



## Tomoki Debari

Partner

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Since joining the firm in 2001, Tomoki Debari has been involved principally in the fields of insurance, banking, securities and asset management, as well as M&A projects involving insurance companies and other financial institutions. He has extensive experience representing Japanese and foreign insurance companies in various matters in Japan, including:

- (a) formation of branches, subsidiaries and insurance joint venture companies in Japan and applications for insurance business licenses;
- (b) acquisition of shares in insurance companies and/or portfolio transfers;
- (c) demutualization and other structural changes, including conversion of Japanese branches into subsidiaries licensed to conduct insurance business;
- (d) strategic alliances and mergers involving insurance companies;
- (e) outbound investment and/or formation of joint ventures in the U.S., Europe and Asia (including Vietnam, Turkey, Thailand and Singapore) by Japanese insurers;
- (f) development of new life and non-life product lines;
- (g) asset management (including real estate, funds and various derivative transactions);
- (h) reinsurance transactions and ancillary hedging transactions;
- (i) ongoing advice on all major issues relating to the Insurance Business Act and Insurance Contract Act;
- (j) litigation and alternative dispute resolution (including disputes relating to reinsurance);
- and
- (k) FSA inspections.

As an additional area of specialization, Mr. Debari has also developed extensive expertise in environmental law matters. He assisted Japan's Environmental Ministry in its development of the Soil Contamination Countermeasures Act of Japan, adopted in 2002, and since then has advised clients on a wide variety of environmental issues, including:

- (i) development of environment impairment liability policies and environment remediation expense policies for several insurance companies;
- (ii) numerous real estate projects in which analysis and management of environmental risks played a key role, including sales, transfers, securitizations and M&A transactions;
- (iii) global studies by clients in the areas of soil, groundwater, and air contamination (including one such study for a major U.S. airline);
- (iv) development by clients of emergency reaction and contingency plans against soil and groundwater contamination; and
- (v) dispute resolution (including both litigation and alternative mechanisms) regarding environmental issues between joint venture partners, as well as with local governments and the public.

Practice Areas

Key Practice Areas

Finance and Financial Institutions	Insurance      Financial and Securities Dispute Resolution
Dispute Resolution	Insurance Related Disputes      Financial and Securities Dispute Resolution
Personal Data/Data Protection	International Litigation and Cross-Border Disputes

Related Practice Areas

Finance and Financial Institutions	Financial	Structured
	Banking      Regulation      Derivatives      Finance	
M&A		Venture
	M&A/Business Restructuring      Joint Ventures      Business Alliances      Capital	
	Private	
	Equity/Funds      Cross-border M&A	
Government Investigations and Crisis Management	Internal investigations and organizing third-party committees	
	Quality control, product liability and product fraud	Anti-bribery regulations
	Corporate criminal defense	Information leakage      Anti-social forces
	Government investigations      Medical and healthcare regulations	
	Advertising and marketing regulations	
Dispute Resolution	General Commercial Litigation      Alternative Dispute Resolution      Product Liability Disputes	
	Estate and Business Succession Dispute Resolution	
Corporate		Support for Start-ups
	Corporate and Commercial Transactions      Corporate Governance	
Competition/Antitrust	Distribution and Other Competition Law Matters      Competition Compliance	
Intellectual Property/TMT	Health Care, Pharmaceutical and Life Science	IT and Telecommunications law and Regulation
International Practice	Other	
	United States      EU      Jurisdictions	
Real Estate	Real Estate Transactions	

Topics

Newsletters Jan 2024	Dispute Resolution Group Newsletter - Subrogation of damage claims in Japan - Considerations in the context of the Haneda aircraft collision
Achievements Dec 14, 2023	Chambers Asia-Pacific 2024
Achievements Oct 4, 2023	Who's Who Legal: Japan 2023

