

UTILITIES INVESTIGATIONS SEMINAR 2017

Why You Should Attend The Seminar

The Utilities Investigations Seminar 2017 is jointly organized by Donaldson & Burkinshaw LLP and Top Criminal Justice Consultancy. It is customised specially for officers, staff, supervisors, managers and directors from the Energy Market Authority of Singapore, SP PowerGrid Limited and SP Services Limited who may be involved in decision-making, supervision, investigation and enforcement of reported utilities offences, incidents, complaints, fact-findings, regulatory issues, etc.

Seminar Objectives

The seminar objectives are planned by professionals in their respective areas of expertise in the investigation and prosecution of offences generally and under the Electricity Act, Cap. 89A and the Gas Act, Cap. 116A specifically. The seminar will cover, amongst other things, how the quality and integrity of investigations play a substantial role in determining the outcome of prosecution and sentencing of culpable parties.

Seminar Speakers

- ❖ MR. ERIC TIN KENG SENG
Head, Litigation & Dispute Resolution Practice and Healthcare Law Practice Group, Donaldson & Burkinshaw LLP.
- ❖ MR. AMARJIT SINGH
Consultant, Litigation & Dispute Resolution Practice, Donaldson & Burkinshaw LLP.
- ❖ MR. LEE SWEE THIN
Principal Lecturer, Top Criminal Justice Consultancy.
- ❖ MR. LIM SENG KIM
Principal Lecturer, Top Criminal Justice Consultancy.

The Seminar Speakers' Profiles are at Annex A, page 4.

Their websites are at:

www.donburk.com.sg

www.topcriminaljustice.com.sg



FRI, 25 AUG 2017,
FRI, 22 SEPT 2017,
FRI, 29 SEPT 2017.
8.30 AM TO 5.30 PM

NEWTON
SEMINAR ROOM,
ROYAL PLAZA ON
SCOTTS HOTEL

TAKEAWAYS:

- What should you *Start* doing?
- What should you *Stop* doing?
- What should you *Continue* doing?
- What should you *Change*?

Jointly organised by:

DONALDSON & BURKINSHAW

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Seminar Topics

- a. Elements of commonly prosecuted offences;
- b. Powers of investigation;
- c. Sentencing considerations by the Courts and how to assist in optimal sentencing;
- d. Principles of Investigation;
- e. Investigation processes, witnesses and defendants, statement-recordings, investigation diary and case exhibits;
- f. The contents of Investigation Papers;
- g. Photograph-takings, collection, management and preservation of evidence and case exhibits;
- h. Chain-of-evidence and presentation of evidence and case exhibits in court trials;
- i. Preparation by Prosecuting Counsel for defendants summoned to take plea in the Courts;
- j. Sharing of past cases prosecuted in the Courts and the valuable lessons learned.

What You Will Learn

By the end of the Utilities Investigations Seminar 2017, participants will be able to appreciate the principles of investigation, evidence preservation, and prosecution of offences under the Electricity Act and the Gas Act. They will acquire basic knowledge of the criminal justice process, a better understanding of their own role as key stakeholders in this process, and how they can contribute in obtaining relevant information to assist the court in sentencing of utilities offenders. The participants will also be equipped with best practices in statement recording and handling of scene where utilities offences are suspected, as well as basic skills of giving evidence in court as a witness.

Seminar Fee: \$400.00 per participant

Seminar Material: The intellectual property rights of Utilities Investigations Seminar 2017 presentation slides are protected under the Copyright Act, Cap. 63. Only the softcopy of the relevant parts of the presentation slides are distributed to seminar participants for personal guidance and reference. After the seminar, if a participant is unclear about any topic presented, he/she may email cidlee@singnet.com.sg of Top Criminal Justice Consultancy for clarification *gratis*.

Seminar Venue: Newton Seminar Room, 2nd level.
Royal Plaza on Scotts Hotel (outside CBD).
25 Scotts Road Singapore 228220.
(obliquely opposite Orchard MRT Station).

- Hotel Parking Charges: Preferred rate \$10 per coupon for seminar participants.
- By MRT: NS Line. Orchard MRT Station
- By Buss: Bus stop no. 09212 in front of Royal Plaza on Scotts Hotel.
Bus Nos. 5, 54, 124, 128, 143, 162, 162M, 171, 700, 700A.
- Bus stop no. 09213 in front of Thong Teck Building (10 meters from hotel).
Bus nos. 105, 132, 190, 722, 971E, 972.
- Bus stop no. 09219 in front of Far East Plaza (opposite the hotel.)
Bus nos. 5, 54, 105, 124, 128, 132, 143, 162, 162M, 167, 171, 190,
518 Express, 518A, 700.
- Certificate of Participation: A Certificate of Participation will be presented to participants who have attended the entire seminar.
- Coffee/Tea Break: Coffee/Tea break with 3 halal finger food items provided for seminar participants by hotel catering at about 10.15 am and 3.00 pm.
- Lunch Break: At about 12.00 noon halal buffet lunch for seminar participants at Carousel Restaurant, Royal Plaza on Scotts Hotel.

