural Resources
- Aviation

Profile

Dr. Van Tuan Nguyen is a partner in charge of the firm's Corporate practice group. With more than 22 years of legal experience, he has advised on a wide variety of matters including international private law, foreign investment, corporate compliance, intellectual property and dispute resolution.

Prior to joining LNT & Partners, Dr. Nguyen was Deputy Director of Vietnam Airlines' Legal Department, where he advised the Board of Director and CEO on issues of compliance with foreign laws, intellectual property, aircraft leasing and dispute resolution. He also previously worked as Head of International Private Law Division for the Ministry of Justice and was responsible for researching, drafting laws and acting as the Government's legal counsel in negotiating various treaties, including FTAs and Investment Agreements such as BOT contracts and Government Guarantee and Undertakings (GGU).

Dr. Nguyen is a visiting lecturer for undergraduate programmes on International Arbitration at Hanoi Law University and for Masters of Economics programmes on Media and International Business Law at National Economics University. He also gives lectures at Vietnam Judicial Academy on investor-state dispute resolution for Vietnamese lawyers and officials of various ministries, State agencies and provincial departments. Dr. Nguyen has authored numerous legal articles and books on foreign investment in Vietnam.

Work Highlights

- Advising the Board of Directors and CEO on domestically legal matters which need to ensure the compliance with laws of Vietnam, particularly the Law on Enterprise, law on Investment Law on Aviation, etc. and Charter and other internal rules of Vietnam Airlines.
- Acting as a legal counsel of the Government in negotiating, drafting and advising the Government Agencies in BOT contracts on electricity projects such as Mong Duong, Vinh Tan, Hai Duong, Kien Luong, Nghi Son Powers, loan agreements for Powers Project, and joint-venture contracts;
- Advising Petro Vietnam and its authorized representative to the Members of Council at Nghi Son Refinery and Petrochemical Ltd (the "Company") on the management and operation of the Company;
- Acting as legal counsel of the Government to settle investor- state dispute cases such as Mc Kenzie v the Government of Vietnam; Trinh Vinh Binh v. the Government of Vietnam, Me
- Being a member of Drafting Legislation Committees and attending the Committee meetings of Parliament for discussion and consideration of various legislation of Vietnam;
- Being a member of Vietnamese Government's Delegations in negotiating ASEAN Treaties;
- Advising ECOPARK in negotiation, drafting and amending the Management Agreement for Chadwick International School - Ha Noi;
- Advising PVI Holdings in financial restructure of the Group, including PVI Re, PVI Insurance and PVI AM.
- Being in charge of SIAC Arbitration ARB319/21/HTD case between Power Generation Corporation 1 vs. PT Trubaindo Coal Mining and Banpu Minerals Pte Ltd.
- Being in charge of SIAC Arbitration No. 416 of 2021 (ARB/416/21/HTD) between Petronica Inc vs. Petroleum Offshore Trading and Services JSC.
- Advising Vietnam Airlines in fleet restructuring, negotiation with lessors for reduction of leasing contractual costs or extension of payments during Covid-19 pandemic.
- Advising Viet Jet Airlines in fleet restructuring, negotiation with lessors for reduction of leasing contractual costs or extension of payments during Covid-19 pandemic.
- Advising Vietnam Airlines and drafting the SPA to sell 2 aircrafts during the Covid-19 pandemic.
- Advising Vietnam Airlines to sell its shares in Cambodia Angkor Airlines.

Education

- Ph.D in Law (Latrobe University, Australia)
- LL.M (Vrije University of Amsterdam, Netherlands)
- Master of Economics in Finance, Banking and Monetary (National Economics University)
- LL.B (Hanoi Law University)
- Bachelor of Economics (Hanoi Accounting and Finance University)

Membership

- Vietnam Bar Federation
- Hanoi Bar Association

Publications

Books

- Nguyen Van Tuan and Duong Tri Thanh, 'Development of Vietnam's Aviation Law: Airlines' Influence in the Legislative Process' in Jae Woon Lee (eds) *Aviation Law and Policy in Asia: Smart Regulation in Liberalised Markets* (Brill, 2021) [[Chapter 10 Development of Vietnam's Aviation Law: Airlines' Influence in the Legislative Process in: Aviation Law and Policy in Asia \(brill.com\)](#)]
- *Peter Van den Bossche and Nguyen Van Tuan*: "WTO Law in a Nutshell", published by the National Political Publishing House in English and Vietnamese (2009);
- *Nguyen Van Tuan*: "Foreign Direct Investment with Economic Development in Vietnam" published by the Judicial Publishing House in Vietnamese (2005);

Law Journal Articles

- Tuan Van Nguyen, "Protection of Legitimate Expectations: A case study of Vietnam", *Transnational - Dispute Management*, 2015. [<https://www.transnational-dispute-management.com/article.asp?key=2294>]
- *Nguyen Van Tuan*, "Implementation of International Commitments in treaties: experiences from other countries and possibility of self-executing Vietnam's commitments in WTO", in *Journal of Democracy and Law* (2010), pp.26-31;
- *Nguyen Van Tuan*, "WTO: a progress report" in *Journal of Vietnam Law and Legal Forum* (2009), pp 14-17;
- *Nguyen Van Tuan*, "Investments in the WTO-Legal Consequence and Implementation Issue for Vietnam", in *Journal of Democracy and Law* (2009), pp.22-31;
- *Nguyen Van Tuan*, "Investment Liberalization and the Need to Improve Vietnam's Environment for FDI Inducement" in *Journal of World Economic Problems* (2005), pp. 66-74;

Research Projects

- Nguyen Van Tuan, 'Trade Dispute Settlement Mechanism of Asia Pacific Economic Cooperation and the Improvement of Vietnamese Legal System' in Research Project: "International Trade Dispute Settlement Mechanism and the Improvement of Vietnam's Legal System in the Process of Economic Integration" conducted by the Institute of Law Research under Ministry of Justice, 2009;
- Nguyen Van Tuan. 'Law and Practice of ASEAN Countries on Treaties and Domestic Transformation" in Research Project: "Domestic Transformation of Treaties, that concluded by Vietnam in the Context of International Economic Integration" conducted by the Institute of Law Research under Ministry of Justice, 2007;