



## International Arbitration

Cross-border disputes are ever more significant in international business.

International arbitration has increasingly become the preferred method of resolving such disputes, offering the benefits of greater flexibility, confidentiality and crucially, prospects for enforcement, than national court based litigation. The right advice in relation to incorporating optimum international arbitration agreements in commercial deals can pay dividends not only in terms of ultimate success if a full-blown dispute arises, but also in allowing for the negotiation and settlement of disputes from the strongest possible position. Given the multitude of options in terms of arbitral institutions, seat and governing law, it is often not straightforward to make the right choices in an arbitration agreement and therefore getting tailored advice from experienced international arbitration lawyers all the way from the contract drafting stage to the resolution of any disputes can be critical.

International arbitration offers flexibility in procedures and rules of evidence; flexibility as to who will determine the dispute; a greater ease of enforcement worldwide under international conventions; and increased levels of confidentiality and neutrality.

Our leading international arbitration practice has lawyers located worldwide. Many of our lawyers are acknowledged as leaders in the field of international arbitration and serve on the institutions that administer international arbitration across the world such as the ICC International Court of Arbitration, the American Arbitration Association, the Singapore International Arbitration Association and the London Court of International Arbitration.

Our global team has vast experience in conducting international arbitration including acting as counsel or sitting as arbitrator under all the major institutional and procedural rules, including those of the AAA, CIETAC, DIAC, HKIAC, ICC, ICSID, LCIA, Milan Chamber of Commerce, SCC, SIAC and UNCITRAL. The global reach of our team leaves us especially well placed to put together teams that speak the 'right language' - not just literally, but also in the sense of understanding first hand the key business, political and cultural issues that may be in play. We deliberately do not adopt a 'fly-in/fly-out' model but pride ourselves on our ability to put together teams with both international arbitration experience and an understanding of applicable local laws and cultures.

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We represent parties in international arbitrations arising in a broad range of industry sectors, including aviation, banking, construction, energy, insurance and reinsurance, international finance, international trade and investments, intellectual property, maritime, media and communications, technology and telecommunications.

We have extensive experience in handling arbitration disputes involving sovereign states, including claims brought under bilateral investment treaties (BITs) and multilateral investment treaties (MITs), such as the Energy Charter Treaty, involving the application of public international law as well as private law. In addition to our expertise in investment arbitration, we offer a range of dispute resolution and advisory services to government and corporate clients facing public international law issues. Our team of international law experts have advised states, multinational corporations and international organisations on issues such as boundary disputes, law of the sea, treaty negotiations, cross-border resource development, sanctions, and human rights law.

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## CAPABILITES

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- Advise on the management of risk through the drafting of arbitration agreements, including the selection of arbitration rules, choice of law and jurisdiction.
- Conduct arbitral proceedings.
- Enforce and resist the enforcement of arbitral awards worldwide.
- Litigate before domestic courts in connection with arbitration, including obtaining emergency injunctions and orders.
- Provide guidance on the incorporation of specific arbitration rules, choices of law and jurisdiction.
- Advise on the protection of investments through the application of BITs and MITs incorporating arbitration procedures.
- Advise on other effective dispute resolution mechanisms, such as alternative dispute resolution (ADR).
- Advise on the strategy for resolving complex international disputes, using legal and other pressure points to achieve overall objectives.
- Advise sovereign states on issues of public international law, such as law of the sea, land and maritime boundaries, and treaty interpretation.

## EXPERIENCE

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### Energy

- Representing Gazprom in a series of SCC arbitrations against the Ukrainian gas company Naftogaz involving multi-billion dollar claims relating to the supply, transit and pricing of gas.
- Representing an international crude oil trading company in English, Nigerian and Dutch proceedings against a major Nigerian importer of oil products relating to amounts owed for the sale and conversion of an oil tanker.
- Representing an oil and gas major in an English law London seated LCIA arbitration in respect of a significant gas pricing dispute.
- Representing a major Italian gas company in an ICC arbitration claim valued at USD 250 million concerning a gas pricing dispute in Libya in the context of changes in the European gas price market.

