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Services

International Arbitration > Energy and Natural Resources > Litigation >
International and Insolvency Litigation > Complex Commercial Litigation >
Telecommunications, Media and Technology > Government >

Eduardo Silva Romero, co-Chair of Dechert's International Arbitration global practice, focuses his practice on arbitration matters, particularly disputes involving States and State entities.

An acknowledged expert in international arbitration, Mr. Silva Romero has supervised numerous proceedings before arbitration panels worldwide. Former Deputy Secretary General of the ICC International Court of Arbitration, Mr. Silva Romero has far-reaching experience in all areas of international arbitration, including international sales and distribution contracts, construction, telecommunication, mining, oil and gas, and electricity-related disputes. He advises on arbitration matters conducted under the auspices of the ICC, ICSID, AAA and the SCC, as well as in *ad hoc* proceedings under the UNCITRAL and EDF arbitration rules. As an arbitrator, Mr. Silva Romero has acted in more than 100 arbitrations.

Mr. Silva Romero is recognized as a leading lawyer by *Chambers Europe 2019* which notes him as a "terrific lawyer." *The Legal 500 France 2018* notes he is "great, professional and available." He is also consistently recommended by the *Global Arbitration Review*, *Legal 500 EMEA*, *Chambers Global*, *Chambers France, Europe*, *Chambers Latin America*, *Décideurs Stratégie Finance Droit* and *The International Who's Who of Arbitration and Energy* and *The Who's Who Legal: France - Arbitration*. He was recognized as "Lawyer of the Year" by *Best Lawyers* for Arbitration and Mediation in France in 2018 and in 2020.

Mr. Silva Romero teaches Investment Arbitration and International Contracts at the Paris Institute for Political Studies (Sciences Po), Arbitration at the University of Paris-Dauphine (Paris IX), and is a Professor of International Law at the University of Rosario's Law School in Bogota.

He is a regular speaker at numerous conferences, seminars and courses in Europe, the US and Latin America.

He is a Member of the ICC International Court of Arbitration and the Chair of the Latin American and Iberian Chapter of the ICC. He has published dozens of books and articles on international arbitration and other matters.

EXPERIENCE

- The **Czech Republic** in three investment arbitrations in the real estate, gaming and airplanes sectors.
- The **Republic of Ecuador** in ten investment and commercial arbitrations in, for instance, the telecommunication, oil and gas, construction and mining concession sectors.
- The **Plurinational State of Bolivia** in eleven investment arbitrations (under the auspices of ICSID or under the UNCITRAL rules) and one commercial arbitration involving several sectors, including telecommunications, infrastructure, mining, energy and oil and gas.
- The **Republic of Colombia** in four investment arbitrations (under the auspices of ICSID or under the UNCITRAL rules) in the mining and telecommunication sectors.
- **A group of Costa Rican and Dutch investors** against a Central American State in an ICSID arbitration relating to the construction and development of an ecotourist resort.
- **A French multinational** in a dispute with a Central American state entity in an ICC arbitration related to the construction of a hydro electrical plant.
- **A Brazilian company** against a Portuguese group of companies in an ICC arbitration arising from fraudulent schemes in the execution of several financial agreements concluded for the financing of a construction project.
- **A leading European gas company** in its gas pricing dispute against another leading European gas company in a potential ICC arbitration arising from a long term gas supply contract.
- **A French fund** against a French company in an ad-hoc arbitration arising from a shareholders agreement in the food industry.
- **A leading American technology company** against a South Korean company in an ICC arbitration relating to the softwares of the smartphones.
- **A Spanish company** against two Peruvian companies in an AAA arbitration related to the breach of a shareholders agreement.

