

Aysha Abdulla Mutaywea
Counsel and Arbitrator

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Education

- LL.M in International Arbitration from Queen Mary University (London).
- Bachelor of Law from ASU Bahrain.
- Diploma in International Commercial Arbitration from Chartered Institute for Arbitrators (CIarb).
- Diploma in Management & Leadership from Chartered Managers Institute (CMI) in the United Kingdom.

Qualifications & Notable memberships

- Licensed attorney in Bahrain.
- Licensed before the Cassation and Constitutional Court of Bahrain.
- Member of Bahrain Bar Association.
- Court member at the International Chamber of Commerce (**ICC**) Court for Arbitration.
- Board member of **ICC** Bahrain.
- Member of Arbitrator and Conciliator Panel at the International Centre for Settlement of Investment Disputes (**ICSID**).
- President of the Bahrain Chess Federation.
- Member of **CIarb** (Chartered institute for Arbitrators).
- Arbitrator at Court for Sports (**CAS**)
- Member of Equal representation in Arbitration (**ERA**) Middle East Steering Committee.
- Registered arbitrator at: Court of Sports Arbitration (CAS), Dubai International Arbitration Centre (DIAC), Saudi Centre for Commercial Arbitration (SCCA), Abu Dhabi Global Market (ADGM) Arbitration Centre, GCC Commercial Arbitration Centre (GCC-CAC), London Court of International Arbitrator (LCIA), Vienna International Arbitration Centre (VIAC), the Swiss Arbitration Association (ASA), Stockholm Arbitration Centre (SCC), the German Arbitration Institute (DIS), Kigali International Arbitration Centre (KIAC), the Bahrain Chamber for Dispute Resolution (BCDR) arbitration roster and the National Sports Arbitration Tribunal (NSAT) (Kuwait).

Experience

Arbitrator and Lawyer •Partner at Mena Chambers Bahrain (November 2015 - Present)

Sits as arbitrator and acts as counsel in regional and international arbitration cases. Experienced in arbitrations under various rules. Represents clients in litigation and arbitration proceedings. Appears before the Cassation Court and the Constitutional Court. Advises regional and international clients on a wide range of disputes including civil, commercial, corporate, finance (Islamic and non-Islamic), banking, franchise, corporate governance, technology, sports, telecommunication, real estate, construction, infrastructure and aviation disputes in the Middle East Region. Ms Mutaywea has experience with the laws of Bahrain, Saudi Arabia, Kuwait, Qatar, Palestine, United Arab Emirates, Oman, Yemen, Jordan, Syria, Lebanon, and Egypt.

Acting Senior Case Manager at BCDR-AAA (April 2012 - October 2015)

Managed arbitration and litigation cases at Bahrain chamber for Dispute Resolution-American Arbitration Association. Worked on various cases relating to international commerce, banking, investment, insurance and reinsurance, corporate governance, Islamic finance, real estate and construction.

Tribunal Secretary at BCDR-AAA (February 2009- October 2015)

Served as court clerk to judges sitting at Bahrain Chamber for Dispute Resolution- American Arbitration Association and served as tribunal secretary to arbitration tribunals.

Case Manager at BCDR-AAA (February 2009 - April 2012)

Managed arbitration and litigation cases at BCDR-AAA. Worked on various cases relating to international commerce, banking, investment, insurance and reinsurance, corporate governance, Islamic finance, real estate and construction.

Case Manager at International Centre for Dispute Resolution (ICDR-AAA) (2009) - New York, U.S.A.

Managed arbitration and mediation cases under the ICDR, American Arbitration Association Arbitration Rules and UNCITRAL Arbitration Rules.

Lawyer at Al Jabal Law Firm and Al Salam Law Firm (2008-2009) Bahrain

Advised and represented private, regional and international clients on a wide range of disputes including civil, commercial, banking and finance, insurance, real estate and construction, labour, mergers and acquisitions, maritime, Sharia'a disputes and international commercial disputes.

