

# Yun Jiang

Partner Attorney

Practices: Dispute Resolution, WTO and International Trade, Maritime Affairs

Industries: Real Estate, Automobile, Manufacturing and Industries, Consumer Goods and Retail

Working language: Chinese, English



## Introduction

Yun Jiang is a Partner of Globe-Law (Dalian) Law Firm, having more than 15 years' experiences in legal services. He has solved all kinds of important, complex and difficult maritime, insurance, international trade litigation and arbitration cases, many of which were brought to the Supreme People's Court and high courts at all levels, and obtained outstanding effect and result.

On March 2019, Yun Jiang was selected in "List of Thousands of Excellent Foreign-related Lawyers" appraised and elected by Ministry of Justice of P.R. China. On August 2020, Yun Jiang was appraised and elected by Liaoning Lawyers Association as "2018-2019 Excellent Lawyers in Liaoning". On September 2021, Yun Jiang was appraised by Liaoning Lawyers Association as "Professional Lawyer in Foreign-related Field".

## Remarkable achievements

- Represented MAXIMAS INTERNATIONAL GROUP LIMITED in the dispute with Haicheng Meifei Industry Co., Ltd. over a voyage charter party. This case was elected by the Supreme People's Court as "Top Ten National Typical Maritime Cases 2022" on June 30, 2023. (Dalian Maritime Court).
- Handled the litigation involving maritime injunction and demurrage fee under the background of sudden epidemic. This case was written in 2021 Supreme People's Court Work Report, and elected by the Supreme People's Court as the "Top Ten National Typical Maritime Cases 2021" on Jun 7, 2022. (Dalian Maritime Court)
- Handled the claim of huge container demurrage fee arising from a matter that the goods not be taken delivery at the port of discharge in India. Winning ratio: 100%. This case was elected by Dalian Maritime Court as "Top Ten Typical Cases 2019", and was elected by the Supreme People's Court as the Third Batch of Typical Cases relating to the Belt and Road Initiative

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 Dalian

Established in February 2022. (Dalian Maritime Court)

- Handled the litigation involving the sale and rights confirmation of the MV "LEDOR". Winning ratio: 90%, and successfully obtained the proceeds from sale of the vessel for the client. This case was selected as the Typical Cases of People's Court Providing Judicial Services and Guarantees for the Belt and Road Initiative Established on July 8, 2015. (Xiamen Maritime Court)
- Handled the ship collision dispute arising from a ship collision accident between MV "Jin Sheng" and MV "Golden Rose" which was reported by CCTV. The huge shipwreck salvage fee and cleaning fee were successfully paid from the liability limitation fund. This case is a precedent judgment in China. (Qingdao Maritime Court)
- Handled the ship collision dispute and marine insurance dispute arising from a ship collision accident between MV "Lu Rong Yuan Yu 378" and a foreign Oil Tanker which was reported by CCTV. Insurance compensation and collision recovery were solved together. Winning ratio: 80%. (Qingdao Maritime Court)
- Handled the LMAA arbitration of a shipbuilding contract dispute between a Dalian Shipbuilding Company and a Bahrain's Buyer. Settlement was successfully achieved in arbitration. (London Maritime Arbitrators Association)
- Handled the ship collision dispute arising from a ship collision accident between MT "NEW VENTURE" and MV "SHENG ZHOU 5". Obtained a favorable proportion of ship collision liability, and properly handled all kinds of vessel collision damage compensation such as vessel damage, cargo loss, and pollution prevention and cleaning expenses of the Maritime Safety Administration. (Qingdao Maritime Court, Shandong Higher People's Court)
- Handled the series of claims arising from the sinking of MV "NASCO DIAMOND" carried laterite nickel ore. Properly handled multiple claims under an accident in all aspects. (Tianjin Maritime Court, Tianjin Higher People's Court, the Supreme People's Court, Shanghai Maritime Court, CMAC)
- Handled the voyage charterparty dispute of MV "Win Grace". Winning ratio: 100%. (CMAC)
- Handled the claim for cargo damage in the case of heavy cargo on deck on board MV "FENG HUANG SONG". Winning ratio: 70%. (Tianjin Maritime Court)
- Handled the maritime injunction and litigation related to the true and false B/L of MV "FITRAT". Successfully applied for a maritime injunction. Winning ratio: 100%. (Dalian Maritime Court, Liaoning Higher People's Court)
- Handled the voyage charterparty dispute arising from the incline of MV "Hao Yue" carried zinc ore. Winning ratio: 98%. (Wuhan Maritime Court)
- Handled the dispute of the ship insurance contract relating to MV "QIN FENG 128" collided with Jin Tang Bridge. Winning ratio: 50%. (Ningbo Maritime Court, Zhejiang Higher People's Court)
- Handled the dispute of the ship insurance contract relating to the sinking of MV "HAI DA 8". Winning ratio: 78%. (Dalian Maritime Court, Liaoning Higher People's Court)
- Handled the dispute of ship insurance relating to the sea towage accident of MV "BEI HAI 102". Winning ratio: 100%. (Qingdao Maritime Court)
- Handled the dispute of the marine insurance of carriage of laterite nickel ore

by sea relating to the sinking of MV "Jian Fu Xing". Winning ratio: 50%. (Qingdao Maritime Court)