EDUCATION

- El Rosario University, 1993
- Université Paris 2 Panthéon-Assas, Comparative Law and Legal Terminology
- Université Paris 2 Panthéon-Assas, DSU, Private International Law, 1995
- Université Paris 2 Panthéon-Assas, DEA, Philosophy of Law, 1996
- Université Paris 2 Panthéon-Assas, Ph.D., Docteur en Droit, 2000, summa cum laude

ADMISSIONS

- Bogotá
- Paris

LANGUAGES

- English
- Spanish
- French
- Portuguese

MEMBERSHIPS

- Chair of the Latin American and Iberian Chapter of the ICC
- Member, ICC International Court of Arbitration
- Business Law Member and Former Secretary, ICC Latin American Arbitration Group
- Vice President, Court of the Jerusalem Arbitration Center
- Advisory Board, AILA (Africa International Legal Awareness)

SPEAKING ENGAGEMENTS

- **Closing speech: Is International Arbitration in Latin America Facing a Credibility Crisis? Does the Past Predict the Future?** - 17th ICC Miami Conference, Miami, FL (November 12, 2019)
- **Des outils institutionnels innovants à la disposition des parties et de l'arbitre** — Northern Africa International Arbitration Day, Tunis (June 16, 2019)

- **III Congreso de Arbitraje Nacional e Internacional** — Bogota Chamber of Commerce, Cartagena (March, 21 2019)
- **New Generation of Investment Dispute Settlement Panel** — Arbitration in a Complex World: Challenges and Perspectives of Modern International Arbitration at Harvard Law School, Cambridge (February 23, 2019)
- **ISDS – Current Issues and Potential for Reforms** — Fifth International Conference for Euro-Mediterranean Community of International Arbitration, Madrid (November 19, 2018)
- **Comité Colombiano de Arbitraje** — (September 10, 2018)
- **ICC YAF Europe Regional Conference** — Lisbon (June 28, 2018)
- **Defining the Investment Protections with Precision** — Investment Treaty Arbitration Conference, Prague (June 25, 2018)
- **XII Congreso Internacional de Arbitraje** — Instituto Peruano de Arbitraje, Lima (April 25, 2018)
- **Investor-State Dispute Settlement as a Norm-Generating System** — Harvard ILJ 2018 Symposium: Frontiers of International Law, Cambridge, MA (March 31, 2018)
- **Arbitration Infrastructure and Development** — ICC Costa Rica - IX International Arbitration Congress, San Jose (March 8, 2018)
- **21st Annual IBA Arbitration Day: the Rule of Law Created by International Arbitrators - Between Pactasunt Servanda and Bona Fide** — Buenos Aires (February 25, 2018)
- **Doing Better What is Already Being Done** — Three ICC Innovations for 2018, Buenos Aires (February 25, 2018)
- **ICC PANARB 2018** — Panama City (January 30, 2018)
- **Being an Arbitrator Today: Current Challenges** — ICC Miami Conference, Miami (November 7, 2017)
- **Abuse of Rights in Investment Arbitration** — 7th Investment Treaty Arbitration Conference, Prague (October 26, 2017)
- **Transparencia en el Arbitraje Internacional Comercial y de Inversión** — COLVYAP, Medellín (August 11, 2017)
- **Arbitraje y Cortes Nacionales: ¿En Dónde Estamos y para Dónde Vamos?** — V Congreso Internacional del Comité Colombiano de Arbitraje, Bogota (August 9, 2017)
- **The Specificities of International Commercial Arbitration Involving State / State Entities** — CEPANI 40 and CFA 40, Brussels (July 11, 2017)
- **Rio Annual Conference on Arbitration** — Rio de Janeiro (June 12, 2017)
- **Arbitration, Corruption and Transparency** — IX Latin American Arbitration Conference (CLA), La Paz (June 2, 2017)
- **Developments Regarding ICC Arbitration Involving States and State Entities** — ICC Conference, Paris (May 24, 2017)
- **Topical Issues in Investment Arbitration** — CNRS & CREDIMI, University of Burgundy and Freshfields Bruckhaus Deringer LLP Seminar, Paris (May 19, 2017)
- **Obligaciones, Deberes y Responsabilidades de los árbitros** — XI Congreso Internacional de Arbitraje, Lima (April 27, 2017)
- **La Collision Entre les Contrats Pétroliers Modèles et le Droit Civil** — 4^{emes} journées maghrébines de l'arbitrage: l'Algérie acteur majeur de l'arbitrage international, Aliger (November 7, 2016)
- **Shareholder Claims / Parallel Claims** — 6th Investment Treaty Arbitration Conference, Prague (October 13, 2016)

