

Speaker biographies

New trends and future directions of mining arbitration in Africa

Paris Arbitration Week
20 September 2021



Clément Fouchard

Partner

Clément specialises in international commercial and investment arbitration.

Clément has thirteen years' experience advising on major litigation and arbitration proceedings.

He has regularly acted for French and international clients in arbitrations seated across the globe and has particular experience in complex disputes in the construction, energy and infrastructure, mining, defence and distribution sector, as well as considerable experience with joint ventures and post-acquisition disputes.

In addition to his experience as counsel, Clément also acts as an arbitrator in domestic and international arbitrations (ICC).

Clément is a member of the Paris Arbitration Week Organizing Committee, a member of the Board of the *Comité Français de l'Arbitrage* (CFA) and a founding member of AfricArb. He is the former co-chair of the CFA-40, ICC YAF Representative for France, Belgium and Luxembourg and member of the Working Group on Arbitration of the Conseil National des Barreaux.

Clément lectures on international arbitration at Science Po Law School (LLM in Transnational Arbitration and Dispute Settlement), at the EDHEC business school, and at the ELSA Athens Summer School on International Investment Law. He regularly publishes articles in law journals (including the *Revue de l'arbitrage*) and speaks at international conferences on matters of arbitration law.

He is recommended by *Who's Who Legal* as a "National Leader – France – Arbitration 2020" and as "Future Leaders – Partner – Arbitration 2020" stating that "Clément Fouchard is one of the top French Future Leaders in our research and a "very skilled lawyer with a diversity of skills". He has "extensive experience in arbitration and disputes involving African parties" and is a "true team leader".

Honors and Awards

- Ranked in the Global Guide, *Who's Who Legal: Arbitration 2021*
- Recognized in *Who's Who Legal* as "Future Leaders – Partner – Arbitration 2020"
 - "Clément Fouchard is one of the top French Future Leaders in our research and a "very skilled lawyer with a diversity of skills". He has "extensive experience in arbitration and disputes involving African parties" and is a "true team leader". Recognized in *Who's Who Legal* as a "National Leader – France – Arbitration 2020"
 - Recognised in *Who's Who Legal*, "Future Leaders - Arbitration 2019" – ranked among the 10 Most Highly Regarded Non-Partners in Europe (4th)
 - "Clement Fouchard is "a rising star" who "is really making a name for himself" according to respondents. They add, "He



Paris

+33 (0)1 76 70 40 40

cfouchard@reedsmith.com

Education

University of Paris II Panthéon-Assas, 2006, Master II

University of Paris II Panthéon-Assas, 2005, DEA

Queen Mary, University of London, 2004, LL.M.

Ecole Normale Supérieure

Professional Admissions

Paris

always delivers very high-quality work.””Recognised in *Who’s Who Legal*, “France 2019”

- Recognised in *Who’s Who Legal*, “Arbitration 2019”
- Recognised in *Who’s Who Legal*, “Future Leaders - Arbitration 2018” – ranked among the 10 Most Highly Regarded Non-Partners in Europe (9th)
- “*Clément Fouchard impresses peers with his “excellent engagement with the tribunal and excellent presentation of the case”*”.Recognised in *Who’s Who Legal*, “Future Leaders - Arbitration 2017”
- “*Clement Fouchard impresses with his “quick understanding of complex technical and legal issues and incisive presentation skills, combined with a very international outlook”*”.

Professional and Community Affiliations

- Appointed treasurer of the Paris Arbitration Week (PAW) Organizing Committee
- Arbitrator, The Annual Willem C. Vis International Commercial Arbitration Moot, (2015, 2016)
- Arbitrator, numerous pre-moots for The Annual Willem C. Vis International Commercial Arbitration Moot, (since 2015)
- Coach, EDHEC team participating to the Concours d'Arbitrage International de Paris (2018) (semi-final)



Paul-Jean Le Cannu

Senior Counsel, ICSID

<https://icsid.worldbank.org/about/secretariat/paul-jean-le-cannu>

Paul-Jean Le Cannu, Senior Counsel and Team Leader at the International Centre for Settlement of Investment Disputes (ICSID), joined the Centre in 2010.

