



# AHMED OUERFELLI

ATTORNEY AT LAW

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# **BIOGRAPHY**

# AHMED OUERFELLI

(UPDATED NOVEMBER 2015)

# I. PERSONAL DETAILS:

Name: Ahmed

Family name: Ouerfelli

Date of birth: 23 November 1970 Place of birth: Es-Sers (Tunisia).

Marital status: Married Father of one child.

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### II. EDUCATION:

- ✓ Masterdegree in privatelaw (1995) "Faculté de Droit et de Sciences Politiques de Tunis".
- ✓ Graduate from the High Institute of the Judiciary (1995). President of the Republic's award.
- ✓ Graduate in business law (bachelor "maîtrise" 1993) - "Faculté de Droit et de Sciences Politiques de Tunis"

# III. PROFESSIONAL BACKGROUND:

1. Attorney at law

Ahmed Ouerfelli was admitted at the Tunisian Bar, only 5 days after he left his position as the legal adviser to the three post-revolution Presidents of the Republic (FouedMebazzaa, MoncefMarzouki and BejiCaidEssebsi). Since, he immediately launched the OUERFELLI ATTORNEYS & COUNSELSlaw firm.

2. Legal Advisor to the President of the Republic (2011-2015):

Legal adviser of the President of the Republic of Tunisia from 15 March 2011 to 15 February 2015.

Ahmed Ouerfelli officially resigned from his office, first on 19 October 2011, four days before the 2011 elections. His resignation was accepted by not executed. He resigned for the second time on 8 June 2014. His resignation was accepted only in October 2014, with effect on February 15, 2015, after the Parliamentary and Presidential elections. He officially left his office on February 2015.

# 3. Magistrate (1994-2014):

- ✓ Since September 2000 to 14 March 2011: judge in the Center of Legal and Judicial Research –*CEJJ* (2000-2006) where he was promoted Chair of a Working Group, in charge of business law (2006–March 2011).
- ✓ Judge in the Court at the Tunis Court of Appeals (the First President's Section).
- ✓ Judge in the Court of First Instance of Ariana (1995-1997) (criminal then civil and labour Section).
- ✓ Magistrate, graduated from the High Institute of the Judiciary (1995).

# Key responsibilities:

In the Presidency of the Republic:

- ✓ Providing legal advice to the President of the Republic on major legal issues related to the constitutional building process and the management of legal issues linked to the prerogatives of the President of the Republic;
- ✓ Assisting the sections of the President's Office and the Presidency's administration in dealing with all legal issues:
- ✓ Managing and drafting memorandums in constitutional, civil, criminal and administrative disputes in relation with the Presidency of the Republic;
- ✓ Responsible and coordinator in chief of the ICCo Project (International Constitutional Court). Speaker, representative and/or delegate of the Presidency of the Republic of Tunisia before the United Nations and the African Union in very high level meetings related to this Project. Speaker and discussant in different forums (Columbia University, IPI, Palais des nations in Geneva...) in conferences reserved to this Project...

#### In the CEJJ:

- ✓ Studying the legal framework relating to business, investment and trade and proposing the main changes that have to be made in the light of the development of comparative law (European, American, Islamic countries, EU law...).
- ✓ Drafting legal reforms (company law 2001-2009, civil procedure 2002, reorganization law 2003, certain tax laws...).

# Key achievements

*In the Presidency of the Republic (since 15 March 2011)* 

- ✓ Providing advice to the President of the Republic on the legal aspects of various issues, mainly relating to the transitional process in Tunisia, anticorruption...
- ✓ Responsible for the publication and translation if three successive versions of the ICCo Book (trilingual).

*In the Center of Legal and Judicial Research (CEJJ)* (2000-2011)

Team leader for the amendment of the rules on the execution of judgments and court rulings (2002); amendment of the 1995 law on the reorganization of firms facing economic difficulties; amendments of the Commercial Companies Code and strengthening transparency and governance (mainly 16 March 2009)...

At the Tunis Court of Appeal (1997-2000):

Member of the *Premier Président*'s Section, ruling mainly on arbitration cases. Most decisions are published and many of them are commentated and reported in local and international publications.