### Mining

- Representing the Republic of Guinea in its investigation of corruption in the acquisition of rights to one of the world's most important iron ore deposits, and defense of parallel multi-billion dollar ICSID arbitrations brought by the investor alleging expropriation of a mining concession and related rights. (BSG Resources Limited, BSG Resources (Guinea) Limited and BSG Resources (Guinea) SÀRL v. Republic of Guinea (ICSID Case No. ARB/14/22)).
- Successfully representing the Republic of Kenya in the defence of ICSID proceedings brought by an investor active in the mining sector,

Cortec. This claim was the highest value and most strategically important investment treaty claim Kenya has ever faced. (Cortec Mining Kenya Limited, Cortec (Pty) Limited and Stirling Capital Limited v. Republic of Kenya (ICSID Case No. ARB/15/29)).

- Representing CCX Colombia in an ICC arbitration concerning the sale of the largest coal reserves in Latin America.
- Successfully representing the Sultanate of Oman in the defense of the first ever claim brought under the US Oman Free Trade Agreement. The claims were valued at USD 275 million and arose out of various concession and lease agreements relating to mining rights. (Adel A Hamadi Al Tamimi v. Sultanate of Oman (ICSID Case No. ARB/11/33)).

## Life Sciences

- Representing a leading pharmaceutical company in ICC arbitration proceedings against a US biopharmaceutical company with respect to breaches of a licensing agreement for the development and sale of a medicinal product.
- Successfully representing a seed-stage venture fund partnering in the creation of medical technology companies and an international biotechnology company in an Orlando seated AAA arbitration against a US consulting services company arising from the breach by the latter of a license agreement with our client.
- Successfully defending a leading provider of innovative medical devices against a EUR 3.125m claim resulting from an acquisition in the Netherlands, and securing a full cost order for our client.
- Representing a US pharmaceuticals company as Respondent in an SCC arbitration involving a dispute over milestones in share purchase agreement related to commercial development of pharmaceutical drug.

## Banking

- Representing Lithuania in the defence of UNCITRAL arbitration proceedings brought by an investor in the banking sector.
- Acting for Standard Chartered Bank in both litigation in the Commercial Court in London and potential arbitration with a London seat under ICC Rules in relation to the recovery of over US\$130 million connected to the insolvency of a major middle eastern oil trader with far reaching repercussions.
- Acting for a major British bank against significant European financial institutions and a European State in claims arising from the takeover and restructuring of another major European bank in 2007.
- Acting for major British bank in an ICC arbitration in Paris in respect of EUR 135 million in relation to the restructuring of a consortium arrangement.

## Intellectual Property and Technology

- Acting for a subsidiary of a leading multinational conglomerate in a HKIAC arbitration against a Singapore-based subcontractor in relation to the disputes arising from the IT sub-contract package for a construction project in Saudi Arabia.
- Representing the privatised telecommunications operator in Albania in its defense of a EUR 120 million ICC arbitration relating to an Albanian law claim brought by a rival telecommunications operator regarding an interconnection agreement.
- Representing a major US software and hardware company in an AAA arbitration seated in London and related litigation proceedings brought in California and Delaware in relation to a dispute with a Swiss mobile software company regarding the unlicensed use of its intellectual property, breach of contract and copyright, and anti-competitive behavior.
- Representing a large Asian technology service provider in a NOK 1.2 billion institutional arbitration subject to Norwegian law concerning a long term comprehensive redesign of key communication services offered by a major European telecommunications company.

## Construction, Engineering and Infrastructure

For our arbitration experience in Construction, Engineering and Infrastructure please refer to the dedicated page.

