

Mark Livingston – Selected Experience

- **Myanmar Metals Limited:** Acting for Myanmar Metals Limited in relation to the exercise of an option to acquire a majority interest in the historic Bawdwin polymetallic mine in northern Shan State.
- **Myanmar mineral exploration joint venture:** Acting for a natural resources exploration venture with an extensive South East Asian exploration and investment track record in its Myanmar market entry activities and negotiations for an exploration joint venture with a significant Myanmar tin-tungsten producer.
- **Public/private joint venture for downstream petroleum:** Advising on the completion and implementation of one of the first joint ventures between the Myanmar government and major global commodities group for the importation and distribution of petroleum products in Myanmar.
- **Small-scale hydropower developer:** Acting for a developer in respect of a cluster of proposed small and medium hydropower generation projects in rural Myanmar, including assisting with the negotiation and drafting of relevant agreements for the project development process.
- **Global petrochemical commodities trader:** Advising a commodities trading house on market entry and foreign investment licensing issues in respect of downstream oil and gas infrastructure in Myanmar.
- **Leading European agribusiness company:** Acting for the Myanmar subsidiaries of a leading global agribusiness in relation to land due diligence, land conversion, site acquisition and leasing for animal feed manufacturing and animal husbandry projects in Myanmar.
- **Myanmar telecommunications company:** Advising on the suite of documentation for a proposed foreign-invested joint venture to establish and operate internet service provider infrastructure.
- **4G internet joint venture:** Advising on telecommunications licensing issues and complex proposed interim licensing arrangements in relation to the Myanmar rollout plans for a foreign-invested 4G internet joint venture.
- **Various commercial and residential property developers:** Advising on the structuring of development agreements for major mixed use commercial and residential property developments in Myanmar; advising on the structure and enforceability of proposed arrangements for construction financing.
- **UK listed resources company with South East Asian assets:** Advising on the defence of a £300 million on-market takeover of a listed mid-cap gold producer and post-takeover de-listing and restructuring activities.
- **UK listed resources company with South East Asian assets:** Advising on a US\$160 million refinancing transaction, combining both corporate and project finance components, including negotiation of the facility agreement and associated security package and due diligence activities.
- **TSX/ASX/NZX listed resources company:** Advising on a CAD\$90 million cross-border fundraising by way of institutional private placement of shares (under prospectus), conducted simultaneously in Canada (principally), Australia and New Zealand.

- **Australian listed resources company:** Managing a large contract close-out exercise for a suspended development project, including implementing termination processes, negotiating termination claims with suppliers and sourcing logistics and storage services for surplus equipment.
- **Major global commodities trading house:** Advising on the regulation of derivatives and forward commodities contracts under Myanmar law.
- **Multilateral funding agencies:** Advising on Myanmar aspects of a corporate finance facility extended to a Myanmar telecommunications carrier.
- **Licensed foreign bank in Myanmar:** Advising on the transfer of a loan facility extended to a mobile phone tower construction company, including identifying deficiencies in the security package and providing an opinion on the enforceability of the security and the proposed assignment.