



Born	Spain, 1976	antolin@antunapartners.com
Nationality	Spanish	P. de la Castellana, 95-15 28046 Madrid (España)
Languages	English, Spanish and French	Tel. +34 914 186 932
Background	Law and Finance	

Hearings on the Merits in Investor-State Arbitration in past 5 years: 29
Cross-Examinations of Experts in past 5 years: 35

Arbitrator and Managing Partner of Antuña & Partners
State Treasury Inspector (on leave)

PRESENTATION

Antolín Fernández Antuña (FCI Arb), Managing Partner of Antuña & Partners, is an experienced international arbitration lawyer and economist specialising in Investor-State disputes. With more than fifteen years' experience in law and finance, during the past 5 years he has served as Counsel before treaty arbitration tribunals in more than 40 investment arbitrations (29 ICSID) and performed in 32 hearings (29 on the merits).

He has defended Energy Charter Treaty (ECT, renewable energy arbitrations -solar plants, hydroelectric power plants, and wind parks-) and Bilateral Investment Treaty (BIT, mining sector) based arbitrations in The Hague, London, Washington, D.C., Stockholm and Paris, under the Rules of ICSID, SCC and UNCITRAL, and has worked in proceedings involving the use of English and Spanish, separately or jointly. He has also worked on cases before domestic courts, including the Supreme Court of the Kingdom of Spain.

Before joining Spain's in-house international arbitration group (Abogacía General del Estado-Dirección del Servicio Jurídico) since its inception, he worked as an international taxation expert responsible for auditing large multinational corporations (several IBEX-35, FTSE 100, NASDAQ). His experience covers, among others, the following sectors: energy, transport, real estate, construction, services, mining, infrastructures and telecommunications.

International Lawyer (Best Lawyers 2020 awarded) and Economist, Certified Accounts Auditor, Master in Public Administration, Public Policy and Taxation, Diploma as an Expert in International Taxation, he draws skills from this background to deliver in-depth legal and financial analysis in highly complex international disputes.

PROFESSIONAL EXPERIENCE

2019-Now Arbitrator & Counsel

- Founder and Managing Partner of ANTUÑA & PARTNERS, International Arbitration Law Boutique

- State Treasury Inspector (on leave)

Appointments as Arbitrator:

- Sole Arbitrator, Madrid Court of Arbitration (direct appointment), dispute related to the finance industry, 2019

2014–2018 Counsel, International Arbitration – Kingdom of Spain

Ministry of Justice – Abogacía General del Estado, Kingdom of Spain

Representing the Kingdom of Spain in more than 40 international arbitrations (ICSID, UNCITRAL, SCC), Energy Charter Treaty (ECT) and Bilateral Investment Treaty (BIT) based, having performed:

- 32 hearings as Counsel;

- 45 opening/closing statements;

- 42 cross-examinations (35 of experts).

Investment arbitrations were related to Mining and Renewable Energy sectors, and in the latter, represented the State in arbitrations that involved the following technologies:

- Solar (PV and CSP) Plants;

- Hydroelectric Power Plants;

- Wind Parks.

2013–2014 Senior Consultant on International Taxation

Inter-American Centre of Tax Administrations - CIAT

2012–2014 Tax Inspector at Large Taxpayers Central Office

Ministry of Economy and Public Finance – AEAT, Madrid

Responsible for auditing large multinational corporations (several IBEX 35, FTSE 100,

NASDAQ 100), some with up to €50 billion in revenue. Audits included Transfer Pricing, Cross-Border M&A, Tax Consolidation, and International Taxation.

