

# BETTO SERAGLINI

Professor Christophe SERAGLINI  
Partner

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Christophe Seraglini is Professor of Law and a partner at BETTO SERAGLINI specialized in private international law, international business law, international arbitration and investment arbitration. Christophe has extensive experience as counsel and arbitrator in complex and sensitive cases relating to Engineering & Construction, Environment, Energy, High Technology sectors of industry, Sale of goods, Joint-venture, Industrial Cooperation and post-M & A. Christophe Seraglini has also considerable experience in handling international investment disputes both in the role of counsel and arbitrator, brought under the auspices of the ICC, ICSID and in international ad hoc arbitration proceedings.

## LANGUAGES

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French, English

## PROFESSIONAL EXPERIENCE

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Since 2013	Partner, BETTO SERAGLINI
2008-2012	Of-Counsel, White & Case
2004-2008	Consultant, White & Case
1994-2004	Associate, Lyon-Caen Fabiani Thiriez, Bar of the French Supreme Courts

## ACADEMIC POSITION

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Since 2015	Lecturer in International Arbitration Law, University of Paris 2 (Panthéon-Assas)
Since 2009	Professor of law, Teaching International Arbitration Monash University (Melbourne, Australia) at Prato Centre (Italy) and Kuala Lumpur Centre (Malaysia)
Since 2004	Professor of law, Director of the Master 2 in Domestic & International Contract law University of Paris Sud-11 (Sceaux) Teaching Private International Law, International Arbitration Law, Litigation Law and Contract Law
2001 – 2017	Lecturer in International Arbitration Law, University of Paris 1 (Panthéon-Sorbonne)
July 2014	Professor at the Arbitration Academy (Paris)
July 2008	Director of studies at the Hague Academy of International Law

2001-2004                      Professor of law  
University of Picardie (Jules Verne)  
Teaching Private International Law, International Business Law,  
Arbitration Law, Contract Law and Torts  
Lecturer in Arbitration Law  
University of Paris 1 (Panthéon-Sorbonne)

## EDUCATION

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2001                              *Agrégé des Facultés de droit* (Appointed Professor of Law)

2000                              Ph. D. in Law, University of Paris 1 (Panthéon-Sorbonne)  
Thesis entitled *Lois de police et justice arbitrale internationale*  
under the direction of Professor Pierre Mayer

1997                              Paris Bar School

1993                              DEA (Post Graduate Degree) in Private International Law and International  
Business Law, University of Paris I (Panthéon-Sorbonne)

1991-1992                      Master of Laws (L.L.M.) in International Business Law, London School of  
Economics (L.S.E.)

*Magistère* (Post Graduate Degree) in Business Law, University of Paris I  
(Panthéon-Sorbonne)

## PROFILE

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Secretary General of the Arbitration Academy  
Member of the Academic Council of the ITA (Institute for Transnational Arbitration)  
French Representative in the Arbitration Law Committee of the International Law Association  
Member of the International Arbitration Institute  
Member of the International Council for Commercial Arbitration  
Member of the International Bar Association  
Member of the French Committee on Private International Law  
Member of the Board of French Committee on Arbitration  
Member of the Editorial board (committee) of the *Cahiers de l'Arbitrage* (Paris Journal of International  
Arbitration)

## RANKINGS

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Best Lawyers 2019 – International Arbitration France / Litigation France

Global Business Insight Awards 2018: Leading Advisor in Arbitration Law - Winner

Décideurs 2018:

“Leading” – Africa Desk – Arbitration & International Litigation

“Excellent” – Litigation & Arbitration – International Arbitration – Mediation / Africa Desk – Oil, Gas, Mining,  
Natural Resources and Energy / Africa Desk - Arbitrator / France Best Arbitrators

“Excellent” – Litigation & Arbitration – International Arbitration – Mediation / Africa Desk – Oil, Gas, Mining,  
Natural Resources and Energy / Africa Desk - Arbitrator / France Best Arbitrators

Who's Who Legal France: International Arbitration 2018: "Christophe Seraglini is commended for his 'very pragmatic and strong approach to commercial cases' and is highlighted for his impressive work as arbitrator in international disputes."

Legal 500 EMEA 2018 : "'fantastic, committed and brilliant legal mind' Christophe Seraglini who gets 'a very acute legal sense of the more complex issues without losing sight of the business implications'."

Chambers Global 2018: Christophe Seraglini is "intellectually impressive" in addition to being "a good advocate".

Who's Who Legal 2018: "impressive work as arbitrator in international disputes"

Best Lawyers 2018 – International Arbitration France / Litigation France

Who's Who Legal 2017 – France – International Arbitration: "Christophe Seraglini is a 'true star' at the firm and 'one of the top guys at the Paris bar', according to sources. He is well known for his proficiency in energy and construction matters."

Expert Guides 2016: Leading practitioner in the field of commercial arbitration.