In addition to currently supervising around 60 cases under the ICSID Convention, the ICSID Additional Facility Rules, and the UNCITRAL Arbitration Rules, Mr. Le Cannu serves as Secretary of the Tribunal in arbitral proceedings brought under these instruments. He also serves as Secretary of *ad hoc* Committees in ICSID annulment proceedings. Mr. Le Cannu regularly writes and gives presentations on ICSID dispute resolution. He is a co-founder of AfricArb and a member of the Advisory Council of the Africa Arbitration Academy.

Prior to joining ICSID, Mr. Le Cannu was a legal counsel at the Permanent Court of Arbitration in the Hague, the Netherlands, and an associate in the international arbitration department of Shearman & Sterling LLP in Paris, France.

Mr. Le Cannu holds degrees from King's College London (LL.B.), Paris 1 Panthéon-Sorbonne (*Maîtrise* and *DEA*), the *Institut d'Etudes Politiques de Paris* (*Diplôme* - Government Studies), and the *Universitat de València*, Spain (arbitration diploma). He is admitted to the Paris Bar (currently omitted).

Guillaume Aréou

Associate

Guillaume is an associate in the Shipping and Transportation Group, advising clients on International Arbitration matters, with a particular focus on Africa. Guillaume holds a Ph.D. in International Investment Law from the University of Nice Côte d'Azur.

As part of the International Arbitration team, Guillaume's practice consists of advising clients on disputes that arise under non-performance of complex infrastructure contracts. He represents both investors and States alike in arbitration proceedings under a variety of arbitration rules, spanning various industry sectors (for example the construction and food industries).

In addition, Guillaume is co-founder of AfricArb, an association dedicated to the promotion and development of arbitration in Africa. He regularly publishes and speaks at conferences on issues of international arbitration.

Professional and Community Affiliations

- Société française pour le droit international (SFDI)
- AfricArb, co-founder
- October 2018, Member of the thesis jury of Mr Papa Abdoulaye Diop "La protection internationale des investissements étrangers en Afrique de l'Ouest: espace CEDEAO (Communauté Economique des Etats d'Afrique de l'Ouest)", membre du jury de thèse de Papa Abdoulaye Diop, Université Nice Côte d'Azur



Paris

+33 (0)1 76 70 40 00

gareou@reedsmith.com

Education

Marseille Bar School, 2011, CAPA

University of Nice-Sophia Antipolis,
2009, Ph.D., Law

University of Paris II Panthéon-Assas,
2004, DEA de droit international (LLM
equivalent)

Oxford Brookes University, 2002

Professional Admissions

Paris

Ana Atallah

Partner

A member of the Paris and the New York Bar, Ana focuses her practice on litigation and arbitration in various fields of commercial law, investment arbitration and international criminal law. Her experience includes inter alia: shipping, maritime law, arrest of vessels, oil pollution, arbitral and judicial procedure, investment arbitration (ICSID), commercial arbitration (ad hoc, ICC), attachment proceedings, conservatory and enforcement measures, international trade law, documentary credits, transportation, international sales, aviation, arrest of aircraft, tourism, insurance, white-collar crime, international fraud, criminal negligence, bankruptcy, criminal procedure and customs law.

She was a winner in 1993 of the eloquence contest of the Paris Bar (12 lawyers elected each year). She has wide experience in commercial and criminal procedure and litigation, having practiced litigation (including arbitration) before numerous courts.

Since 1990, she has worked in several international law firms based in Paris, before joining Richards Butler (now Reed Smith) in September 2000. Ana advises, and litigates for, inter alia, foreign investors, public companies, banks, ship owners, charterers, suppliers, P&I clubs, insurance brokers, insurers, traders, air, cruise and railway companies, sailors and trade companies.

She is Vice-President of the Scientific Committee for Arbitration of the Franco-Arab System (Center of Mediation and Arbitration of the Franco-Arab Chamber of Commerce).

