



Professor Stavros Brekoulakis

Professor in International Arbitration
Queen Mary University of London
&
3 Verulam Buildings (Gray's Inn)
Associate member

GENERAL PROFILE

Stavros Brekoulakis is a Professor in International Arbitration at Queen Mary University of London and an associate member of 3 Verulam Buildings (Gray's Inn).

Brekoulakis has been involved in international arbitration for more than 20 years as counsel, arbitrator and expert. Having practiced commercial law, arbitration and litigation as in-house counsel and private practitioner, he currently serves as arbitrator and expert.

He is regularly listed in the *Who's Who Legal: Arbitration* described as “standing out as a first-rate arbitrator and academic; an expert in construction and commercial disputes who is regularly engaged in matters arising out of major infrastructure projects around the world”. He was also named as a thought leader in *Who's Who Legal: Thought Leader—Arbitration* in 2018 and in 2019, which includes an exclusive list of “the most highly regarded arbitrators who truly stand out in their field as being leaders and who are held in the highest esteem by their clients and fellow practitioners”. He was also listed in the *Who's Who Future Leaders: Arbitration 2017* as one of the ten most highly regarded future leaders, described as “very thorough and professional” and “held in the highest regard.” He has been nominated as the “Best Prepared and Most Responsive Arbitrator” Award of the *Global Arbitration Review* in 2016 and 2017.

Brekoulakis has been appointed in more than 30 arbitrations, as chairman, sole arbitrator, co-arbitrator and emergency arbitrator under the rules of the *International Chamber of Commerce*, the *London Court of International Arbitration*, the *Stockholm Chamber of Commerce*, the *Danish Institute of Arbitration*, the *Court of Arbitration for Sports* as well as in *ad hoc* arbitrations under the *UNCITRAL Arbitration Rules*. His professional expertise focuses on arbitrations in the context of major construction and complex infrastructure projects, energy and natural resources projects, investment disputes, post M&A disputes, financial transactions, indemnity and distribution shareholders' agreements, sale of goods contracts, IP contracts and sports disputes.

He holds several public appointments and commissions of trust including being a member the ICC Commission on Arbitration, a member of the Steering Committee of the UNCITRAL Academic Forum on ISDS, an Assistant Rapporteur in the International Law Association Committee on International Commercial Arbitration, a Co-Chair of the ICCA-Queen Mary Task Force on Third Party Funding, the General Editor of the *Journal of International Dispute Settlement*, the Editor-in-Chief of the (CI Arb's) *International Journal of Arbitration, Mediation and Dispute Management* and the Co-editor of the Kluwer's *International Arbitration Law Library* series.

His academic work includes the leading publications on *Third Parties in International Arbitration*, *Arbitrability*, the *ICCA-Queen Mary Report on Third Party Funding* and numerous publications in leading legal journals and reviews. He is currently working on a book on *Policies, including Public Policy in English Arbitration Law* (OUP forthcoming).

CURRICULUM VITAE

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RECENT ARBITRATION WORK

As Arbitrator:

