



*Prof. Avv. Renato Nazzini FCI Arb*

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Renato is a partner at LMS Legal LLP, London and Professor of Law at King's College London, where he is also the Director of the Centre of Construction Law and Dispute Resolution. An experienced arbitrator and counsel in international arbitration, he has a wide industry knowledge, from construction, oil and gas and infrastructure to IT and digital, from pharmaceuticals to consumer goods. A dually qualified English Solicitor and Italian Advocate, he understands and navigates the different approaches across common law and civil law jurisdictions and is able to resolve effectively and pragmatically complex substantive and procedural problems. Aware of the multi-cultural dimension of many international disputes, he has worked across Europe, Africa, Asia and America. Member of the ICC Arbitration and ADR Commission, Italy. Member of the ICC Task Force on Dealing with Corruption Issues in International Arbitration. Member of the Board of the International Construction Law Association and of Africa Construction Law.

## **Professional experience (selected matters)**

### **Arbitration and dispute Resolution**

- President in ICC arbitration with seat in Malta concerning construction works in the healthcare sector
- President in ICC arbitration with seat in Milan concerning two subcontracts in the oil and gas sector
- Party-appointed arbitrator in ICC arbitration with seat in London concerning supply contract between Italian supplier and Russian buyer
- Court-appointed arbitrator in arbitration with seat in Rome concerning excavation and banks works
- Counsel in LCIA arbitration concerning the air transport sector
- Counsel in ICC arbitration with seat in London concerning oil & gas exploration JV in Nigeria
- Counsel in ICC arbitration concerning JV and construction consortium in Qatar
- Counsel in ICC arbitration concerning construction works in Qatar
- Counsel in UNCITRAL arbitration with seat in London concerning breach of franchise agreements in France, South Africa, India and Vietnam
- Counsel in ICC arbitration with seat in Paris between a European and a US pharmaceutical company concerning termination of US pharmaceutical license
- Counsel in ICC arbitration involving breach of long-term supply and technical collaboration agreement between major car manufacturer and supplier of spare parts
- Counsel in ICC arbitration with seat in London concerning road works in eastern European country
- Counsel in ICC arbitration with seat in Geneva concerning supply of industrial equipment by German seller to Italian buyer

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- Counsel in arbitration under the rules of the Chamber of Arbitration of Milan involving breach of warranties and representations under a share purchase agreement between Spanish buyer and Italian seller
  - Counsel in arbitration under the rules of the Chamber of Arbitration of Milan concerning gas supply contracts, price review and take-or-pay clauses
  - Counsel in ad hoc arbitrations with seat in Italy in the infrastructure, road works and sport facilities sectors

### **Transactional and Project Advice**

- Advised leading contractor on the negotiation of EPC (turnkey) contract for the construction of holiday resort in Montenegro
- Advised leading contractor on the negotiation of construction joint venture in Australia and the Asia Pacific region
- Advised leading contractor on joint venture for construction works in the Russian Federation

### **IT, digital and tech**

- Advised leading telecoms operator on a strategic cooperation agreement for, *inter alia*, the design, development, implementation and delivery of a digital service platform for the aggregation, analysis and profiling of customer data, including assessment of business requirements and drafting the contract
- Advised leading operator on the establishment of a joint venture for the provision of data centre services
- Advised a digital platform active in online payment services on regulatory issues concerning the establishment of operations in Italy
- Advised a digital platform active, *inter alia*, as online marketplace on issues concerning the provision of services in the EU
- Advised a digital platform active in online search, advertising and other services in the Inquiry into Big Data conducted by the Italian competition authority, together with the Data Protection Authority and the Telecoms Authority
- Advised a digital platform active in online search, advertising and other services on issues concerning the interface between data protection regulation and competition law
- Advised a digital platform active in online search, advertising and other services in merger proceedings by the Italian Competition Authority concerning online and off-line publishing, news and advertising

### **Mergers & Acquisitions**

- Advised leading group active in the drinks and food industry on the acquisition of cookies and fruit snack business (deal value in excess of US \$ 1 billion)
  - Advised leading group active in the drinks and food industry on the acquisition of the US confectionery business of multinational chocolate and sweets manufacturer (deal value in excess of US \$ 2 billion)
  - Advised two private equity funds in obtaining merger clearance from the European Commission in the acquisition of a company active in the production, assembly and decoration of containers for the cosmetic industry (deal value in excess of US \$ 100 million)
  - Advised a steel manufacturer in obtaining merger clearance from the European Commission in an acquisition in the energy and gas sectors
  - Advised majority shareholders on the sale of a minority interest in a company active in the production of cosmetics to a US investment fund
  - Advised leading EU telecoms operator on regulatory issues arising from its purchase of a minority stake of its shares held by a US telecom operator
  - Advised majority shareholder on antitrust issues and merger filing relating to the acquisition of joint control and mandatory public bid over financial holding company listed on the Italian stock exchange (deal value in excess of € 500 million)
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## Competition law and Antitrust

