

Jean Pierre Harb

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Counsel in the field of international arbitration since 1998. Regularly acting as sole arbitrator, co-arbitrator, presiding arbitrator and emergency arbitrator since 2010.

1. Nationalities

French - Lebanese

2. Career Outline

- Since 2012: **Jones Day** (Paris, France), Partner
- 2004 - 2012: **Baker & McKenzie** (Riyadh, KSA and Paris, France), Associate (2004-2008), Partner (2008-2012)
- 2001 - 2004 **Thieffry & Associés** (Paris, France and Shanghai, China), Associate
- 1998 - 2000 **Consolidated Contractors Company**, Legal counsel, Athens, Greece

3. Education and professional memberships

Admission to the Paris Bar in 2004.

New York University (LL.M.)

University of Paris I (Pantheon-Sorbonne) (DESS)

University of Paris II (Pantheon-Assas) (DEA)

St. Joseph University of Beirut (Law Degree in Private Law)

Listed arbitrator with the ICC French National Committee, the ICC Lebanese National Committee, the Hong Kong International Arbitration Centre (HKIAC), the Dubai International Arbitration Centre (DIAC), the London Court of International Arbitration (LCIA), the Cairo Regional Center for International Commercial Arbitration (CRCICA) and the Singapore International Arbitration Centre (SIAC).

Member of the ICC Commission on Arbitration and ADR, of the ICC Institute of World Business Law, the LCIA User's Council, the International Arbitration Institute (IAI), the Association for International Arbitration (AIA), the *Comité Français d'Arbitrage* (CFA), the *Association Française d'Arbitrage* (AFA), *Association Suisse d'Arbitrage* (ASA), and Paris Mena Legal Club.

Former member of the ICDR Translation Committee and supervised translation of ICDR rules into Arabic.

4. Appointments as Arbitrator

1. ICC N° 17511/FM: Sole Arbitrator in ICC arbitration related to a dispute between Qatari agent and US contractor over termination of agency contract in Qatar. Governing law: Qatar - Agency

2. ICC N° 17185 FM/JHN/GFG: Co-arbitrator in ICC arbitration between a Swiss company and an Egyptian company over termination of hotel management agreement. Governing law: Egypt; place of arbitration: Cairo, Egypt – Hotel management
3. PCA N° 2013-07: Sole Arbitrator in UNCITRAL arbitration between a German company and the municipality of the capital of a Central Asian state relating to sanitation works commissioned by the municipality. Governing law Afghanistan; place of arbitration: Paris - Construction
4. ICC N° 19113/MCP: Sole Arbitrator in ICC arbitration related to a dispute between a Spanish and a French company over the termination of an agency agreement relating to packaging machineries. Governing law: French; Place of arbitration: Paris - Agency
5. ICC N° 20208/MCP (EA): Emergency Arbitrator under the ICC 2012 Rules. The underlying dispute concerns the performance of an agreement for the supply of oil derivatives to an African country. The emergency measures relate to the imminent threat to call a performance guarantee by the purchaser of the oil derivatives. Governing law: Mauritania and; place of arbitration: Paris - Energy
6. CCI N° 20170/MCP: Sole Arbitrator in a dispute between Tunisian and Austrian parties relating to the supply of an industrial machine. Governing law: French and Vienna Convention; place of arbitration: Paris - Commercial
7. ICC N° 20565/ZF: Sole Arbitrator in a dispute between a UK service provider and nationals from the UAE over the payment of the services rendered. No governing law. Place of arbitration: Paris - Services
8. DIAC N° 136/2014: Sole Arbitrator in a dispute between a UK purchaser and a UAE vendor over the same of real estate property. Governing law: UAE. Place of arbitration: Dubai – Real Estate
9. ICC N° 21952/GR: President of the Arbitral Tribunal in a dispute between a BVI company and a Swiss company over allegations of breaches of an Image Rights Agreement. Governing law: Swiss. Place of arbitration: London - Services
10. ICC N° 20006/EMT/GR: President of the Arbitral Tribunal in a dispute between an Iranian company and an Italian company over allegations of breaches of contract for the supply, construction and commissioning of a Medium Density Fiberboard plant in Iran. Governing law: Swiss. Place of arbitration: Paris - - Construction
11. ICC N° 22887/DDA: Co-Arbitrator in a dispute between a French company and a Greek company over construction works of a power plant in Algeria. Governing law: Algerian. Place of arbitration: Geneva - Construction
12. ICC N° 22795/ZF/AYZ: President of the Arbitral Tribunal in a dispute between a UAE subsidiary of a German company and an Egyptian company over alleged breaches of a Production License Agreement of oil derivatives products. Governing law: Egyptian. Place of arbitration: Cairo - Commercial
13. CRCICA N° 1190/2017: President of the Arbitral Tribunal in a dispute between a Spanish hotel brand company and an Egyptian operator over alleged breaches of the hotel management agreement. Governing law: Egyptian. Place of arbitration: Cairo – Hotel management
14. DIAC N°90/2017: Co-Arbitrator appointed by the institution on behalf of Respondent in relation to a financing agreement for the import of vehicles in Libya. Governing law: Libyan. Place of arbitration: Dubai - Commercial

