

**PHILIPPE LEBOULANGER**

**Bar Admission:** Paris 1970

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**Areas of Specialization:**

International Commercial Arbitration, Construction Arbitration, International Trade Law, Private and Public International Law, Intellectual Property Law.

**Professional Experience:**

Appearing as Counsel, Expert and appointed as Co-Arbitrator, Sole Arbitrator and Chairman of the Arbitral Tribunal in numerous international arbitrations (ICC, UNCITRAL, LCIA, ICSID, Cairo Arbitration Centre, Ad Hoc) concerning State Contracts, Construction, Sales, Distribution, Investments, Oil and Gas, Transfer of Technology, Joint-Ventures, etc...

Appearing as Counsel before Courts in numerous cases relating to international commercial arbitration.

Arbitration Panels: International Chamber of Commerce (French Committee) ; Cairo Regional Centre for International Commercial Arbitration ; London Court of International Arbitration ; Vilnius International Commercial Arbitration (Lithuania) ; Dakar Arbitration Centre (Senegal) ; Geneva Chamber of Commerce and Industry (Switzerland) ; Madagascar Arbitration and Mediation Centre.

**Qualifications and Professional Activities:**

Doctor of Laws (Private International Law), LLM Private Law, LLM Comparative Law, LLM Criminal Law.

Lecturer on International Commercial Arbitration and International Trade Law at University of Panthéon-Assas, Paris II (France), visiting Professor of International Arbitration Law at University of Cairo (Egypt), Birzeit University (West Bank) and University of Bucharest, Faculty of Law (Romania).

Member: Comité français de l'arbitrage (Chairman), International Law Association, International Bar Association, Swiss Arbitration Association, Egyptian Society of International Law, Franco-British Lawyers Society, French Committee of Private International Law.

Member: the Academic Council of the Foundation for International Commercial Arbitration and Alternative Dispute Resolution in The Hague, the Netherlands, and Scientific Board of the Centre René-Jean Dupuy for Law and Development, Alexandria, Egypt, International Law Association, International Bar Association, Swiss Arbitration Association, Egyptian Society of International Law, Franco-British Lawyers Society, French Committee of Private International Law, London Court of International Arbitration, Geneva Chamber of Commerce and Industry (Switzerland), Vilnius Centre of Commercial Arbitration (Lithuania), Cairo Regional Centre for International Commercial Arbitration (Egypt), Dakar Arbitration Centre (Senegal), Madagascar Arbitration and Mediation Centre.

Author of numerous articles and publications on commercial arbitration (see attached list). Various conferences in many foreign Universities and scientific congresses (see attached list).

**Languages:** French and English

**PUBLICATIONS**  
**(SELECTED)**

- Arbitration under the Common Court of Justice and Arbitration of the OHADA Contracting States* (co-author) in, *Handbook on Arbitration in Africa, A Practitioner's Guide* (forthcoming).
- Arbitration Agreement: Still Autonomous?* ICCA Congress Series, 2007.
- International Arbitration and Ethics* (in French), in *Ethics in International Economic Relations*, 2006.
- Collegiality and Arbitral Deliberation*, (in French), *Mélanges François Knoepfler*, 2005.
- Arbitration and Bilateral Investment Treaties*, (in French), *Tunisian Arbitration Review* 2005.
- The concept of "Interests" of international Trade* (in French), *Revue de l'arbitrage*, 2005.
- Some Issues in ICC Awards Relating to State Contracts*, *ICC Bulletin*, 2004.
- Egyptian Arbitration Case Law* (co-author) (in French), *Revue de l'arbitrage*, 2004.
- Immunities and Arbitration* (in French), in *Droit international des immunités: contestation or consolidation?*, *Larcier, LGDJ*, 2004.
- Arbitration Clause and Waiver of State Immunity from Execution*, (in French), *Revue de l'arbitrage*, 2001.
- Arbitration and Securities Transactions Disputes*, (in French), *Mélanges Philippe Kahn*, 2000.
- General Presentation of the OHADA Arbitration Acts*, (in French), in *OHADA and Perspectives of Arbitration in Africa*, *Bruylant ed.*, *Bruxelles*, 2000.
- Arbitration and Harmonization of Business Law in Africa* (in French), *Revue de l'arbitrage*, 1999.
- Review of Applicable Law by Egyptian Courts in International Arbitration* (in French), *Revue de l'arbitrage* 1998.
- Arbitrability of Administrative Contracts under Egyptian Law* (in French), note on *Cairo Court of Appeal*, 19 march 1997, *Revue de l'arbitrage* 1997.
- Multi-Contract Arbitration*, *Journal of International Arbitration*, 1996.
- Cooperation between Lawyers in International Complex Transactions* (in French), *Revue Internationale de Droit Comparé*, 1995.
- New Egyptian Arbitration Law* (co-author) (in French), *Revue de l'arbitrage*, 1994.
- Suspension and Breach of Agreement* (in French), in *Civil Law Contractual Systems and International Trade Requirements*, 1994.
- Application of Lex Mercatoria to Sponsorship International Contract* (in French), Note on *Tribunal de Commerce de Nantes*, 11 July 1991, *Journal du Droit International* 1993.
- A More Explicit Codification for International Arbitration* (in French), *Revue de l'arbitrage*, 1992.
- North-South International Arbitration* (in French), *Mélanges Pierre Bellet*, 1991.
- Some problems arising out of the Pyramids Case* (in French), Note on decision of the *Cour de cassation* (in French), 6 January 1987, *Revue de l'arbitrage*, 1987.
- State, Politics and Arbitral/on - The Pyramids Case* (in French), *Revue de l'arbitrage*, 1986.
- Contracts between States and Foreign Companies* (in French), (Preface by Prof. Berthold Goldman) *Economica Ed.*, *Paris*, 1985.
- Arbitration and Corruption* (co-author with Prof. Ahmed El Koshery) (in French), *Revue de l'arbitrage*, 1984.
- Legal Regime of Petroleum Investments in Egypt* (in French), *Egyptian Review of International Law*, 1972.