## Investment Arbitration and Public International Law

- Representing Lithuania in the defence of UNCITRAL arbitration proceedings brought by an investor in the banking sector.
- Successfully representing the Republic of Kenya in the defence of ICSID proceedings brought by an investor active in the mining sector, Cortec. This claim was the highest value and most strategically important investment treaty claim Kenya has ever faced. (Cortec Mining Kenya Limited, Cortec (Pty) Limited and Stirling Capital Limited v. Republic of Kenya (ICSID Case No. ARB/15/29)).
- Successfully representing Belgian investors in a multi-million dollar ICSID arbitration against the Republic of Madagascar relating to an

investment in the textile manufacturing sector ((DS)2, S.A., Peter de Sutter and Kristof De Sutter v. Republic of Madagascar (ICSID Case No. ARB/17/18)).

- Successfully representing the Sultanate of Oman in the defense of first ever claim brought under the US Oman Free Trade Agreement. The claims were valued at USD 275 million and arose out of various concession and lease agreements relating to mining rights. (Adel A Hamadi Al Tamimi v. Sultanate of Oman (ICSID Case No. ARB/11/33)).
- Representing the Republic of Moldova in an ICSID arbitration brought under the bilateral investment treaty between France and Moldova. The Claimant sought damages in excess of USD 55 million for alleged mistreatment of investments in duty free stores on the Romania Moldova border and at the Chisinau airport. (Franck Charles Arif v. Republic of Moldova (ICSID Case No. ARB/11/23)).
- Representing the Republic of Timor Leste in ICSID proceedings brought by an investor in the energy sector. (Lighthouse Corporation Pty Ltd and Lighthouse Corporation Ltd, IBC v. Democratic Republic of Timor Leste (ICSID Case No. ARB/15/2)).
- Advising Timor-Leste on its strategy for securing maritime boundaries with Australia, including representing Timor-Leste in a case before the International Court of Justice and the first compulsory conciliation on maritime boundaries under the UN Convention on the Law of the Sea, resulting in an historic maritime boundary treaty with Australia. Currently advising a number of other countries on maritime boundary negotiations, and countries and companies regarding petroleum interests in disputed areas and strategies to overcome differences and obstacles to development.

## NOVEDADES

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### Publicaciones

#### Why I Lawyer: Q&A with Scott Wilson

6 January 2022

#### WHY I LAWYER

I love being in the trenches with a client who is facing a crisis on multiple fronts—in litigation, with government investigators, and in the media—and charting a path through all the uncertainty.

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#### Spain Investment Treaty Arbitration

16 December 2021

DLA Piper is delighted to have collaborated with Lexology Getting The Deal Through to produce the chapters on Spain and France in its Investment Treaty Arbitration 2022 publication.

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#### Disclosure dos and don'ts – ICSID Tribunal's reminder to parties of document production principles

13 December 2021

This article outlines the dos and don'ts of document production issued in a recent procedural order from the ICSID Tribunal.

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#### Nuevos acontecimientos en el sector energético mexicano generan incertidumbre

17 de noviembre de 2021

Una discusión de las medidas, críticas y comentarios relevantes.

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#### Successful asset preservation application in Mainland China prior to the recognition of Hong Kong arbitral award

17 November 2021

Following a victory in an arbitration at the HK International Arbitration Centre lead by DLA Piper Hong Kong, we have recently succeeded in assisting the Israeli client in obtaining an order from the Ningbo Intermediate People's Court for asset preservation prior to the recognition and enforcement of the HKIAC arbitral award in Ningbo, China.

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### **An interview with Aldersgate Funding**

11 October 2021

In this podcast, DLA Piper partner Henry Quinlan interviews Jim Holding and Matthew Lo at Aldersgate Funding Limited, who shed some light on the advantages of litigation and arbitration funding; the types of claims eligible for funding; the process of funding a case; and the jurisdictional constraints on this type of financing.

DLA Piper · Aldersgate Funding on how litigation funding can help your business

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### **Presidente de México presenta iniciativa de reforma constitucional en materia de electricidad**

7 de octubre de 2021

El resultado puede implicar graves consecuencias para los inversionistas del sector energético en México.