15. ICC N° 23596/AYZ (EA): Emergency arbitrator to decide on a subcontractor's request to freeze money cashed under a performance bond and prevent the call of the advance payment guarantee in connection with the construction of the Mandarin Oriental hotel in Doha. Governing law: Qatar; place of arbitration: Doha - Construction
16. ICC N° 23710/AYZ: Co-Arbitrator in a dispute between a French company and a Qatari government owned company in relation to the design and construction of 4-level underground car park, a 66kV substation and a tunnel. Governing law: Qatar. Place of arbitration: Dubai, UAE - Construction
17. ICC N° 23801/DDA: Co-Arbitrator in a dispute between French companies in relation to damages sought for the interruption of power supply in a petrochemical site in the South of France. Governing law: France. Place of arbitration, Paris - Energy
18. ICC N° 23610/AYZ: Sole Arbitrator in a dispute between Saudi companies and a Malaysian contractor in relation to the construction of a university campus in Saudi Arabia. Governing law: Saudi Arabia. Place of arbitration, Riyadh, KSA - - Construction
19. ICC N° 24639/PTA: Sole Arbitrator in a dispute between a contractor and a supplier in relation to the construction of residential towers in Doha, Qatar. Governing law: Qatar. Place of arbitration, Doha, Qatar - Construction
20. DL N° 20287: Sole Arbitrator in a dispute between hotel owner and contractor for the internal refurbishment of a four stars hotel in Sharja, UAE. Governing law: UAE, Place of arbitration: DIFC, UAE - Construction
21. ICC N° 25307/AYZ: Co-arbitrator in a dispute between Lebanese-Saudi individuals over the ownership of family companies in Saudi Arabia, UAE, Lebanon. Governing law: Lebanon/Saudi Arabia, Place of arbitration: Paris, France - Commercial
22. DL N° 20343: Co-arbitrator in a dispute between Emirati companies over electro-mechanical and plumbing work on the Dubai Parks Hotel. Governing law: UAE. Place of arbitration: DIFC, UAE – Construction
23. ICC N°25640/AYZ: President of the Arbitral Tribunal in a dispute between Lebanese parties relating to the validity of shareholders personal guarantees provided to an IT company. Governing law: Lebanon. Place of arbitration: Beirut, Lebanon – Commercial
24. LAMC N°232/2021: Co-arbitrator in a dispute between Jordanian claimant and Lebanese financial institutions concerning the performance of financial services. Governing law: Lebanon. Place of arbitration: Beirut, Lebanon – Banking & Finance
25. Ad Hoc: Co-arbitrator in investment treaty arbitration between Turkish investor and the State of Libya – ISDS
26. ICC N° 26291/AZO/SP: President of the Arbitral Tribunal in a dispute between an Australian mining company and an African state relating to the revocation of an iron mining license. Governing law: Cameroon. Place of arbitration: Paris, France – Mining

5. Speaking Engagements

- Good Faith in Construction Contract – French/UK perspectives, French Society of Construction Law International Chapter, Paris (9 December 2021)
- Construction Law Update: Lessons From 2020 in Review, Europe-Asia JD Seminar (13 April 2021)
- Independence and Impartiality of Party Appointed Expert, PMG Seminar, Lausanne, Switzerland (19 October 2018)
- From Construction claims to Arbitration: Lessons Learned, CIArb / CRCICA joint conference, Cairo, Egypt (20 September 2017)
- Arbitrators' Responsibilities to Avoid Conflicts of Interest, 31st Annual Joint Symposium of Arbitrators Queen Mary SIA / ICC Institute, London, UK (29 February 2016)
- Arbitrators and specialized knowledge, GAR Live, Abu Dhabi, UAE (11 February 2016)
- Emergency Arbitrator: an arbitrator's perspective, UIA 59th Congress, Valencia, Spain (28 October – 1st November 2015)
- Effective Management of Construction Arbitration, ICC - Society of Construction Law Annual Conference, Cairo, Egypt (25-26 October 2015)
- Emergency Arbitration, ICC 1st Annual Asia Regional Conference, Singapore (26-28 May 2015)
- Emergency Arbitration and Interim Measures, ICC YAF, Madrid, Spain (12 February 2015)
- Impact of Financial crisis on Dispute Resolution in Aeronautics, ICC Conference, Paris, France (December 4-5, 2014)
- Selection and Appointment of Arbitrators, ICC PIDA, Dubai (20-22 October 2014)
- Ethics for counsel and parties in international arbitration, *Chambre de Commerce franco-arabe*, Paris, (27 June 2014)
- Ethics in international arbitration, ICC 2nd Annual MENA Conference, Dubai (11 March 2014)
- Civil law versus common law approach in international arbitration, ICC PIDA, Paris (11 June 2013)
- Claim Procedure under FIDIC Contracts, Tashkent (19 November 2011), Almaty (21 November 2011) and Bishkek (23 November 2011)
- The New ICC Rules, Paris, client's seminar (attended by 45 clients), Paris 6 October 2011
- ICC arbitration rules at the ICC Workshop in Tunis, Tunisia, 9-11 June 2011
- The new IBA Rules on the Taking of Evidence in International Arbitration, client's seminar, Barcelona, 12 May 2011
- New arbitration rules in France, Siemens litigation team, Berlin, 8 April 2011
- Teaching course (3h) on the Taking of Evidence in International Arbitration, Master program in international arbitration, Versailles University, 4 April 2011
- New arbitration rules in France, client's seminar (attended by 44 clients), Paris, 30 March 2011
- Arbitration from A to Z, annual meeting of LVMH's global legal counsels, Paris, 29 May 2010
- Confidentiality in Arbitration, Petrobras Legal Department, Rio de Janeiro, May 2010
- Arbitration in the Gulf, Siemens litigation team, Brussels, 20 April 2010

