

## ***PAULA COSTA E SILVA***

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Paula Costa e Silva, *C.Arb*, is a Full Professor at the Faculty of Law of the University of Lisbon, where she obtained her Bachelor's, Master's, and Doctorate degrees in Law, specialising in Legal Sciences. She is a Principal Researcher at the Private Law Research Center of the Faculty of Law of the University of Lisbon, coordinating a research line on the Foundations of Private Law, which includes various research projects in the areas of Civil Law, Commercial Law, Civil Procedure, History of Portuguese Law, Methodology, and Philosophy of Law.

She is the President of the Board of the Securities Institute of the same institution. She is the Director of *Ius Dictum. Journal of General Theory of Law*.

Paula Costa e Silva is a fully qualified lawyer at the Portuguese Bar Association and the Brazilian Bar Association, independent arbitrator and legal expert.

Her mother tongues are Portuguese and German, and she is fluent in English and Spanish.

Paula Costa e Silva is in "band 1" of the *Chambers and Partners Global and Europe rankings* ("dispute resolution: most in demand arbitrators"), as well as in the "most in demand arbitrators in Portugal" category, for four years now. She

also ranks among Jus Connect's "Most Active Female Arbitrators 2023" Power List. She features in the *Leaders League* ranking, with an "excellent" rating in the "Portugal Best Arbitrators" category. She was recognised and honoured by the Portuguese and Brazilian arbitration communities at the IX Coimbra International Arbitration Meeting in 2019.

Paula Costa e Silva is the President of the Arbitration Committee of the *Instituto Iberoamericano de Derecho Procesal* (Ibero-American Institute of Procedural Law) and Vice-President of the same Institute. She is a member of the Arbitration Committee of the *Associação Lusófona de Arbitragem e Mediação* (Lusophone Arbitration and Mediation Association).

Paula Costa e Silva is a member of the award panel for the ICC Institute of World Business Law Award, 2023 Edition. She is also a member of the Latin American and Iberian Chapter of the ICC Institute of World Business Law at the International Chamber of Commerce. She is the rapporteur, for Portugal, for the *ICC Institute LAI 2nd Study "Is Arbitration under Regulatory Attack in the Ibero-American Countries?"*.

In 2023, she has been entrusted by the European Law Institute (ELI) and the International Institute for the Unification of Private Law (UNIDROIT) with the preparation of a translation of the full official version of the ELI - UNIDROIT Model European Rules of Civil Procedure, published jointly by UNIDROIT and

ELI ("ELI-UNIDROIT Model Rules"), into Portuguese, as well as its publication and distribution.

As an independent arbitrator, Paula Costa e Silva has participated as Sole Arbitrator, Presiding Arbitrator and Co-Arbitrator in more than one hundred national and international arbitrations, both institutionalised and *ad hoc*, mainly in matters relating to corporate law, public-private partnerships, construction, international contracts, banking & financing and patents, among others. She has also acted as a mediator. As arbitrator and legal expert in banking and finance, she was admitted to the Panel of Recognised International Market Experts in Finance (P.R.I.M.E.).

Among others, she acts or has acted as an arbitrator for the International Chamber of Commerce (ICC), the London Court of International Arbitration (LCIA), the Arbitration and Mediation Centre of the Brazil-Canada Chamber of Commerce (CAM-CCBC), the Market Arbitration Chamber (CAM) and the Commercial Arbitration Centre of the Portuguese Chamber of Commerce and Industry (CAC), of which she is also Vice-President.

Paula Costa e Silva has facilitated the mediation and negotiation of complex disputes.

Among the arbitration cases in which she has recently intervened are the following:

- CAM-CCBC 17/2020/SEC2; Sole Arbitrator in an high-impact corporate litigation in the construction and engineering, chemical, petrochemical and energy sectors;
- CAM 175/20; Presiding Arbitrator in an international collective commercial arbitration in the oil and gas sector;
- ICC 27336/AJP (C-27387/AJP); Presiding Arbitrator in an international commercial arbitration in the renewable energy sector;
- ICC 26884/PFF/RLS; Co-arbitrator in a national commercial arbitration in the oil and gas sector;
- ICC 25/197/JPA; Co-arbitrator in an international commercial arbitration in the banking and financial sector;
- ICC 23150/JPA; Co-arbitrator in an international arbitration of public-private partnership in the security and identity management sector;
- ICC 23842/SPA; Legal expert in an international arbitration in the construction sector;
- ICC 21404/ASM/JPA (C-21757/ASM); *Of counsel* in an international commercial arbitration;
- LCIA 225412; Co-arbitrator in an international commercial arbitration in the manufacturing sector;
- CAC 2/2021/AHC/AP; Presiding Arbitrator in a domestic arbitration in the health sector;

- CAC 27/2020/AHC/ASB; Presiding Arbitrator in a domestic arbitration (public-private partnership) in the health sector;
- CAC 28/2020/AHC/ASB; Presiding Arbitrator in a domestic arbitration (public-private partnership) in the health sector;
- CAC 23/2023/AHC/ASB; Co-arbitrator in a domestic arbitration (public-private partnership) in the mail services sector;
- CAC 1/2023/AHC/ASB; Co-arbitrator in a domestic commercial arbitration in the retail sector;
- CAC 13/2021/INS/ASB; Co-arbitrator in an international commercial arbitration in the construction sector;
- CAC 6/2019/INS/AP; Co-arbitrator in a domestic commercial arbitration in the chemical products sector;
- CAC 12/2018/INS/AP; Co-arbitrator in an international commercial arbitration in the financial services sector;
- CAL no. 1-2020; Presiding Arbitrator in a domestic arbitration in the property sector (COVID).