- Handled the litigation involving refusal to pay compensation for the construction insurance of a large-scale floating dock ship and the case of co-insurance recovery. . Winning ratio insurance case: 50%; winning ratio of coinsurance case: 100%. (Dalian Maritime Court)
- Handled the claim of ship insurance relating to the fire accident of MV "Ping Yang No.8". Winning ratio: 67%. (Wuhan Maritime Court)
- Handled the subrogation claim for cargo damage of M/V "Da Yun 1". Winning ratio: 100%. (Dalian Maritime Court)
- Handled the subrogation claim and defense for cargo shortage of M/V "HUA SHENG" and M/V "ZHEN YANG HAI 98" in the second instance. Winning ratio of each of the two cases:00%. (Liaoning Higher People's Court)

### Academic writings

- Participating in writing of Outline and Comment upon Chinese Marine Insurance Cases (2ed) (Dalian Maritime University Press, 2008).
- Participating in translation of Handbook in Hull Insurance (Dalian Maritime University Press, 2011).
- Legal Issues Arising from Carriage of Nickel Cargo from Indonesia, published in the International Shipowners and Service Conference in 2011.
- Investigation on Court's Recognition of True and False B/L by Two Cases, published in the International Shipowners and Service Conference in 2012 and Globe-Law People Issue 01.
- Introduction of Hong Kong Maritime Arbitration -Also A Brief Talk on Roles Played by Chinese Lawyer in Handling Hong Kong Maritime Arbitration, published in the 8th International Conference on Maritime Law in 2015.
- Legal Investigation on the Issue of Goods are not Taken Delivery of at Discharging Port and Modification Suggestion on Chinese Maritime Law, published in 2016 Maritime Law Conference and International Shipping Law and Policy Forum, awarded the third prize of excellent paper, and published by the WeChat official account of the Maritime Law Information on February 19, 2017.
- Identification of Effect of International Forwarder Contract Concluded by International Forwarder who has Defect on Qualification, published in 2016 Maritime Casebook, and published by the WeChat official account of the Maritime Law Information on December 3, 2017.
- Briefly Talk about the Relevant Legal Issues Relating to Negotiating Bank who holds Bill of Lading under Letter of Credit — Extend from a Retrial Case of Dispute of Establishment of LC Which is One of "One Belt One Road"-related Typical Cases Published by the Supreme People's Court, published in the 2017 Maritime Law Seminar & International Maritime Policy Forum Under "One Belt One Road".
- Brief Study of Judicial Review on Effect of Impeding Lawsuit of Foreign-related Arbitration Agreement Conducted by Chinese Court, published in the 9th International Conference on Maritime Law in 2018.
- Further Discussion on the Issue of the Charterer's B/L Right of Action in

Voyage Charterparty arising from the Revision of the Maritime Code, submitted to Ministry of Transport of P.R. China and published in LEGALITY VISION Phase 2020/05.

- Investigation on the Issue of Compensation of Marine Insurance of Carriage of Goods by Sea Influenced by COVID-19 Epidemic Situation, published in the WeChat official accounts, including Globe-Law Law Firm, on February 24, 2020.
- Opinions and Suggestions relating to the Relevant Issues of Crew Rights and Interests' Protection During Epidemic Situation, submitted to the Bureau of Lawyers' Work of the Ministry of Justice of P.R. China and All China Lawyers Association on the activity of "I offer suggestions and suggestions for the prevention and control of epidemic and the promotion of economic and social development" in the national lawyer industry and published in Globe-Law People Issue 01.
- Brief Study of Common Controversial Risks Covered under Chinese Ship Insurance Clause, published in the 10th International Conference on Maritime Law in 2021.
- Research on the Duty of Terminology Interpretation of Contract of Marine Insurance, published in Collected Papers of Lawyers of Dalian, and also published in the WeChat official account of Dalian Lawyers Association on July 8, 2022.

### **Social duties**

- Member of the Foreign-related and Free Trade Zone Specialized Committee of Liaoning Lawyers Association.
- Member of the Maritime and Logistics Specialized Committee of Liaoning Lawyers Association.
- Member of the Maritime and Logistics Specialized Committee of Dalian Lawyers Association
- Member of the Finance and Insurance Committee of Dalian Lawyers Association

### **Work experience**

- Dec. 2005 - May 2006: Sea & Sea Law Firm
- Jul. 2006 – Apr. 2016: Liaoning Pengrun Law Firm
- May 2016- Present: Globe-Law (Dalian) Law Firm

### **Education**

- LLB in Maritime Law, Dalian Maritime University
- LLM, China University of Political Science and Law