Legal 500 EMEA 2016: "Christophe Seraglini has a 'very fine analysis'."

Who's Who Legal 2016: "The 'highly regarded' Christophe Seraglini possesses 'a deep understanding' of international commercial law and is particularly proficient in the construction, telecommunications and technology industries."

Who's Who Legal 2015: "Christophe Seraglini is frequently appointed as arbitrator in international disputes in the fields of construction, energy and high technologies."

Legal 500 EMEA 2015: "Christophe Seraglini has a deep knowledge of international arbitration and international law."

Legal 500 2014: "Le professeur Christophe Seraglini a 'une complète maîtrise du droit'."

Décideurs 2013: "[Il] ajoute à son impeccable connaissance du droit international privé et du droit de l'arbitrage international une vraie culture de la vie des affaires et une grande finesse psychologique."

## CREDENTIALS AS COUNSEL

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### Among others:

Breach of a joint venture agreement in the Telecommunications sector.  
(15 billion dollars, Brazilian and French laws, ICC Paris and Paris Court of Appeal, English language)

Breach of a Production Sharing Agreement in the oil and gas production.  
(1 billion dollars, Civil law, ICC Paris, French language)

Dispute relating to the breach of a debt repayment protocol between State and a private company.  
(750 million euros, French law, ICC Paris, French language)

Representation of a major energy player in an investment dispute regarding the phase-out of a coal-fired power plants.  
(300 million euros, ICSID, English language)

Breach of a cooperation agreement in the Defense sector.  
(105 million euros, French law, ICC Brussels, English language)

Representation of a major energy player in an arbitration related to the sale of uranium.  
(65 million dollars, Swiss Law, ICC Lausanne, English language)

Performance and termination of a contract for a cement plant in Algeria.

(60 million euros, French law, ICC Paris, English language)

Breach of a supply contract in the Defense sector.

(40 million euros, English law, ICC London, English language)

Arbitration relating to delays and disruptions in the construction energy sector infrastructure.

(30 million euros, Algerian law, ICC Paris, French language)

Breach of a cooperation agreement in the tidal energy sector.

(6 million euros, ICC Paris, English language)

Representation of a major energy player against a Namibian company regarding the implementation of a contract in the mining sector.

(3,5 million dollars, Swiss Law, ICC Geneva, English language)

Opposition of the enforcement of an annulled award.

Defense in annulment and enforcement proceedings of arbitral awards.

## CREDENTIALS AS ARBITRATOR

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Christophe Seraglini acts as Sole Arbitrator, Chairman and co-Arbitrator in numerous commercial & investment arbitrations, both ad-hoc and institutional, in disputes in sectors such as engineering, construction, energy, distribution, hotel management, international sale and high technology.

### Among others:

Chairman of the Arbitral Tribunal (CCI arbitration) arbitration between an oil company and the Albanian government over oil contracts.

Co-arbitrator in an investment arbitration between a Turkish company and the State of Azerbaijan.

Chairman of the Arbitral Tribunal (Arbitration CRCICA) in a dispute over a contract for the construction of agricultural equipment between a German company and an Egyptian company.

Co-arbitrator in an ICC arbitration between a Saudi company and an Algerian company in the field of construction.

Sole Arbitrator in an ICC arbitration relating to a supply agreement between an Iranian company and a Swiss company.

Co-arbitrator in an ad-hoc arbitration in the metallurgy sector.

Co-arbitrator in an ICC arbitration between two French companies in the field of telecommunications.

## PUBLICATIONS

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### Books:

"*Droit de l'arbitrage*", Domat Montchrestien, with J. Ortscheidt, 2013.

Cercle Montesquieu Award. Second edition to be published in 2019.

Chapter on "*Arbitrage international*", in *Traité de droit du commerce international*, J. Béguin, M. Menjuca and alii., Litec, 2nd ed., 2011. Third edition to be published in 2019.

"E-fascicules Jurisclasseur" on international Arbitration, LexisNexis ed., (online since 2012).

"Lois de police et justice arbitrale international", Dalloz, Nouvelle Bibliothèque des thèses, 2001.

Co-author of the Arbitration Law Reviews of the Semaine Juridique.

Several articles and case notes including:

"*Le juge du contrat d'arbitre: aspects de droit international privé*", in *Mélanges en l'honneur du Professeur Loquin*, Droit sans frontières, LexisNexis, to be published. .

"*Les recours en cas de fraude*", Rev. arb. 2018.

"Expedited Rules and the Possibility of Immediate Measures once a Tribunal is Constituted" (Ch. Seraglini and P. Baeten), in *Dossier ICC XVI, Expedited Procedures in International Arbitration*, 2017, p.34.

"*Le contrat devant l'arbitre à l'épreuve de la réforme française du droit des contrats*", Rapport de synthèse, *Revue de l'Arbitrage*, n°1 (1/2017), p. 153.

"*Le Droit applicable à l'autorité de la chose jugée dans l'arbitrage*", Rev. arb. 2016, p. 51.

