



# NGUYEN TIEN LAP

**Senior Executive Partner**  
**VIAC Arbitrator**

## CONTACT

Tel: (84-24) 3537 6939

Address: Villa B23 Trung Hoa - Nhan Chinh, Thanh Xuan, Ha Noi

E-mail: tienlap@nhquang.com

## EDUCATION

🎓 **Martin Luther Universität Halle  
Wittenberg, Germany**  
LLB, LL.M | 1980 - 1985

## MEMBERSHIP

- Ha Noi Bar Association
- Vietnam International Arbitration Centre (VIAC)
- Vietnam Lawyers Association
- Asian Patent Attorneys Association (APAA)
- Vietnam Intellectual Property Association (VIPA)
- Inter-Pacific Bar Association (IPBA)

## LANGUAGE

Vietnamese

English

German

## INTRODUCTION

Mr. Nguyen Tien Lap is now acting as the Senior Executive Partner of NHQuang&Associates. He is currently Chairman of VietPro Consultant Co., Ltd and arbitrator at Vietnam International Arbitration Center (VIAC).

Mr. Lap is regarded as one of the leading lawyers practicing in the fields of corporate and investment law, litigation and arbitration. He has also acted as Team Leader or legal expert in many projects on legal reform, trade liberalization, SOE reform, access to justice and rights protection for disadvantaged groups. He has made remarkable contributions to civil society development and rights protection for rural people, women. For many years, he has also been advising and advocating for development of the social enterprises in Viet Nam.

## AREA OF PRACTICE

- Direct & Indirect Investment
- Corporate Matter
- Merger & Acquisition, Insolvency
- Construction & Real Estate Business
- Intellectual Property
- Infrastructure & Public Private Partnership
- Mineral & Energy
- HR Management & Employment
- Environment
- Dispute Resolution
- Policy Research & Advocacy
- Compliance Monitoring

## ACADEMIC ACTIVITY

- Rule-of-Law Institution and Development, Columbia University, and Public Law Interest, Pilnet, New York, USA, 2014 - 2015
- International Law Program: The Global Trading System - Substance and Dispute Resolution, Davis School of Law, University of California, USA, 2001
- Top Quality Management and Human Resources Management Program, Singapore, 2000
- Intellectual Property Practice Program, 1993
- Special Course of Public and Commercial Law, Luneburg University, Germany, 1991
- Macro-Economic Policy Program, Central Economic Management Institute, Viet Nam, 1989

## TYPICAL RESEARCH

- **Study of environmental cases for recommended amendments to the Law on Environment Protection**, 2019 - 2022
- **Pilot of Impact Litigation to pursue Environmental Justice**, sponsored by United States Department of State through East-West Management Institute, Inc. (EWMI), 2017 - 2018
- **Domestic consulting services to study the construction of empowerment policy in use, management, and exploitation of coastal sea for fishermen community to develop sustainable fishery production** under the Project of Coastal Resources For Sustainable Development (CRSD), sponsored by the International Development Association (IDA), 2017 - 2018
- **Study and Assessment of the Implementation of Decree 59/2012 on Monitoring the Implementation of Laws and Regulations**, USAID, 2015
- **Project of "Capacity Improvement Support and Recommendations for Developing the Mechanism for Implementation of Enterprise Law to Develop Social Enterprises and the Community" in Phu Tho Province and Quang Ninh Province**, co-ordinated with the Centre for Social Initiatives Promotion (CSIP), 2015
- **Study for Amendment to the Law on Promulgation of Legal Normative Documents**, the Canadian International Development Agency, steered by the Ministry of Justice, 2014
- **Study on "The Right to Adoption of LGBT in Vietnam - Situation and Recommendation"**, under Project of "Support to Strengthen Lesbian, Gay, Bisexual, and Transgender (LGBT) CSOs in Vietnam", 2014
- **Advising for the development and drafting of the Law on Management and Use of State Capital invested into business and production**, requested by the World Bank and steered by the Ministry of Finance, 2013
- **Project of "Re-structure and completion of governance over State Economic Groups"**, sponsored by the Asian Development Bank (ADB), steered by the Corporate Finance Department (Ministry of Finance), 2013
- **Initiatives to Increase Protection of Women's Land rights in Vietnam** under the Project "Empowerment of Women to Claim their Land Rights" (Project 61404), UNDP, 6/2013
- **Project on "Research and Advocacy for Improved Access of Family Members to Pre-trial Detainees"**, Swiss FDFA in collaboration with CRIGHTS under the Law Faculty of Ha Noi National University, 12/2012 - 12/2013
- **The Availability of Legal Services for People Living With HIV and Key Populations**, UNDP and UNAIDS, 2011 - 2012
- **Study on "Biodiversity and forestry ecology conservation"**, sponsored by GIZ, steered by the Ministry of Agriculture and Rural Development, 2012