1. Chairman under the Rules of the *International Chamber of Commerce*, concerning a multi-million dispute arising out of a contract for the construction of hydropower plant between a German construction company and a Romanian Employer (seat in Paris, Romanian applicable law).
2. Chairman under the Rules of *London Court of International Arbitration* in a US\$160million dispute arising out of a contract for the construction of a desalination plant in Saudi Arabia (seat in London, Saudi applicable law).
3. Sole Arbitrator under the Rules of the *Stockholm Chamber of Commerce* concerning a construction project between a Moldavian JV and the Government of the Russia Federation (seat in Stockholm, Russian applicable law).
4. Sole Arbitrator under the Rules of the *International Chamber of Commerce*, concerning a multi-million dispute arising out of a contract for the construction of a wastewater treatment plant (FIDIC conditions) between a Romanian party and a German party (seat in Bucharest, Romanian applicable law).
5. Chairman in *ad hoc* arbitration under the UNCITRAL Rules concerning a multi-million dispute arising out of a contract for the construction of a transport and road infrastructure project (FIDIC conditions) between an Italian party and a Moldavian party (seat in Paris, Moldavian applicable law).
6. Chairman under the Rules of the *London Court of International Arbitration* concerning a dispute arising out of a supply contract between an English and a Lebanese party (seat in London, English applicable law).
7. Chairman under the Rules of the *International Chamber of Commerce* concerning a multi-million dispute arising out of a construction project between a Brazilian and a US party as Claimants, and a Brazilian party as Respondent (seat in New York, Brazilian applicable law).
8. Chairman under the Rules of the *International Chamber of Commerce*, concerning a multi-million dispute between a German contractor and a Romanian state entity arising out of an infrastructure project (FIDIC Rules, Romanian Law, seat in Bucharest).
9. Co-arbitrator in a consolidated case under the Rules of the *International Chamber of Commerce*, concerning a multimillion dispute arising out of an EPC contract and subcontract between a French, a Spanish and a German party (seat France, French applicable law).
10. Co-arbitrator under the Rules of the *International Chamber of Commerce*, concerning a multi-million dispute arising out of a construction for the contract for of a highway concession contract between a multi-national construction consortium and the Greek State (seat in Athens, Greek applicable law).
11. Sole Arbitrator under the Rules of the *London Court of International Arbitration* concerning a post M&A dispute between a Singaporean and a Swiss party (seat in London, English applicable law).
12. Co-arbitrator under the Rules of the *London Court of International Arbitration* concerning a post M&A dispute between a BVI party and a US party (seat in London, English applicable law).

13. Emergency Arbitrator under the Rules of the *International Chamber of Commerce* concerning a post M&A dispute between a Turkish party and a UAE party (seat in Istanbul, Turkish law).
14. Co-arbitrator under the Rules of the *London Court of International Arbitration* concerning a dispute arising out of a finance agreement between a US and a Jordanian party (seat in London, English applicable law).
15. Chairman under the Rules of the *International Chamber of Commerce* concerning a post M&A dispute between two Greek parties (seat in Athens, Greek applicable law).
16. Co-arbitrator under the Rules of the *International Chamber of Commerce*, concerning a multi-million dispute arising out of a construction of a concession contract between a Greek construction company and the Greek State (seat in Athens, Greek applicable law).
17. Sole Arbitrator under the Rules of the London Court of International Arbitration in a multiparty dispute between a number of Kuwaiti and Swiss parties arising out of an investment agreement (seat in London, English applicable law).
18. Co-arbitrator under the *UNCITRAL Arbitration Rules*, concerning a dispute between an Irish and a Singaporean party arising out of a commodities (coal) transaction (seat in London, English applicable law).
19. Sole Arbitrator under the Rules of the *London Court of International Arbitration* concerning a dispute arising out of a finance agreement between an English party and a UAE party (seat in London, English applicable law).
20. Sole Arbitrator under the Rules of the *London Court of International Arbitration* concerning a dispute arising out of a finance agreement between an English and a Swiss party (seat in London, English applicable law).
21. Sole Arbitrator under the Rules of the *London Court of International Arbitration*, concerning a dispute arising out of a sale of goods contract between an English and a Dutch party (seat in London, English applicable Law).
22. Sole Arbitrator under the Rules of the *London Court of International Arbitration*, concerning a dispute arising out of a sale of goods contract between a Swiss and a US party (seat in London, English applicable law).
23. Co-arbitrator under the Rules of the *London Court of International Arbitration*, concerning a dispute arising out of a carbon credit project development between an Australian Bank and a German, a Chinese and a Swiss company (seat in London, English applicable law).
24. Sole Arbitrator under *UNCITRAL Arbitration Rules (ad hoc arbitration)* concerning a dispute arising out of a contract for the construction of underground natural gas storage between a Polish and an Italian party (seat in Warsaw, Polish law).
25. Co-arbitrator under the Rules of *Danish Institute of Arbitration*, concerning a dispute between a Danish and a Greek party arising out of an exclusive distribution agreement (seat in Copenhagen, Danish applicable law).
26. Co-arbitrator under the Rules of the *Court of Arbitration for Sports (CAS)* concerning a dispute between a tennis player and the Tennis Integrity Unit.
27. Co-arbitrator under the Rules of the *Court of Arbitration for Sports (CAS)* concerning a dispute Kuwait football team and a footballer working for a Greek football team.
28. Co-arbitrator under the Rules of the *Court of Arbitration for Sports (CAS)* concerning a dispute between two football federations.
29. Sole arbitrator under the Rules of the Court of Arbitration for Sports (CAS) concerning a dispute over an agency fee.
30. Co-arbitrator under the Rules of the Court of Arbitration for Sports (CAS) concerning an appeal against the decision of the Tennis Integrity Unity.

