

THREE CROWNS



Scott Vesel

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Scott, a partner in the Washington, DC office, has a decade and a half of experience handling complex international investment and commercial arbitrations in the oil and gas, construction, energy, mining, technology, and agribusiness sectors. In addition to his private practice in international arbitration, he has served as an attorney-advisor at the U.S. Department of State and at an international organisation. He is an adjunct professor at Georgetown University Law Center, where he teaches a course on advocacy in international arbitration.

Who's Who Legal has recognised him every year since 2016, noting that clients singled him out as “one of the smartest lawyers I have ever worked with”, describing him as “a thoughtful and well-regarded practitioner”, and praised his “impressive pre-hearing preparation and his advocacy”. He is listed in *The Legal 500's 2019 UK Arbitration Powerlist* and recommended in *The Legal 500 UK* where he “attracts praise for his ability to 'master complex issues'”.

He holds JD, MA, and BA degrees from Yale University, as well as an MPA degree from Princeton's School of Public and International Affairs. He is qualified as an attorney in New York and as a barrister in England & Wales and speaks English, French, German, Russian, and basic Latvian.

Selected Experience

Advising and/or representing:

- a GCC state-owned water utility in a commercial arbitration over delays and defects in the performance of contracts to expand and improve an urban water distribution network;
- a European construction company in a Paris-seated ICC arbitration involving a project in a CIS state under a \$600 million contract governed by local law;
- a consortium of international oil and gas companies in a series of disputes with a CIS state under a PSA, including an arbitration concerning tens of billions in disputed cost recovery amounts;
- a Middle Eastern State as respondent in the successful defence of a US\$ 200 million ICSID arbitration claim relating to the termination of a long-term oil and gas engineering and construction contract and in the defence of the award in ongoing annulment proceedings;
- a global power generation company in a London-seated, New York law-governed ICC arbitration relating to the termination of a project to develop a coal-fired power station in a South East European state;
- Dana Gas in the successful defence of an expedited LCIA arbitration brought by a US energy group over the aborted sale of over \$200 million in Egyptian assets;
- a Middle Eastern state in an ICC arbitration relating to hundreds of millions in disputed cost recovery claims and other issues at the conclusion of a PSA's term;
- an Asian national oil company as respondent in a London-seated, English law ICC arbitration arising out of its withdrawal from an exploration project in a Central Asian country – the claims valued at over US\$ 400 million were dismissed with costs;

- a European gaming company and its controlling shareholder in multiple LCIA arbitrations arising out of a European state's breaches of contracts;
- a French-German consortium in a € 3 billion Stockholm-seated ICC arbitration arising out of a Finnish law contract to construct a nuclear power plant in Finland;
- A European mining company in a \$140 million ICC arbitration against a South African engineering company arising out of a EPCM contract to expand a mining project in an African country.
- A global energy company in a Stockholm-seated UNCITRAL Rules arbitration with a CIS State arising out of an English law production sharing agreement. Over \$600 million was in dispute and a favourable settlement was achieved.
- A global energy company in ICSID revision and annulment proceedings in a dispute with a Latin American State involving an award of over \$2 billion.

Admissions

- New York, District of Columbia, England & Wales (Barrister)

Languages

- English, French, German, Russian, Spanish, Latvian

Education

- JD, Yale Law School (2006)
- MA (Political Science), Yale University (2005)
- MPA (Master's in Public Affairs - International Relations), Princeton University (1999)
- BA (History), Yale University (1995)

Publications

- "Can the reasons for reasons rescue ICSID Annulment?" *Arbitration Beyond Borders: Essays in Memory of Guillermo Aguilar Álvarez*, N. Blackaby and M. Reisman, eds. (2023, forthcoming).
- "International Law and Maritime Push-Back", *European Human Rights Law Review* (September 2021)
- "Will the Future See More Investment Arbitrations Taking Place in the Middle East?" *BCDR Int'l Arb. Rev.* (2017)
- "The Revised UNCITRAL Notes and Case Management Conference(s): What to Address (and When)," *Slovenian Arb. Rev.* (2015)
- "A Case Review Conference, or Arbitration in Two Acts," with C. Partasides, 81 *Arbitration* 167 (2015)
- "A 'creeping' violation of the fair and equitable treatment standard?" *30 Arbitration International* 553 (2014) *winner of the 2012 LCIA Gillis Wetter Prize

Speaking Engagements

- "International Investment Law and Investor-State Dispute Settlement," Guest lecture, Harvard Law School, 11 April and 15 November 2022
- Making arbitration work for your client: secrets of success at three key stages", Three Crowns and The Legal 500, May 2022

- Jurisdiction and enforcement strategies in light of potential Russian nationalization of assets (panelist), Columbia Law School, 12 April 2022
- “The Future of Oil and Gas Arbitration”, Cambridge University Arbitration Society and Lauterpacht Centre for International Law (November 2021)
- “The Use of Arbitration in Key Sectors”, Business and Arbitration in an Era of Globalisation: Challenges and Perspectives Conference, the Economic Chamber of North Macedonia (May 2021)
- “The Road Less Travelled on Damages Assessment: Date of Assessment, Tax, Interest and Covid,” India ADR Week 2021 (April 2021)
- “Can the reasons for reasons rescue ICSID Annulment?”, Russian Arbitration Day (August 2020)
- “2020’s revolution in arbitrator disclosures: Eiser and the draft UNCITRAL Code of Conduct”, Baltic Arbitration Days (August 2020)
- “Reasons for Reasons: Rethinking ICSID Annulment”, International Arbitration Symposium, Ankara Yildirim Beyazit University (April 2019)
- Comments on Proposed ICSID Rule Amendments, ICSID-SIA-BIICL Conference, London (Nov 2018)
- “The Achmea decision: implications for the future?”, Kings College Executive LLM dinner talk (July 2018)
- “New York Convention at 60”, Warsaw Arbitration Days (May 2018)
- “I can’t get no satisfaction... or can I? – Non-pecuniary remedies in treaty arbitration”, BIICL Investment Treaty Forum, London (May 2018)
- “Beyond Bifurcation: Options for Procedural Efficiency”, Young ITA, London (May 2018)
- “Improving the Way Price Revision Negotiations and Disputes Are Conducted”, Berlin LTG Supply Contracts (July 2017)
- “Provisional measures in treaty arbitration”, International Arbitration: Emerging Changes, Kyiv (March 2017)
- “Written Advocacy: What Persuades, or ‘the Advocate as historian’”, Quadrant Chambers, London (Nov 2016)
- “Of Taxes and Stabilisation”, CIArb YMG Sovereign Disputes Workshop, London (Nov. 2016)
- “Effects of insolvency on arbitration”, Upstream Oil and Gas Disputes, London (Jan. 2016)
- “Evidence obtained through corruption or other illegality”, Kiev Arbitration Days (Nov. 2015)