Honors and Awards

- Selected through peer review for inclusion in The Best Lawyers™ in France for Maritime Law, 2020-2022, and International Arbitration, 2021-2022

Professional and Community Affiliations

- Expert on aviation, maritime law, international relations and criminal law for the French Institute of International Legal Experts
- Vice-president the Scientific Committee for Arbitration of the Franco-Arab System (Center of Mediation and Arbitration of the Franco-Arab Chamber of Commerce)
- Member of the Society for Compared Legislation
- Member of the Executive Committee of the French Society for Air & Space Law
- Member of the Executive Committee of the French Association on Maritime Law
- Former Secretary of the Conference of the Paris Bar
- Member of the Paris Bar Council



Paris

+33 (0)1 76 70 40 00

aatallah@reedsmith.com

Education

London School of Economics and Political Science, 1988, LL.M.

University of Paris II Panthéon-Assas, 1987, Masters of Business Law

Paris Sorbonne University (Paris IV), 1987, Bachelor of Arts

Professional Admissions

Paris

New York



Karifa CONDE
Directeur Juridique CBG

Monsieur Karifa CONDE est un Juriste Conseil d'Entreprise qui occupe actuellement la fonction de Directeur des Affaires Juridiques de la Compagnie des Bauxites de Guinée CBG S.A. ; es qualité, il assure aussi la fonction de Secrétaire Général du Conseil d'Administration.

Karifa CONDE est né le 12 février 1977 à Fria (ville industrielle abritant la première usine d'alumine en terre africaine) d'un père électronicien et d'une mère ménagère.

Titulaire d'une maîtrise en Droit Privé et d'un Certificat en Droit Anticorruption, il a commencé sa carrière professionnelle comme Responsable Juridique et Administratif dans une société de travaux publics à Conakry.

De là et après un bref passage en cabinet d'avocat, il est recruté par la CBG en 2005 en qualité de Conseiller Juridique adjoint.

Nommé Conseiller Juridique titulaire en 2010 et Secrétaire Général de la société, M. CONDE a été choisi en 2014, pour diriger la toute nouvelle Direction Juridique, Ethique et Conformité de la Société et Président du Comité d'Ethique.

En 2019, il est confirmé Directeur Juridique. Marié et père de trois enfants, Karifa CONDE occupe aussi la fonction de Président du Conseil d'Administration de l'ONG « Cercle Droit & Conformité de Guinée » qui regroupe plusieurs responsables en charge des questions de Droit et de la Conformité en République de Guinée.

Il est aussi membre du Cercle Montesquieu (l'association française des Directeurs Juridiques).

Salimatou Diallo



Managing and Founding Partner, Guinea
GN +224 620 56 54 95
SN +221 77 117 4956

salimatou.diallo@adnalaw.com

“**Salimatou Diallo** is particularly active advising across the commercial sphere in West Africa. She is highly sought after by international lawyers for her in-depth knowledge of the local law aspects of major transactions and projects, as well as financings.” *General Business Law, Guinea, Chambers Global 2021*

Salimatou is ADNA's managing partner. Her practice focuses primarily on complex project development and project finance, M&A, general corporate and commercial and other matters, principally in the energy and mining sectors in Francophone Africa, advising both DFIs and sponsors.

Salimatou worked as a lawyer in renowned international law firms in Paris and London.

Avocat à la Cour
Member of the Conakry Bar
Former Member of the Paris and New York Bars

Salimatou is fluent in French and English.