As Counsel: as corporate counsel and associate in law firm has dealt with numerous ICC, *ad hoc*, LMAA arbitration proceedings in relation to disputes on sales of goods, construction of vessels, charter-party agreements, shareholder agreements and construction projects

As Expert: Has provided legal expert opinion in relation to the following matters:

- Validity and interpretation of an arbitration clause under Swiss Rules (in a dispute between a Turkish and a Swiss party)

- *Res judicata* effects of an ICC award (in a dispute between an Israeli and a Dutch party)
- Whether a non-signatory party is bound by an arbitration clause in *ad hoc* arbitration proceedings (dispute between an English and a Cypriot party)
- Appropriate standards of review by Greek national courts of arbitral awards in terms of public policy
- Whether an English arbitral award can be challenged by English courts for violation of the right of a party to present its case

EMPLOYMENT HISTORY

2018 – Present 3 Verulam Buildings (Gray’s Inn)

Associate Member receiving instructions as Arbitrator

2005- Present Queen Mary, University of London

Professor in International Arbitration

- Teaches LL.M. courses in International Commercial Arbitration, Construction Contracts and Arbitration, International Commercial Litigation and Conflict of Laws, and Commercial Law
- Publishes extensively in the fields of international arbitration, private international law and commercial law
- Appears regularly at international conferences and events
- Director of Research of the Centre of Commercial Law Studies

1999- 2004 Karydakis and Partners Law Offices, Piraeus, Associate

- Appeared as counsel before Greek courts in numerous commercial cases
- Appeared as counsel in ICC, LMAA, and *ad hoc* arbitration cases

1997-1999 New Wave Shipping, Piraeus, Legal counsel

- Responsible for a variety of commercial and maritime transactions
- Worked in LMAA and *ad hoc* arbitration cases

ACADEMIC BACKGROUND

2004-2007 Queen Mary, University of London

Doctoral (PhD) Degree with honourable mention and no corrections

2002-2003 King’s College London

LL.M. in International Business Law with Merit (*Magna Cum Laude*)

1992-1997 National University of Athens, School of Law

LL.B. (*Ptychion*) Graduated valedictorian and *summa cum laude*

MEMBERSHIPS & POSITIONS OF TRUST

- Athens Bar Association
- Co-Chair of the ICCA-Queen Mary Task Force on Third-Party Funding
- Member of the Steering Committee of the UNCITRAL Academic Forum on ISDS
- Member of the ICC Commission on Arbitration
- Member of the ICC Task Force on Emergency Arbitrator
- Member of the ICC Task Force on the IP Roadmap
- Member of the International Law Association (Int’l Commercial Arbitration)
- Member of the Chartered Institute of Arbitrators, London
- Member of the London Court of International Arbitration (LCIA)
- Member of the list of arbitrators of the Court of Arbitration for Sports (CAS)
- Member of the Panel of Arbitrators of the Hong Kong Int’l Arbitration Centre
- Member of the Organising Committee of the Int’l Arbitration Charity Ball
- Member of the Practical Law Arbitration Consultation Board
- Member of the Advisory Board of the UK Private International Law Group

