

Olga Boltenko

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PRACTICE AREA

INTERNATIONAL ARBITRATION

INVESTMENT PROTECTION

REPRESENTATIVE MATTERS AND CASES

Olga is investment and trade lawyer with over ten years' experience in public international law and investor-State dispute resolution.

She acted as legal counsel in investor-state disputes under the auspices of the Permanent Court of Arbitration, ICSID, SCC, ICC, LCIA, and as tribunal secretary in dozens of commercial disputes in a wide array of industries including oil and gas, infrastructure, construction, telecommunications and pharmaceuticals, across Asia and beyond.

Olga teaches a master of laws degree in arbitration and ADR at The University of Hong Kong. She is listed as arbitrator on the HKIAC, SIAC, AIAC, and CIETAC panels of arbitrators.

Examples of her experience include:

- Representing Armenia against a US national in an ICSID dispute under the US-Armenia BIT arising out of Armenia's alleged breach of the BIT's full protection and security standard
- Representing AFK Sistema an ICSID arbitration against Turkmenistan arising out of Turkmenistan cancellation of mobile telecommunication licences
- Representing Ukraine in ICSID Case ARB/06/18 Joseph Charles Lemire v Ukraine.
- Representing Ukraine in ICSID Case ARB/09/11 Global Trading Resources Corp. and Globex International, Inc. v Ukraine;
- Representing a Ukrainian state agency in a dispute under the PCA Environmental Rules over the implementation of the Kyoto Protocol in the

Ukraine;

- Acting as a PCA legal counsel in a set of ECT arbitrations against the Russian Arbitration over the expropriation of the Yukos Oil Company;
- Advising a major Russian bank on strategic issues of a large-scale transnational debt recovery effort;
- Representing a Japanese vehicle manufacturing company in a Brussels based ICC arbitration in a dispute arising out of a FIDIC construction contract;
- Representing a French construction company in a Stockholm based ICC arbitration in a dispute over a FIDIC construction contract;
- Representing a French Michelin star restaurant group in an IP dispute against a Hong Kong entity over multiple breaches of a licensing agreement.

OTHER INFORMATION

Professional Qualification

- Qualified as an advocate in the Russian Federation;
- Registered as a foreign lawyer in Hong Kong;

Publications and speaking engagements

Olga is a frequent speaker at conferences in Asia and beyond. She has published prolifically on issues of international trade law and dispute resolution.

Olga's publications include:

- Olga Boltenko, "Political Risk Insurance along Belt & Road", Asian Dispute Review, December 2017;
- Olga Boltenko, "A Russian roulette: the future of Russian investment law", Offshore Investment, October 2017;
- Olga Boltenko, "Resolving Disputes Along the Belt and Road: Are the Battle Lines Drawn?" Asian Dispute Review, November 2017;
- Olga Boltenko, Nanxi Ding, "Risky business: political risk insurance in the OBOR jurisdictions – Report on the 4th CMS-HKIAC Investment Law_Lecture", Kluwer Arbitration Blog, July 2017
- Olga Boltenko, Nanxi Ding, Lakshanthi Fernando, "PCA Award Trapped in the Confines of the Singapore State Immunity Act", Kluwer Arbitration Blog, May 2017;
- Olga Boltenko, Sam Luttrell, "Mercantile Adventurers' Making Their Way to Hong Kong and Singapore: A Blessing or a Curse?" Hong Kong Lawyer, September 2016;
- Trans-Pacific Partnership Agreement (TPP): Final text released, November 2015,

Client Briefing;

- The TPP of the Iceberg - TPP Signals New Approach to Trade Liberalisation, October 2015, Client Briefing;
- Worldwide Mareva injunctions in Singapore: Issues to consider following *Bouvier v Accent Delight*, October 2015, Client Briefing;
- Olga Boltenko, Priscilla Lua, “Prakash J of the Singapore High Court decides the arbitration “chicken and egg” dilemma”, *Kluwer Arbitration Blog*, September 2015;
- Olga Boltenko, Kabir Singh, “Enforcement of Treaty Awards against Russia in Asia: A safe Haven for Russian Assets?”, *Kluwer Arbitration Blog*, September 2015;
- Olga Boltenko, Neil Kaplan CBE QC SBS, “A secret tool for winning an arbitration case”, *Asian Dispute Review*, July 2015;
- Olga Boltenko, "The Rise of Russia's Far East is Likely to Prompt Changes in Arbitration Geography", *Kluwer Arbitration Blog*, July 2015;
- Olga Boltenko, "Cambodia's Arbitration Centre sets off on its First Flight", *Kluwer Arbitration Blog*, June 2015;
- Olga Boltenko, Karen Tan, “Arbitrating with Russia – ways to minimize sanctions-related risks”, *Corporate Disputes*, April 2015;
- Olga Boltenko, Neil Kaplan CBE QC SBS, “The dangers of neglect: governing law of arbitration agreements”, *Chartered Institute of Arbitrators Liber Amicorum*;
- Olga Boltenko, “Enforcement of Foreign Arbitral Awards in Russia and China”, *Asian Dispute Review*, January 2015;
- Olga Boltenko, "Hong Kong: Lord Hoffmann's rule of law musings", *Global Arbitration Review*, December 2014;
- Olga Boltenko, “Hong Kong emerges as Russia’s Refuge while the EU Sanction Cripple Major Russian Businesses”, *Kluwer Arbitration Blog*, November 2014;
- Olga Boltenko, Yves Fortier, “Hong Kong – ‘Trouver le pot aux roses’”, *Asian Dispute Review*, October 2014;
- Olga Boltenko, “Stop ignoring the Elephant in the Room!", *Kluwer Arbitration Blog*, June 2014;
- Olga Boltenko, "The Permanent Court of Arbitration: Procedural Rules and the Importance of Early Procedural Agreement", *Asian Dispute Review*, April 2013.