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### **The ICC's 2020 Dispute Resolution Statistics**

22 September 2021

The International Chamber of Commerce has recently published its annual Dispute Resolution Statistics for 2020. This article offers a summary of the key takeaways despite challenges posed by COVID-19.

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### **Virtual Hearings 2021**

21 September 2021

#### **VIRTUAL HEARINGS**

In this latest report in the Virtual Hearings series we set out a summary of data-driven conclusions and personal observations from clients and litigators from around the globe.

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### **Chambers International Arbitration 2021 Global Practice Guide – Trends and Development in China**

15 September 2021

China encompasses a number of arbitral jurisdictions, the most popular of which are in Hong Kong and China. In the past year, we continued to see a significant rise in the number of arbitration cases seated in Mainland China and Hong Kong and strong development of the arbitration market despite the pandemic.

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### **New VIAC Arbitration and Mediation Rules Enter into Force**

26 July 2021

On 1 July 2021, new Arbitration and Mediation Rules of the Vienna International Arbitration Centre (VIAC and VIAC Rules) entered into force.<sup>1</sup> The revised VIAC Rules will apply to arbitrations commenced after 30 June 2021.

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## **The LCIA 2020 Annual Casework Report**

21 June 2021

The LCIA published its annual casework report for 2020, the report showed that during the COVID-19 pandemic the LCIA has continued to thrive, with more disputes being referred to the LCIA in 2020 than in any previous year. We have summarised below some of the key trends which emerge from the Report.

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## **GAR guide to challenging and enforcing arbitration awards – Second edition**

15 June 2021

The Global Arbitration Review's Guide to Challenging and Enforcing Arbitration Awards addresses the applicable standards for challenging and enforcing awards globally. We have authored a chapter outlining the challenges that may arise when trying to secure the awards.

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## **Investment Arbitration in Africa**

15 June 2021

Working with the Global Arbitration Review, we have published a new chapter on Investment Arbitration in Africa. Providing an overview of recent trends and developments in investment arbitration, the rise of investment disputes and the various initiatives to reform the ISDS system.

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## **Reformas en el marco jurídico de los energéticos en México y mecanismos de impugnación**

4 de junio de 2021

La Contrarreforma Energética incluye cambios en la regulación cuyo propósito es devolver el poder monopólico a CFE y Pemex.

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## **ICC and SIAC Receive “Permanent Arbitration Institution” Status in Russia**

20 May 2021

On 19 May 2021, it was reported that the International Court of Arbitration of the International Chamber of Commerce (ICC) and the Singapore International Arbitration Centre (SIAC) have received from the Russian Ministry of Justice the right to act in Russia as permanent arbitration institutions (PAI).

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## **Cayman Islands Court of Appeal confirms availability of Norwich Pharmacal relief in foreign proceedings in *Arcelormittal USA LLC v Essar Global Fund Limited & ors***

18 May 2021

The Cayman Islands Court of Appeal has confirmed that the Norwich Pharmacal relief is available in the Cayman Islands in aid of foreign proceedings, a matter on which there was some doubt in light of recent English High Court decisions .

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## Iniciativa de reforma a la Ley de Hidrocarburos: una nueva controversial medida en el sector energético mexicano

8 de abril de 2021

Las reformas y sus posibles implicaciones en el sector del petróleo y gas de México.

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## Paris Court of Appeal finds PCA lacked power to intervene in OIC investor-state arbitration

6 April 2021

The decision of the Paris Court of Appeal casts uncertainty on arbitrations under the OIC Agreement for which the PCA Secretary-General has agreed to act as appointing authority.

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## US Supreme Court to decide whether 28 U.S.C. § 1782 includes international arbitration

24 March 2021

The intervention is likely to provide much-needed clarity.

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## Revised IBA Rules on the Taking of Evidence in International Arbitration

17 March 2021

The International Bar Association has released its revised Rules on the Taking of Evidence in International Arbitration (**2020 IBA Rules**). The 2020 IBA Rules were formally adopted on 17 December 2020 and mark the first update to the rules since the 2010 edition (**2010 IBA Rules**). The revisions to the rules reflect developments in global arbitration practice, including the emergence of remote hearings and the growing need for data protection and confidentiality.