- **Defensa del Estado Peruano en los arbitrajes de inversión. La funciones de la Comisión Especial que representa a la República del Perú en Controversias Internacionales de Inversión** — V Seminario de Arbitraje Internacional de. Inversión, Lima (October 6, 2016)
- **Powers of arbitrators - Arbitration and Rule of Law in times of change in Latin America** — ICC IBA, São Paulo (August 23, 2016)
- **ICC PANARB 2016** — Panama (March 17, 2016)
- **Procedural Issues that Arise in Commercial Arbitration Involving States - Commercial Arbitration Involving States: Public Interests and Private Justice?** — Swiss Arbitration Association Conference, Zurich (January 22, 2016)
- **5th Investment Treaty Conference** — PwC, Prague (October 22, 2015)
- **Granting Auxiliary remedies and Declaratory Relief** — 2015 ICC Brazilian Arbitration Day, Sao Paulo (July 1, 2015)
- **Le Contentieux Extractif** — Colloque Annuel du Jada, Paris (June 8, 2015)
- **Constitution of the Arbitral Tribunal** — ICC Institute Masterclass for Arbitrators, Paris (May 18, 2015)
- **Dogmatismo y Pragmatismo en el Arbitraje** —9 no. Congreso Latino americano de Arbitraje, Lima (April 28-30, 2015)
- **The Role of Counsel in Document Production: How Far Should the Duties Go? What Are the Sanctions?** — ICDR Y&I, Geneva, (April 16, 2015)
- **Conferencia De Arbitraje Internacional** — Quito (March 26-27, 2015)
- **Retrospective: Drafting the Convention and ICSID's Early Years** — 18th Annual IBA International Arbitration Day, Washington DC (February 27, 2015)
- **Nationality in International Arbitration** — ICDR Y&I Annual Conference, Paris (November 13, 2014)
- **General Counsels' Challenges** — Round Table presented by Dechert LLP, the Cercle Montesquieu and Day One, Paris (October 16, 2014)
- **Seminario de Derecho Público y Derecho Internacional** — Procuraduría General Ecuador, Quito, Ecuador (October 2, 2014)
- **The New Order of Economic Relations in the Light of Jurisdictional Arbitration** — International Chamber of Commerce, Beaune, France (September 27, 2014)
- **Arbitration and other forms of Dispute Resolution in the Mexican Republic** — ICC Germany, Berlin (September 19, 2014)
- **What international arbitration can learn from Latin America - DIS Autumn Conference 2014 -Global Pond or Single Playing Field: How international should international arbitration really be?** — DIS Autumn Conference 2014, Berlin, (September 18, 2014)
- **International Arbitration Conference in Bolivia** — ICC, Santa Cruz de la Sierra, Bolivia (August 12, 2014)
- **PANARB 2014 – Conferencia Internacional de Arbitraje de la ICC en Panamá** —ICC Panama, Panama City (August 5, 2014)
- **Decisions as to the Costs of the Arbitration** — ICC Institute Masterclass for Arbitrators, Sao Paulo (May 17, 2014)
- **Congreso Latino Americano de Arbitraje** — Laudoarbitral: ¿Decisión final de la controversia o tratado doctrinario?, Lima, Peru (April 30, 2014)
- **Primer Curso de Protección Jurídica del Estado y Tendencias de Tribunales Arbitrales** — Ministry of Justice and Labour of Paraguay, Asunción (March 24, 2014)
- **ICC Young Arbitrators Forum** — Cálculo de Daños en el Arbitraje Internacional, Quito, Ecuador (March 21, 2014)

