

## Manuel Pereira Barrocas



### Career

Graduated in Law from the University of Lisbon, Law School (1968)

Lawyer and Arbitrator recommended in international directories and publications including Legal Experts and Chamber & Partners Global

Founding partner, in 1989, of the law firm Barrocas Advogados, based in Lisbon, but also with individual practice between the years 1970 and 1988

### Membership of the following associations

- Member of the Portuguese Bar Association
- Member of the Brazilian Arbitration Committee– Cbar
- Member of the Latin Group of the International Court of Arbitration of the Chamber of International Commerce
- President of the Portuguese Chapter of “Cour Européenne d’Arbitrage”
- Member of APA (Associação Portuguesa de Arbitragem)
- Member of the Club Español del Arbitraje (Portuguese chapter)
- Arbitrator of CAM – CCBC (Centro de Arbitragem e Mediação da Câmara de Comércio Brasil-Canadá), Brazil
- Arbitrator of Centro de Arbitragem da Associação Comercial, Lisbon
- Arbitrator of CIMA (Corte Civil y Comercial de Arbitraje), Madrid
- Arbitrator of Centro de Arbitraje del Ilustre Colegio de Abogados de Madrid
- Arbitrator of VIAC (Vienna International Arbitral Centre), Austria
- Arbitrator of LCIA-MIAC, Mauritius
- Member of the IBA “Council Board” (International Bar Association – SBL) 1994-1998
- Former representative of IBA (International Bar Association) to Portugal

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- Member of IBA, London
- Member of American Bar Association (“Section of the International Law”)
- Member of Association Européenne d’Études Juridiques et Fiscales, Paris
- Member of the Advisory Board of Center for American and International Law, Dallas, USA
- Member of IADC (International Association of Defense Counsel); president of IADC International Committee, in the period between 2018 and 2020, Chicago, USA

### **Professional Experience**

- Lawyer admitted to the Portuguese Bar Association since 1970
- Lawyer admitted to the Brazilian Bar Association in 2015
- Arbitrator in several national and international arbitrations

### **Languages**

Portuguese, English, French and Spanish (fluent in all the indicated languages)

### **Areas of Practice**

Corporate Law, Corporate Finance Law, Mergers and Acquisitions, Commercial Contracts, Intellectual Property, Arbitration and Litigation

### **Contacts**

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## Curriculum in Arbitration and Litigation Resolution

### In General

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#### **On Arbitral matters**

- As arbitrator, he has participated in many cases, both domestic and international files including some under the ICC Rules
- As counsel, he has intervened in a number of cases, both domestic and international

#### **Academic activity**

- As invited professor, he has taught Arbitration Law at the Universidade Nova Law School, Lisbon, in post-graduation law courses
- As speaker, he has delivered lectures on arbitral matters at the University of Lisbon, Law
- As speaker, he has delivered lectures on arbitration at the Catholic University Law School, by invitation of ELSA (European Law Students Association) about the theme *Os Árbitros*, 2014, as well as in the Fundação Getúlio Vargas Law School, in São Paulo, Brazil

#### **Books published**

- *Manual de Arbitragem* (treatise on arbitration that has become a reference book on arbitration in Portugal and Brazil) (2<sup>nd</sup>. edition), published by Almedina, Coimbra, 2014
- *Lei de Arbitragem Comentada* (Portuguese Arbitration Law of 2011 and comments), published by Almedina, Coimbra, 2013

#### **Conferences**

- Speaker on *Public Policy in Arbitration*, a conference organized by the Centro de Conciliação e Arbitragem da Câmara de Comércio, Brasil-Canadá, São Paulo, 2014