Top Matters

- **Hummingbird Resources** on the acquisition of Cassidy Gold Guinée SA, a company holding several gold exploration and operation permits in the Republic of Guinea: conducting legal due diligence on the target company, issuing a title opinion, reviewing the SPA and drafting the corporate resolutions.
- **Banque Centrale Populaire** on the financing of the Société Minière de Mandania, subsidiary of the Managem Group : advise on the financial structure of the transaction, reviewing from a Guinean law perspective the due diligence report and the finance documents (loan agreement, security documents, direct agreements), issuing a legal opinion.
- **Sycamore Mining** on the negotiation of an investment agreement in relation to the operation of the Kiniero Gold Mine located in the Republic of Guinea: negotiation with the Guinean State, review and drafting the investment agreement and providing general legal assistance on the project.
- **AMC** on the sale process of its interest in the Koumbia project in Guinea, and the permitting process of the project.
- **Guinea Alumina Corporation SA**, the Guinean subsidiary of a joint-venture between Mubadala and Dubal, on the development and project financing of the Sangarédi bauxite/alumina project in Guinea, in particular in charge of all the permits and authorization process in cooperation with the Guinean administration.
- **A.P. Møller Capital** on a potential investment on behalf of the Africa Infrastructure Fund in the energy sector in the Republic of Guinea : drafting a memorandum on the applicable regulatory framework

applicable to IPPs in Guinea, including details of the key approvals, licenses or registrations required for the implementation of the project.

- **ib vogt GmbH** on the development of a solar project in Mamou, in the Republic of Guinea: conducting regulatory and contractual due diligence on the project documents (concession agreement, power purchase agreement) and providing general legal assistance on the project and any related documents.
- **China Development Bank** on the USD830,000,000 financing granted to Amaria Hydraulic & Electrical Development Corporation SAU in order to facilitate a 300WM hydropower station project: conducting legal due diligence against the borrower from Guinean law perspective, reviewing and commenting from a Guinean law perspective, the English law facility agreement, drafting and negotiating in French and English, the Guinean Security Documents, providing incidental advices from Guinean law perspective and issuing a legal opinion.
- **European Investment Bank, Proparco** and several other **development finance institutions** on the USD115,000,000 financing of the IPT Powertech Group in Lebanon, the Republic of Guinea and Nigeria: reviewing the facility agreement and in particular advising on the limitation of guarantee to the portion of the loan likely to directly benefit the guarantor and corporate interest aspects of the Guinean guarantor for entering into the transaction, drafting Guinean law account pledge agreement, issuing two legal opinions.
- **International Finance Corporation** on the USD25,000,000 financing of the Sonoco Group in the Republic of Guinea: due diligence, advising on the financial structure, reviewing English law documents (loan agreement, guarantees, project fund and share retention agreement), drafting corporate resolutions and Guinean law security documents and issuing a legal opinion.
- **Afrexim** on the restructuring and refinancing of a USD32,291,211 granted to Cellcom Guinée: advising on Guinean law aspects, drafting Guinean law security documents (share pledge, pledge over business concern and account pledge), issuing a legal opinion.
- **Société Générale** on the USD76,895,000.00 financing of K Shipping Investment: issuing legal opinions on the enforceability in Guinea of several deeds of assignment governed by the laws of Panama and related to vessels located in the Republic of Guinea.
- **Phanes Group** on the development and project financing of a solar project in Guinea: drafting, negotiating and advising on the concession agreement and the PPA, regulatory advice on the legal framework applicable and the establishing of the permits and authorizations list required for the project.
- **IFC and Proparco** in connection with the financing of the Gaselia Group's development, expansion and upgrade program in Côte d'Ivoire, Senegal, Mali and Guinea: advising on the structure of the transaction, drafting and duplicating OHADA law security documents (assignment of receivables, bank account pledge, mortgage, share pledge, pledge of business as going concern), establishing and collecting the conditions precedents related to the financing, issuing a legal opinion on the validity and enforceability of Guinean law financing documents, coordination of the local councils in Côte d'Ivoire, Senegal, Mali and Guinea (in particular with the registration and perfection of the security documents and the harmonisation's of their respective legal points of view).