- **International Arbitration: Challenges and Trends** — V International Arbitration Congress, Costa Rica (February 23, 2014)
- **Remedies in International Energy Disputes** — International Energy Arbitration: An ITA-IEL Joint WinterForum, Houston, TX (February 21, 2014)
- **International Arbitration Congress** — Centro de Arbitraje y Conciliación, Cámara de Comercio de Bogotá, Comité Colombiano de Arbitraje, International Chamber of Commerce, Bogotá (February 7, 2014)
- **Ethics in International Arbitration - Is the Time Ripe for an International Code of Conduct?** — ICC UK Annual Arbitrators' Forum, London (November 27, 2013)
- **ICC Institute Masterclass for Arbitrators** — Presented by the ICC Institute of World Business Law, Paris (November 20, 2013)
- **Investment Protection – Treaty Structuring and Tax Planning** — Kiev Arbitration Days 2013: Think Big! International Conference Sponsored by the Ukrainian Bar Association, Kiev (November 14-15, 2013)
- **International Arbitration in Latin America: The ICC Perspective** — Presented by the ICC International Court of Arbitration, Miami, FL (November 3, 2013)
- **As Questões de Constitucionalidade nas Arbitragens de Investimento** — III Encontro Internacional de Arbitragem de Coimbra, Coimbra, Portugal (October 25, 2013)
- **Recognition and Enforcement of Awards** — Annual Conference of the International Bar Association, Boston, MA (October 11, 2013)
- **Investor State Mediation Rules** — Annual Conference of the International Bar Association, Boston, MA (October 8, 2013)
- **Preparation and Presentation of an Arbitration Case: Plays in Two Acts** — ICC Young Arbitrators Forum, Bogota (October 3, 2013)
- **Should Arbitrators Punish the Violation of Ethics?** — CBAr XII Congress: Arbitration and Ethics, São Paulo (September 20, 2013)
- **The New IBA Guidelines on Party Representation** — Young International Arbitration Group Debate and Roundtable, São Paulo (September 18, 2013)
- **International Construction Contracts and the Resolution of Disputes** — Organised by ICC and FIDIC, Paris (June 25, 2013)
- **La solución de controversias derivadas de contratos** — Organizado por la Consultoria Juridica del Poder Ejecutivo, Santo Domingo (June 20, 2013)
- **Rules of Arbitration Applicable to Investment Disputes Between Foreign Investors and State Owned Companies** — PEMEX, Mexico City (March 15, 2013)
- **Making the Award: Need we Rethink the Process?** — 16th IBA Arbitration Day, Bogota (February 21, 2013)
- **Intensive Course: International Arbitration in Latin America** — Organised by MIDS, Geneva, Switzerland (February 7, 2013)
- **How Arbitration Users Can Work Together Efficiently to Control Time and Cost: Practical Examples and Discussion Between an Arbitrator, a Corporate User and an Outside Counsel** — Training on the 2012 ICC Rules of Arbitration, Paris (October 8, 2012)
- **El caso Dallah contra Pakistan. Cuando las concepciones del derecho inglés y francés chocaron** — Organised by BMA, Mexico (September 27, 2012)
- **La defensa que está de moda: las contract claims que no alcanzan a ser treaty claims** — Organised by BMA, Mexico (September 26, 2012)
- **The Arbitral Agreement: Nullity, Validity and Enforcement** — Efficiency in Arbitration: ICC YAF Mexico, la Barra Mexicana de Abogados and ICADR -Y&I, México (September 26, 2012)