UTILITIES INVESTIGATIONS SEMINAR 2017

PROGRAM

Time	Topic	Speakers
8.00 am	Registration	
8.30 am	Welcome remarks	TKS
8.35 am	Criminal justice process and powers of investigation	TKS
9.05 am	Elements of commonly prosecuted offences	TKS
9.35 am	Sentencing considerations	TKS
10.05 am	Quiz and Q&A	TKS / AJS
10.15 am	Tea break (Halal)	
10.30 am	Principles of investigations	LST
11.00 am	Managing the IP: investigation diary	LST
11.15 am	Statements	LST
1200 noon	Lunch (Halal) – Carousel Restaurant level 1	
1.15 pm	Principles of crime scene management	LSK
2.00 pm	Preserving chain of evidence	LSK
2.45 pm	Quiz and Q&A	LST / LSK
3.00 pm	Tea break (Halal)	
3.15 pm	Perspectives from a Prosecuting Counsel	AJS
4.00 pm	Case study 1: Gas fraud case	AJS
4.25 pm	Case study 2: Electrocution case	AJS
4.45 pm	Panel Q&A	All
5.25 pm	Closing remarks	AJS / TKS
5.30 pm	End of program	-

Speakers:

AJS: Mr Amarjit Singh

LST: Mr Lee Swee Thin

TKS: Mr Eric Tin Keng Seng

LSK: Mr Lim Seng Kim

SPEAKER'S PROFILE



MR. ERIC TIN KENG SENG

A Singapore Legal Service scholar with a Master of Laws, Eric held judicial appointments as District Judge, Magistrate, Coroner and Deputy Registrar of the State Courts from 1997 to 2005, and later served as Deputy Public Prosecutor and State Counsel of the Attorney-General's Chambers from 2005 to 2007. A few of his criminal case decisions have been cited in subsequent judgments by the Court of Appeal and the High Court, and also in practitioners' books on sentencing principles and practices.

Eric joined Donaldson & Burkinshaw LLP in 2008 as a Partner. He currently heads the Litigation & Dispute Resolution Practice and the Healthcare Law Practice Group. He has dual admission in Singapore as Advocate and Solicitor, and in England & Wales as Solicitor-Advocate with rights of audience in the higher United Kingdom courts.

In criminal litigation practice, Eric undertakes both prosecution and defence work. He has been on the panel of external counsel of several statutory boards since 2011, and has acted as prosecuting counsel in trial and appeal cases, including the successful prosecution of a high profile gas fraud case against a prominent restaurant chain. His notable cases as defence counsel include the Brompton Bicycle case at trial and High Court appellate levels which led to a Criminal Reference to the Court of Appeal, and the River Valley High Principal case where the Court of 3 Judges issued a landmark sentencing guideline on the offence of giving false information to public servant.

In other areas of litigation practice, Eric's notable cases as counsel include a landmark Court of Appeal case which clarified the law on bankruptcy discharge and led to the unconditional discharge of his client who owed a bank S\$31 million. His expert opinion on attorney fees arising from an admiralty case was accepted and cited by a United States federal court in a judgment in 2010. Eric has also successfully defended doctors before the Singapore Medical Council and represents dentists in Singapore Dental Council cases as part of his healthcare law practice. In one case, a doctor he represented was fully acquitted of more than 30 disciplinary charges after trial.

Eric also holds quasi-judicial appointments as Member of the Ministry of Home Affairs' Criminal Law Advisory (Hearing) Committee, and Adjudicator of the Financial Industry Disputes Resolution Centre (FIDReC). He has been featured in *Asia-Pacific Legal 500* and *Asialaw Profiles*, and rated a Market-Leading Lawyer for dispute resolution and litigation in *Asialaw Leading Lawyers 2016*.

SPEAKER'S PROFILE



MR. AMARJIT SINGH

Amarjit is a Consultant of the Litigation & Dispute Resolution Practice, specializing in criminal law. He has rich and varied experience in criminal law practice, having practiced as Defence Counsel, District Judge and Deputy Public Prosecutor before joining the Firm. He has defended, adjudicated and prosecuted cases in all levels of criminal and appellate courts in Singapore. He has also worked on Petitions for Clemency and defended clients facing trial by the Subordinate Military Court.

Amarjit began his career as an officer in the Singapore Armed Forces between 1970 and 1986. He took leave to study law at the National University of Singapore and obtained a Bachelor of Laws, 2 Class (Upper Division) in 1981. In 1987, he joined Palakrishnan & Partners and practiced criminal and civil litigation for 5 years before joining the Singapore Legal Service in 1992 as a District Judge in the Subordinate Courts, adjudicating mainly criminal cases.

In 1996, Amarjit was posted to the Crime Division of the Attorney General's Chambers where he served as a Deputy Public Prosecutor and State Counsel, specializing in High Court prosecution work and also arguing appeal cases in the Supreme Court. He retired from the Singapore Legal Service in 2012 as Deputy Senior State Counsel.