## CONFERENCES AND SEMINARS

- *Structure and Responsibility among Multinational Companies*, Symposium on "Multinational Corporations and Developing Countries", Cairo (Egypt), December 1977.
- *Specific Rules of Foreign Investment Laws in Egypt*, Symposium on the Role of Foreign Banks in Egypt, Cairo (Egypt), February 1979.
- *Corporate Manager's Liabilities*, Paris, June 1983, March 1984.
- *Arbitration and Investment Contracts between States and Foreign Companies*, Paris, October 1982.
- *Investment Contracts Between States and State Owned Companies and Foreign Companies*, Paris, February 1983, March 1984.
- *Business Relations and Investments in Egypt*, Paris, February 1983.
- *Arbitration between Countries at Different Levels of Development*, Paris, February 1983.
- *How to Master the Legal and Financial Aspects of Exportations and their Implementation Abroad. The Role of French International Lawyers*, Seminar of the Bar of Paris and the French Centre of Foreign Commerce, Paris, April 1983.
- *Legal and Financial Aspects of Exportations and Investments in Egypt*, Seminar of the Bar of Paris and the French Centre of Foreign Commerce, Cairo (Egypt), March 1985.
- *Arbitration in International Construction Contracts*, International Development Law Institute, Rome (Italy), June 1985.
- *Arbitration in Industrial Contracts and in Large Infrastructure Projects*. Symposium on Arbitration in Euro-Arab Commercial Relations, Port El-Kantaoui - Tunisia, September 1985.
- *Agency, Distribution and Exclusivity Agreements under French Law*, French Embassy, Cairo (Egypt), February 1986.
- *Rules of Ethics in International Arbitration*. Second Euro-Arab Congress of Arbitration, Bahrein, October 1987.
- *Settlement of Disputes in International Construction Contracts*, International Development Law Institute, Rome (Italy), February 1991.
- *North-South International Arbitration: Realities and Perspectives*, Egyptian Society of International Law, Cairo (Egypt), December 1991.
- *Suspension and Breach of Contract*, Symposium on the Civil Law Contractual Systems and International Trade Requirements, Cairo (Egypt), January 1993.
- *The Arbitration Agreement*, Symposium Bar of Meknès, Bar of Paris, Meknès-Ifrane (Morocco), October 1993.
- *Drafting Arbitration Clauses*, Franco-Egyptian Meetings on International Arbitration, Bar of Paris, Institute of International Business Law, Cairo, (Egypt) October 1993.
- Seminars on International Arbitration at the Egyptian Supreme Court and State Council, Cairo (Egypt), October 1993.
- *The Treaty on Harmonization of Business Law in Africa (OHADA)*, International Bar Conference, Cotonou (Benin), December 1993.
- *The Effects of the Arbitration Clause*, Seminar Bar of Paris - Bar of Senegal, on International Arbitration, Dakar, (Senegal) February 1994.
- *Final Report, Seminar on the Harmonization of Business Law in Africa*, International Bar Conference, Abidjan (Ivory Coast), April 1994.
- *The new Egyptian Law of Arbitration*, Franco-Arab Chamber of Commerce, Paris, September 1994.

