

NATIONALITY	Mauritian and British
ARBITRATOR	1 appointment by MARC 1 appointment by ICC (refused on grounds of conflict)
BAR	Mauritius (Practising) 2010 England & Wales (Practising) 2002 Paris Court of Appeal , France (Unregistered) 2005
PROFESSIONAL HISTORY	Afralaw Chambers , Mauritius March 2021 – Present Head of Chambers, Dispute Resolution & Advisory PwC Legal (Mauritius) Ltd Jan 2019 – February 2021 Founder and Managing Partner, Dispute Resolution & Advisory Afralaw Chambers , Mauritius May 2016 – Dec 2018 Founder and Head of Chambers, Dispute Resolution & Advisory Sole Practitioner , Mauritius Sept 2011 – Apr 2016 Dispute Resolution & Advisory BLC Chambers , Mauritius Aug 2010 – Aug 2011 Head of Dispute Resolution Department Skadden, Arps, Slate, Meagher & Flom , London Apr 2008 – Mar 2010 Associate - International Arbitration and Commercial Litigation Weil, Gotshal & Manges , London Oct 2003 – Feb 2008 Associate - International Arbitration and Commercial Litigation
PUPILLAGE	Keating Chambers , London Oct 2002 - Sept 2003 International Arbitration, Adjudication and Commercial Litigation in the field of Construction Law
PROFESSIONAL EXAMINATION	Ecole de Formation Professionnelle des Barreaux de la Cour d'Appel de Paris , France, 2005 French Bar Aptitude Test Inns of Court School of Law , London, 2001-2002 English Bar Vocational Course, Very Competent
UNIVERSITY	University of Westminster , London, 2001-2002 Conversion Course, Competent University of Social Sciences of Toulouse / Faculty of Law of Aix-en-Provence , France, 1996 - 2000 DEUG / Licence / Maîtrise en Droit des Affaires, Mention

EDUCATION

French Lycée Labourdonnais, Mauritius, 1996
Baccalauréat Littéraire, Mention

LANGUAGES

Native French, fluent English, conversational Spanish

MEMBERSHIPS

MIAC: Member of the Steering Committee of the Practitioners' Group
CIArb UK: Fellow
CIArb Mauritius Branch: Member, former member of the Management Committee
ICC YAF: Former Representative of the Regional Committee for Africa and the Middle East

PUBLICATIONS

Author of the Mauritius Report on 'The *right to a physical hearing in international arbitration*', edited by James Hosking, ICCA National Reports, 2021

Co-author (together with Salim Moollan Q.C.) of the Mauritius Chapter in Lise Bosman's textbook on '*Arbitration in Africa: A Practitioners' Guide*', **Kluwer Law International**, 2nd Edition, 2021

Co-author (together with Salim Moollan Q.C) of the ICCA '*International Arbitration Country Report*' for Mauritius, **Kluwer Arbitration**, 2018, https://www.arbitrationicca.org/publications/Meet_the_Authors.html

Author of an Article on the judgment invalidating the Mauritius/Kenya DTA in the legal challenge brought by the Tax Justice Network in Kenya, **Business Magazine**, April 2019

Author of the International Arbitration Country Chapter (for Mauritius) in '*The Middle Eastern and African Global Arbitration Review*' (**GAR**), May 2016

'*Mauritius Ad Hoc Arbitration Clause – Sample and Notes*', **Practical Law**, Thomson Reuters, 2011- 2022

'*Disconnecting International Arbitration from Domestic Arbitration: The Cost Recovery Example*', **Mauritius Business Law Review** 2013, Vol 5

'*Out of Court*' (The Without Prejudice Rule and Negligent Misrepresentation) published in **The New Law Journal**, 2007 Vol 15

Contributed to the publication of a chapter on environmental regulations in '*A Guide for Project Managers*', Engineering Law, **Butterworths Tolley**, 2003

SPEAKER

PCA Conference: speaker discussing public policy in international arbitration together with a number of foreign speakers (June 2022, Mauritius)

Young ICCA: speaker discussing the '*Public policy defence in enforcement of international arbitration awards and Betamax v State Trading Corporation*' (2019, Mauritius)

