

Noradèle RADJAI

Partner



Admission

England & Wales

Switzerland

Nationality

British, Lebanese,

Swiss

Languages

English, Arabic,

French, Spanish

Practices

International Commercial Arbitration

Investment Arbitration

Public International Law

Areas of focus

Energy and Mining

Construction and Infrastructure

Technology and Telecom

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1211 Genève 6 - Switzerland

BIOGRAPHY

Noradèle Radjai is a partner in the international arbitration team, specialising in commercial and investment arbitration in the energy (in particular oil and gas), construction and telecommunications sectors. She also advises clients from the Middle East or in relation to contracts or projects in the Middle East.

Ms Radjai has acted as counsel, advocate and arbitrator in about 100 international arbitration proceedings, both ad hoc and institutional (under the ICC, LCIA, SCC, ICSID, AAA/ICDR, UNCITRAL and Swiss Rules), including disputes arising from share sales and acquisitions, joint ventures, and large projects, governed by a variety of procedural and substantive laws.

Ms Radjai is highly recognised by the leading legal directories. She was ranked as one of the top 5 arbitration partners globally under the age of 45 in Who's Who Legal: Future Leaders – Arbitration 2017 and has been ranked since several years in Who's Who Legal's global ranking for all arbitration practitioners. She is also included by Chambers Global and Europe in their Europe-wide and Switzerland rankings of leading arbitration counsel.

Ms Radjai is Vice-Chair of the IBA Arbitration Committee (as well as former co-chair of its Corporate Counsel Subcommittee), a member of the Executive Committee of the Board of ASA (Swiss Arbitration Association), a member of the Executive Board of the Institute for Transnational Arbitration (ITA), a member of the Pledge Steering Committee and the CPR European Advisory Board. In addition, she is a member of several other professional associations, namely the LCIA, the BIICL, the American Bar Association and Arbitral Women.

Prior to joining LALIVE, Ms Radjai worked in the international arbitration group of Skadden, Arps, Slate, Meagher & Flom LLP in London, and with Simmons & Simmons in London. Noradèle Radjai is fluent in both common and civil law, being dual-qualified in Switzerland as well as a Solicitor-Advocate of the Senior Courts of England and Wales. She holds a Diploma in Law, with distinction, from the College of Law, London, and an LL.B., with honours, from King's College London (1999).

PUBLICATIONS

Wholesale electricity trading contracts: Calculation of damages from non-performance – An increasingly relevant issue

Noradèle Radjai, Jaime Gallego, Emilie McConaughy, 2020
LALIVE Blog, May 2020

Evidence in gas pricing arbitration

Noradèle Radjai, Augustin Barrier, 2020
In: Gas and LNG Price Arbitrations, A Practical Handbook, second edition.
2020, p. 171-185

Commercial Arbitration and the Development of Common Law

Noradèle Radjai, 2020
In: Jean Kalicki and Mohamed Abdel Raouf, Evolution and Adaption: The Future of International Arbitration, ICCA Congress Series No. 20, Kluwer Law International BV, 2020, p. 333-353

Privacy and Confidentiality in Arbitration – Switzerland

Bernd Ehle, Noradèle Radjai, 2019
In: A. Sheppard (Ed.), Comparative Smart Charts, Kluwer Law International Practice Tools, 2019

Investment Arbitration in Switzerland

Noradèle Radjai, Dr. Franz Stirnimann, 2018
In: Manuel Arroyo (Ed.), Arbitration in Switzerland - The Practitioner's Guide, second edition, volume I, Wolters Kluwer, 2018, p. 1049-1112

Confidentiality of Arbitration in Switzerland

Noradèle Radjai, 2018
In: Manuel Arroyo (Ed.), Arbitration in Switzerland - The Practitioner's Guide, second edition, volume II, Wolters Kluwer, 2018, p. 2527-2541

An Analysis of the Compensation Regime Applicable to Claims Arising from Armed Conflicts Affecting Investments in MENA

Noradèle Radjai, Laura Halonen, Panagiotis A. Kyriakou, 2016
In: BCDR International Arbitration Review, Vol. 3, N° 2, p. 219-242

Enforcement, Switzerland

Noradèle Radjai, 2015
In: Julien Fouret (Ed.), *Enforcement of Investment Treaty Arbitration Awards*, Globe Law and Business, 2015

Arbitration and price review negotiations: previous arguments no longer relevant?