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## Reforma a la Ley de la Industria Eléctrica: un nuevo riesgo para proyectos energéticos en México

10 de marzo de 2021

La Iniciativa, básicamente, favorece el despacho de electricidad generada por la Comisión Federal de Electricidad, una empresa productiva del Estado mexicano.

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## Current trends in investor state disputes in the telecommunications sector

9 November 2020

The telecommunications sector is one of the fastest growing sectors globally, and has played a critical role during the on-going Covid-19 pandemic in keeping the world interconnected. The high levels of activity in this sector have given rise to a corresponding increase in telecoms-related #disputes, including under investment treaties.

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## Asia Pacific Arbitration Virtual Hearings

2 November 2020

### VIRTUAL HEARINGS

In this edition, we take an in-depth look at the various procedural rules and guidance on virtual/online hearings published by major arbitration institutions within the Asia Pacific region and the practical aspects of virtual hearings being carried out in the region.

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## Americas Arbitration Roundup

26 October 2020

In this first edition of *Americas Arbitration Roundup*, our thought leaders across the region provide updates on recent key developments in international arbitration in the Americas.

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## Arbitraje Internacional – Canadá

26 de octubre de 2020

Tres decisiones judiciales recientes en Canadá.

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## Argentina: El año en repaso

26 de octubre de 2020

El año pasado han sido tiempos de cambio para la Argentina, inclusive para el arbitraje internacional.

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## Brasil: ¿COVID-19 significará más arbitrajes en contra de entidades públicas?

26 de octubre de 2020

Las iniciativas legislativas recientes han creado una mayor certeza para los partidos existentes y potenciales que buscan hacer negocios con los estados brasileños o sus instrumentalidades.

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## Chile: la redacción de cláusulas arbitrales en contratos internacionales – aspectos prácticos

26 de octubre de 2020

El arbitraje internacional ha expandido en los últimos años en Chile.

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## Estados Unidos: cuatro avances relevantes en los precedentes de arbitraje

26 de octubre de 2020

Cuatro avances relevantes del año pasado en los precedentes judiciales de los EE.UU. relacionados con el arbitraje internacional.

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## México: T-MEC disposiciones para la resolución de controversias entre inversionistas y estado: principales diferencias para México



26 de octubre de 2020

Entre las diferencias más notables: el T-MEC incluye un pre-requisito de litigio local para posteriormente reclamarlo a través de un ISDS.

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### **Perú: principales acontecimientos en arbitraje internacional**

26 de octubre de 2020

Algunos de los principales acontecimientos relacionados con el arbitraje y los casos resueltos en Perú en 2019-2020.

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### **Puerto Rico: El marco legal para el arbitraje**

26 de octubre de 2020

Leyes fundamentales que facilitan la resolución de disputas comerciales en Puerto Rico

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### **Reemplazando al TLCAN: qué implicaciones tiene el T-MEC para el futuro del comercio y la inversión en América del Norte – preguntas y respuestas**

26 de octubre de 2020

Los colaboradores de cada una de las jurisdicciones discuten varios temas clave.

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### **Venezuela: Sentencias del Tribunal Supremo entre los acontecimientos relevantes de arbitraje comercial**

26 de octubre de 2020

Sentencias del Tribunal Supremo entre los acontecimientos relevantes de arbitraje comercial en Venezuela

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### **Seventh Circuit prohibits § 1782 discovery in international commercial arbitration**

6 October 2020

The decision further cements a circuit split on the issue, making it a likely candidate for resolution by the Supreme Court.

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### **Online Arbitration Hearings: A review of key developments in response to COVID-19**

28 September 2020

#### **VIRTUAL HEARINGS**

In this second report, we focus on arbitration and look at how arbitral institutions have adapted in response to COVID-19. We draw out some of the key legal as well as practical challenges faced, and we offer some observations on what the future may look like.

