



Fatma Guney

Of Counsel

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Fatma specialises in the resolution of complex construction disputes, with vast experience in international arbitration and multi-jurisdictional, cross-border projects. She advises contractors, subcontractors, employers, state entities and multinational clients on major energy, transport and infrastructure projects across the world, with a particular focus on the Middle East, Türkiye and Africa.

A Solicitor of England & Wales and a Barrister (NP), Fatma has extensive experience acting as counsel in high-value arbitrations under the major institutional rules (including ICC, LCIA, ICSID, SIAC and DIAC) as well as mediations and dispute board proceedings. She regularly advises on both contentious and non-contentious construction matters, including EPC and FIDIC-based contracts, claims management, project risk allocation and dispute avoidance.

Fatma is recognised for her experience in advising Turkish contractors on multi-jurisdictional projects and complex cross-border dispute strategy. She has a strong understanding of cultural aspects that are prevalent in international projects and is experienced in working across both common law and civil law systems.

Fatma is a recommended lawyer in the *Lexology Index* and is highlighted as a future leader in arbitration as well as a Global Thought Leader for Arbitration in Türkiye.

She is fluent in English and Turkish.

Specialist expertise

Examples of Fatma's expertise include:

- acted for Turkish petroleum offshore company in respect of a potential project for the development of Sakarya Gas Field in the Black Sea in Türkiye;
- advised a Turkish energy and construction company in respect of a potential multi-party project and EPC contract for the construction of hydropower plants in Europe;
- acted as lead counsel in an LCIA arbitration between a Turkish contractor and an Ethiopian state-owned entity on a 390km railway construction project (worth approximately US\$800 million);
- acted for a Turkish metallurgy company against a European conglomerate in relation to a design and installation dispute arising from a project

to upgrade a chromite concentration plant (value of claims was approximately €30 million);

- acted as lead counsel for a Qatar-based Turkish company in an ICC arbitration concerning a major infrastructure project for the Qatar Metro (project value in excess of US\$68 million);
- acted as lead counsel in an ICC arbitration for a Turkish energy and construction company against a Korean EPC contractor, regarding the installation of a substation and related delays/provision of liquidated damages (value of claims was approximately US\$25 million);
- advised a Turkish contractor on the unlawful expropriation of construction assets in an investment treaty dispute under the SCC (Türkiye-Russia bilateral investment treaty worth approximately US\$300 million);
- acted as lead counsel in an ICC arbitration for a Turkish contractor concerning the operation and maintenance service for power plants in West Africa;
- acted as lead counsel in a pipeline construction dispute for a Turkish contractor. Successfully represented the contractor in four DAB proceedings;
- acted for a Turkish contractor on an infrastructure project in Latvia relating to a road construction dispute;
- acted as counsel in multiple infrastructure projects in Dubai for Turkish contractors against government-owned entities;
- acted as counsel in an ICC case concerning a dispute between the shareholders of a joint venture in a mining project between a French conglomerate and Turkish mining company.
- acted as counsel in an AAA case concerning a contractual sale of goods and distribution dispute in the defence sector;
- acted for two separate Turkish contractor claimants in a foreign investment case (ICSID) against Uzbekistan (with claims amounting to approximately US\$40 million and US\$168 million);
- acted as co-counsel in the ICSID case of *Nova Group v Romania*, successfully defeating a claim against Romania for approximately US\$370 million; and
- acted as co-counsel in an ICSID dispute between Turkish investors and Serbia regarding expropriation of investments (value of claims was approximately US\$17 million).

Other activities:

Fatma is a listed arbitrator with the following arbitral bodies:

- the Dubai International Arbitration Centre (DIAC);
- the Guangzhou Arbitration Commission;
- the Istanbul Arbitration Centre (ISTAC); and
- the Vienna International Arbitration Centre (VIAC).

Fatma frequently contributes to publications covering international arbitration and construction law, such as the *Construction Law Journal*. She regularly speaks at arbitration and dispute resolution conferences

and provides client training on effective dispute avoidance and cross-examination techniques.

Fatma's memberships/positions include:

- associate member of the CIArb European Branch;
- member of the Society of Construction Law; and
- member of ICC Türkiye.