

13th ICC Brazilian Arbitration Day

São Paulo | 13 March

Hotel Unique
Av. Brigadeiro Luís Antônio, 4700 - São Paulo - SP

ICC Arbitration 360°: Efficiency, Strategy, and Sectors in Transformation

PROGRAMME

08:30 – 09:00 **Registration**

09:00 – 09:15 **Welcome Address**

Gabriella Dorlhiac, Executive Director, ICC Brazil, São Paulo

Gabriel Costa, Associate General Counsel Global Litigation, Shell Brasil
Petróleo Ltda., President, Arbitration and Mediation Commission
2024/2025, ICC Brazil, Rio de Janeiro

09:15 – 10:00 **Opening Remarks**

Alexander G. Fessas, Secretary General, ICC International Court
of Arbitration; Director, ICC Dispute Resolution Services, Paris

Ana Serra e Moura, Deputy Secretary General, ICC International Court
of Arbitration; Deputy Director, ICC Dispute Resolution Services, Paris

10:00 – 10:45 **Interview**

10:45 – 11:15 **Coffee break**

11:15 – 12:30 ***Bare minimum*: How compact can an award be?**

- Minimum essential elements of an award?
- What is the ICC Court's role to secure the efficiency and execution of an award?
- The *Bare minimum* from the clients' perspective
- The *Bare minimum* from the Brazilian judiciary's perspective

12:30 – 12:45 **Q&A Session**

12:45 – 14:15 **Lunch**

14:15 – 15:30 The transformation of arbitration within the energy industry: from Oil & Gas to Renewables

Arbitration has long been established as the chosen dispute resolution mechanism of the oil and gas industry and, thus, has played a crucial role in the development and consolidation of the practices, uses and customs that currently rule and inform investment and commercial relationships between public and private actors in the industry worldwide. At the same time, particularly after the 2020 pandemic, the world has faced an exponential growth of investment in renewable energy, prompted mainly from the need to decarbonize the global economy, which naturally leads to an increase in arbitrations over such investments. The areas of intersection and divergence between both sectors, i.e., oil & gas and renewables, are equally broad. This panel will address, from a practical approach, the similarities and differences from procedural and substantive terms of arbitration in each of these sectors.

15:30 – 15:45 Q&A Session

15:45 – 16:15 Coffee break

16:15 – 17:30 The Corporation in the center: unraveling the corporate disputes' puzzle

- Proper information: management prerogatives and shareholder rights
- Collective arbitrations: de-escalating conflicts?
- Statutory clauses and shareholder agreements in dispute
- Standing to litigate: damages to the corporation or damages to the shareholder?

17:30 – 17:45 Q&A Session

17:45 – 18:15 Closing keynote

18:15 – 18:30 Closing remarks

18:30 – 19:30 Cocktail