Paula Costa e Silva is a member of the lists of arbitrators of the Singapore International Arbitration Centre (SIAC), the Hong Kong International Arbitration Centre (HKIAC), the Arbitration and Mediation Centre of the Brazil-Canada Chamber of Commerce (CAM-CCBC), the CAM - Câmara de Arbitragem do Mercado, the B3 - Brasil, Bolsa, Balcão, the CAMARB - Câmara de Mediação e Arbitragem Empresarial - Brasil, the Med Arb RB (Mediation and Arbitration

for Recovery and Business), the Shenzhen Court of International Arbitration (Shenzhen Arbitration Commission, SCIA), the *South China International Arbitration Center (Hong Kong) Recommended Panel of Arbitrators*, the Commercial Arbitration Centre of the Portuguese Chamber of Commerce and Industry (CAC), the Arbitration Centre for Industrial Property, Domain Names, Firms and Denominations, the Administrative Arbitration Centre (CAAD), the Institutionalised Voluntary Arbitration Centre of the Securities Institute, the Institutionalised Voluntary Arbitration Centre of the Portuguese Intellectual Property Law Association and Concórdia - Centre for Conciliation, Conflict Mediation and Arbitration. She is also a member of the Panel of Recognised International Market Experts in Finance (P.R.I.M.E.).

Paula Costa e Silva is the author of more than 210 publications.

Her published works include:

- *Responsabilidade por conduta processual. Litigância de má fé e tipos especiais*, Coimbra, Almedina, 2022;
- *Estudos de Arbitragem*, vols. I e II, Coimbra, Almedina, 2022;
- *Lei de Arbitragem de Macau Anotada. Edição Bilingue Português-Chinês. Volume I (artigos 1.º a 45.º)*, Associação dos Advogados de Macau/AAF DL Editora [with José Miguel Figueiredo];
- *Perturbaciones en el cumplimiento de los negocios procesales. Convenios arbitrales, pactos de jurisdicción, cláusulas escalonadas y otras tantas novelas*

- quizás ejemplares, de las que se espera que entretengan mucho*, Editorial Civitas, Thomson Reuters, 2021;
- *Perturbações no cumprimento dos negócios processuais: Convenções de arbitragem, pactos de jurisdição, cláusulas escalonadas e outras tantas Novelas pouco exemplares, mas que se desejam de muito entretenimento*, Ius Podium, Salvador, 2020;
- *Acto e Processo, Regressando ao dogma da irrelevância da vontade na interpretação e nos vícios do acto postulativo*, Coleção O Novo Processo Civil, Thomson Reuters, Revista dos Tribunais, 2019;
- *Um desafio à teoria geral do processo. Repensando a transmissão da coisa ou direito em litígio. Ainda um contributo para o estudo da substituição processual. Uma 2.ª edição*, Coimbra Editora, Coimbra, 2009;
- *A Nova Face da Justiça. Os meios extrajudiciais de resolução de controvérsias*, Coimbra Editora, Coimbra, 2009.

Paula Costa e Silva has taken part, as a speaker or panel moderator, in more than 330 international and national conferences, mainly dedicated to Civil Procedure Law, Alternative Means of Dispute Resolution, Corporate Law and Securities Law.

In 2022, Paula Costa e Silva was honoured with the José Carlos Barbosa Moreira Medal by the Brazilian Institute of Procedural Law, awarded to jurists who have made a significant contribution to the study of procedural law.

Paula Costa e Silva is a member of the Scientific Council for the research report "Observatório da Arbitragem" (Arbitration Observatory), prepared under the aegis of the Brazilian Arbitration Committee (CBAr) and the Brazilian Association of Jurimetry (ABJ), which will be finalised in November 2023. She is a member of the team of "Law Experts/Professors" in the project "Provision of services for the drafting of laws and regulations necessary for the establishment of a securities market in the Macau Special Administrative Region of the People's Republic of China", awarded by the Monetary Authority of Macau. Paula Costa e Silva is also a member of the Panel of Recognised International Market Experts (P.R.I.M.E.) Experts Panel, taking part of the Consulting Group for the revision of the PRIME arbitrations' rules for arbitral proceedings before the Permanent Court of Arbitration. She was a member of the Committee of Honour of the Annual Conference and the 30th Anniversary Conference of the Securities Market Commission.