

THREE CROWNS



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Constantine, one of the founding partners of Three Crowns, has appeared as lead counsel in some of the largest international arbitrations of the last two decades. He has secured a series of multi-billion dollar awards for his clients, and defended others in 'bet-the-company' claims arising in a number of different business sectors.

In addition to his counsel work, Constantine appears regularly as arbitrator, including in disputes that involve States and State entities. He has experience acting as Chairman or Sole Arbitrator in cases under the ICC Rules, the LCIA Rules, the SCC Rules, and the UNCITRAL Rules.

Constantine is recognised internationally in all major directories and publications at the top of the arbitration market. Over the last decade, he has been named each year in the Top 20 a "Global Elite Thought Leaders" by *Who's Who Legal*, which describes him as "the leading arbitration lawyer in London", "exquisite as an advocate", and "a leader of his generation". *Chambers* recognises him as one of only two "Star Individuals" in international arbitration in London, with a market source saying he is "seen as one of the go-to people in the world for a party who is involved in a large and complex arbitration". He is also listed in the "Hall of Fame" for international arbitration in *The Legal 500*.

Constantine is a co-author of the fourth, fifth, sixth and seventh editions of the leading textbook on international arbitration, *Redfern and Hunter on International Arbitration*. He is a Member of the ICCA Governing Board and a Director of the LCIA Board.

Constantine is a solicitor-advocate (Higher Courts Civil) and was appointed King's Counsel in 2014. He was educated at King's College, London and Cambridge University.

Selected Experience

Counsel

- Securing a landmark \$9 billion award for ConocoPhillips against Venezuela in an ICSID arbitration arising out of Venezuela's expropriation of ConocoPhillips projects in Venezuela.
- Securing a \$2 billion award on behalf of ConocoPhillips against PDVSA, the State Oil Company of Venezuela, in one of the largest ICC arbitrations in history. The dispute related to contractual compensation owed to ConocoPhillips from PDVSA due to the discriminatory treatment meted out to ConocoPhillips by the Venezuelan government.
- Securing a \$2 billion award for two oil and gas majors against the Nigerian National Petroleum Corporation in a dispute arising under a deep-water production sharing agreement, and relating to a change in tax policy that engaged rights under a contractual economic-equilibrium clause.
- Securing a \$1.98 billion award against the Kurdistan Regional Government in an LCIA arbitration relating to outstanding invoices for condensate and LPG, and securing a second award dismissing counterclaims exceeding US\$10 billion.
- Securing a favourable award on behalf of Elliott Associates in a UNCITRAL arbitration against the Republic of Korea under the investment chapter of a free trade agreement, arising out of gross governmental corruption and political interference in the activities of a State organ.

- Securing a favourable award on behalf of CNOOC, Occidental Petroleum and Consolidated Contractors Company in an ICC arbitration against the government of Yemen in relation to environmental, handover and cost recovery claims following the expiration of a long-term petroleum agreement.
- Successfully representing Dana Gas (the largest privately-owned energy company in the Middle East) in an LCIA arbitration involving claims for wrongful termination and specific performance of an English law governed SPA for sale of gas participating interests.
- Acting for Crescent Petroleum in two multibillion-dollar disputes against the National Iranian Oil Company arising out of a long-term gas sale and purchase agreement. The dispute raises complex questions of fact, liability, and calculation of damages. A \$2 billion award was secured in the first arbitration, and a second claim of more than \$30 billion is ongoing in the second arbitration.
- Acting for Eni in an ICSID arbitration against the Federal Republic of Nigeria arising out of the State's refusal to grant an oil mining lease to allow production to proceed in Nigeria's deep offshore. The case involves allegations of corruption.
- Acting for an international energy consortium in a multibillion-dollar dispute with the Republic of Kazakhstan concerning tax stability and cost recovery disputes in relation to in one of the world's largest gas condensate fields.
- Acting for an international oil company in a series of disputes that arise under the so-called "Contract of the Century" concluded with the State Oil Company of Azerbaijan, under which the parties undertook to build an oil pipeline linking the Caspian and Mediterranean seas.
- Acting for a US satellite manufacturer in an ICC arbitration under UAE law brought against it by a group of insurers who insured the world's largest geo-stationary telecommunications satellite, with close to \$300 million in dispute.
- Acting for a US aerospace multinational in a billion-dollar ICDR arbitration, against a Latin American aerospace company. The dispute arises from the termination of agreements between the parties pertaining to the commercial aerospace and defence sectors.
- Acting on a series of LCIA arbitrations on behalf of one of world's highest-value family-owned corporate groups. The arbitrations relate to the testamentary plans of a family member and involve, among other things, allegations of conspiracy, breach of fiduciary duty, and unfair competition in relation to corporate assets around the world.
- Acting for a Southeast Asian conglomerate in an ICC arbitration under Italian law relating to the financing of a third generation UMTS telecommunications licence in Italy for an amount of €3.6 billion.
- Acting for the ICC International Court of Arbitration before the UK Supreme Court in relation to the challenge of an arbitrator in the celebrated case of *Halliburton v Chubb* (click [here](#) to view appearance).
- Acting for an investment bank in a joint venture partnership in relation to a hydroelectric dam project in Albania.
- Acting for the Republic of Kenya in ICSID proceedings brought against it by World Duty Free Company Ltd claiming \$500 million in respect of allegedly expropriated duty-free concessions at Kenya's international airports.