JACKWELL FERIS

Director

Tel. +27 11 562 1825 - Mobile. +27 82 370 5268 -

Email: Jackwell.feris@cdhlegal.com

Jackwell Feris is a director at Cliffe Dekker Hofmeyr Inc, a leading African law firm. Jackwell is an experienced attorney providing dispute resolution (both domestic and international), risk advisory and regulatory services to clients in South Africa and various other African jurisdictions. He has particular experience in the mining, energy and natural resources sectors acting for both the private sector/investors and the state or state-owned entities as legal counsel. As counsel he has represented clients in various complex arbitrations (whether ad hoc or institutional), various complex cross-border and domestic litigation, negotiations and mediations, including being lead advisor on several international investment law matters. For more details on his experience and the type of case he has been involved in visit: <https://www.cliffedekkerhofmeyr.com/en/people/jackwell-feris.html>

He is an admitted attorney and notary public in South Africa, having also represented clients in courts in South Africa, Namibia and Lesotho. He holds a LLB (North West University), a LLM in Corporate Law (University of Witwatersrand), as well as a Certificate in Economics for Law (University of Witwatersrand), Certificate in International Commercial Arbitration (American University, Washington College of Law), and Certificate in International Investment Treaties and Investor State Arbitration (International Law Institute in cooperation with Georgetown University).

For the past few years, he has been a guest lecturer on international arbitration (investor-state and commercial) as part of the LLM: Extractive Industry Law in Africa of the University of Pretoria, Faculty of Law. In respect of the course on Protection of Investment in Africa, he together with Leon Gerber has developed the course content and programme, with the advice and input of the fellow presenters to ensure the course provides a balanced approach on the issues affecting states and investors from an international investment law perspective. He is also a member of the Lagos Court of Arbitration's Arbitration Committee, the IBA Africa Arbitration Committee and was a member of the Drafting Committee of the Arbitration Foundation of Southern Africa's ("AFSA") Remote Hearing Protocol. During 2020 he has been recognized as Africa's 50 Most Promising Young Arbitration Practitioner by Association of Young Arbitrators, he has also been listed with Best Lawyers in Mining in 2020 and 2021.

Amani Khalifa



Counsel, Dispute Resolution, Dubai

T +971 4 5099 171

E amani.khalifa@freshfields.com



**Extremely knowledgeable, diligent
and eloquent.**

Chambers Global

**A very promising star of
international arbitration**

Chambers Global

Amani is a counsel in our dispute resolution group and an arbitration specialist. She has handled several large and complex disputes in the MENA region relating to major projects involving real-estate developments, infrastructure, technology and oil and gas.

She has been recognised as a leader in arbitration by Who's Who Legal.

Amani sits frequently as arbitrator in disputes throughout the MENA region. She is also an arbitrator on the basketball arbitral tribunal, an independent tribunal recognised by FIBA.

A sample of Amani's recent experience includes:

- Sitting as presiding arbitrator in a Cairo-seated CRCICA arbitration involving a dispute between an Egyptian telecoms service provider and an Italian company.
- Sitting as sole arbitrator in a London-seated ICC arbitration arising from a dispute involving an infrastructure project in East Africa
- Sitting as sole arbitrator in a Dubai-seated ICC arbitration involving the construction of an infrastructure project in Libya.
- Sitting as co-arbitrator in a DIFC-seated DIFC-LCIA arbitration arising from a dispute under share purchase agreement governed by English law.
- Sitting as co-arbitrator in a Dubai-seated DIAC arbitration involving the construction of an infrastructure project in the UAE.
- Sitting as co-arbitrator in a ICC arbitration arising from a dispute under a share purchase agreement governed by Omani law.
- Sitting as co-arbitrator in a Cairo-seated CRCICA arbitration involving the refurbishment of a landmark hotel in Cairo.
- Sitting as co-arbitrator in a dispute arising from the construction of an accommodation facility linked to a major energy project in the UAE under UNCITRAL rules.
- Sitting as sole arbitrator in more than 40 cases before the Basketball Arbitral Tribunal.
- Advising a US-headquartered global energy corporation in a potential dispute involving the construction of one of the largest liquefied natural gas projects in Australia.
- *Advising an Emirati state-owned real estate development company seeking the annulment of a US\$300m arbitral award before the Dubai Courts.
- *Advising an international building consortium in a US\$230m construction arbitration under a FIDIC-form contract against a Saudi employer, involving office, residential and retail properties.
- *Advising a leading Egyptian contractor in a US\$20m dispute against a German civil engineering company arising from the implementation of a major infrastructure project.

