



PHUNG QUANG CUONG

Partner

CEDR Accredited Mediator

VICMC Mediator

CONTACT

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EDUCATION

🎓 **National Academy of Public Administration**

LLM | 2020 - 2022

🎓 **Hanoi Law University**

LLB | 1996 - 2001

MEMBERSHIP

- Ha Noi Bar Association
- Vietnam Society of International Law (VSIL)
- Vietnam International Center for Commercial Mediation (VICMC)

LANGUAGE

Vietnamese

English

INTRODUCTION

Mr. Phung Quang Cuong is now acting as a partner of NHQuang&Associates. He specializes in advising several fields including, among others, IP, corporate, contract, labour, real estate, insurance. He is a skilled barrister with 20 years of experience in settling dispute and protecting clients' legitimate rights and interests.

In addition, Mr. Cuong is a co-author of several legal handbooks for young lawyers, individuals, organizations in consultation, enforcement of legal matters in land, business and commerce sectors such as Legal Handbook of Equality Rights in Access to Land, Handbook for social enterprises.

Mr. Cuong has also regularly provided legal advice to expatriates on Legal dissemination and advice program on VOV and Journal of the State Committee for Overseas Vietnamese - Ministry of Foreign Affairs

AREA OF PRACTICE

- Corporate Matter
- Insolvency
- Construction & Real Estate Business
- Intellectual Property
- Mineral & Energy
- Dispute Resolution
- Insurance
- HR Management & Employment
- Infrastructure & Public Private Partnership
- Policy Research & Advocacy
- Compliance Monitoring

PUBLICATION

- *Report on Research in administrative procedure reform in the field of Civil Judgment*, United States Agency for International Development (USAID) and Bureau of Administrative Procedures – Office of Government, 2021
- *Lawyers Handbook (volume 3) Practice skills of consulting lawyers in the fields of investment, business and commerce*, Japan International Cooperation Agency (JICA), Vietnam Bar Federation, 2017
- *Handbook for social enterprises and Handbook for investment in social enterprises*, cowriting with NHQuang&Associates under the sponsorship of Center for Social Initiatives Promotion, 2014
- *Legal Handbook of Equality Rights in Access to Land*, co-writing with NHQuang&Associates within the framework of the Project “Empowerment of Women to Claim their Land Rights”, 2013
- *Domestic and international registration procedures for trademark protection*, Phung Quang Cuong, in the book “Investment for brand image strategy”, Culture and Information Publishing House, 2009
- *Chapter: Settlement of Civil Cases, Bench Book for judges’ settlement of cases related to intellectual properties*, Supreme People’s Court
- *Revising the Handbook guiding the implementation of the Law on Environment Protection*, co-written by JIFF and WARECOD
- *Preliminary report on Scanning of Regulations on procedures to handle enterprises’ bankruptcy*, WB and Department of Administrative Procedure Control - The Government Office

ACADEMIC ACTIVITY

- Mediator Skills Training program of the Centre for Effective Dispute Resolution (CEDR), London, UK, 2018
- Program “International Visitor Leadership Program, Intellectual Property Rights in the US”, USA Embassy, July 2013

PRACTISING EXPERIENCE

Advising several domestic and foreign enterprises, state-owned corporations, and other organizations and individuals on diversified legal issues in different areas. Below are some typical consulting activities:

- Providing legal retainer services to several Vietnamese and foreign businesses operating in various areas. The advice covers all corporate matters, licensing, corporate governance, labor, intellectual properties, transaction conclusion, dispute resolution, etc.
- Advising transactions of large Vietnamese and foreign enterprises operating in the fields of oil and gas, mining, energy, etc.
- Drafting, advising and negotiating EPC, BOT, BT and other construction contracts for construction investment and infrastructure development companies, including large state-owned and private companies.
- Advising a number of insurance companies in matters related to labor, economic transactions, contracts, non-life insurance business; engaging in resolving many disputes relative to insurance for clients at Courts and arbitrations, many of them are resolved through mediation.

- Advising the organization and management structure, preparing, developing and reviewing internal regulations for several enterprises of various operational scale, including state-owned corporations.
- Engaging in providing legal training courses for in-house lawyers of some state-owned corporations and private companies.
- Advising labor organization and structure, development of labor relationship and handling legal matters arising during labor management of businesses.
- Advising and preparing contracts and agreements involving copyrights, related rights and advising to resolve normal disputes concerning these rights.
- Providing legal review for EPC contracts of thermal power plants; advising and reviewing EPC contracts for renewable energy projects; advising and negotiating other contracts of some enterprises producing, transmitting and disputing electricity.
- Advising domestic and international registration, protection of trademarks for various clients.
- Engaging in resolving disputes of individual and organizational clients in relation to business and commerce, civil matters by various manner in different capacities.

TYPICAL PROJECTS

- **Project of establishing Systemic Investment Response Mechanism in Vietnam (SIRM)**, supported by IFC - World Bank, 2018
- **Report on Aspiration of Enterprises Towards Courts' Activities in Enforcing Contracts**, the United States Agency for International Development (USAID), the Governance For Inclusive Growth (GIG) program, 2018
- **Policy Impact Assessment (PIA) of the Draft Labor Code (5 policy issues)**, the Governance For Inclusive Growth (GIG) program, 2017
- **Improvement of Business Environment in Viet Nam**, conducting a study for the Central Institute of Economic Management and the Government Office about limitations of laws and implementation practice of bankruptcy and contractual dispute settlement, 2015
- **Survey on Current Situation of Promulgation of Administrative Decisions in Vietnam**, under the Project "Strengthening Access to Justice and Protection of Rights", sponsored by UNDP Vietnam, chaired by the Administrative and Criminal Law Department, Ministry of Justice, 2013
- **Implementation of Administrative Procedures/Regulatory Reform**, supported by International Financial Company (IFC), in coordination with the Task Force for Administrative Procedure Reform under the Project 30, 2009 - 2012