- **Survey on Court Administration in Viet Nam**, under the Project “Strengthening Access to Justice and Protection of Rights” (Project 58492), UNDP Viet Nam and the Judicial Reform Secretariat of Judicial Reform Steering Committee, 2011 - 2013
- **Good Governance and Public Administration Reform Project**, Danish International Development Agency (DANIDA), 2011
- **Project on “Enhancing the Role of CSOs in the fight against HIV/AIDS”**, Global Fund - VUSTA Component, 2011
- **Access to Justice in Viet Nam from a People’s Perspective - An Updated Survey**, UNDP Viet Nam, 2010 - 2011
- **Survey and Assessment of Grassroots Reconciliation Teams in Vietnam** under the Project of Judicial Development and Grassroots Engagement Project (JUDGE), sponsored by CIDA, steered by the Ministry of Justice, 2009
- **Access to Counsel in Criminal Procedures**, UNDP, 2009
- **Survey and Assessment of Lawyer Training Course at the Judicial Academy** under the Program of Support to Legal and Judicial Reforms in Vietnam (JOPSO), sponsored by DANIDA, 2007 - 2008
- **Survey and Assessment of Judge Training Course at the Judicial Academy** under the Project of Judicial Development and Grassroots Engagement Project (JUDGE), sponsored by SIDA, 2007
- **Institutional Support Project, a European Committee sponsored Project**, sponsored by the European Commission to provide technical support to strengthen the institutional capacity of the National Assembly Office, the Supreme People’s Court, the Supreme People’s Procuracy, and the Ministry of Justice, 2007
- **Development of Expressway Network in Vietnam**, Ministry of Transport and the Asian Development Bank (ADB), 2006
- **Survey and Assessment of the Capacity of Judicial Staff at Communal People's Committees**, Ministry of Justice, UNDP, CIDA and DANIDA, 2006
- **Study on Competitiveness and Impact of Services Trade Liberalization in Vietnam: Financial Services**, Ministry of Planning and Investment and UNDP, 2005
- **Study on “Strengthening Capacity of People's Elected Bodies”** under the Survey and Assessment of Activities of Provincial National Assembly’s Deputy Delegations, requested by Government Office and UNDP, 2004 - 2005
- **Study on Competitiveness and Impact of Services Trade Liberalization in Vietnam: Maritime Transport Services**, Ministry of Planning and Investment and UNDP, 2004
- **Research on “Assessment of Facts and Analysis toward Making Suggestion for Amending Prevailing Legal Framework For Effectively Implementing Viet Nam - USA Bilateral Trade Agreement”**, Ministry of Justice and UNDP, 2001 - 2002
- **Survey on Awareness among Business Leaders Concerning Economic Reform in Vietnam**, Japan Bank for International (JBIC), 2001
- **Project of Technical Assistance for the National Enterprise Reform Committee (Phase 2)**, State-Owned Enterprise Reform Committee and DANIDA, 2000
- **Report of Vietnam’s Legal system on Intellectual Properties and Comparison with TRIPs**, Japan External Trade Organization (JETRO), 2000
- **Project VIE 97/ 003 “Strengthening Labor Management Capacity for Effective Implementation of the Labor Code”**, UNDP, 1999 - 2000

- **Project VIE 96/011 "Report on Monitoring the Training Program on Improving Capacity of Women Candidates of People's Council Election"**, National Committee for the Advancement of Women and UNDP, 1999

#### TYPICAL PUBLICATION

- *How to reflect judicial reforming spirit in the new Code on Civil Procedures*, Legislation Study Magazine of the National Assembly, January 2004
- *Viet Nam Economic Law*, Co-author, Textbook for law students at Law Faculty of Ha Noi University of Law, 1988