- Advised Italian trade association on competition issues, including information exchanges in light of the Covid-19 emergency
  - Advised two leading gas traders on competition and regulatory issues concerning the supply of gas
  - Advised two leading Italian banks on potential State Aid implications arising out of a planned capital increase with injection of public funds in a major EU airline
  - Advised a multinational group on competition and regulatory issues in the gaming and betting market
  - Represented an EU institution before the Court of Justice in a case concerning the interaction between competition and insolvency law in Italy
  - Advised a leading car manufacturer on competition and consumer protection issues
  - Represented a digital content provider in consumer protection proceedings before the Italian Competition Authority and the administrative courts
  - Advised Italian shipping company in State aid proceedings before the European Commission in the transport sector
  - Advised Italian food and drink industry association on issues relating to free movement of goods, labelling and competition law
  - Advised Italian subsidiary of Asian shipping group in cartel proceedings before the Italian Competition Authority
  - Advised on case of alleged predation in the UK aviation industry
  - Advised on the review of EU horizontal agreements block exemption and guidelines
  - Advised on the competitive implications of public support packages for UK banks in the financial crisis
  - Advised on case concerning predatory conduct by dominant bus operator in the UK
  - Advised on case concerning alleged abuse of dominant position by a regulated exchange in the UK
  - Advised on investigation into alleged unlawful practices by consumer goods manufacturers and retailers in relation to retail prices in the United Kingdom
  - Advised on case concerning alleged predatory and excessive pricing by healthcare manufacturer in the UK
  - Advised on alleged abuse of dominant position by pharmaceutical companies by limiting parallel imports of medicines into the UK from other EU Member States
  - Advised on the application of FSMA 2000 and Art 102 TFEU to regulated exchanges
  - Advised on cases concerning alleged unlawful agreements in the UK construction and milk industries
  - Advised on the review of Article 102 policy as member of the European Competition Network (ECN) Working Group on the Article 102 review
  - Advised on private enforcement of competition law - member of the ECN Working Group on damages actions for breaches of Articles 101 and 102 TFEU
  - Advised on the modernization of EU competition law and its implementation in the UK
  - Advised on the formulation and implementation of policy on commitments in competition law investigations by the UK Competition Authority
  - Advised on case concerning newspaper distribution arrangements in the UK
  - Advised on the formulation and implementation of policy on involvement of third parties in investigations by the UK Competition Authority
  - Provided specialist policy and legal input into European and UK primary and secondary legislation and guidelines, including the EU Technology Transfer Block Exemption Regulation and related guidelines, the Guidance on the Commission's enforcement priorities in applying Article 102 of the Treaty to abusive exclusionary conduct by dominant undertakings, the UK Public Transport Ticketing Schemes Block Exemption (as amended in 2006) and related guidelines, the UK Local Transport Act 2008 and related guidelines, and the UK Land Agreements Exclusion Order
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## Expert work

- Acted as expert in proceedings in the High Court of England and Wales in a case concerning a claim for substantial damages allegedly caused by anti-competitive multi-lateral interchange fees on debit and credit card transactions (claim value in the region of hundreds of millions of British pounds)

## Thought leader

- 7 published books on arbitration, construction law and competition law
- 80 published book chapters/articles
- 100 conference papers across Europe, USA, Latin America, Asia and Australia
- Visiting Professor at the University of Turin, the University of Zurich, and FGV of San Paulo, Brazil
- Non-governmental adviser to the International Competition Network (ICN)
- Member of the ICC Arbitration and ADR Commission, Italy
- Member of the ICC Task Force on Dealing with Corruption Issues in International Arbitration
- Member of the ICC Task Force on Arbitrating Competition Law Issues
- General Co-Editor and Member of the Editorial Board of four leading international journals
- Member of the Board of the International Construction Law Association and of Africa Construction Law

## Career Chronology

<b>Director</b>   Centre of Construction Law and Dispute Resolution, King's College London	2021- present
<b>Professor of Law</b>   Dickson Poon School of Law, King's College London	2013- present
<b>Partner</b>   LMS Legal LLP, London, LMS Milan	2011- present
<b>Professor of Competition Law &amp; Arbitration</b>   Law School, University of Southampton	2012 – 2013
<b>Reader in Law</b>   Law School, University of Southampton	2006 - 2011
<b>Of counsel</b>   Bonelli Erede, London	2010 – 2011
<b>Deputy Director/Senior Legal Adviser</b>   Office of Fair Trading, London	2003 – 2010
<b>Senior Research Fellow</b>   British Institute of International & Comparative Law, London	2001 - 2003

## Education and memberships

Fellow of the Chartered Institute of Arbitrators, 2020  
Solicitor of the Senior Courts of England and Wales, 2002  
Italian Bar, 1999  
PhD in competition law, University of London (Institute of Advanced Legal Studies), 2004  
PhD in international arbitration, University of Milan (Statale), 2001  
Law Degree, University of Naples (Federico II), magna cum laude, 1996  
Member of the ICC, the LCIA, the IBA, the Society of Legal Scholars and the Athenaeum

## Languages

Italian, English, French, German, Spanish, Portuguese

## Nationalities

Italian and British

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