

Nassar Law



مكتبة نصار للمحاماة

**NASSAR LAW**

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**EDUCATION**

**THE HAGUE ACADEMY OF INTERNATIONAL LAW, THE NETHERLANDS**

Diploma in Private International law, 1996

**UNIVERSITY OF GENEVA, SWITZERLAND**

Graduate Institute of Advanced International Studies, Ph.D 1993

*Dissertation on The Development of Rights and Obligations in Long-Term International Commercial Transactions.*

**COLUMBIA UNIVERSITY LAW SCHOOL, NEW YORK**

Galiatin Fellow, 1991 - 1992

**TRINITY COLLEGE, DUBLIN, IRELAND**

M. Litt. in Law, 1989

*Thesis on Manufacturer's Liability*

**HARVARD LAW SCHOOL, CAMBRIDGE, MASSACHUSETTS**

LL.M., 1985

**CAIRO UNIVERSITY, FACULTY OF LAW**

Diploma in Public Law, 1982

Diploma in Private Law, 1981

Bachelor of Law, 1980



## **PROFESSIONAL EXPERIENCE**

### **CURRENT OCCUPATION**

#### **INDEPENDENT ARBITRATOR**

Cairo, Egypt

Arbitrator and expert in numerous high value & complex *Ad Hoc* and institutional arbitrations with diverse parties from different continents involving different fields, including but not limited to, real estate, oil & gas, industrial, infrastructure, construction, tourism, management, M&As and corporate, technology transfer, telecommunications, logistics, agency, distribution, sales of goods, insurance, finance and banking. Acted as sole arbitrator and chaired several Tribunals in *Ad Hoc* & institutional arbitration (e.g. ICC, CRCICA, DIAC...etc) as well as serving as co arbitrator nominated not only by litigating parties but also by institutions. Served as expert on Middle Eastern Laws in different jurisdictions and arbitration cases. Also, previously was lead counsel and co-counsel in various international arbitrations concerning Telecommunication, tourism, professional liability, industrial and infrastructure projects.

### **PREVIOUS EXPERIENCE**

#### **ATTORNEY - at - LAW**

Cairo, Egypt

**International Contracts:** review, preparation, drafting, negotiations and risk analysis of international agreements in various projects (industrial, concessions (Oil & Gas and Ports), licensing (Telecommunication & Banks) and infrastructure including BOOTs (Power, Transportation, water & sewage)).

**International Finance:** financing schemes for major M&As, concessions and infrastructure projects (PPP, PPI, Boots...) including both recourse and non-recourse finance as well as Islamic finance involving negotiations and drafting of loans, facilities, direct agreements, syndication, collateral, bonds, custody ...etc.

**Sector Restructure:** sector privatisation through linking public entities with private investment in the telecommunication, industrial, infrastructure, transportation and power sectors.

**Corporate:** corporate planning, capitalisation, establishment and entry including incorporation documents, M&As and securities law.



## **LECTURERING ON INTERNATIONAL BUSINESS & TRADE LAW**

Taught Senior students at the Law Faculty and visiting lecturer: Tufts Experimental College, Cairo University, Beer Zeid University, West Bank and other post graduate programs. Also, very active speaker in various conferences focusing on the law & practice of international arbitration. Speaker in the ICCA 2020 conference.

## **THE WORLD BANK, ICSID SECRETARIAT**

Washington, DC

Consultant at the ICSID from April 1992 to March 1995 where I carried the regular tasks of a Counsel at the secretariat as well as advising on investment law matters.

## **LEGAL ADVISOR; COMMERCIAL OFFICE OF SAUDI ARABIA**

Geneva, Switzerland

Foreign investment, trade issues and commercial disputes; Review disputes between Swiss investors and Saudis; Prepared Saudi position on several GATT/UNCTAD matters; January 1990 to January 1991.

## **CONSULTANT; INTERNATIONAL LABOUR ORGANIZATION**

Geneva, Switzerland

Labour law in the Middle East and worldwide employment of women; October 1988 to October 1989.

## **ATTORNEY at LAW**

Cairo, Egypt

General Commercial Practice involving foreign investment and dispute resolution; Clerked for several arbitrators; September 1980 to September 1984 and from September 1985 to October 1987.

## **LANGUAGES**

Arabic, English and working French



## **BAR ADMISSION**

Egyptian Bar, 1980; Cour de Cassation, 1998

## **PUBLICATIONS**

### **In English:**

“Attitude of Egyptian Courts Towards Arbitration” in *Rethinking the Role of African National Courts in Arbitration* (2018, Kluwer Law International, The Netherlands), 153.

“Alternatives to Cash in International Law and Practice” in *The International Legal System in Quest of Equity and Universality* (2001, Kluwer Law International, The Netherlands), 267.

"Project finance, Public Utilities and Public Concerns: A Practitioner's Perspective" (2000) 23 *Ford. Int'l L. Rev.* S61.

Equality and Transparency, Conformity to WTO Procurement Code: A comparative study (prepared to the Egyptian / US Presidential Commission 2000).

"Legal plurality: Reflection on the Status of Woman in Egypt" in *Legal pluralism in the Arab World*, (1999, Kluwer Law International, The Netherlands)

"Internationalization of State Contracts: ICSID, the Last Citadel" (1997) 14 *J. Int'l Arb.* 185.

Sanctity of Contracts Revisited: *A study in the Theory and Practice of Long-Term International Commercial Transactions*; Forward by Lord Wilberforce, (1995, Martinus Nijhoff, The Netherlands)

"The New Egyptian Arbitration Law" *World Arbitration Reporter*, 1995.

"Mutuality of Promises in Long Term International Business Transactions" (1994) 50 *Rev. Egy. D. Int'l l.*

"Tenant's Defenses in Massachusetts," *Harvard Computer-Aided Legal Instruct Project* 1985.

"Doing Business in Egypt" in *Legal Aspects of Doing Business in the Middle East*, Vol. V, International Business Series, ed. D. Campbell, (1984, Kluwer Law International, The Netherlands)



### **In Arabic:**

"Assessing Bedouins and University Graduates" and "The Unlimited Boundaries of Giving", *UNV News*, February 1991.

*Letters of Guarantees*, Al Ahram Publishers, 1997, Cairo, Egypt.

### **UNDER PUBLICATION**

"Extending Arbitration Clauses in the Middle East".

"Revisiting the Abu Dhabi Award- ICCA 2020".

### **PROFESSIONAL AFFILIATIONS**

- Council Member - ICC Institute of World Business Law;
- American Arbitration Association – International Panel Member;
- American Society of International Law;
- Cairo Regional Centre for International Commercial Arbitration - Registered Arbitrator;
- Chartered Institute of Arbitrators, London - Fellow;
- Egyptian Society of International Law;
- International Law Association, former Co-Raportour Committee on International Arbitration.
- Member of the Independent Expert Panel of Judges for the AFAA Awards.
- Member of Africa Construction Law (ACL) Advisory Board.
- Recipient of the Africa’s 30 Arbitration Powerlist 2020 Award.