- *Symposium of the French Centre of Comparative Law on the Cooperation between Lawyers in Complex International Transactions and Comparative Law*, Paris, November 1994.
- *The Rules Applicable to the Merits of a Dispute, Symposium on Today's Arbitration in Lebanon*, Law Faculty of Saint Joseph, Beirut (Lebanon), March 1995.
- *The Judge's Role in the Arbitral Process*; National Centre for Judicial Studies, Cairo (Egypt), February 1996.
- *Immunities from Jurisdiction and Execution*, Faculty of Law, Tunis (Tunisia), April 1996.
- *The Reception of French Civil Law in Egypt*, Cour de Cassation, Paris, June 1996.
- *Alternative Dispute Resolution, Symposium on Investments and International Agreements*, Bir Zeit University (West Bank) June 1996.
- *International Contracts*, ICC Institute of International Business Law and Practice, September 1995, October 1996, October 1997.
- *Draft OHADA's Rules of Arbitration*, International Bar Conference, Ouagadougou (Burkina Faso), December 1996.
- Coordinator of an advanced Seminar on International Commercial Arbitration, Agence de la Francophonie (French-Speaking Countries Agency), (Cairo, Egypt, 14-21 December 1996).
- *Arbitrability of Administrative Contracts, A Comparative study*, Arab International Arbitration Conference, Beirut (Lebanon), August 1997.
- *Multi-Contract Arbitration in International Construction Projects*, International Bar Association, New Delhi (India), November 1997.
- Coordinator of an advanced Seminar on International Commercial Arbitration, Court of Arbitration of Ivory Coast, Abidjan, December 1997.
- *Alternative Dispute Resolution*, EFE, Paris, May 1998.
- *Arbitration in Africa*, Senghor University, Yaoundé (Cameroon), December 1999.
- *Arbitrability of Securities Transactions Disputes, G.C.C*, Commercial Arbitration Centre, Muscat (Oman), January 2000.
- *Arbitrability*, Seminar on International Commercial Arbitration, Galatasaray University, Istanbul (Turkey), April 2000.
- *OHADA Arbitration*, Ministry of Justice, Malabo (Equatorial Guinea), July 2000.
- *International Arbitration*, International Development Law Institute, Rome (Italy), October 2000.
- *International Commercial Arbitration and the OHADA*, Canadian Ministry of Justice, Libreville (Gabon), October 2000.
- *Philosophy of International Commercial Arbitration*, Bar of Rabat (Morocco), July 2001.
- *Equality of the Parties and Enforcement of Arbitral Awards*, Bar of Istanbul (Turkey), September 2001.
- *Arbitration and OHADA*, French Centre of Foreign Commerce, Paris, October 2001.
- *International Commercial Arbitration - General Presentation*, Addis Ababa Chamber of Commerce (Ethiopia), November 2001.
- *Harmonization of Arbitration Law*, Institute of Political Sciences, University of Lyon, Lyon, December 2001.
- *Cairo, Place of International Arbitration*, Cairo Regional Centre for International Commercial Arbitration, Cairo (Egypt), September 2002.
- *Arbitration under the OHADA System*, International Bar Association, Durban (South Africa), October 2002.

- *General Presentation, Conference on «States and International Economic Disputes »*, Comité français de l'arbitrage, Paris, January 2003.
- *An Assessment of the OHADA Arbitration System*, Colloquium on International Commercial Arbitration and African States, King's College and British Institute of International and Comparative Law, London, June 2003.
- *The Extension of the Arbitration Clause Within a Group of Companies*, University of Rio de Janeiro (Brazil), April 2004.
- *Arbitration under Bilateral Investment Treaties*, Euro-Maghreb Conference, Tunis, May 2004.
- *Seminar on Arbitration*, Madagascar Arbitration and Mediation Centre, Antananarivo, June 2005.
- *Is the Arbitration Agreement still Autonomous? Report at the 18<sup>th</sup> ICCA Congress*, Montreal (Canada), June 2006.
- *Seminar on Arbitration*, Centre d'Arbitrage, de Médiation et de Conciliation, Dakar (Sénégal), April 2007.
- *Investment Arbitration in Africa* (Moderator), Symposium, CCAT / UNCTAD / WTO / UNCITRAL, Tunis (Tunisia), May 2007.
- *Extension of the Arbitration Clause to Non signatories in International Arbitration*, Symposium CCAT / ICC, Tunis (Tunisia), May 2007.
- *Immunity from Execution in International Law*, Colloquium of the Association for the Promotion of Arbitration in Africa, Yaoundé (Cameroon), January 2008.
- *Arbitration and Immunity from Execution*, Conference on International Commercial Arbitration, Ministry of Justice, Algiers (Algeria), December 2008.
- *Res Judicata in International Arbitration*, Cairo Regional Centre for International Commercial Arbitration, Cairo (Egypt), March 2009.
- *Arbitration Sovereignty and Compensation*, International Dispute Resolution Group, American University, Cairo (Egypt), March 2009.
- *Third Parties in International Arbitration*, IFCAI / CCAT, Tunis (Tunisia), May 2009.
- *Judicial intervention and the role of local courts*, LCIA African Users' Council and the Ghana Arbitration Centre, Accra November 2010.
- *The extension of the arbitration agreement*, Colloquium of the Comité français de l'arbitrage and Argentine Association of comparative Law, Buenos Aires, March 2011.