Noradèle Radjai, Johannes Landbrecht, 2015
International Law Office, 2015, Newsletter (Energy & Natural Resources)

Recent developments in solar energy sector across Europe

Noradèle Radjai, Lorraine de Germigny, 2015
International Law Office, February 2015, Newsletter (Energy & Natural Resources)

Claims for breach of representations and warranties

Noradèle Radjai, 2014
In: Edward Poulton (Ed.), Arbitration of M&A Transactions, 1st edition, Globe Law and Business, 2014, p. 325-342

Relevance of original bargain in gas price reviews

Noradèle Radjai, Johannes Landbrecht, 2014

International Law Office, 2014, Newsletter (Energy & Natural Resources)

Confidentiality in Arbitration

Noradèle Radjai, 2013

In: Manuel Arroyo (Ed.), *Arbitration in Switzerland - The Practitioner's Guide: Commentary*, Wolters Kluwer, 2013

Default, Closure of Proceedings and Waiver of Rules

Noradèle Radjai, 2013

In: Tobias Zuberbühler, Christoph Müller, Philipp Habegger (Eds.), *Swiss Rules of International Arbitration*, Schulthess, Juris, 2013

Investment Arbitration

Noradèle Radjai, Franz Xaver Stirnimann, 2013

In: Manuel Arroyo (Ed.), *Arbitration in Switzerland - The Practitioner's Guide: Commentary*, Wolters Kluwer, 2013

Claims for breach of representations and warranties

Noradèle Radjai, 2013

In: Edward Poulton (Ed.), *Arbitration of M&A transactions*, Globe Law and Business, 2013

Privacy and Confidentiality in Arbitration – Switzerland

Bernd Ehle, Noradèle Radjai, 2011

In: A. Sheppard (Ed.), *Comparative Smart Charts*, Kluwer Law International Practice Tools, 2011

Where there's smoke, there's fire? Proving illegality in international arbitration

Noradèle Radjai, 2010

International Bar Association Newsletter, Vol. 15, N° 1, March 2010, p. 139-143

Switzerland: a leading venue for international arbitration

Noradèle Radjai, 2010

In: *Litigation, Arbitration and Dispute Resolution 2010* (Digital Guide, Executiveview.com), p. 149-152

Confidentiality: The position in Switzerland

Noradèle Radjai, 2009

In: *ASA Bull.* 1/2009, Vol. 27, p.48-49

Freezing a defendant's assets: Enforcement of a worldwide freezing injunction in Switzerland

Noradèle Radjai, Patrice Le Houelleur, 2009

Chambers

Third-party funding of arbitrations - The Swiss perspective

Noradèle Radjai, 2008

In: *Global Arbitration Review*, Vol. 3, issue 1, p. 35-37

Case note: Moscow center for automated air traffic control v Commission de surveillance des Offices des poursuites et des faillites du canton de Genève (Swiss Supreme Court, 15 August 2007)

Noradèle Radjai, 2007

LCIA Young International Arbitration Group - YIAG Newsletter, December 2008, p. 18-20

CONFERENCES

GAR Live: BITs 2022

Taxation in investor state arbitration: a new frontier?

London, 8 June 2022

Panellist: ISDS and criminal proceedings - is the system open to abuse?

UNCITRAL, ICSID & MOJ

2021 Tokyo Forum on Dispute Resolution: Stocktaking of developments in dispute resolution in the digital economy

Webinar, 7 December 2021

Speaker: The IBA's Technology Resources for Arbitration Practitioners

ASA below 40

ASA below 40 Fall Seminar

Zurich, 22 October 2021

Special guest speaker

ABA International Law Section, Russian Arbitration Association

13th Annual Conference on The Resolution of CIS-Related Business Disputes

Moscow, 22 September 2021

Advocate: Arbitration hearings: A live mock demonstration - the fact pattern involving one of the parties seeking to obtain and use discovery from the United States using the Section 1782 process in a Russia-seated arbitration

ICC International Court of Arbitration, the Comité Français de l'Arbitrage and the Association Française d'Arbitrage

Paris Arbitration Week

Paris, 20-24 September 2021

Speaker: The Future of Arbitration – Unconscious Bias: Impartiality under Scrutiny

The Dickson Poon School of Law in King's College London

Corruption and Illegality in Arbitration: a Practitioner's View

Webinar, 15 June 2021

Speaker

Quadrant Chambers

London International Disputes Week 2021

London, 10-14 May 2021

Speaker: Is the evolution of Institutional Arbitration rules at the expense of party autonomy?

