



**VOLODYMYR YAREMKO, ATTORNEY-AT-LAW**

*Providing legal, project management and GR support*

**Areas of focus:** PPP, Transport & Infrastructure, Construction, International Arbitration, Dispute Resolution, Government Relations

**Mob.:** +38 063 34 73 705, +48 578 780 799

**Email:** v.yaremko@gmail.com

**WORK EXPERIENCE:**

- *From March 2017 until now* – [Sayenko Kharenko](#), Kyiv, Counsel, International Arbitration Practice, Head of Infrastructure Industry Group;
- *May 2016 - February 2017* – *Spenser & Kauffmann Attorneys at law*, Kyiv, Counsel, Head of International Arbitration & Litigation Practice;
- *March - May 2013* – Law firm *Bristows*, London, Secondment at the Commercial Disputes Department;
- *October 2009 - April 2016* – Law firm *Arzinger*, Lviv-Kyiv, Senior Associate, Head of International Litigation & Arbitration Group.

**PROFESSIONAL QUALIFICATION & DEVELOPMENT:**

- [Ukrainian School of Political Studies](#) (Council of Europe's programme), summer-autumn 2021;
- [Ukrainian Corporate Governance Academy](#), autumn 2020 course (joint programme with INSEAD);
- *FIDIC Certified Adjudicator* (since January 2022);
- *Chartered Institute of Arbitrators*, London: Fellow (since 2016) and Trainer under the Approved Faculty List (since 2019);
- *Hong Kong International Arbitration Center*, Tribunal Secretaries Accreditation Programme, Singapore, 2016;
- Attorney-at-Law, a license issued by *Volyn Regional Bar Association* in 2011, and is currently admitted to *Kyiv Regional Bar Association*.

**EDUCATION:**

- Course in German and European Law at the *Ludwig-Maximilians-University Munich* (Germany), July 2009;
- School of American Law within *John Paul II Catholic University of Lublin* (Poland) and *Chicago-Kent College of Law* (USA), 2008-2009;
- Master's Degree in International Law – *Ivan Franko Lviv National University* (Ukraine), 2004-2009.

**PROFESSIONAL PROFILE:**

Volodymyr provides legal support, as well as project management and government relations assistance, to clients of diverse background in their Ukraine and other jurisdictions related activities.

He is focused on advising clients on various matters in large-scale infrastructure projects. This includes providing assistance on procurement, regulatory, construction, PPP/concession and general commercial issues in road, rail, aviation, port and municipal infrastructure projects. Volodymyr gained particularly solid expertise in projects implemented under the FIDIC forms of contracts with the assistance of international financial organizations such as the EBRD, the EIB and the World Bank.

Volodymyr has also vast experience in technical assistance projects supported by international banks like the EBRD and the IFC. Most recently, Volodymyr is one of the key experts for purpose of the EBRD financed project "Procurement Reform of Ukrainian Road Authority".

He has been involved also in two PPP pilot projects in Ukraine, while acting for Swiss-Georgian consortium when targeting Olvia and Kherson sea-port concessions.

Volodymyr has been elected as Co-Chair of the Infrastructure committee of the American Chamber of Commerce in Ukraine for the period of 2021 and 2022.

He specializes also in providing legal support in multi-jurisdictional disputes in national courts and in international commercial and investment arbitration. Volodymyr has substantial experience representing clients in arbitration proceedings of various arbitral institutions including the International Centre for Settlement of Investment Disputes (ICSID), International Chamber of Commerce (ICC), Arbitration Institute of the Stockholm Chamber of Commerce (SCC), London Court of International Arbitration (LCIA), Vienna International Arbitration Center (VIAC) and International Commercial Arbitration Court at the Ukrainian Chamber of Commerce and Industry (ICAC at the UCCI), as well as in ad hoc arbitration (e.g. under the UNCITRAL Rules).

**REPRESENTATIVE PROJECTS:**

*IFIS' TECHNICAL ASSISTANCE & PROJECT DEVELOPMENT PROJECTS*

- Acting as a key expert in the EBRD financed project for the purpose of procurement reform of Ukrainian Road Authority (2022);
- Advising the IFC on procurement and related issues related to structuring PPP/ concessions projects under Ukrainian law (2021).

*INVESTMENT ARBITRATION*

- Representing the *State of Ukraine* in the Energy Charter Treaty investment arbitration initiated by the minority shareholders of *PJSC Ukrnafta* under the SCC Arbitration Rules with amount of claim around USD 6 billion (press-release is available at the [link](#));
- Acting for the *State of Ukraine* in the ICSID arbitration *City-State N.V., Praktyka Asset Management Company LLC, Crystal-Invest LLC and Prodiz LLC v Ukraine*, which was related to an alleged investment in *PJSC Kreditprombank*;
- Representing the *State of Ukraine* in the ICSID investment arbitration initiated by *Gilward Investments B.V.*, a shareholder of *PJSC Aerosvit*, with amount of claim around USD 700 million.