*Lawyer experience prior to joining Freshfields.

Justice Fatsah Ouguergouz

Fatsah Ouguergouz, an Algerian and French national, is an international independent arbitrator. He has over 30 years of experience in international law, including more than 25 years of practice in international judicial matters, arbitration, mediation and conciliation. He holds a Ph.D from the *Graduate Institute of International and Development Studies* of Geneva (Switzerland). He was judge and Vice-President of the *African Court on Human and Peoples' Rights* (Arusha, Tanzania), President of the *United Nations Commission of Inquiry on Burundi* (Geneva), Secretary of the *International Court of Justice* (The Hague) and Legal Officer at the *United Nations Office of Legal Affairs* (New York). Justice Fatsah Ouguergouz is notably an Associate of the *Institut de droit international*, Member of the panel of arbitrators of the *China International Economic and Trade Arbitration Commission* (CIETAC) and of the *Ankara Energy Disputes Arbitration Centre* (EDAC), Member of the International Commercial Expert Committee of the *China International Commercial Court of the Supreme People's Court of China* (Beijing), the Consultative Committee of *Beihai Asia International Arbitration Centre* (BAIAC) (Singapore), the *African Arbitration Association* (AAA) (Kigali) and the *International Council for Commercial Arbitration* (ICCA) (The Hague). He taught at several universities including at the University of Geneva, University Panthéon-Assas (Paris II, France), Georgetown University Law Center (Washington D.C., USA) and University of Buenos Aires Law School (Argentina). He also taught a special course at *The Hague Academy of International Law* in July 2018. He is a member of the curatorium of the *African Institute of International Law* (Arusha), a former Associate Editor of the *African Yearbook of International Law* and the author of numerous articles or books in the field of international law.



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Richard G. Swinburn

Partner

Richard advises energy and natural resources companies, commodity trading companies and banks in connection with all aspects of their commodities-related business, be that the financing, trading or transportation of bulk commodities.

Richard regularly provides support to clients (a) when considering a new business opportunity and wanting to assess the risks associated with that opportunity (b) having assessed the risks, when structuring and documenting the transaction and; (c) once a contract or transaction is in place, but counterparty risk or market conditions are negatively impacting its execution. Frequently, Richard's input in the early stages of a transaction helps avoid a costly and time consuming dispute.

In addition to advisory work, Richard has extensive experience of structuring and documenting the commercial arrangements linked to the acquisition, disposal or restructuring of assets or business.

Richard handles a large number of trade related disputes in arbitration at the various commodity trade associations, as well as at the LCIA, the ICC and in courts both in the UK and internationally.

Richard is listed in the *Legal 500 2020* "Hall of Fame" for Commodities: Physicals in recognition of constant praise by clients for continued excellence; named Star Lawyer in 2019 in the *Acritas Star Lawyer* database of stand-out lawyers nominated by clients' senior in-house counsel for their exceptional client service; is recognised in the 2020 UK *Best Lawyers List* for commodities; and is routinely ranked as a "Leading Lawyer" by *Legal 500 UK*, and ranked in "Band 1" by *Chambers*:

- *Chambers UK 2021* states "Richard is one of the top commodities lawyers and is very knowledgeable." "Richard is very experienced and a good practitioner."
- *Chambers UK 2020* comments Richard is "well regarded among the client community", as "fantastic" and "the best there is at soft commodities"
- *Chambers UK 2019* comments Richard is "very professional and has got a very analytical mind. He is also able to bring a calm approach"
- *Legal 500 UK 2017* describes Richard as "a very good lawyer of whom clients always speak highly"
- *Legal 500 UK 2016* describes Richard as "a sure pair of hands in a crisis"
- *Legal 500 UK 2014* says Richard is "at the top of the league"
- *Legal 500 UK 2012* comments that Richard is "one of the most highly regarded commodities lawyers"
- *Chambers UK 2017* comments that Richard is "well liked and regarded by the market"



London

+44 (0)20 3116 3604

rswinburn@reedsmith.com

Education

University of Cambridge, Robinson College
Sedbergh School, Cumbria

Professional Admissions

England and Wales

- *Chambers UK* 2016 describes Richard as "an excellent technical lawyer"
- *Chambers UK* 2014 mentions Richard as "an outstanding commodities lawyer" and comments that he provides "quick, sound advice and ensures client service is key".