- Acting for the Republic of Lithuania in an ICSID arbitration commenced by a Norwegian company, Parkerings, under the Norway/Lithuania Bilateral Investment Treaty.

Recent Arbitrator Experience

- Acting as chairman on a three-member tribunal in a SIAC arbitration between Chinese and Singaporean parties relating to an oil trading contract governed by English law.
- Acting as a chairman in an investment treaty arbitration under the SCC Rules involving an investor and a state respondent party both from the Former Soviet Union.
- Acting on a three-member tribunal in an LCIA arbitration between South African and Kenyan parties arising under an English law contract for the sale of a business.
- Acting as a sole arbitrator in two LCIA arbitrations between an international jewellery group and a UAE property developer in relation to a branding agreement governed by English law.
- Acting as chairman on a three-member tribunal in an LCIA arbitration between a Swiss and Singaporean group in relation to a contract for the purchase of ferrous metals governed by English law.
- Acting as a co-arbitrator in Dubai-seated ICC proceedings between Caribbean and Iraqi entities.
- Acting as a co-arbitrator in LCIA proceedings between US and West African entities in relation to a power project.

Admissions

- Senior Courts of England & Wales, Solicitor

Languages

- English
- French
- Greek

Education

- CPE and Law Society Finals, College of Law, 1993-1994
- MPhil (International Relations), Cambridge University (1992)
- BA (History), King's College London University (1991)

Professional Affiliations

- Member of the ICCA Governing Board
- Director of the LCIA Board
- Member of the ICC's Corporate Counsel Group
- Member of the HKIAC's Board Selection Committee

Recent Publications and Speaking Engagements

Publications

- *Redfern & Hunter on International Arbitration*, 7th ed., with N. Blackaby and A. Redfern (Oxford University Press, 2022)

- “A Case Review Conference, or Arbitration in Two Acts,” with S. Vesel, 81 *Arbitration* 167 (2015)
- “The Fourth Arbitrator? The role of secretaries to tribunals in international arbitration,” *Arbitration International*, Vol. 18, No. 2 (2002)

Speaking engagements

- Summer Course on International Arbitration 2023, University of Durham Law School (July 2023)
- Book launch, 7th edition of Redfern and Hunter on International Arbitration, New Delhi, India (March 2023)
- “Reimagining Arbitration in a Post-Covid World: Right to Physical Hearing” Delhi Arbitration Weekend (DAW) (February 2023)
- “The Art of Arbitration”, Young Singapore International Arbitration Centre (YSIAC) (February 2023)
- The GAR: Live Arbitrator Question Time”, GAR Live: Mumbai 2023 (February 2023)
- Co-Chair, ICCA 2022 Congress (September 2022)
- “Young ICCA Skills Training Workshop on Cross-Examination”, Young ICCA (July 2022)
- “The Future of East African Energy and Infrastructure Disputes”, keynote address, webinar, Three Crowns LLP and the Africa Energy Arbitrators’ Forum (AEA) of the Lagos Chamber of Commerce International Arbitration Centre (LACIAC) (March 2022)
- “India Climate Change and Environmental Disputes Day”, keynote address, webinar, Three Crowns LLP and Mumbai Centre for International Arbitration (MCIA) (December 2021)
- “This House believes that arbitration will overtake litigation as the normal method of resolving international commercial disputes”, judge, GAR Live: London (November 2021)
- “Connecting Europe to the Middle East: The Post-Covid Dispute Resolution Era”, webinar, Obeid & Partners, Paris Arbitration Week (September 2021)
- “Arbitrator Ethics in International Arbitration,” keynote address, ITA Workshop and Annual Meeting (June 2021)
- “Halliburton v Chubb: lessons to be learned on Arbitrators’ duties”, webinar, Arbitration Commission of the Mexican Bar Association (June 2021)
- “Tools for Dispute Resolution in the New Middle East: Arbitration and Third-Party Funding,” webinar, Validity Finance (January 2021)
- Keynote speech, 6th Center for Arbitration and Mediation of the Chamber of Commerce Brazil-Canada (CAM-CCBC) Arbitration Congress, São Paulo (October 2019)
- “International Arbitration Panel Debate: Halliburton v Chubb,” webinar, Quadrant Chambers (December 2020)
- “Beyond the governing law: mandatory rules, lois de police trade sanctions and other conflicts of law,” 22nd Annual IBA Arbitration Day, Montreal, Canada (March 2019)
- “Trendlines in Energy Disputes – What’s Next?” 6th Annual ITE-IEL-ICC Joint Conference on International Arbitration, Houston, TX (January 2019)