AWARDS AND DISTINCTIONS

2018	Named as a Thought Leader by the <i>Who's Who Legal—International Arbitration</i>
2016	Runner up of the 2016 Global Arbitration Review Awards for the Best Lecture for a lecture given at the 30th Anniversary Conference of the School of International Arbitration at Queen Mary University of London on the topic of "Consent vs Commercial Reality in International Commercial Arbitration"
2016 & 2017	Nominated as the "Best Prepared and Most Responsive Arbitrator" Award of the Global Arbitration Review
2014	Park Prize for the best scholarly article on International Arbitration in 2014 for his article <i>Systemic Bias and the Institution of International Arbitration: A new Approach to Arbitral Decision-Making</i>
2006—2008	Clive M Schmitthoff, Scholarship, Queen Mary University of London
2002—2006	Greek State Scholarship Foundation (IKY)
1997	First Honorary Prize and Scholarship, University of Athens

SELECT PUBLICATIONS

- "The Historical Treatment of Arbitration under English Law and the Development of the Policy Favouring Arbitration", *Oxford Journal of Legal Studies*, (2019) Volume 38, Issue 1 pp.1-28
- *Construction Arbitration Guide* (2nd Ed, Global Arbitration Review 2018).
- "Rethinking Consent in International Commercial Arbitration: a New Theory on Non-Signatories" *Journal of International Dispute Settlement*, 9(1) (2018) 1-34.
- "Public-Private Arbitration and the Public Interest under English Arbitration" *Law, Modern Law Review*, 80(1) (2017) 22-56.
- "Public Policy in English Arbitration Law" in Centenary Volume for the Charter Institute of Arbitrators (2015).
- *The Evolution and Future of International Arbitration* (Kluwer 2016)
- "Systemic Bias and the Institution of International Arbitration", *Journal of International Dispute Settlement*, (4) 2 (2013) 1-33 (awarded the 2014 Rusty Park Prize in Int'l Arbitration)
- "International Arbitration Scholarship and the Concept of Arbitration Law", 36 *Fordham Journal of International Law*, (4) 36 (2013), p.745-788
- 2012 International Arbitration Survey: Current and Preferred Practices in the Arbitral Process (available at www.schoolofinternationalarbitration.org)
- "Observations on the Limits and Possibilities of Uniform Law," 64 *Revue Hellénique de Droit International* (2011) pp.804-839
- *Third Parties in International Commercial Arbitration* (OUP 2010)
- "Conflict of Jurisdictions in Arbitration: the (diminishing) relevance of the *Lex Arbitri*", in Ferrari & Kroell (eds), *Conflict of Laws & Arbitration* (Sellier 2010)
- "The Interests of Third Parties in Arbitration: Time To Take A Closer Look At The Elephant In The Room", 113 *Penn. St. L. Rev.*, (Summer 2009)
- "The UNCITRAL Model Law on International Commercial Arbitration", in *Concise Commentary on International Arbitration -Conventions, Laws and Rules* (Kluwer 2015) (Co-author)
- "On Arbitrability: Persisting Misconceptions and New Areas of Concern" essay in edited collection *Arbitrability: International and Comparative Perspectives*, (Kluwer 2009) pp. 19-45
- "Law Applicable to Arbitrability: Revisiting the Revisited *lex fori*", in *Arbitrability: International and Comparative Perspectives*, (Kluwer 2009) pp. 101-121
- "The Negative Effect of Compétence-Compétence: The Verdict has to be Negative", *Austrian Arbitration Yearbook* (2009) pp. 237-258

- “Enforcement of Foreign Arbitral Awards: Observations on the Efficiency of the Current System and the Gradual Development of Alternative Means of Enforcement”, 19 (3-4) *American Review of International Arbitration* (2008), pp. 415-446
- “The Notion of Superiority of Arbitration Agreements over Jurisdiction Agreements: Time to Abandon It”, Volume 24, Number 4 (2007), *Journal of International Arbitration*, pp. 341–363
- “The Effect Of An Arbitral Award And Third Parties In International Arbitration: *Res Judicata* Revisited”, Volume 16, Number 1 (2005), *American Review of International Arbitration*, pp.177-209

LANGUAGES

- English
- Greek
- French (working knowledge)