*INTERNATIONAL ARBITRATION & LITIGATION*

- Representing *Swissphoto AG* in a dispute which arose from more than USD 10 million contract (similar to the FIDIC pro-forms) financed by the World Bank for work performance with a state authority of Ukraine, under the UNCITRAL Arbitration Rules administrated by the Permanent Court of Arbitration in the Hague;
- Acting for the *EBRD* in relation of enforcement of USD multimillion loan issued to one of the major Ukrainian pharmaceutical distributor *Alba*;
- Representing the *Ministry of Energy and Coal of Ukraine* in two VIAC arbitration proceedings in energy export industry with total value in dispute at least USD 350 million.

*INFRASTRUCTURE*

- Full scope representation of *Risoil*, and its partners from *Georgian Industrial Group*, in two pilot tenders for the concession of Kherson and Olvia seaports in Ukraine;
- Assisting French company *SUEZ* in exploring PPP models of cooperation with Ukrainian municipalities in water supply and waste management sectors;
- Acting for *ADM* in relation to expanding its operation in Odesa sea-port, including assisting in land allocation, lease of state property and construction permits procedures.

*CONSTRUCTION*

- Providing advice to the US contractor in relation to targeting Ukrainian market and the Kyiv Great Ring Road Project with value of a few USD billion in particular;
- Advising on various issues, including dispute resolution strategy, related to the implementation of a major construction project in the Western Ukraine – Beskyd Tunnel – with value more than EUR 100 million based on FIDIC form of contract (Yellow Book) with the EBRD and the EIB financing;
- Acting for Turkish contractor in almost EUR 300 million the EBRD and the

EIB financed project under the FIDIC Yellow Book in relations to various claims with Communal Enterprise Dnipro Metro.

- MEMBERSHIP:**
- American Chamber of Commerce in Ukraine (Co-Chair of Infrastructure Committee 2021-2022);
  - Chartered Institute of Arbitrators (FCI Arb, European branch board member in 2016-2017);
  - Ukrainian Arbitration Association (board member 2016-2018);
  - Ukrainian Bar Association (litigation committee board member 2016-2018, transport committee board member 2018-2019);
  - Ukrainian Association of Consulting Engineers (AECU);
  - ICC YAF (European Regional Coordinator 2014-2017);
  - International Bar Association (IBA);
  - European Business Association (EBA).
- RECOGNITION & AWARDS:**
- included into the list of arbitrators at the Permanent arbitration court at the Chamber of Commerce and Industry of Ukraine;
  - included into the Arbitrators Database of the Ukrainian Arbitration Association, who are recommended for the cases related to Ukraine;
  - recognized among notable practitioners in *Energy and Infrastructure, Project development, Restructuring and insolvency* by IFLR1000, 2021;
  - recognized among leading lawyers in *Arbitration & Mediation* in Ukraine by Best Lawyers International 2020-2022;
  - named among notable practitioners in *International Arbitration and Infrastructure* by Ukrainian Law Firms 2021;
  - recognized in *Arbitration* by Who's Who Legal: Arbitration 2021;
  - recognized in *Litigation* by Who's Who Legal: Litigation 2018-2021;
  - Recognized among leading practitioners in *Arbitration Powerlist 2020: CIS and Caucasus*, The Legal 500;
  - recognized among notable practitioners for *Transport & Infrastructure* by Client's choice. Top 100 Best Lawyers of Ukraine – 2019, Yurydychna Gazeta;
  - recognized among notable practitioners for *Public Private Partnership* by Client's choice. Top 100 Best Lawyers of Ukraine – 2018, Yurydychna Gazeta.
- REPRESENTATIVE PUBLICATIONS:**
- Infrastructure Development Through an Unsolicited PPP Proposal in Ukraine, The Ukrainian Journal of Business Law, January-February 2021. Available at the [link](#).
  - What did Ukraine promise foreign investors? Where to complain? (In Ukrainian), Novoye Vremya, 11.12.2020. Available at the [link](#).
  - Green tariff in Ukraine: lessons from Spain and the Czech Republic. Lexology, July 2020. Available at the [link](#).
  - Proving Impediments Associated with Performance of the Contractual Obligations during the Spread of COVID-19. // Transnational Dispute Management, July 2020. Available at the [link](#).
  - Legal Framework for Renewables: Fragile Background or Sound Bedrock? // The Ukrainian Journal of Business Law, December 2016. Available at the [link](#).
  - Arbitrability of Corporate and Public Procurement Disputes in Ukraine. // Kluwer Arbitration Blog, 24 July 2015. Available at the [link](#).
  - FIDIC: role of an engineer in construction projects. // Commercial Property, №. 4 (141-142), May-June 2015 (in Russian). Available at the [link](#).
- WORKING LANGUAGES:** Ukrainian, Russian, English and Polish.