

Dr Dirk-Reiner Martens

Lawyer

Expertise

- Arbitrator in national and international commercial disputes as well as legal disputes in sport
- Acting as counsel in cases before courts and arbitral tribunals
- Providing comprehensive legal and strategic advice to the sports sector
- Advising on and implementing new governance structures
- Developing and implementing innovative dispute resolution systems

Profile

Dr Dirk-Reiner Martens was a partner of a major international commercial law firm for over 35 years. He founded Martens Rechtsanwälte in 2009.

His special interest is national and international arbitration: since 2000 he has acted in more than 170 proceedings relating to commercial law or sports law, either as a party-appointed arbitrator or President of the tribunal.

In 2007 he established the Basketball Arbitral Tribunal (BAT), a means of speedy and cost-effective dispute resolution between professional players and their clubs. Since the BAT foundation more than 900 cases have been brought before it and administered by Martens Rechtsanwälte.

In autumn 2015 Dr Martens founded the Court of Innovative Arbitration (COIA) which is based on the BAT system and provides a quick and inexpensive method for the resolution of commercial disputes.

Awards

- Best Lawyers Germany, 2016
Recognised in the practice areas of arbitration and mediation
Handelsblatt / Best Lawyers – Germany's Best Lawyers, 2016
- Best Lawyers Germany, 2015

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- Best Lawyers Germany, 2014
Recognised in the practice areas of arbitration and mediation
Handelsblatt / Best Lawyers – Germany’s Best Lawyers, 2014
- JUVE, 2015
„The law firm run by Dr Dirk-Reiner Martens has built an excellent reputation in advising clubs and federations in connection with rules and regulations and arbitration. It is, [...] regularly involved in sponsoring, marketing and transfer matters.
- JUVE, 2013
„This Munich-based lawyer has a long-standing reputation for his experience in dispute resolution.“
- JUVE, 2009
„Martens is one of the most renowned German lawyers for traditional issues relating to rules and arbitration within the scope of sports law.“
- JUVE Award, 2005
„Law firm of the year for sports law“
The winner in this category was the Sports Law Team of the law firm Beiten Burkhardt, headed by Dr Martens.
- JUVE handbook 2004/2005
„Outstanding sports lawyer, also very highly recommended as arbitrator“

Notable Cases

- Member of the team of advisors for the Federal Republic of Germany in the arbitration proceedings regarding the late start of the heavy goods vehicle toll (amount in dispute: over 7 billion euros)
- Representing an English metal trader in proceedings against a Central African mining company before the ICC International Court of Arbitration in Paris
- Representing adidas AG in arbitration proceedings against the German Football Association regarding its exclusive rights to equip the German national team (amount in dispute: over 100 million euros)
- Since 1985: legal counsel to the International Basketball Federation (FIBA), advisor to other national and international sports federations and associations
- Design and worldwide implementation of a new governance model for an international sports federation
- Representing the International Skating Union before the German state courts in respect of a damages claim brought by speed skater Claudia Pechstein (amount in dispute: around 4.4 million euros)

Languages

German, English, French, Italian and Spanish

Career History

1961 – 1969

Studied law at Ludwig Maximilian University in Munich and at Paris-Sorbonne University, followed by a legal clerkship in Munich

1971

Awarded a doctorate in law by the University of Hamburg

1971 – 2009

Partner of the international commercial law firm Beiten Burkhardt (Munich) as well as its predecessor law firms; partner responsible for international relations; Head of the Sports Law Team

2009 – present

Principal at Martens Rechtsanwälte

2012

Training in mediation

Memberships

- German Institution of Arbitration (DIS)
 - International Bar Association (IBA)
 - List of Arbitrators of the American Arbitration Association (AAA) / International Centre for Dispute Resolution (ICDR)
 - List of Arbitrators of JAMS International (Judicial Arbitration and Mediation Services)
 - List of Arbitrators of the Cairo Regional Centre for International Commercial Arbitration (CRCICA)
 - List of Arbitrators of the Court of Arbitration for Sport (CAS), Lausanne, Switzerland
 - List of Arbitrators of the Arbitration Tribunal of the International Automobile Federation (FIA, Formula 1)
 - 2004-2005: Member of the German Sports Anti-Doping Commission (ReSpoDo) of the German Olympic Sports Confederation (DOSB)
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Teaching Experience

2009 – 2012

Visiting Lecturer in International Commercial Arbitration at Bucerius Law School, Hamburg, Germany

2007 – present

Visiting Lecturer for the Master in International Sports Law at the Higher Institute of Law and Economics (ISDE), Madrid, Spain

2002 – 2008

Lecturer at the University of Neuchâtel for the Master in Management, Law and Humanities of Sport (FIFA Master), Neuchâtel, Switzerland

Publications

- “The Sports Law Review – Chapter on Sports Law in Germany”, The Law Reviews 2015, András A Gurovits (ed.) 1st edition, Chapter on Sports Law in Germany, S. 84-108
- “The Role of the Arbitrator in CAS Proceedings”, CAS Bulletin, 2014-2, pp. 31-47, 2014
- “Sportrecht – Eine Einführung in die Praxis, series Causa Sport”, Boorberg, Jan Sramek Verlag, Schulthess, 2011 (co-author: Prof Dr Ulrich Haas)
- “Basketball Arbitral Tribunal – An Innovative System for Resolving Disputes in Sport (only in Sport?)”, The International Sports Law Journal, 2011/1-2
- “FIBA Arbitral Tribunal – Ein innovatives System zur Streitbeilegung im Sport (nur im Sport?)”, SchiedsVZ 6/2010, pp. 317-322
- “Die Organisation von Schiedsverfahren im Bereich des Sports aus der Sicht der Schiedsrichter”, SchiedsVZ 2/2009, pp. 99-102
- “Gedanken zur Geschichte des Sportrechts”, in: Kanzleiter u.a. (Hrsg.), Festschrift für Hans Wolfsteiner, 2008, pp. 137-152
- “Der Fall Roberts”, SchiedsVZ 1/2007, p. 11-21
- “Die Entscheidungen des TAS in Turin 2006”, SpuRt 4/2006, pp. 144-147 (co-author: Frank Oschütz)
- “Die Entscheidungen des TAS in Athen 2004”, SpuRt 2/2005, pp. 59-61 (co-author: Frank Oschütz)
- “Court of Arbitration for Sport (CAS), Praxisbezogene Anmerkungen”, SchiedsVZ 4/2004, p. 202
- “ARD-Ratgeber Recht: Sport”, dtv nomos, 2004 (co-author: Prof Dr Ulrich Haas)
- “Anerkennung einer Entscheidung des CAS in Deutschland”, SpuRt 5/2003
- “Die Entscheidung des TAS in Salt Lake City 2002”, SpuRt 3/2002, pp. 89-93 (co-author: Frank Oschütz)
- “Übernahme von Dopingsperren anderer Verbände”, SpuRt 2/2001
- “Die Entscheidung des TAS in Sydney 2000”, SpuRt 1/2001, pp. 4-8 (co-author: Frank Oschütz)

- “Erfahrungen mit Rechtshilfeersuchen aus den USA nach dem Haager Beweisaufnahmeübereinkommen”, RIW/AWD - Recht der Internationalen Wirtschaft, November 1981, Issue 11