Practice Groups

Dispute Resolution Group

Financial Services & Transactions Group

Asia and Emerging Countries Practice Group

Background

2021	asialaw Awards (Client Service Excellence Awards)
2020 -	Asialaw Leading Lawyers(Insurance, Distinguished practitioner)
	IFLR 1000 Financial and Corporate (Banking and M&A, Insurance, Notable Practitioner)
2019 - Present	The Best Lawyers in Japan (Insurance Law)
2019	IFLR1000 Financial and Corporate (Banking and M&A, Leading Lawyer)
2016 - 2019	Asialaw Leading Lawyers (Insurance, Leading Lawyer)
2015 - Present	Chambers Asia Pacific Leading Individuals (Insurance / Band 1)
May 2015 - April 2019	Vice Chair, Insurance Committee, Inter-Pacific Bar Association (IPBA)
Jun 2010 - May 2014	Vice Chair, Disciplinary Committee of Daini Tokyo Bar Association
Jan 2010	Appointed Partner at Anderson Mori & Tomotsune
Jun 2008 - May 2010	Committee Member, Disciplinary Committee of the Daini Tokyo Bar Association
Jun 2006	Christ Church College, University of Oxford (Magister Juris (with Distinction))
Oct 2001	The Legal Research And Training Institute of The Supreme Court of Japan (Qualification for Legal Professional Practices (Hoso-Shikaku)) / Joined Anderson Mori (now Anderson Mori & Tomotsune)
Mar 2000	Tokyo University Graduate School, Law and Politics (LL.M., (Adjudged Worthy of Class Valedictorian, which is the Highest Honour Tokyo University bestows))
Mar 1998	Tokyo University (LL.B.)

## Publications

Dispute Resolution Group Newsletter - Subrogation of damage claims in Japan - Considerations in the context of the Haneda aircraft collision	AMT Newsletters	Jan 2024
Discussion between Judge and Lawyer: Key Issues in Insurance Litigation Practice	DAI-ICHI HOKI CO.,LTD.	Jun 2018
The International Comparative Legal Guide to: Insurance & Reinsurance 2015 (Japan Chapter)	The International Comparative Legal Guide	Mar 2015
The International Comparative Legal Guide to: Insurance & Reinsurance 2014 (Japan Chapter)	The International Comparative Legal Guide	Feb 2014
The International Comparative Legal Guide to: Insurance & Reinsurance 2013 (Japan Chapter)	The International Comparative Legal Guide	Mar 2013
The International Comparative Legal Guide to: Insurance & Reinsurance 2012 (Japan Chapter)	The International Comparative Legal Guide to: Insurance & Reinsurance 2012	Mar 2012
Expansion into the Japanese insurance market	The Euromoney International Reinsurance Review 2011/12	Aug 2011
Foreign Insurance Companies In Japan - Possible Reforms?		Jun 2011
Supreme Court: warranty against defects in contaminated land transaction		Oct 2010
International Succession Third Edition (Japan Chapter)		Feb 2010
Securities World - second edition (Japan Chapter)		Nov 2007
Securities World 2005	Securities World 2005	May 2005