#### SEVERAL RECENT PRESS ARTICLES

- *Property rights and economic opportunities*, Saigon Times, 2/2024
- *Understanding the correct principles to amend the Law on Land*, VietnamFinance, 11/2023
- *Stock market management and supervision activities: Tighten for safety or loosen to attract capital?*, VietnamFinance, 9/2023
- *Solving the land price mathematic matter: Incur the need for land law reform*, Saigon Times Online, 9/2023
- *New resolution for Ho Chi Minh City: Open access from many regions across the country*, Nguoi Do Thi Online, 4/2023
- *'Dare to think, dare to do' and uphold the law*, Saigon Times Online, 3/2023
- *Bonds in loss of liquidity: In need for quick and strong administrative solutions to avoid the fire from spreading*, VietnamFinance, 2/2023
- *The new year brings hope from reforms*, Saigon Times Online, 1/2023
- *What consequences from privately funded planning?*, Saigon Times Online, 9/2022
- *Amending the Law on Land - the most difficult issue is the problem of benefits*, Saigon Times Online, 8/2022
- *Personal security in the "virtual world"*, Nguoi Do Thi Online, 9/2021
- *Solving the problem of 'land fever': A very basic factor not yet addressed*, Saigon Times Online, 5/2021
- *Three questions about Hai Phong province's behavior with Hai Duong province during the Covid-19 pandemic*, Saigon Times Online, 3/2021
- *Personal data protection – A need of law or decree?* Dai bieu Nhan dan Online, 3/2021
- *The draft PPP law should not focus too much on investors*, VietnamFinance, 5/2020
- *Returning the true nature of the PPP contract*, Enternews, 5/2020
- *Covid-19 pandemic and institutional deficiencies in emergency governance*, Nguoi Do Thi Online, 3/2020
- *Questions from the Da River's dirty water incident*, VietNamNet, 10/2019
- *"Backyard" businesses – causes and consequences*, Internal Affairs Magazine Volume 67, 6/2019
- *What is the legal basis to recover sold state assets?* Saigon Times Online, 9/2018
- *Right to life – perspective from Law on Land*, Nguoi Do Thi Online, 7/2018
- *FDI and the current economy*, Saigon Times Online, 7/2018
- *Concerns about the draft law on "special zones"*, Saigon Times Online, 4/2018
- *Sharing economy: Challenges or opportunities depend on state management thinking*, Saigon Times Online, 2/2018

- *The entrepreneurial spirit of Vietnamese people*, Saigon Times Online, 8/2017
- *What is the driving force for development of the private economy?*, Saigon Times Online, 5/2017
- *The right to set up an association, need for a right perspective and another approach*, Saigon Times Online, 2017
- *Financial management of PPP Projects: Does it work to apply cap rates for loan capital?*, Saigon Times Online, 8/2016
- *There is a need of a specialized agency to manage PPP*, Saigon Times Online, 6/2016
- *Regarding cross-ownership in the Decree guiding the implementation of the Law on Enterprises*, Vietnam Financial Times Online, 5/2015
- *The People's Ownership from the Civil Code's Perspective*, Saigon Times Online, 4/2015
- *Social enterprise - A solution to overcome market defects*, Tia Sang Magazine, 3/2015
- *Legal liabilities of the Board of Management*, Saigon Times Online, 12/2014
- *Business and Human Rights from Viet Nam Perspectives*, Tia Sang Magazine, 11/2014
- *Public Administration - Private Administration*, Saigon Marketing Newspaper, 6/2012
- *Remarks on the New Investment Law and Enterprise Law*, Foreign Investment Magazine, 4/2004

## **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:

- Advising on technology transfer, organization and restructure for dozens of large enterprises.
- Advising on large-scale merger and acquisition transactions.
- Advising on hotel development projects, investment in building of bridges, roads and highways, oil refineries, subway network development, etc. of foreign-invested investors in many provinces and cities nationwide.
- Advising on and engaging in protecting the interests of many customers at different scales in many roles, from multinational companies, foreign corporations, to state-owned corporations, etc. in many litigation cases related to commercial disputes, construction, maritime, investment, labor and many other issues.
- Engaging in resolving many cases at the Vietnam Arbitration Center as an Arbitrator.
- Advising on a number of investment and production projects of a number of corporations and multinational companies investing in Viet Nam during the initial period of attracting foreign investment capital.