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### **WAX tokens: Amendments to arbitration provisions still govern disputes**

23 September 2020

The court found that a valid arbitration agreement exists.

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## **New Rules for a New Normal: The LCIA announces changes to its Arbitration Rules and Mediation Rules**

14 August 2020

On 11 August 2020, the LCIA released an update to its LCIA Arbitration Rules and LCIA Mediation Rules (the "Rules"). The updates to the Rules will become effective on 1 October 2020, marking six years since the arbitration rules currently in force came into effect.

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## **The end of Intra-EU BITs. Now what?**

4 August 2020

In this second article, we will explore in more detail the fate of pending intra-EU arbitrations affected by the termination treaty and how States and claimants should deal with these arbitrations.

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## **Second Circuit prohibits § 1782 discovery in international commercial arbitration**

27 July 2020

The decision cements a circuit split on the issue and counters a recent trend by US circuit courts allowing such discovery.

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## **Court of Appeal confirms mining company is not liable for human rights abuses in Sierra Leone**

17 July 2020

Earlier this year, the Court of Appeal handed down its judgment in the case of *Kalma v (1) African Minerals Limited, (2) African Minerals (SL) Limited and (3) Tonkolili Iron Ore (SL) Limited*. In this case review, we consider the Court's findings in relation to (i) accessory liability and (ii) companies' duty of care when operating abroad.

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## **Global Class Actions Briefing: Major developments in European consumer protection laws: Product safety and consumer class actions in Europe**

15 July 2020

The EU's proposals for a revised EU General Product Safety Directive (the GPSD) and the EU's deal for a Collective Redress Directive (the CRD) point the way to a future of heightened novel risk in Europe of collective redress or, as these claims are popularly known, "class actions".

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## **One less gadget in the arbitration toolbox: International and offshore arbitrations are not entitled to US discovery in aid of foreign proceedings**

13 July 2020

A ruling that is highly relevant to the private funds and offshore dispute practice areas.

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## **DC Circuit issues opinion on sovereign immunity defenses to the enforcement of arbitration award against foreign states**

1 July 2020

Foreign states might not only be able to rely on the doctrine of sovereign immunity to protect themselves from final judgments, but also to avoid the burdens of litigation itself.

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## **A jurisdiction too far: The English Commercial Court declines to continue freezing injunctions in support of foreign and English seated arbitrations**

26 June 2020

In *Petrochemical Logistics Ltd & Axel Krueger v PSB Alpha AG & Konstantinos Ghertsos*, the English Commercial Court declined to continue two freezing injunctions against the Defendants in support of both a London-seated LCIA arbitration and a Swiss-seated arbitration.

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## **Supreme Court will tackle issue of who determines arbitrability when a dispute involves arbitration carveouts**

18 June 2020

This issue is currently dividing courts of appeals and state high courts.

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## **LCIA annual casework report shows continued growth and diversity in both its caseload and its choice of arbitrators in 2019**

25 May 2020

On 19 May 2020 the LCIA published its annual casework report for 2019. The report provides a useful summary of trends in the LCIA caseload during last year, and demonstrates the global nature and variety of disputes referred to the LCIA, in particular the continued increase in the international appeal of the LCIA.

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## **COVID-19 - Time and cost claims under construction contracts in the UK**

21 May 2020

On 10 May the UK Government announced a roadmap to ease the restrictions in place as a result of coronavirus, of particular relevance to the construction industry, the Government's guidance in relation to work has changed in emphasis. This article discusses the guidance aimed at the construction industry.

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## **Defensas de los Estados Frente a Reclamos de Inversión Derivados del COVID-19**

29 April 2020

En nuestro artículo anterior (*COVID-19: ¿una base legítima para reclamos de inversión?*), analizamos si las medidas tomadas por los Estados en respuesta a la pandemia de COVID-19 podrían proporcionar una base legítima para reclamos bajo tratados bilaterales de inversión (TBI) u otros instrumentos de protección de inversiones; asimismo, analizamos brevemente las defensas disponibles para los Estados bajo los términos de dichos instrumentos.