## Lectures

Regulations on Insurance Solicitation - Facets of Compliance and Diversification of Solicitation Channels	Insurance Forum 2011	Dec 2011
Issues concerning the Actions Required for Preventing Adverse Effects (Firewall Regulations) and Noteworthy Points for Bancassurance- Practical Cases and Countermeasures based on trends and current situations 3 years since Complete Clearance		Feb 2011
Stock Research		
Innovation for Insurance Companies~sources of enhanced competitiveness and challenges for the future	Seminar Info	Nov 2010
Risk Management for Insurance Companies - The Possibility of Sales Expansion and the Importance of Risk and Dispute Management based on Consumer Protection Trends	Financial Management Forums	Jul 2010
Risk Management for Insurance Companies - The Possibility of Sales Expansion and the Importance of Risk and Dispute Management based on Consumer Protection Trends	The Financial Management Forums	Jul 2010
Insurance Law Reforms and its Impact on Insurance Business	Seminar Info	Jul 2008
"Reconsideration of Firewall Regulation and Practical Response" – Based on Current Practice and Discussions at the Financial System Council towards the Establishment of an Integrated Internal Control System	Stock Research,Inc.	May 13, 2008
Insurance Law Reforms - Key Issues and Ramifications for Insurance Business in Japan	Institute for Financial Affairs	Nov 2007
Sales of Insurance Products and Compliance - Impact of Financial Instruments and Exchange Law on Insurance Business and Bancassurance	Seminar Info	Oct 2007
Sales of Insurance Products and Compliance - Impact of Financial Instruments and Exchange Law on Insurance Business	FN Communications	Jul 25, 2007
Sales of Insurance Products and Compliance	Stock Research Ltd	Jun 5, 2007
Global Approaches and Legal Issues Relating to Financing	Stock Research Ltd	Sep 7, 2006

## Achievements

Dec 14, 2023	Chambers Asia-Pacific 2024
Oct 4, 2023	Who's Who Legal: Japan 2023
Sep 14, 2023	asialaw 2023-24
Jul 27, 2023	IFLR1000 2023
Apr 20, 2023	The Best Lawyers in Japan™ 2024
Dec 15, 2022	Chambers Asia-Pacific 2023
Sep 22, 2022	Who's Who Legal: Japan 2022
Sep 19, 2022	IFLR1000 32nd edition (IFLR1000 2022-23)
Sep 16, 2022	Asialaw Profiles 2023
Jul 12, 2022	The A-List: Japan's Top 100 Lawyers
Apr 14, 2022	Best Lawyers 2023
Dec 16, 2021	Chambers Asia-Pacific 2022
Oct 9, 2021	Who's Who Legal: Japan 2021
Sep 30, 2021	asialaw Awards 2021
Sep 17, 2021	Asialaw Profiles 2022
Sep 13, 2021	IFLR1000 31st edition (IFLR1000 2022)
Apr 15, 2021	Best Lawyers 2022
Dec 15, 2020	Chambers Asia-Pacific 2021
Oct 1, 2020	IFLR1000 30th edition (IFLR1000 2021)
Sep 17, 2020	Asialaw Profiles 2021
Sep 1, 2020	Who's Who Legal: Japan 2020
Apr 9, 2020	Best Lawyers 2021
Dec 6, 2019	Chambers Asia-Pacific 2020
Nov 29, 2019	Who's Who Legal: Japan 2019
Sep 30, 2019	IFLR1000 Financial and Corporate 2020
Sep 19, 2019	Asialaw Profiles 2020
Apr 4, 2019	Best Lawyers 2020
Nov 30, 2018	Chambers Asia 2019
Nov 12, 2018	IFLR1000 Financial and Corporate 2019
Nov 9, 2018	Asialaw Profiles 2019

Nov 7, 2018	Who's Who Legal: Japan 2018
May 14, 2018	Asialaw Leading Lawyers 2018
Dec 7, 2017	Chambers Asia 2018
Nov 13, 2017	Asialaw Profiles 2018
Nov 2, 2017	Who's Who Legal: Japan 2017
Aug 2, 2017	Asialaw Leading Lawyers 2017
Jan 13, 2017	Chambers Asia 2017
Nov 2, 2016	Who's Who Legal: Japan 2016
Feb 9, 2016	Chambers Asia 2016
Sep 1, 2015	Who's Who Legal: Japan 2015
Feb 13, 2015	Chambers Asia 2015
Oct 30, 2014	Who's Who Legal: Japan 2014
Jul 16, 2014	Who's Who Legal: Insurance & Reinsurance 2014

## Professional Admissions

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Japan (2001)

## Professional and Academic Associations

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Daini Tokyo Bar Association

Vice-Chair of the Inter-Pacific Bar Association (IPBA) Insurance Committee

## Languages

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Japanese (first  
language)

English