As a Consultant in the firm's criminal litigation practice, Amarjit Singh undertakes both prosecution and defence work. He has been on the panel of external counsel of statutory boards since 2013, and has acted as prosecuting counsel in trial and appeal cases, including as the lead counsel in the successful prosecution of a high profile gas fraud case. Amarjit also teaches prospective lawyers undergoing the Part B Advocacy Workshops organized by the Law Society of Singapore in litigation skills.

SPEAKER'S PROFILE



MR. LEE SWEE THIN

Lee Swee Thin is a retired Superintendent of the Singapore Police Force (SPF). He spent 25 years in the Criminal Investigation Department (CID), a premier investigation agency of SPF. Prior to his retirement, he was Assistant Director responsible for the investigation and supervision of Secret Societies, Gambling Suppression, Anti-Vice and Intellectual Property Rights offences for more than 7 years. Concurrently, he was Principal Investigation/Prosecution Policy Adviser to Heads of Investigation Branches in CID and Police Divisional Headquarters. During his police career, he was conferred two National Day Awards, Efficiency Medal and Long Service Medal, Two Commissioner of Police High Commendations, Two Commissioner of Police Commendations, and Singapore Police Force SG50 Thank You Police Pioneers Celebrations Outstanding Contributions Commendation.

He had years of practical working experience, especially in the areas of investigation and prosecution of offenders. As Principal Investigation and Prosecution Policy Adviser, from time to time he reviewed the good and bad police Investigation Papers (IPs) where lessons could be learned to formulate training packages for supervisory and investigation officers. He also liaised constantly with the Attorney-General's Chambers and Courts to continuously improve and upgrade the standards of police investigation and prosecution. The numerous literature, including Crime Investigation Manual, Police General Orders, Directives, Guidelines, etc. written by him are hosted in the SPF Intranet "CREATE" website to provide constant guidance and reference by police supervisory/investigation officers and prosecution officers until this very day.

Lee is the Managing Consultant of Top Criminal Justice Consultancy servicing the investigation training needs of Government Ministries, Departments and Statutory Boards. For details, please visit the website: www.topcriminaljustice.com.sg. Presently, he is conducting training courses on Penal Code, Cap. 224, Criminal Procedure Code, Cap. 68 and Evidence Act, Cap. 97 for senior officer trainees of Immigration & Checkpoints Authority (ICA) at the Home Team Academy. He is also conducting training courses on Evidence & Investigation of Environmental Offences Level 1 and Level 2 for senior and junior environmental officers respectively at Singapore Environment Institute, National Environment Agency. He is also one of the Law Assessors setting and marking Police Law Examination Questions of the Police Training Command, Singapore Police Force at Home Team Academy.

SPEAKER'S PROFILE



MR. LIM SENG KIM

Lim Seng Kim is a retired Superintendent of Singapore Police Force (SPF). He served the SPF for 36 years, the last 12 years as Head, Forensics Management Branch, Criminal Investigation Department (CID). As forensic investigation and crime scene authority and expert, he led his team members to solve major high profile crime cases investigated by SPF in general and CID in particular. His forensic investigation and crime scene expertise was called upon by National Police Forces of Indonesia and United Kingdom to assist in Jakarta, Bali and London post bomb blast investigations. During his police career, he was conferred National Day Commendation Award, TEC Champion Award, National Day award – Long Service Medal, Minister for Home Affairs Award for Operational Excellence, Ministry of Home Affairs Most Impactful Ideas Contributor Award, Commissioner Commendation Award and Excellent Service Gold Award.

After his retirement, he became an Assistant Director (Training) at Home Team School of Criminal Investigation specialized in training Home Team officers, including foreign police counterparts, in forensic and crime scene investigation courses in 2010 - 2013. An Adjunct Lecturer of Forensic at National University of Singapore in 2006 - 2010, Nanyang Technological University in 2004 - 2010 and Temasek Polytechnic in 2013 - 2017. Lim was an annual guest speaker of Forensic Conference at Ngee Ann Polytechnic in 2008 - 2010. He was an honorable guest speaker of Singapore Supreme Court Forensic Conference in 2009.

Lim attended overseas training courses in Crime Scene Re-Construction Course, Forensic Laboratory, State of Connecticut, United States, Crime Scene Examiner Course – NPIA, England, Advanced Fire Investigation Course – University of New Haven, United States, Post Blast Investigation Course – ATF, United States, Post Blast Investigation – New Scotland Yard, UK, Advanced Post Blast Investigation Course – New Scotland Yard, UK, Management and Investigation on Radioactive Attack Course – FBI, United States, Weapons of Mass Destruction Course – Bureau of Diplomatic Security, United States, Shooting Re-construction Course – University of New Haven, United States and Advanced Bloodstain Pattern Interpretation Course – University of New Haven, United States in 2000.