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## **US Court of Appeals permits § 1782 discovery in private arbitration**

22 April 2020

The decision may indicate a significant new trend.

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## **COVID-19: ¿Una base legítima para reclamos de inversión?**

21 April 2020

Si las medidas tomadas por diferentes estados en respuesta a COVID-19 podrían representar una base legítima para potenciales

reclamos en virtud de los tratados bilaterales de inversión.

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### **COVID-19 – a legitimate basis for investment claims?**

16 April 2020

This article considers whether measures taken by States in response to the COVID-19 pandemic could provide a legitimate basis for claims under bilateral investment treaties (BITs) or other investment protection instruments, and identifies some of the defences that may be available to States.

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### **English and French law perspectives on which law applies to the arbitration agreement - Analysis following the English Court of Appeal decision in *Kabab-Ji v Kout***

7 April 2020

The English Court of Appeal's (the Court of Appeal) recent decision in *Kabab-Ji v Kout* confirms that when the parties have chosen a governing law which is said to apply to the entire or all of the terms of their contract, that governing law will apply to the arbitration agreement where the arbitration agreement does not include a separate governing law provision.

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### **The Court of Appeal broadens the Courts' powers in aid of arbitration**

7 April 2020

The Court of Appeal has handed down its judgment in *A v C*, in which it has confirmed that section 44(2) of the Arbitration Act 1996 gives the English Court jurisdiction to make orders against non-party witnesses for the taking of evidence in aid of foreign or domestic arbitrations.

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### **Ethiopia Ratifies the New York Convention**

24 March 2020

On February 13, 2020 the Ethiopian Government approved the ratification of the 1958 Convention on the Recognition and Enforcement of Foreign Arbitral Awards, commonly known as the New York Convention. In doing so, Ethiopia becomes the 33rd African and the 162nd international State to sign the New York Convention.

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### **Coronavirus (COVID-19): ten practical steps for global employers, right now (Global)**

13 March 2020

These steps are not based on laws of any one jurisdiction but rather are designed to provide a global employer with themes to consider, understanding that what may be suitable for each employer may vary greatly depending on the employer's unique circumstances.

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### **Asia Pacific Arbitration Roundup 2019**

12 March 2020

Welcome to the first edition of our new Asia-Pac Arbitration Roundup.

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### **Singapore deposits instrument of ratification for the Singapore Convention**

5 March 2020

Ambassador Satyendra Prasad of Fiji became the first two countries to deposit their instrument to ratify the Singapore Convention (also known as the United Nations Convention on International Settlement Agreements Resulting from Mediation).

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### **ADGM Courts issue first arbitration-related judgements**

3 March 2020

2019 saw the Abu Dhabi Global Market Court (ADGM Court) publish two arbitration-related judgments, the first published since its launch in December 2018. The first case related to the validity of an ADGM arbitration agreement (A3 v B3 [2019] ADGMCFI 0004) and the second related to the recognition and enforcement of a New York Convention award in the ADGM (and included an insight into the court's approach to the "conduit jurisdiction" question) (A4 v B4 [2019] ADGMCFI 0007).

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### **The Hague Rules on Business and Human Rights Arbitration**

18 February 2020

The recently released Hague Rules on Business and Human Rights Arbitration may assist and encourage the widening of the ambit of arbitration beyond commercial disputes to those concerning the effect of commercial activities on human rights.

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### **Novel coronavirus (2019-nCoV) – potential effects on international arbitration, sale of goods, shipping and shipbuilding (AsiaPac)**

10 February 2020

The current outbreak of novel coronavirus (2019-nCoV) is causing widespread concern. This article will discuss the potential impact on international arbitration, sales of goods, shipping and shipbuilding contracts.