MARC Mauritius Arbitration Week: speaker discussing '*The Protection afforded to foreign investors under bilateral investment treaties*' with Neil Kaplan (MARC Court member), and Emmanuel Jacomy (Sherman Sterling, Shanghai) (2019, Mauritius)

MARC Mauritius Arbitration Week: speaker discussing '*Unconscious bias in the use of evidence in international arbitration*' with Prof. Jeff Waincymer and Elyzabeth Oger-Gross (White & Case Paris) (2018, Mauritius)

LCIA Symposium: Co-Chair of a session discussing '*Multi-Party Contracts in International Arbitration*', together with Kamal Shah (Stephenson Harwood London) (2016, Mauritius)

ICCA Congress Mauritius Roadshow: speaker discussing '*International Arbitration in Africa from a User's Perspective*' (other speakers included former Chief Justice Hon K.P. Matadeen, GCSK and Sir H. Moollan QC)

MIAC Conference on International Arbitration: speaker sitting on a Panel with Hon. Lord Hoffman and Late Judith Kay (former Chief Judge of the New York Court of Appeal), discussing '*The Court's Role in Supporting International Arbitration*' (2021, Mauritius)

YAF / YIAG / Young ICCA Roundtable: speaker discussing '*Trials and Tribulations in the Arbitral Procedure and Bottlenecks Encountered when Enforcing an Award from a Mauritian and Global Perspective*', together with Hon. Lord N. Phillips, J. Beechey, A.J Van Den Berg, Jan Paulsson, and A. Winstanley (2010, Mauritius)

YAF / Young ICCA / PCA / LCIA-MIAC Seminar: speaker discussing '*Costs in International Arbitration*', together with Hon. Lord Justice Aikens and Professor C. Jarroson (2010, Mauritius)

Anti-Money Laundering Conference, 2007, London: Speaker presenting '*An Insight into a Money Launderer's Mind*' (2007, London)

TEACHING

Adjunct Lecturer to Professor Daniel Cohen for the Course on International Arbitration as part of Panthéon Assas University's LLM on International Business Law, 2015 - 2017, Mauritius

Lecturer on International Arbitration and Domestic Arbitration for the Legal Professional Vocational Course (for prospective Barristers and Attorneys), 2016 - 2017

INTERNATIONAL ARBITRATION WORK**Summary**

Institutions: ICSID, PCA, LCIA, ICC, MARC, FOSFA

Ad Hoc: including with UNCITRAL Rules

Seats: London, Mauritius

Governing laws: English, French and Mauritian

Investment Arbitrations (including advisory work)

- ICSID (2014/2015)
Acted as Co-Counsel for a Mauritius entity in an Investment Treaty Arbitration against the State of Madagascar
- AD Hoc, UNCITRAL Arbitration Rules (2017)
Advised an Indian client on Mauritian law in an arbitration governed by the UNCITRAL Arbitration Rules against an African State.
- Enforcement of ICSID Award in Mauritius (2018-2020)
Advised a foreign client in relation to the enforcement of an ICSID award in Mauritius against assets of an African State held in Mauritius
- SADC Arbitration (2017)
Advised a South-African-owned Mauritius entity in relation to its ability to initiate a claim against an African state under the SADC Investment Protocol claiming damages arising out of the expropriation of a mining licence

Shareholders Disputes

- Ad Hoc and ICC: IPOC v LVFG - Geneva and Zurich Seats, English Governing Law (2004-2007)
Acted as Junior Counsel as part of an international legal team on two high profile arbitrations worth US\$ 2 billion for investment boutique LV Finance Group against Bermuda investment fund IPOC in disputes relating to the ownership and control of a 25% stake in MegaFon, Russia's third-largest mobile phone company.
- MARC, Mauritius Seat, Mauritius Governing Law (2010 – 2012)
Acted as Co-Counsel for a South African Investor defending a Rs.200 million claim made by a Mauritius property developer relating to the abandonment of a project for the construction of a Rs.1 billion commercial centre complex.
- LCIA, English Seat, Mauritius Governing Law (2019)
Acted for a French investor in relation to the filing of an arbitration request against a Mauritius radio station company arising out of the breach of a share purchase agreement.