Honors and Awards

- Ranked in *Chambers UK* for UK-wide Commodities: Physicals, 2020-2021
- Selected through peer review for inclusion in *The Best Lawyers*™ in the United Kingdom for Commodities, 2009-2022
- Listed as a Leading Lawyer in *The Legal 500 UK* for Commodities disputes, 2020-2021



KIMBENG T TAH

Principal State Counsel & International Arbitration Lead

Kimbeng is a Principal State Counsel at the Attorney General's Chambers and Ministry of Justice of The Gambia, where he leads the International Arbitration team.

He has represented the Gambia in a number of arbitration matters under ICSID, ICC, LCIA and ADRS rules. He is also instructing counsel for all Arbitration matters in which the Government is represented by external counsel.

In addition to his arbitration work, Kimbeng represents the Government in civil and commercial matters before Gambian Courts and has successfully argued numerous constitutional matters before The Supreme Court of The Gambia. Kimbeng also advises the Government on a wide range of commercial and investment agreements and is currently the Government's lead lawyer on COVID-19 vaccines acquisition.

Kimbeng is an external legal adviser to the Gambia Investment and Export Promotion Agency and routinely advises on BITs, PPPs and Concession Agreements. He is a state delegate to the UNCITRAL Working Group III ongoing work on ISDS Reform.

Kimbeng is a frequent speaker at international conferences with a focus on Investment disputes, international trade and investment matters, and international arbitration reform.

He holds an LLM in International Trade and Investment and is fluent in English and French.

Andrew Tetley

Partner

Andrew is a French *avocat* and English solicitor with broad experience in commercial litigation, international arbitration and project work. Andrew previously practised for over 10 years in New Zealand as a barrister and solicitor, after a number of years with a leading firm of solicitors in the UK. Andrew now has over 10 years professional experience in Paris, in near balance with his common law experience. Alongside his principal work in arbitration, Andrew appears in French civil and administrative courts, including at appellate level. He is also a Solicitor-Advocate (Civil Advocacy) and therefore has rights of audience in all of the higher courts in England.

Since 2012, Andrew has been New Zealand Alternate Member on the ICC Commission on Arbitration at the International Chamber of Commerce in Paris and was a member of the ICC Task Force on Arbitration and Financial Institutions.

Since 2015, Andrew has also been the New Zealand Member of the ICC International Court of Arbitration, where he is regularly solicited to sit. He has reviewed hundreds of ICC awards in this capacity. Andrew's mandate was renewed in 2018. The Court has global supervisory jurisdiction over all ICC arbitral awards and ICC arbitral process generally. This appointment recognises Andrew's 25 years involvement in arbitration including ICC, LCIA, LMAA, GAFTA, RSA, CAMP, UNCITRAL, ad hoc and ancillary court proceedings, with emphasis on transport and trading (ranked Legal 500, 2018).

As well as conducting contentious matters, Andrew also advises and assists clients in general commercial matters, both transactional and pre-contentious. Andrew has particularly wide experience in French speaking Africa where he has assisted clients with contentious and transactional matters as well as with significant local regulatory investigations in various areas of legal enquiry. Andrew has handled matters in well over a dozen African states for international clients.

Andrew has advised and represented individuals, corporations and nation states. Clients have entrusted Andrew with major litigation and regulatory matters, with amounts in issue up to USD 3,000,000,000, or where points of important principle or matters of strategic significance are at stake.

In the Paris market, amongst other local practitioners of Anglo-Saxon heritage, Andrew's balanced dual, front line, civil and common law experience stands out.