"Most effective teaching methodologies for International Arbitration: Traditional teaching v. Experiential teaching, in *The Evolution and Futur of International Arbitration*", S. Brekoulakis, J.D.M. Lew, L. Mistelis Ed., Wolters Kluwer, 2016 p. 419.

"*L'influence de la culture juridique sur la décision de l'arbitre*", in *Mélanges en l'honneur du Professeur Pierre Mayer*, LGDJ, 2015, p. 817.

"*L'arbitrage, pourquoi un tel opprobre ?*", *Droit et patrimoine* n°248, June 2015.

"Who are the arbitrators? Myths, Reality and Challenges", in *ICCA Congress Series N°18 (Miami 2014)*, Kluwer, 2015, p. 589.

"*Les effets de la sentence*", Rev. arb. 2013, p. 705.

"*Les 25 ans de la réforme de l'arbitrage au Québec - Regard d'outre-Atlantique*" in, *D'une réforme à une autre : Regards croisés sur l'arbitrage au Québec*, F. Bachand & F. Gélinas (dir.), Ed. Yvon Blais, 2013, p. 113.

"*L'efficacité et l'autorité renforcées des sentences arbitrales en France après le décret n° 2011- 48 du 13 janvier 2011*", *Cahiers de l'arbitrage / Paris Journal of International Arbitration*, 2011, p. 375.

"*La nouvelle articulation des recours en arbitrage international*" (with J. Ortscheidt), in *Le nouveau droit français de l'arbitrage*, Actes du colloque du 28 février 2011, Th. Clay (dir.), Lextenso ed., 2011, p. 189.

"*Les effets en France des actions de groupe étrangères*", in *Travaux Comité Français DIP 2008-2010*, Pedone ed., 2011, p. 157.

"*Un second souffle pour l'arbitrage – Arbitrage international – A propos du décret du 13 janvier 2011*" (with J. Béguin and J. Ortscheidt), *JCP ed. G*, n° 16, 18 April 2011, 467.

"*Un second souffle pour l'arbitrage – Arbitrage interne – A propos du décret du 13 janvier 2011*" (with J. Béguin and J. Ortscheidt), *JCP ed. G*, n° 11, 14 March 2011, 322.

"*Le contrôle de la sentence au regard de l'ordre public international par le juge étatique: mythes et réalités*", in *Les Cahiers de l'arbitrage*, vol. V, Pedone ed., 2011, p. 198.

"*Le Droit international privé de la période précontractuelle*", in *L'avant-contrat*, Collection Ceprisca, PUF, 2008, p. 77.

"*Les parties faibles face à l'arbitrage international: à la recherche de l'équilibre*", in *Les Cahiers de l'arbitrage*, vol. IV, Pedone ed., 2008, p. 49.

*"L'ordre public et la faillite internationale: une première application dans le cadre de l'affaire Eurofood"*, in *Faillite internationale et conflit de juridiction, Regards croisés transatlantiques*, Feduci, 2007, p. 171.

*"Brèves remarques sur les Recommandations de l'Association de droit international sur la litispendance et l'autorité de la chose jugée en arbitrage"*, *Rev. arb.* 2006, p. 909.

*"L'affaire Thalès et le non-usage immodéré de l'exception d'ordre public" (or les dérèglements de la dérèglementation)*, in *Les Cahiers de l'arbitrage*, vol. III, *Gaz. Pal. ed.*, 2006, p. 87.

*"L'arrêt Uni-Kod ou la Cour de cassation entre tradition et innovation"*, note following *Civ. 1ère*, 30 March 2004, *Rev. arb.* 2005, p. 959.

*"Les nouvelles formes de conjugalité: nouveau "jouet" pour la doctrine de droit international privé?"*, in *Du Pacs aux nouvelles conjugalités : où en est l'Europe ?*, Collection *Ceprisca*, PUF, 2005.

*"Du bon usage des Principes Unidroit dans l'arbitrage international"*, *Rev. arb.* 2003, p. 1101.

*"L'arbitrage et l'article 6-1° CEDH"*, note following *Civ. 1ère*, 20 February 2001, *Société Cubic Defense Systems*, *Rev. crit. DIP* 2002, p. 124.

*"L'intensité du contrôle du respect par l'arbitre de l'ordre public"*, note following *Paris*, 14 June 2001, *Rev. arb.* 2001, p.773.

*"La protection de l'enfant en danger"*, *Plein Droit, Revue du GISTI*, n° 51 (11/2001), p. 21.

*"Le transfert de la clause compromissoire dans les chaînes de contrats après l'arrêt Peavey"*, in *Les Cahiers de l'arbitrage*, vol. I, *Gaz. Pal. ed.*, 2002, p. 87.

*"Les limites au caractère perpétuel de l'exception de nullité"*, note following *Civ. 1ère*, 9 November 1999, *JCP* 2000.II.10335.