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### **Construction delays arising out of the Novel Coronavirus outbreak (AsiaPac)**

7 February 2020

Since the first case of coronavirus was confirmed in Hong Kong in early February 2020, the government has imposed various measures in an attempt to contain the spread of the coronavirus. The resulting impact of the novel coronavirus is far-reaching and affects every industry and business in Hong Kong. This alert considers some of the key issues that construction contractors and developers in Hong Kong may face. If you need any specific advice, please contact May Ng or Sandy Au for further details.

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### **US courts affirm expansive discovery under 28 U.S.C. § 1782**

29 SEP 2015

There is increasingly clear consensus among US courts giving § 1782 expansive reach.

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### **US Court of Appeals permits § 1782 discovery in international commercial arbitration**

19 Sep 2012

The United States Court of Appeals for the Eleventh Circuit recently issued a decision that may have a significant impact on the taking of evidence in international arbitration.

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## Eventos

### Reciente

#### **Latin America International Arbitration Webinar Series 2020-2021**

8 December 2020 | 12:00 - 1:00 CST  
Latin America International Arbitration Webinar Series 2020-2021  
Webinar

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#### **Global International Arbitration Training Day 2020 – Disputes arising from Sino-US tensions**

29 October 2020  
Webinar

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#### **Episode I – 28 U.S.C. § 1782: A sword or a shield in your international dispute**

30 September 2020 | 11:00 am Eastern  
Latin America International Arbitration Webinar Series 2020-2021  
Webinar

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#### **Live talk with LCIA Director General, Jacomijn van Haersolte-van Hof**

22 September 2020  
Webinar

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#### **DLA Piper Global Vis Pre-Moot 2020 St Petersburg**

10-11 March 2020  
DLA Piper Global Vis Pre-Moots Series 2020  
St Petersburg

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#### **David D. Caron Praelium**

5 March 2020  
New York

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#### **CIArb Australia Vis Pre-Moot hosted by DLA Piper**

5-6 March 2020  
DLA Piper Global Vis Pre-Moots Series 2020  
Melbourne

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#### **DLA Piper Global Vis Pre-Moot 2020 Frankfurt**

4 March 2020  
DLA Piper Global Vis Pre-Moots Series 2020  
Frankfurt

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#### **DLA Piper Global Vis Pre-Moot 2020 Rio de Janeiro**

13-14 February 2020  
DLA Piper Global Vis Pre-Moots Series 2020  
Rio de Janeiro, RJ

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#### **DLA Piper Global Vis Pre-Moot 2020 São Paulo**

13-14 February 2020  
DLA Piper Global Vis Pre-Moots Series 2020  
São Paulo, SP

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#### **The Seventh International Pre-Moot Amsterdam**

6-9 February 2020  
DLA Piper Global Vis Pre-Moots Series 2020  
Amsterdam

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## **NOTICIAS**

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#### **DLA Piper partner Charlene Sun appointed to USA Sub-Committee of the Equal Representation in Arbitration Pledge**

8 November 2021  
DLA Piper is pleased to announce that Charlene Sun, a partner in DLA Piper's International Arbitration practice, has been appointed to the USA Sub-Committee of the Equal Representation in Arbitration Pledge (ERA Pledge).

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#### **James Berger and Charlene Sun join DLA Piper's International Arbitration practice in New York**

11 October 2021  
DLA Piper announced today that James Berger and Charlene Sun have joined the firm's International Arbitration practice as partners in New York.

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#### **DLA Piper lawyers and practices ranked in *Chambers Latin America 2022***

30 August 2021  
DLA Piper today announced that the firm received 38 individual lawyer rankings and 15 firm rankings in the *Chambers Latin America 2022* guide.

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## **Gabriela Alvarez-Avila joins DLA Piper's International Arbitration practice in Mexico City**

20 July 2021

DLA Piper announced today that Gabriela Alvarez-Avila will join the firm's International Arbitration practice as a partner in Mexico City.

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## **Carlos Nuñez named regional head for Latin America of DLA Piper's International Arbitration practice**

1 July 2021

DLA Piper is pleased to announce that Carlos Nuñez has been named regional head for Latin America of DLA Piper's International Arbitration practice.

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