
ENKHBAT BATSUKH

Partner

MDS & KhanLex LLP law firm (*The Merged Law Firm of MDS Associates LLP and KhanLex Advocates LLP*)

Ulaanbaatar, Mongolia

Tel: +976 9911-1061 (m)
+976 (11) 330048 (o)

Fax: +976 (11) 330049

Email: enkhbat@mdsa.mn



PRACTICES

- Corporate and Commercial
- Project Finance
- Energy/Oil and Gas

AREAS OF FOCUS

- Banks and Financial Institutions
- Infrastructure Projects (industrial, energy)
- Concession/PPA
- Legislative drafting/Regulatory

LANGUAGES:

- Russian (fluent)
- English (fluent)

EDUCATION

- State University of Mongolia School of Law, 1996
- Wake Forest University School of Law (USA), 1999

Mr. Enkhbat Batsukh has almost 20 years of experience in various legal and business fields in Mongolia. He is a former government lawyer as well as a former business executive.

His prior professional experience first included a legal career in the Ministry of Justice of Mongolia. His responsibilities as a desk officer in the Business Law Section of the Policy Department of the Ministry included drafting Mongolian commercial laws - Civil Code, foreign investment, bankruptcy, finance lease and tax laws.

After then, Enkhbat was also a business executive with Newcom Group, namely, with the largest two of the Newcom's subsidiaries – MobiCom Corporation (as VP Legal and HR) and Eznis Airways (as VP Commercial and Government). In these companies, he administered law, regulatory and governmental affairs, corporate strategy, and HR management.

Enkhbat specializes in large projects (including infrastructure, energy, natural resources) and general commercial transactions. His clients range from lenders (such as international development banks or private lenders) to sponsors (on M&A and commercial transactions such as JV, project development, offtake, share purchase etc.). Enkhbat is one of the principal lawyers in Mongolia to act for European Bank for Reconstruction and Development, Asian Development Bank and Overseas Private Investment Corporation. He also acts for Mongolian financial institutions, regulatory agencies, foreign investors, as well as natural resources companies.

Because of his prior business experience, Enkhbat's strength is in providing commercially orientated legal advice based on his understanding of the commercial aspects of the transaction.

Enkhbat is Partner of MDS & KhanLex LLP since April 2014 (*the merged law firm of MDS Associates LLP and KhanLex Advocates LLP*).

EXPERIENCES & ENGAGEMENTS

Legislative drafting experiences:

- *Civil Code*
- *Foreign Investment Law*
- *Finance Lease Law*
- *Minerals Law*
- *Tax laws*
- *Law on Registration of Mortgage and other Property Rights*
- *Securities Custodian Regulation*

Representative projects and assignments:

- *Advising ADB on the proposed financing of a major Mongolian bank*
- *Advising ADB and the GoM on project and financing agreements of the Combined Heat and Power Plant No. 5 of Ulaanbaatar City, the largest PPP project of Mongolia*
- *Advising EBRD on the proposed Unfunded Risk Participation Agreement with a major Mongolian bank*
- *Advising EBRD on debt-and-equity project financing of construction, commissioning and operation of a greenfield dry-process cement plant*
- *Advising OPIC on the proposed financing of a Mongolia-focused offshore private equity fund*
- *Advising OPIC on the proposed financing of a KFC/Pizza Hut franchisee in Mongolia*
- *Advising on construction and operation of a pharmaceutical manufacturing venture*
- *Advising Waterton Global Value, specialized Canadian investment fund, on the debt facility to Prophecy Coal Corp.*

References available upon request

-end of the document-