#### 4. Law lecturer

- ✓ Co-teaching a course on "Fighting against corruption" with Mr. Shaker Mzoughi, Faculté de Sciences Juridiques, PolitiquesetSociales. Course sponsored by the UNDP, since 2013
- ✓ Taught civil law, fiscal law, arbitration law and international trade law at the Tunis Faculty of Law and of Political Sciences (since 1996).
- ✓ The High Institute of the Judiciary (*InstitutSupérieur de la Magistrature*): 2002-2004 (Teachnig criminal tax law and commercial companies' law).

✓ Faculty of Legal Political and Social Sciences: 2010-2014 (international trade and arbitration law, anticorruption law).

# **OTHER ACTIVITIES:**

### 1. Author:

Author of 10 books on arbitration law, corporate law, tax law, sports law, published between 2003 and 2015:

TITLE	YEAR OF PUBLI CATIO N	Original title
Manual of Corporate Law	2015	الوسيط في قانون الشركات التجارية"، ط. مجمع الأطرش للكتاب المختص، تونس 2015.
Handbook on Sports Law	2015	المختصرفي القانون الرياضي"، ط. مجمع الأطرش للكتاب المختص، تونس 2015.
Arbitration in Tunisian Case Law	2010	« L'arbitrage dans la jurisprudence tunisienne », éd. Latrcah-LGDJ, Tunis-Paris 2010 (près de 500 pages).
« Tunisia », in International handbook on Commercial arbitration, ICCA, Dublin 2009.	2009	« Tunisia », in International handbook on Commercial arbitration, ICCA, Dublin 2009.
Handbook on Corporate Law	2009 and 2010	"الوجيز في قانون الشركات التجارية"، ط. مجمع الأطرش، تونس 2009 (طبعة أولى) و 2010 (طبعة ثانية). 566 صفحة.
Studies in Tax Law II	2007	اللغات العربية والفرنسية والانقليزية) تونس العربية والفرنسية والانقليزية) تونس 2007 - حوالي 540 صفحة.
Commercial Companies Code, Annotated	2006	"مجلة الشركات التجارية معلق عليها" - مؤلف مشترك مع القاضي كمال العياري - تونس 2006 - 1718 صفحة.
International Arbitration in Tunisian and Comparative Law	2006	"التحكيم الدولي في القانون التونسي والقانون المقارن"، ط. مجمع الأطرش، تونس 2006– 916 صفحة
The distribution of Companies Dividends	2006	"توزيع رباح الشركات التجارية"، ط. المكتب الجامعي الحديث، الإسكندرية، مصر 2006.
The Arbitration Code Annotated. Domestic Arbitration	2006	مجلة التحكيم معلق عليها- التحكيم الداخلي" - ط. مركز الدراسات القانونية والقضائية، تونس 2006.
Studies in Tax Law (I)	2003	الراسات في القانون الجبائي"، نشر دار الخبير، نونس 2003.
COMING PUBLICATIONS:		
Arbitration in Libyan Law		"التحكيم التجاري في القانون الليبي".
Handbook on the History of Taxation in Tunisia		ورقات من تاريخ الجباية في تونس".
The Legal Status of the Professional Football Player		Le statut juridique du footballeur professionnel

Author of around 100 articles and commentaries in various fields of law (commercial, taxation, corporate), published in Arabic, French and English in more than 15 countries.

# 2. In the field of sports:

- ✓ Chairman of the National League for Professional Football (2012).
- ✓ Member of the Independent Commission Supervising the Elections of Sport Federations (2011-2013).
- ✓ Arbitrator at the CNAS (Comité National d'ArbitrageSportif, equivalent of CAS-TAS in Tunisia) since 2012.
- ✓ Member of commissions rethinking the sports system (2014-2015).

# 3. Other:

- ✓ Arbitrator, in civil, commercial, and sports matters (international and domestic).
- ✓ Counsel for Parties in investment (The Republic of Tunisia) and commercial arbitrations.
- ✓ Chair of the Association "JuriCercle".
- ✓ Member of the "*Tunisian Association of Tax Law*".
- ✓ Member of the Editorial board of the « Universal Journal of Arbitration » (Lebanon).

# **CORE SKILLS:**

- ✓ System-concept building;
- ✓ Oral speech, in private or in public;
- ✓ Multi-dimension analysis;
- ✓ Drafting laws, conventions, agreements, contracts, judgments, arbitral awards...
- ✓ Pleading in major cases.
- ✓ Non-profit activities.