Swiss Arbitration Association

ASA Annual Conference - Arbitration and Insolvency

Webinar, 28-29 January 2021

Co-chair

NAPABA

2020 NAPABA Convention – Virtual Experience

Webinar, 7 November 2020

Speaker: The View From Over There: Comparing International Arbitration & U.S. Litigation

CPR

2020 CPR European Conference on Business Dispute Management

Webinar, 15 September 2020

Co-Chair & Moderator: Evaluating and learning from disputes in a VUCA world

International Bar Association Arb40 Subcommittee

IBA Arb40 Workshop: arbitrator challenges and conflicts of interest

Seoul, 22 September 2019

Co-Organiser and Speaker

International Bar Association

Annual Conference of the International Bar Association

Seoul, 22-27 September 2019

Panellist

Global Arbitration Review

9th Annual GAR Live London

London, 9 May 2019

Panellist: This House believes that an increasingly populist world is bad for arbitration

London International Disputes Week 2019

Issues in International Commercial Arbitration

London, 9 May 2019

Speaker: Ensuring the future of international arbitration – what does London offer and where must it improve?

Swiss Arbitration Academy

Swiss Arbitration Academy Graduation Ceremony

Geneva, 2 May 2019

Keynote speaker: Pathways to a Successful Career in International Arbitration

Swiss Chambers' Arbitration Institution (SCAI)

3rd SCAI Innovation Conference – All Eyes on the Arbitrator, New Approaches to Arbitrator Selection and Case Management

Geneva, 31 January 2019

Moderator: An intergenerational panel of arbitrators exchanges ideas and thoughts on the preceding discussions with the participants

UNCITRAL/OECD/MCA/Government of Spain

Fifth International Conference for a Euro-Mediterranean Community of International Arbitration

Madrid, 20 November 2018

Speaker: Investment Arbitration, Quo Vadis? Review of Landmark Cases in 2017-2018: The FET Standard

IBA Arb40 Subcommittee

IBA Arb40 Session at the IBA Annual Conference 2018

Rome, 11 October 2018

Co-Chair & Moderator: Live exchanges on ways to improve arbitration procedure: an opportunity for the community to discuss some suggestions and issues arising from the IBA Arb 40 Compendium of Arbitration Practice

IBA Arb40 Subcommittee

IBA Arb 40 symposium on the occasion of the IBA Annual Conference 2018

Rome, 7 October 2018

Co-Chair et Organiser: Costs in International Arbitration: Mock Hearing and Debate

ICC Institute of Advanced Training

ICC Institute of Advanced Training: Assessment of damages by arbitrators

Dubai, 6 May 2018

Speaker: *Damnum emergens, lucrum cessans*, and moral damages – How to calculate without double-counting?

DIS40

DIS40 Spring Conference 2018

Zurich, 24 April 2018

Speaker: Pathways to a Successful Career and Business Development in International Arbitration

International Council for Commercial Arbitration

2018 ICCA Congress

Sydney, 16 April 2018

Speaker: Commercial Arbitration and the Development of Common Law

ArbitralWomen

Understanding and Navigating Unconscious Gender Bias in the Legal Sector

Geneva, 8 March 2018

Co-Organiser

International Bar Association

Young Practitioners' Symposium

Buenos Aires, 2 February 2018

Organiser (Co-Chair, IBA Arb40 Subcommittee)

The Network for International Law Students (NILS) and Centre for Advanced Research in Dispute Settlement (CARDS)

Study Tour in London

London, 3 March 2017

Speaker: Confidentiality in Arbitration

CEA Belgian Chapter

II Annual Conference of the Belgian Chapter of the Spanish Club of Arbitration: Arbitration in Highly Regulated Sectors: Energy, Telecom, Pharma, Banking & Finance

Brussels, 17 February 2017

Speaker: Arbitration in the Telecommunications Sector

C5 Business Information in a Global Context

C5 Upstream Oil & Gas Disputes

London, 24 January 2017

Speaker: The Impact of Insolvency of a Contracting Party: What Can You Do Under Your Agreement?

Quadrant Chambers

Arbitrator insights: What persuades?

