



Professor Stavros L Brekoulakis

Professor in International Arbitration
and Commercial Law
Queen Mary University of London
Attorney-at-law

GENERAL PROFILE

Stavros Brekoulakis is a Professor in International Arbitration and Commercial Law at Queen Mary University of London, as well as an attorney-at-law. He teaches courses in International Commercial Arbitration, International Construction Contracts and Arbitration, International Commercial Litigation and Conflict of Laws, International Commercial Law. His academic work includes the leading monograph on *Third Parties in International Commercial Arbitration* (OUP 2010), the book *Arbitrability: International and Comparative Perspectives* (Kluwer 2009) and numerous publications in leading legal journals and reviews. He is currently writing (with Audley Sheppard) a book on *Public Policy and Mandatory Rules in International Arbitration: a Common Law Perspective* (OUP 2016). He is the Director of the Institute for Regulation and Ethics at Queen Mary, and the Co-Chair (with Professor Rusty Park and Professor Catherine Rogers) of the ICCA-Queen Mary Task Force on Third-Party Funding. He is a member of the ICC Task Force on Emergency Arbitrator Proceedings and General Editor of the leading academic *Journal of International Dispute Settlement* (Oxford University Press).

Brekoulakis has been involved in international arbitration for more than 15 years as counsel, arbitrator and expert. Having practiced commercial law, arbitration and litigation as an in-house counsel and private practitioner, he currently serves as arbitrator and expert. He is listed in the *Who's Who Legal in International Arbitration* and has been appointed in more than 20 arbitrations, as chairman, sole arbitrator and co-arbitrator under the rules of the *London Court of International Arbitration*, the *International Chamber of Commerce*, the *Danish Institute of Arbitration*, as well as in *ad hoc* arbitrations under the *UNCITRAL Arbitration Rules*. His professional expertise focuses on arbitrations in the context of international business and trade transactions, including construction projects, sales of goods, shareholders' and distribution agreements, IP contracts, shipping and insurance contracts, financial transactions.

He holds an *LL.B.* degree from the National University of Athens, an *LL.M.* degree in International Business Law from King's College London and a *Ph.D.* degree in Arbitration and Conflict of Laws from Queen Mary, University of London.

CURRICULUM VITAE

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ARBITRATION WORK

As Arbitrator:

- 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).
- Chairman under the Rules of the *International Chamber of Commerce* concerning a multi-million dispute arising out of a steam generation system between a Brazilian and a US party as Claimants, and a Brazilian party as Respondent (seat in New York, Brazilian applicable law).
- 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 United Arab Emirates party (seat in London, English applicable law);
- 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);
- Sole Arbitrator under the Rules of the *International Chamber of Commerce*, concerning a multi-million dispute arising out of a construction project (construction of a wastewater treatment plant, FIDIC conditions) between a Romanian party and a German party (seat in Bucharest, Romanian applicable law);
- Sole Arbitrator under the Rules of the *London Court of International Arbitration*, concerning a dispute arising out of a sales of goods contract between an English party and a Dutch party (seat in London, English applicable Law)
- Sole Arbitrator under the Rules of the *London Court of International Arbitration*, concerning a dispute arising out of a sales of goods contract between a Swiss party and a US party (seat in London, English applicable law);
- Co-arbitrator under the Rules of the *International Chamber of Commerce*, concerning a dispute arising out of a construction of highway concession contract between a Greek construction company and the Greek State (seat in Athens, Greek applicable law);
- 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);
- Co-arbitrator under the Rules of the *International Chamber of Commerce*, concerning a multi-million dispute arising out of a construction of highway concession contract between a Greek construction company and the Greek State (seat in Athens, Greek applicable law);
- 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);
- 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).

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 parties to present its case

EMPLOYEMENT HISTORY

2005- Present Queen Mary, University of London

Professor in International Arbitration and Commercial Law

- 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*), with Distinction (*Summa Cum Laude*): graduated first in his year

BAR ADMISSIONS / QUALIFICATIONS

- Athens Bar Association (1999)
- Member of the Chartered Institute of Arbitrators, London (2010)
- Member of the LCIA (2010)
- Member of the exclusive list of arbitrators of the Court of Arbitration for Sports (CAS)
- Co-Chair of the ICCA-Queen Mary Task Force on Third-Party Funding
- Member of the ICC Task Force on Emergency Arbitrator Proceedings

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- Member of the ICC Task Force on the IP Roadmap (2011)
- Member of the Advisory Board of the UK Private International Law Group

LANGUAGES

- Greek (native speaker)
- English (fluent)
- French (working knowledge)

PUBLICATIONS

- “Public Policy in English Arbitration Law” in Centenary Volume for Charter Institute of Arbitrators (2015).
- “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 Loci Arbitri*”, in F. Ferrari and S. Kroell (eds), *Conflict of Laws and Arbitration*, (Sellier 2010)
- *Commentary on CISG Article 10* in S Kröll, L Mistelis and M del P Perales Viscasillas (eds), *The United Nations Convention on Contracts for the International Sale of Goods* (Beck/Hart/Nomos 2011)
- “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 2009) (Co-author with Larry Shore)
- “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*”, essay in edited collection *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
- *Arbitrability: International and Comparative Perspectives*, (Kluwer 2009)

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