Honors and Awards

- Awarded the Plume d'Or in the '*International Issues And Business Affairs - general press*' category, Business & Legal Forum 2020
- Selected through peer review for inclusion in *The Best Lawyers*™ in France for Maritime Law, 2021-2022
- *Legal 500 France* 2020 notes that "*Andrew Tetley has unique experience of common law and civil law traditions, understands business issues and invariably delivers solutions to complex arbitration and litigation matters.*"

Professional and Community Affiliations

- Chartered Institute of Arbitrators, FCI Arb



Paris

+33 (0)1 76 70 40 57

atetley@reedsmith.com

Education

University of Limoges, 2005

University of Birmingham, 1989, LL.B.

Court Admissions

High Court - Australia

Supreme Court - Western Australia

High Court - New Zealand

Supreme Court - New South Wales

Supreme Court - England and Wales

ICC International Court of Arbitration
Member - Paris

Solicitor Advocate Civil Advocacy (All
Higher Courts)

Professional Admissions

England and Wales

Paris

Position Title	Senior Legal Expert
Name of Expert:	Habibatou Touré
Country of Citizenship:	Senegal
Profession :	Lawyer
Number of year of experience :	24 years
Affiliation to a professional organization :	Member of the Paris Bar Member of the ICC Institute Board and of African Arbitration Association

MAIN QUALIFICATIONS:

Habibatou Touré is Managing Partner at Habibatou Touré Law Office. She has over 24 years of experience in investments project and project financing covering Africa. Habibatou large part of her practice in the infrastructure sector (highways, airports, ports, water and power facilities...), but also works in sectors such as energy, oil and gas, mining, telecom, media, real estate, industry and services financial. Habibatou Touré parle couramment anglais et français. She also drafts and negotiates legal documentation in these two (2) languages.

As a consultant for States or State-owned companies, it is also called upon by other national or international public entities in matters of concessions, public service delegations and public contracts. It assists them in particular during the pre-litigation and arbitration phases.

She is an arbitrator at the CCJA Center and at the International Chamber of Commerce in Paris.

Habibatou is among the top business lawyers ranked in Senegal by Chambers Leading Firm and the International Financial Law Review has ranked her as a "rising star" for Senegal and among the 1000 leading law firms in the field of infrastructure and mergers and acquisitions.

- legal feasibility studies
- Legal audit of contracts
- Writing bidding documents for the selection of PPP project promoters
- Drafting contracts and their appendix
- Negotiation of contracts and their annexes
- legal advice project financing
- merger and acquisitions
- litigation on commercial matters
- Arbitration

EDUCATION :

- 2018 :** Master of Law in Arbitration Law with merit – Montpellier University
- 2016 :** Postgraduate' Certificate of Law with merit – University of London
- 2014 :** Master in General administrative Public Law – University of Paris I – Panthéon Sorbonne
- 1995 :** Certificate of qualification as lawyer – Regional training Center for Paris
- 1994 :** Certificate of African economy and law – University of Paris I – Panthéon Sorbonne
- 1994 :** Post-graduate in International Economic Law – University of Paris I – Panthéon Sorbonne
- 1993 :** Master in International Public and Private Law – University of Paris I – Panthéon Sorbonne

OTHER ACTIVITIES:

- Expert PPP at the Senegal National Regulation Authority of Public Procurement Contracts Regulator (ARMP)
- Lecturer at the Master of Public Procurement Contract and Complex agreement of ARMP/University of Dakar and National Administration School (Senegal)
- Lecturer at the Master of Law of the Gaston Berger University (Senegal)

LANGUAGE SKILLS :

	Speaking	Reading	Writing
Frensh	Excellent	Excellent	Excellent
English	Excellent	Excellent	Excellent
Spanish	Good	Good	Good

Reed Smith is a dynamic international law firm, dedicated to helping clients move their businesses forward.

Our long-standing relationships, international outlook, and collaborative structure make us the go-to partner for speedy resolution of complex disputes, transactions, and regulatory matters.



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