



Tilbe Birengel

Senior Associate

Department: Arbitration, Contracts, Litigation, Compliance, Banking and Finance

Languages: Turkish, English

Contact: tilbebirengel@erdem-erdem.nl

Tel: +31 (0) 20 747 1113

Biography

Tilbe Birengel is a Senior Associate in Erdem & Erdem's Amsterdam office.

She advises clients in the areas of contract law, commercial law, technology law, banking and finance. Birengel who is a Certified Information Privacy Professional in Europe (CIPP/E), works on clients' compliance projects in the area of European privacy and personal data protection.

She represents clients in international arbitration proceedings as party counsel and acts as the secretary of the arbitral tribunals. Birengel represents clients before Turkish courts and coordinates international litigation proceedings.

She obtained her Master's degree in European and International Business Law with cum laude at Leiden University in the Netherlands, where she studied as a European Union Jean Monnet Scholar. In her thesis titled "Shareholder Protection in Investment Arbitration", she analyzed the indirect damage claims of shareholders in investment treaty arbitration.

Birengel received her undergraduate degree from Bilkent University Faculty of Law and minor degree in opera at the Faculty of Music and Performing Arts.

Practice Areas

- Arbitration
- Banking and Finance Law
- Compliance
- International Commercial Contracts
- IT Law and Artificial Intelligence
- Litigation
- Personal Data Protection

Industries

- Information Technologies
- Energy
- Financial Services
- Construction and Infrastructure
- Port

Representative Matters

Arbitration

- Secretariat of the arbitral tribunal in the arbitration under Istanbul Chamber of Commerce Arbitration and Mediation Center (“ITOTAM”) rules arising from dispute over a joint venture agreement between two construction companies
- Representation of a company in a commercial dispute governed under Malta Arbitration Center rules
- Advising a large construction group operating in the Netherlands and Turkey in a dispute governed under Istanbul Arbitration Center (“ISTAC”) rules
- Providing legal advisory in the field of investment treaty arbitration
- Advising on an arbitration before the International Center for Settlement of Investment Disputes (“ICSID”), managing the third-party financing process
- Representation of a Qatari company in the field of hospitality services in arbitration proceedings under ICC rules in disputes arising from breach of share transfer agreements and defects in constructions
- Representation of a company in the arbitration proceedings under the International Chamber of Commerce (“ICC”) rules in disputes arising from the share transfer agreements concluded between energy companies and the annulment of the arbitral award
- Representation of Turkey's leading energy companies in arbitration proceedings under ISTAC rules arising from electric energy supply contracts (“EFET”)
- Representation of a sports club in arbitration proceedings under ISTAC rules
- Representation of a company operating in the geothermal energy industry in an arbitration under ICC rules, enforcement of the arbitral award and follow-up of the annulment proceedings
- Representation of a company operating in the defense industry in an arbitration under ICC rules, enforcement and annulment of the arbitral award

- Representation of a company operating in the industrial manufacturing sector in an arbitration under ICC rules

Litigation

- Representation of Turkey's leading group of companies operating in various fields including port management, mining and energy sectors in commercial disputes in the Netherlands and Turkey
- Recognition and enforcement of court judgments rendered by foreign courts such as the United Kingdom and the British Virgin Islands in addition to arbitral awards rendered in arbitration proceedings
- Representation of Turkish port operator in various commercial litigations
- Representation of a Qatari construction company in disputes arising from share transfer agreement and construction defects
- Representation of the world's largest beverage company in an intellectual property dispute
- Representation of a port operator before Turkish courts in a dispute arising out of breach of a letter of intent, advising on proceedings before the US courts,
- Representation of a leading Italian coffee producer in an intellectual property dispute,
- Representation of an online digital platform services company in lawsuits filed before Turkish courts
- Representation of a Turkish electronics manufacturer in a lawsuit
- Representation of a payment systems company in an administrative lawsuit filed for the annulment of the Competition Board's decision
- Representation of a Dubai-based international real estate development and construction company in litigations
- Representation of a company in the fertilizer industry in administrative and commercial disputes
- Advising Turkey's leading glass manufacturer on its international disputes arising from intercontinental deliveries
- Representation of an Italian company in damage claims and customer compensation arising from the termination of an agency agreement
- Representing a private bank in disputes arising out of competition and contract law in addition to day-to-day legal consultancy

Compliance

- Preparation and management of compliance programs for multinational companies regarding the protection of personal data, in-house training, preparation of necessary documentation and policies

Corporate Consultancy

- Drafting and negotiating commercial contracts
- Preparation of due diligence reports on the share transfer processes
- Day-to-day legal consultancy on commercial matters

Banking and Finance

- Providing legal consultancy to Turkish banks within the scope of banking legislation

Execution and Bankruptcy

- Representation of a sovereign wealth fund in various lawsuits and execution proceedings arising from unlawful attachments of the shares owned by a Turkish Bank on the basis of an ICSID award with a total amount of USD 40,000,000,

Education

- Leiden University, the Netherlands, Advanced Master of Laws (LL.M.) in European and International Business Law
- Bilkent University, Faculty of Law
- Bilkent University, Faculty of Music and Performing Arts, Minor Degree
- Leiden University, the Netherlands, Erasmus Exchange Programme
- Hacı Ömer Tarman Anatolian High School

Memberships

- Istanbul Bar Association
- Jean Monnet Scholars Association
- International Association of Privacy Professionals
- Dutch Arbitration Association
- Young ISTAC
- ICC Young Arbitrators Forum
- Young ICCA
- Bilkent University Alumni Association

Publications

- Framework Convention on Artificial Intelligence, Erdem & Erdem Newsletter, September 2024
- The Netherlands Arbitration Institute Foundation Rules 2024, Erdem & Erdem Newsletter, March 2024
- Domain Name Dispute Resolution, Erdem & Erdem Newsletter, October 2023
- ChatGPT: A Grey Zone Between Privacy, Cybersecurity, Human Rights and Innovation Erdem & Erdem Newsletter, August 2022
- GDPR and Mass Claims, Erdem & Erdem Newsletter, May 2022
- European Courts' Diverging Approach over Intra-EU Investment Arbitrations, Erdem & Erdem Newsletter, May 2022
- Komstroy Decision: End of an Era for Intra-EU ECT Arbitration or Not?, Erdem & Erdem Newsletter, October 2021
- Regulation Models for Third-Party Funding in Investment Arbitration, Erdem & Erdem Newsletter, July 2021
- Witness Conferencing in International Arbitration, Erdem & Erdem Newsletter, March 2019
- A Shift from Arbitration to Multilateral Investment Court System at EU, Erdem & Erdem Newsletter, March 2019
- The Effect of Achmea Judgement in Investment Arbitration, Erdem & Erdem Newsletter, October 2018
- The Prague Rules on the Taking of Evidence in Arbitration, Erdem & Erdem Newsletter, July 2018
- Amendment of ICSID Rules and Regulations, Erdem & Erdem Newsletter, April 2018
- Cost Allocation in International Arbitration, Erdem & Erdem Newsletter, January 2018
- Arbitration Agreements Concluded by Agents and the Specific Authority Problem (co-author with Mr. Fatih Işık), ISTAC Bulletin, September 2017
- Umbrella Clauses in Investment Arbitration, Erdem & Erdem Newsletter, August 2017
- Moral Damages Claim in Investment Arbitration, Erdem & Erdem Newsletter, June 2017
- International Arbitration in Banking and Finance Sector Within the Context of the ICC Commission Report, Erdem & Erdem Newsletter, February 2017
- Challenging Decisions of the Regional Courts of Appeal, Erdem & Erdem Newsletter, December 2016