London, 29 November 2016

Speaker

Global Arbitration Review

3rd Annual GAR Live Dubai

Dubai, 17 November 2016

Moderator: Oil and gas disputes in the region

American Bar Association

ABA's 8th Annual Conference on the Resolution of CIS-Related Business Disputes

Moscow, 30 September 2016

Co-Moderator: Russia's Pivot to Asia

International Bar Association Arb40 Subcommittee

IBA Arb40 Practitioner's Symposium entitled New Frontiers in International Arbitration: Regional and Cross-cultural Perspectives

Washington, DC, 18 September 2016

Speaker: Launch of IBA Arb40 Toolkit for Award Writing

C5 Business Information in a Global Context

C5's 6th Annual Congress on Successfully Negotiating & Renegotiating Long Term Gas Supply Contracts 2016

Berlin, 30 June 2016

Speaker: Sophisticated Ways of Resolving Pricing and Contract Disputes: From Negotiation Phase to Dispute Settlement Phase including Lessons Learnt for New Contracts to be Drafted

Institute for Transnational Arbitration

28th Annual ITA Workshop: When Justice Delayed Would Be Justice Denied: Emergency Arbitrators and Interim Measures in International Arbitration

Dallas, 15 June 2016

Panellist: Mock: Interim Measures Hearing – Part 1

American Society of International Law

110th ASIL Annual Meeting: Charting New Frontiers in International Law

Washington, DC, 30 March 2016

Speaker/Panellist: Arbitrating the Public Interest

ASA below 40

Autumn Seminar: Oral Advocacy

Zurich, 6 November 2015

Organiser (Co-chair de ASA below 40)

ICC Young Arbitrators Forum/IBA Arb40

ICC YAF/IBA Arb40 Practitioner's Workshop on Oral Advocacy: Opening & Closing Statements

Vienna, 4 October 2015

Member of Tribunal/Panellist 3: Opening statements by Claimant and Respondent

Global Arbitration Review

3rd Annual GAR Live Istanbul: Investment arbitration session

Istanbul, 25 June 2015

Speaker: Investment arbitration

Institute for Transnational Arbitration

27th Annual ITA Workshop: Subconscious Influences in International Arbitration

Dallas, 17 June 2015

Panellist: Is International Arbitration really flexible?

ASA below 40

Spring Seminar: Written Advocacy

Geneva, 12 June 2015

Co-Organiser (Co-chair de ASA below 40)

Court of Arbitration LEWIATAN

International Conference for Promoting Arbitration on "2015 Dispute Resolution in M&A/JV Transactions: Tactics, Challenges, Defences"

Warsaw, 28 May 2015

Speaker: Issues of Documentary Evidence

ASA below 40 and CFA 40

The Better Seat? France v. Switzerland

Paris, 24 April 2015

Co-Organiser (Co-chair de ASA below 40) and Speaker

ICC YAF and ASA below 40

Striving for Efficiency in Complex Dispute Management

Geneva, 5 March 2015

Co-Organiser (Co-chair de ASA below 40)

Global Energy Forum

Global Energy 2014 Conference

Geneva, 2 December 2014

Speaker: The Impact of Gas Market Regulation and Liberalization on Gas Pricing

ASA below 40

Autumn Seminar: Getting to know the industries – energy, construction, financial services

Zurich, 7 November 2014

Co-Organiser (Co-chair de ASA below 40)

IBA Arb40 Subcommittee, ICC Young Arbitrators Forum, Young International Arbitration Practitioner's

Young International Arbitration Practitioner's Workshop on Witness Testimony

Tokyo, 19 October 2014

Speaker: Approaches to Cross-Examination of Witnesses

Young ICCA

The Hearing: Evidence and Argument

Geneva, 7 October 2014

Co-Organiser

ICC UK

ICC UK Symposium – The Arbitral Award

London, 30 September 2014

Speaker: The relevance of national law to drafting and enforcement of awards

ABA Section of International Law

The 2014 Moscow Dispute Resolution Conference: ABA's Sixth Annual Conference on the Resolution of CIS-related Business Disputes

Moscow, 19 September 2014

Program Chair: Corporate Disputes in a CIS Context: Managing Conflicts between Successive Generations of Shareholders

ASA below 40 and ICDR Young & International

Thorny practical issues in international arbitration

Bern, 5 September 2014

Co-Organiser (Co-chair de ASA below 40)

ASA below 40

Spring Seminar: Court assistance in international arbitration - how to use it wisely and efficiently

Geneva, 23 May 2014

Co-Organiser (Co-chair de ASA below 40)

ICC, Young ICSID, ICDR Young & International

Young Arbitrators Joint Conference

Paris, 5 December 2013

Speaker: Inherent powers of arbitrators: are they the true masters of the proceedings?