- **Dispute Resolution Tour of Latin America** —The 10th Annual Miami International Arbitration Conference: The Greatest Hits, Miami, FL (September 11, 2012)
- **Arbitration with States and State Entities under ICC Rules** —7th Annual ICC New York Conference, New York, NY (September 10, 2012)
- **La Teoría del Derecho Frente al Pragmatismo del Arbitraje** — Foro de Arbitros Jovenes de la ICC, Panama (August 22, 2012)
- **The Internationality of Arbitration** — Arbitration and Conciliation Center of the Chamber of Commerce of Bogotá, Bogotá (August 21, 2012)
- **De la excepcional metamorfosis de un arbitro internacional en mediador** — Primer foro internacional de mediacion en el sector publico, Quito (July 31, 2012)
- **El mito de la neutralidad en el arbitraje internacional** — IV Conferencia Latino americana de Arbitraje, Medellin (June 29, 2012)
- **Aspectos Prácticos del Proceso Arbitral** — American University Washington College of Law International Arbitration Summer Program, Washington, DC (June 11, 2012)
- **Temas Atuais na Arbitragem Internacional** — VIII Conferencia de Arbitragem Internacional, Rio de Janeiro (May 8, 2012)
- **Dispute Resolution for Outbound Brazilian Investment** — Global Arbitration Review (GAR) Live Brazil, Rio de Janeiro (May 7, 2012)
- **The Merits Hearing: Getting the Message to the Tribunal** — 8th Americas Workshop, Santiago (April 25, 2012)
- **The Production of Evidence in International Arbitration** — 6th Annual Conference on International Arbitration –International Chamber of Commerce/Young Arbitration Forum Round Table, Quito (March 1, 2012)
- **Costa Rica: Sede de Arbitrajes Internacionales** — Costa Rica (February 13, 2012)
- **Multy-Party, Multi-Contract Arbitration and Consolidation** — Organised by Club Español del Arbitraje, ICC Spain and ICC, Madrid (January 27, 2012)
- **Players' Interaction in International Arbitration** — 31st Annual Meeting of the ICC Institute of World Business Law, Paris (November 28, 2011)
- **Les traités bilatéraux de protection et de promotion des investissements confrontés au droit de l'Union européenne : quels enjeux? Quelles solutions?** — Organised by Sciences Po, Paris (November 16, 2011)
- **Limites da Arbitrabilidade Objetiva Palestrante** — Organized by Brazilian Arbitration Committee, Brasilia (September 19, 2011)
- **Managing Investor-State Arbitration by Other Institutions: the Role of the ICC** — Investment State Arbitration in Latin America: Recent Issues and Future Prospects, Mexico City (June 14, 2010)
- **Seminario Avanzado: Aspectos Prácticos del Proceso Arbitral** — Washington College of Law Summer Course, Washington, DC (June 7, 2010)
- **International Commercial Arbitration in Latin America : The ICC Perspective** — ICC Conference, Miami, FL (November 9, 2008)
- **“Stage IV: Special Focus on Evidentiary Issues”** — American University Washington College of Law/ 5th Annual Seminar International Commercial Arbitration - How to Handle Intellectual Property and Telecommunication Cases, Washington, DC (October 29, 2008)
- **ICC Commission on Arbitration** — ICC Conference, Buenos Aires (October 12, 2008)
- **Latin American Forum** — 2008 IBA Conference, Buenos Aires (October 12, 2008)
- **Arbitrality: The Last Frontier to the Universalism of Arbitration** — ITA-CBAr Joint Conference on International Arbitration - 8th Annual Congress of the Comitê Brasileiro de Arbitragem, Sao Paulo (September 21, 2008)

- **Mock Arbitration & Expert Commentary: Insider Insights in Complex Energy Disputes** — ITA - CBAr Joint Conference on International Arbitration - 4th Annual ITA Americas Workshop, Sao Paulo (September 21, 2008)
- **Impacto del desarrollo del arbitraje internacional en America Latina. Experiencias recientes (Impact of the development of international arbitration in Latin America. Recent experimentations)** — ICC International Arbitration Congress, Panama (September 8, 2008)
- **II Programa de Especialización en Arbitraje de Inversiones** — El Instituto Peruano De Arbitraje, la Facultad de Derecho de la Universidad Peruana De Ciencias Aplicadas, Revista Peruana De Arbitraje, Lima (August 29, 2008)
- **ADR in International Construction Disputes** — 3rd Spanish Arbitration Club Conference , Madrid (December 1, 2007)
- **Resolving Disputes Against Sovereign States** — Presented by the New York Chapter of the Association of Corporate Counsel, New York, NY (April 25, 2006)