- Privilege and Arbitration, client's roundtable (attended by 12 clients), Paris 30 June 2009
- Reducing the Costs of Arbitration Proceedings, client's seminar (attended by 38 clients), Paris, March 2009
- Enforcement of Arbitration Award, Barcelona Bar, Barcelona, February 2009
- Picking the right arbitrator for the right case, Bombardier legal department, Hamburg, 9-10 June 2008,
- Drafting arbitration clauses, Suez legal department, March 2007
- "Take the Witness", Juris conference, Paris 22 January 2007
- "ADR: A Comparative Look and Lessons for Drafting Arbitration Clauses", CLE seminar for AIG legal department, New York, 5 June 2006
- Current Issues in Drafting Arbitration Clauses, client's seminar, Montreal, June 2006
- ICC Dispute Board Rules, Siemens legal department, Paris, 30 March 2006

6. Publications

Books

- *International Arbitration Yearbook* (Wolters Kluwer, 2007, 2008 and 2009 editions, Juris Publishing, 2010 edition), Contributing author and co-editor;
- *Global Attorney – Client Privilege Handbook* (Baker & McKenzie, 2011), contributing author;
- *International Arbitration Checklists* (Juris Publishing, 2009), contributing author (Enforcement of Awards chapter);
- *Comment Vendre et s'implanter à Shanghai, Guide Juridique et Fiscal*, (CFCE, 2003), contributing author.

Articles

- *Recent French Construction Law Lessons – Good Faith And Implied Acceptance*, International Construction Law Review, Vol. 38 Part 4 [2021] ICLR 376, October 2021
- *Construction Projects and Disputes: A Look Beyond the COVID-19 Lockdown*, Lexology, June 2020
- *What to Expect When Arbitrating in the Kingdom of Saudi Arabia*, Transnational Dispute Management, Vol. 12, Issue 2, March 2015
- *The New Saudi Arbitration Law: Modernization of the Tune of Shari'a*, Journal of International Arbitration, 2013, Vol. 30/Issue 2
- *The New Saudi Arbitration Law*, Lexology, September 2012
- *If All Else Fails: Putting Post-Award Remedies in Perspective*, The European and Middle Eastern Arbitration Review 2012, Global Arbitration Review.
- *The Dyncorp Case: The Journey of an International Arbitral Award*, International Journal of Arab Arbitration, Vol.3 , n°3, 2011
- *Definition of Investments Protected By International Treaties: An On-Going Hot Debate*, Mealey's International Arbitration Report, Vol. 26, #8, August 2011.
- *10 Questions sur la réforme de l'Arbitrage en France*, Opérations Immobilières, June 2011

- *New Arbitration Law in France: The Decree of January 13, 2011*, Mealey's International Arbitration Report, Vol. 26, # 3 March 2011;
- *La Nouvelle Réforme de la Loi sur l'Arbitrage*, Le Monde du Droit, January 2011
- *Les Sanctions Contre l'Iran, Quel Impact sur nos Entreprises*, La Lettre des Juristes d'Affaires, 3 January 2011;
- *How French Law Treats Pathological Arbitration Clause*, Transnational Dispute Management, vol. 4, Issue 5, September 2007;
- *Les Clauses d'Arbitrage Pathologiques*, Journal des Sociétés, N° 48, November 2007
- *Faut-il toujours résoudre ses litiges par voie d'arbitrage ?*, Option Finance n° 890, 3 July 2006 ;
- *France, A Striking Decision of the Supreme Court on French Jurisdiction to Appoint Arbitrators, the Decision in National Oil Company v. the State of Israel*, CAA Arbitration Journal, vol. IV, 2005.

7. Teaching Experience

- Lecturer on the notion of investment in investment treaty arbitration at the Master in Arbitration program of Versailles University (2011-2015).
- Lecturer on international commercial arbitration at the MBA program of ESSEC business school (2018-2019).

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