ASA below 40

The Straight And Narrow – Legal And Ethical Rules Applicable To Counsel, Experts And Arbitrators
Zurich, 8 November 2013
Co-Organiser (Co-chair de ASA below 40)

IBA Arbitration Committee, ICC YAF, ICDR Y&I, Young ICCA, YCAP

Young Arbitration Practitioners Symposium: The Role of Ethics in International Arbitration
Boston, 6 October 2013
Moderator: Different perspectives on ethical issues in international arbitration

ABA Section of International Law

The 2013 Moscow Dispute Resolution Conference: ABA's Fifth Annual Conference on the Resolution of CIS-related Business Disputes
Moscow, 27 September 2013
Speaker: Hot topics in investor-state arbitration: investor-state arbitration at a crossroads

ASA below 40 and ICDR Young & International

The empty chair - arbitrating against absent respondents
Geneva, 31 May 2013
Co-Organiser (Co-chair de ASA below 40)

ICDR Young & International

ICDR Y&I Seminar for Young Practitioners
Doha, 17 October 2012
Speaker: Arbitration Advocacy: Tips and Traps

ICDR Y&I, Moscow Arbitration Forum 40, ABA's Section of International Law, International Commercial Arbitration Court and Chamber of Commerce and Industry of the Russian Federation

Two Rapid-Fire Discussions on International Arbitration and Mediation
Moscow, 20 September 2012
Speaker: Cross-examination in arbitration proceedings

ICDR Y&I and Young Arbitrators Stockholm (YAS)

Lawyers' Debate: Arbitrators' appointment by institutions / Use of tribunal secretaries
Stockholm, 12 September 2012
Panellist

Young ICCA

Witnesses and Documents – A Young ICCA Workshop
Stockholm, 7 March 2012
Speaker: Witness statements in arbitration proceedings

Young ICCA et le Co-Chairs Circle

Witness Statements and Document Disclosure – A Young ICCA Workshop
Prague, 24 October 2011
Speaker: Witness statements in arbitration proceedings

ICDR Y&I, Moscow Arbitration Forum 40, ABA's Section of International Law, International Commercial Arbitration Court and Chamber of Commerce and Industry of the Russian Federation

Two Roundtables on Current Themes in International Arbitration
Moscow, 13 September 2011
Moderator

London Court of International Arbitration (LCIA)

Symposium of European Users' Council
London, 9-11 September 2011
Co-Chair, Practice and Procedure

ICC Young Arbitrators Forum (YAF)

3rd ICC YAF Global Conference
Paris, 1-3 July 2011
Speaker: Arbitral Institutions intervening in proceedings: where do we draw the line?

London Court of International Arbitration (LCIA)

International Commercial Arbitration symposium
Beirut, 15-16 April 2011
Speaker: Judicial Intervention and the Role of Local Courts

CIArb, ICDR Y&I, YIAG, ICC YAF

Perspectives on Arbitration in the Middle East
Dubai, 16 March 2011
Speaker: Does the faith or nationality of an arbitrator matter (the implications of the Jivraj decision)?

Foundation for International Arbitration Advocacy (FIAA)

Questioning of fact witnesses in international arbitration
Geneva, 4-5 February 2011
Faculty member

ICC Young Arbitrators Forum (YAF)

IBA Rules on the Taking of Evidence and Relief in International Arbitration
Geneva, 3 December 2010
Speaker: Non-monetary relief in Arbitration

American Arbitration Association (AAA), International Centre for Dispute Resolution (ICDR) - Young and International Group

Fall program: Perspectives on Arbitration in the Middle East
Washington D.C., 19 November 2009
Speaker: Perspectives on Arbitration in the Middle East

Swiss Arbitration Association - ASA Below 40

Confidentiality in International Arbitration: Myth or Reality? & Disposing of the Parties' Dispute Quickly:
The Parties' Saving Grace or Worst Nightmare?
Geneva, 10 October 2008
Speaker: What if Confidentiality is breached? Scenarios and Remedies

ACADEMIC POSITIONS

Speaker

Harvard Law School, USA
Cross Examination in International Arbitration
2019

LALIVE

Course Mentor: Award, enforcement and challenge

UNITAR E-learning Course

Introduction to Investment Arbitration. A joint LALIVE/UNITAR e-learning initiative

March-April 2011

Guest Lecturer

Law Faculty of the University of Milan, Italy

English Company and Commercial Law (one semester)

2002