Services & Collaboration Disputes

- PCA (UNCITRAL Rules) Mauritius Seat, Mauritius Governing Law (2022)
Currently acting for a Mauritius-based private equity fund in a contractual dispute against one of its general partners.
- MARC, Mauritius Seat, Mauritius Governing Law (2022)

Currently acting for a GBL company, Malagasy owned, against a French citizen in relation to a dispute arising out of an alleged breach of a collaboration agreement.

- MARC, Mauritius Seat, Mauritius Governing Law (2022)

Currently acting for a Mauritius-based Investment Manager against a French citizen, former partner, in relation to a dispute arising out a collaboration agreement.

- PCA, London Seat, English Governing Law (2014/2015)

Acted for a Mauritius national against an Irish entity in a dispute relating to carbon emission reduction certificates arising out of the breach of a services agreement.

- ICC, London Seat, English Governing Law (2013) (advisory work)

Advised a Singapore-owned telecoms company in relation to the recovery of a US\$6 million debt in Tanzania and Equatorial Guinea arising out of the breach of a services agreement – in an insolvency context.

Insurance

- MARC, Mauritius Seat, Mauritius Governing Law (2019)

Acted for a leading French reinsurer in an arbitration arising out of a construction claim worth US\$10 million, following a road collapse in Mauritius.

Sale Contract - Commodities

- FOSFA, London Seat, English Governing Law (2005)

Acted as part of an international legal team for a German subsidiary of an American biofuel company in a FOSFA (Federation of Oils, Seeds and Fats, Associations) arbitration defending a US\$ multi-million claim for non-delivery of oil involving issues of contract, letters of credit and jurisdiction of arbitrators.

Construction & Property (including court litigation and adjudication)

- Ad Hoc, London Seat, English Governing Law (2008-2009)

Acted as part of an international legal team representing a US affiliate of a European energy company in relation to various disputes arising under a turnkey contract for the construction of a 1,200MW gas-fired power station in Spain.

- Ad Hoc, London Seat, English Governing Law (2003 – 2005)

Acted as part of an international legal team for a polish property promoter in a claim against a Polish construction company for damages resulting from the defective construction of a shopping mall located in Warsaw.

- MARC, Mauritius Seat, Mauritius Governing Law (2018 – 2022)

Acted for a Mauritian main contractor in a claim worth US\$2 million, including disputes relating to practical completion, delay damages, nominated subcontractors, defective works and abandonment of site.

- Commercial Court (2017)

Acted as Co-Counsel for a foreign investor against a property developer in a Rs.100 million construction and property dispute, involving allegations of defective works and non-conformity to sale contract.

- Commercial Court (2014)

Acted for a client in a claim against his builder for damages arising out of the wrongful termination by the contractor of the construction contract.

- Board of Assessment // Court of Appeal (2010-2022)

Acted at first instance and currently on appeal for a foreign investor in relation to a Rs.240 million claim against the Ministry of Housing and Land for compensation arising out the expropriation of land, involving disputes relating to land valuation and drain and road works (appeal pending).

- Construction Adjudication (2016)

Appointed by the Mauritius Association of Building and Civil Engineering Contractors to make recommendations to the Construction Industry Development Board on the Draft Construction Bill, which sought to introduce statutory construction adjudication in Mauritius.

Insolvency/Arbitration

- Bankruptcy Court

Acted for a main contractor against a foreign national in an application to set aside a statutory demand where the interaction between parallel arbitration proceedings is in issue.

Costs

- LCIA Arbitration, English Seat, English Governing Law (2018)

Acted as Co-Counsel for a French Investor in a Euros 2 million costs application against Italian parties arising out of an LCIA arbitration award.

- Ad Hoc Arbitration, Mauritius Seat, Mauritius Governing Law (2017)

Acted as Co-Counsel for a South African fund in a US\$700 million costs application dealing with third party funding and costs liability of group companies.

As at 18 October 2022