Arbitrator Experience

- **GCC-CAC Arbitration• Role: Chairperson.** Large Complex case concerning Sale and Purchase dispute in the real estate and construction.
- **GCC-CAC Arbitration• Role: Chairperson.** Complex commercial international case.
- **DIFC-LCIA Arbitration• Role: Sole Arbitrator.** Large complex dispute concerning governance, financial services, commercial and investment banking and project finance.
- **DIFC-LCIA Arbitration• Role: Co-Arbitrator.** International commercial complex dispute concerning technology and intellectual property.
- **DIAC Arbitration• Role: Sole Arbitrator.** International commercial arbitration regarding complex franchise and licensing disputes.
- **DIAC Arbitration• Role: Sole Arbitrator.** Large construction dispute.
- **DIAC Arbitration• Role: Sole Arbitrator.** Large real estate dispute.
- **DIAC Arbitration• Role: Sole Arbitrator.** Dispute concerning national construction projects.
- **DIAC Arbitration• Role: Sole Arbitrator.** Real estate and construction dispute.
- **DIAC Arbitration• Role: Sole Arbitrator.** Dispute concerning communication and information technology.
- **DIAC Arbitration• Role: Sole Arbitrator.** Large Complex construction case concerning supply, installation, commission, and handover of projects.
- **DIAC Arbitration• Role: Co-Arbitrator.** International case concerning aircraft disputes.
- **DIAC Arbitration• Role: Co-Arbitrator.** Large and complex case regarding shareholders rights and obligations.
- **GCC-CAC Arbitration• Role: Co-arbitrator.** Large Complex construction dispute.
- **BCDR Arbitration• Role: lawyer in arbitration dispute.** Large complex case regarding Islamic finance, AAOIFI standards, Wakala agreements and trade finance.
- **ICC arbitration. Role: Legal Expert.**
- **ICC Arbitration: Role. Counsel.**
- **National Sports Arbitration Tribunal: (Kuwait)• Role: Sole Arbitrator.** International Sports dispute concerning sports clubs.

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- **National Sports Arbitration Tribunal: (Kuwait) • Role: President of Tribunal.** Sports dispute.
- **National Sports Arbitration Tribunal: (Kuwait) • Role: President of Tribunal.** Sports dispute.
- **National Sports Arbitration Tribunal (Kuwait)• Role: Sole Arbitrator in emergency proceedings.**
- **Basketball Arbitration Tribunals•FIBA• Role: Counsel.** International Sports dispute concerning agency, player rights and obligations.

Ad-hoc

- **Sole Arbitrator** in 6 *ad hoc* arbitrations pursuant the Bahrain Arbitration Law.
- **Tribunal Secretary** in *ad hoc* arbitration pursuant to UAE Arbitration Law.
- **Tribunal Secretary** in *ad hoc* arbitration pursuant to UNCITRAL Arbitration Rules.

Professional Affiliations

- Bahrain representative and member of the **Panel of Arbitrators and Conciliators** at the International Centre for Settlement of Investment Disputes (**ICSID**) (2021-2027).
- Bahrain representative and **member of the International Court of Arbitration** at the International Chamber of Commerce (**ICC**) (2018-2021) and (2021-2024).
- Member of the Board of Directors of the **ICC Bahrain National Committee.**
- Member of the Panel of arbitrators at the **Court of Sports Arbitration (CAS).**
- Member of the National Sports Arbitration Tribunal (**NSAT**).
- Member of the Equal Representation in Arbitration (**ERA**) Middle East Committee.
- Member of the Legal Advisory Committee at the **Royal University for Women** in Bahrain.

Publications & Contributions

- Contributed to the Bahrain chapter of “*Getting the deal through*” a Global Arbitration Review (GAR) publication, (2011, 2012 and 2013).
- Contributed to the Arabic translation of the *International Council for Commercial Arbitration guideline on the interpretation of the New York Convention*, a publication by the Permanent Court of Arbitration and BCDR-AAA (2013-14).
- “*The Psychology and Art of Persuasion*”, Kluwer publication (2015).
- “*Harmonising Cultures in International Arbitration*” Volume 4, Issue 1, The European Arbitration Review, pp 44, (2015).

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- “*Tribunal Secretaries in Arbitration*” GCC Commercial Arbitration Centre Journal Volume 28, pp.38, (2015).
- “*A Practical Note on litigation at Bahrain Chamber for Dispute Resolution*” – Lexis Nexis, (2018, 2019 and 2020).
- “*Right to a Physical Hearing-the Bahrain Chapter*” published by the International Council for Commercial Arbitration (2020).
- The *Bahrain National Report on Arbitration*, a publication by the International Council for Commercial Arbitration (2020)(2021).

Nationality: Bahraini

Languages: Arabic and English