- Speaker at the Foreign Investment Conference in Mozambique organized by Mondlane University on *Arbitration in Africa and Dispute Resolutions China/Africa*, Maputo, Mozambique, 2014
- Speaker on *International Arbitration in the Context of Exploitation of Mining Resources in Mozambique*, Maputo, Mozambique, 2013
- Moderator on the New ICC *Arbitration Rules and Complex Arbitrations* at an international conference organized by the Arbitration Centre of the Portuguese Chamber of Commerce and Industry, 2012
- Speaker on *Complex Arbitrations – Multiparty and Multicontract* at a Conference organized by Association Européenne d'Études Juridiques et Fiscales, Stockholm, 2012
- Speaker on *Validity of the Arbitration Agreement in the International Arbitration*, at Jornadas Intensivas conference at the University of Lisbon Law School, 2012
- Speaker at a workshop on arbitration in the Pharmaceutical Sector held at Barrocas Advogados law firm, 2012
- Speaker at the "Jornadas Intensivas" conference on "The New Arbitration Law", organized by the University of Lisbon Law School, 2012
- Speaker at II Lisbon CIMA Meeting (Corte Civil y Mercantil de Arbitraje, Madrid, Spain) on *Influência da Nova Lei Portuguesa de Arbitragem na Arbitragem Internacional* (Main Impacts of the New Portuguese Arbitration Law in International Arbitration)
- Speaker at the Arbitration Centre of the Portuguese Chamber of Commerce and Industry (ICC affiliated) on *As Regras Processuais na Arbitragem - Experiência e Limites da Flexibilidade*, (Proceedings in Arbitration and Limits on the Flexible Application of Rules), 2010
- Speaker at the Conference on *Arbitragem Comercial* at this same arbitral institutions, 2010
- Speaker at a Conference on *Projeto da Nova Lei de Arbitragem*, (New Arbitration Law Project) at the University of Lisbon Law School, 2010
- Speaker at the 4th. Arbitration Centre Congress of the Portuguese Chamber of Commerce and Industry on *Evidence in Arbitration*, 2010
- Speaker at a Conference organized by Clube Peruano de Arbitraje on *Injunction on International Arbitration Law*, Lima, Peru, 2010
- Speaker at the Institute for Transnational Arbitration, Dallas, USA, on "International Arbitration Best Practices", 2008

## Articles

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- *Public Policy in Arbitration*, an article published in the Portuguese Bar Association Review (ROA), Portugal, 2014 and Club Español del Arbitraje Review, 2015
- *Main Principles that Guide the New Portuguese Law*, Club Español del Arbitraje Review, 1013
- *Ethics of Arbitrators and their Legal Obligations*, published in the Portuguese Arbitration Association Review (APA), 2013
- *Due Arbitration Proceedings or Arbitral Guerrilla? Bad examples set by bad professionals*, published in the Portuguese Bar Association Review, 2012
- *Arbitration World*, 4th edition, 2012, published in the European Lawyers Reference Series
- *Lack of Proper Systems of Law and Institutions in India as a case of Breach of a BIT*, published in the YAR – Young Arbitration Review, 2012
- *Validity of the Arbitration Agreement in the International Arbitration*, published in the Portuguese Arbitration Association Review following a speech on the above-mentioned topic, 2012
- *Notes on Interim Relief Measures in International Arbitration*, published in the Portuguese Bar Association Review and Instituto Brasileiro Comparado Review, 2011
- *Pre-Contractual Liability and Arbitration*, published by the Instituto Peruano de Arbitraje, 2011
- *Evidence in Arbitration*, published in the book on the 4th Congress of the Arbitration Centre of the Portuguese Chamber of Commerce and Industry, 2010, and the Instituto Brasileiro Comparado Review, 2011
- *Double Difficulty for Non-Signatory Parties to Multiparty ICC Arbitrations*, published in the Newsletter of IBA Arbitration Committee (International Bar Association)
- *Comment on the Judgment of the 2<sup>nd</sup>. Instance Court of Guimarães (Portugal) in the arbitrability of the goodwill indemnity of the commercial agent*, published in the Portuguese Bar Association Review, 2009
- *Contribution to the Reform of the Portuguese Arbitration Law*, published in the Portuguese Bar Association Review, 2007

On non-arbitral matters

- *Angola Current Investment Environment*, published in the Chambers Client Report, 2008
- *The International Comparative Legal Guide to Litigation & Dispute Resolution*, Global Legal Group, 2008
- *International Business Acquisitions: Major Legal Issues and Due Diligence*, published by Kluwer (3<sup>rd</sup>. edition 2007)
- *International Expatriate Employment Handbook*, published by Kluwer, 2006
- *Economic Consequences of Litigation Worldwide*, edited by Charles Platto and published by the International Bar Association, as both author of the Portuguese chapter and coordinator of the Continental European countries various contributions
- *Structuring International Contracts*, published by Kluwer, 1996
- *International Conflicts of Law: Civil and Maritimes Laws*, International Shipping Publication, 1994
- *Acquisition of Shares in a Foreign Country: Substantive Law and Legal Opinions*, edited by the International Bar Association Series and published by Kluwer, 1993
- *Civil Appeal Procedures Worldwide*, idem 1992
- *Pre-Trial and Court Procedures Worldwide*, edited by IBA (International Bar Association) and published by Kluwer Law International, 1991
- *Trials and Court Procedures Worldwide*, idem, 1991
- *Business Law in Europe*, published by Kluwer Law International, 1990

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