2010–2011 Tax Inspector, Regional Office

Ministry of Economy and Public Finance - AEAT, Barcelona

2008–2009 Chief of Reus Tax Administration (Cataluña)

Ministry of Economy and Public Finance - AEAT, Reus

2007–2008 Tax Inspector in National Collection Team

Ministry of Economy and Public Finance - AEAT, Barcelona

2006–2007 State Treasury Inspector

Training at Instituto de Estudios Fiscales, Madrid

2005–2006 Deputy Tax Inspector

Ministry of Economy and Public Finance - AEAT, Palma de Mallorca

2004–2004 Deputy Treasury Inspector

Training at Instituto de Estudios Fiscales, A Coruña

FIELDS OF SPECIALISATION

- Investor-State Arbitration
- Civil Law
- Common Law
- European Union Law
- Public Law
- Energy and Natural Resources Law
- Tax Law
- International Taxation
- Valuation of Assets, Enterprises and Damages

TITLES, DEGREES AND AFFILIATIONS

Former (on leave) Civil Servant Career

- Officer as State Treasury Inspector (on leave), published in the Spain's Official State Gazette of 14 December 2007
- Officer as State Treasury Deputy Inspector (on leave), published in the Spain's Official State Gazette of 5 May 2004

Education and Postgraduate Studies

- Master's Degree in Public Administration, Public Finance, Public Policy and Taxation (Law College, UNED University-IEF)
- Diploma as Expert in International Taxation (IEF)
- Selective Training Course to State Treasury Inspectors Body
- Selective Training Course to State Treasury Deputy Inspectors Body
- Bachelor's Degree in Law (Law College, UNED University)
- Bachelor's Degree in Economics (School of Business and Economics, Maastricht University - Erasmus-; Oviedo University)
- International Meres School

Memberships

- Chartered Institute of Arbitrators, Fellow (FCIArb)
- International Bar Association (IBA), member of the Arbitration Committee
- International Chamber of Commerce (ICC), member of the:
 - Commission on Arbitration and ADR
 - Commission on Taxation
 - Commission on Trade and Investment Policy
- Official Certified Accounts Auditor -Chartered Accountant- (ROAC)
- International Council for Commercial Arbitration (ICCA)
- London Court of International Arbitration (LCIA)
- Madrid Court of Arbitration (CAM)
- British Institute of International Comparative Law (BIICL), member of the Investment Treaty Forum (ITF)
- Spanish Club of Arbitration (CEA)

LANGUAGES

- English** Level: Perfectly fluent (vast majority of interventions in international arbitration in English). Official Languages School. TOEIC Test: 990/990 - ETS
- French** Level: Medium-high (7 years at International Meres School). L2 Certificate – Instituto Francés de Barcelona. Test de Français international: 680/990 - ETS
- Spanish** Level: Native

SELECTED PUBLICATIONS, LECTURES AND PRESENTATIONS

- Speaker at the IPA (Instituto Peruano de Arbitraje) I Spain-Peru Conference, in Lima, on the topic of “*Investment Arbitration: the State as Party in International Arbitration*” (November 2019)
- Speaker at the British Institute of International Comparative Law (BIICL) Thirty Third Investment Treaty Forum Conference, in London, on the topic of “*Valuation of Damages in International Investment Law*” (October 2019)
- Speaker at the IPA (Instituto Peruano de Arbitraje) VII Seminar in Investment Arbitration, in Santiago de Chile, on the topic of “*Indirect Expropriation and ICSID Case-Law*” (September 2019)
- Moderator at the Spain-Americas Arbitration Forum (ICEX – Consejo General de la Abogacía Española), held in Miami (June 2019)
- Arbitrator at FDI Moot, University of Miami School of Law (2019)
- Professor of the *International Investment Arbitration Course* of the Master in International Business Law at ESADE, Barcelona (2019)
- President of Arbitral Tribunal at Moot Madrid de Arbitraje, UNCITRAL-UC3M (2019)
- Speaker at the ICC Austria Ninth Investment Arbitration Forum, in Vienna, on the topic “*Renewable energy cases against Spain: valuation analysis*” (2018)
- Speaker at the Santoña Palace, organized by the Club Español del Arbitraje, titled “*Spain and the investment arbitration cases regarding renewable energies*” (2017)
- Speaker at the *Course in International Arbitration*, CEJ-Ministerio de Justicia (2016)
- “*Taxation and International Arbitration*”, Nov 2016, Workpapers (no. 20/2016), Ed. Institute of Fiscal Studies
- “*International taxation of financial expenses: domestic law and comparative law*”, Dec 2013. Workpapers (no. 19/2013), Ed. Institute of Fiscal Studies
- Professor of the *International Master in Taxation* of Cambra-Reus (2008-2009)