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The Brazilian Constitution of 1988 established a new scenario for Brazilian socioeconomic development. Since 1988, the Brazilian legal framework has strongly fostered national and international companies ' investment in infrastructure



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through concessions and the privatization of several sectors—logistics, electric power, sanitation, oil and gas, mining, and telecommunications, among others.

~~Foreign Investments in Infrastructure in  
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commerce and arbitration Aug 30, 2020

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legislation from a practical perspective

addressing brazil is today described as

having a pro arbitration legal regime and

arbitration is

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This new backdrop where the private sector has been playing an important role in long-term financings in Brazil has been made even more attractive by Law No. 12,431, enacted on 27 June 2011, which establishes

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tax incentives for Brazilian and foreign investors in connection with certain debentures regarding infrastructure projects issued in the local market.

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In line with the Brazilian Government ' s

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efforts of encouraging investment in and development of businesses in Brazil, Law 13,874 of 20 September 2019 (also known as the "Law of Economic Freedom") was enacted, which influences numerous aspects of the Brazilian legal system.

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The applicable law to e-commerce in Brazil is mainly based on consumer protection. This is why companies must follow rules regarding information, transparency and security. There are special regulations for specific fields of e-commerce, such as those involving health, foodstuffs, marketing, and credit systems.

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Buy Brazil Infrastructure Law, edited by  
Marçal Justen Filho, Cesar Pereira , Rost  
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Brazilian Internet Law (Law no.  
12,965/2014) and its regulatory Decree (No.  
8.771/2016) establish principles, warranties,

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rights and duties for internet use in Brazil.

## And Arbitration

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Justen, Pereira, Oliveira & Talamini -  
Advogados Associados and for the past 25  
years has led it to grow into a leading law  
firm in the fields of regulation, infrastructure  
and government contracts in Brazil. He is  
internationally acknowledged as a  
prominent specialist and has been  
repeatedly nominated as a distinguished

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lawyer in the areas of public procurement  
and infrastructure by peer-appointed  
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~~Infrastructure Law of Brazil - Top Stories~~  
The concession agreements of three recently  
privatised airports contain clauses

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submitting any disputes to International Chamber of Commerce arbitration, sending a clear pro-arbitration message to all interested foreign investors. However, the draft agreements for two relevant upcoming projects indicate that the government may have shifted its position on arbitration in major infrastructure works.



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~~Bumps in the road to infrastructure  
arbitration ...~~

According to International Chamber of Commerce data, Brazilian arbitrations accounted for 41% of all arbitrations in Latin America in 2014 and 4.29% of the total number of arbitrations in the world in 2013.

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In addition, S ã o Paulo is classified as one of the top ten venues for arbitration in the world.

This book offers the international reader a comprehensive view of Brazilian

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Infrastructure law from the standpoint of key local practitioners. It is divided into two sections. The first part features a collection of essays on the most significant infrastructure topics. It is followed by bilingual versions of the main statutes and regulations examined in the various essays found in Part 1. A glossary of essential

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Infrastructure terminology is also included. The topics discussed in this book range from an overview of the Brazilian constitutional structure to in-depth analyses of regulated sectors, public procurement, and dispute resolution. The various essays contained herein cover the fundamental legal issues an international player must keep in mind

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when working in the Brazilian infrastructure market. This work utilizes a comparative approach, and is intended to correlate Brazilian legal specificities with their counterparts in internationally recognized models. This work aims to provide essential guidelines that will enable international infrastructure investors, practitioners, and

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scholars to successfully navigate Brazilian law and legal practice. (Series: International Commerce and Arbitration, Vol. 20)

[Subject: Corporate Governance, International Law, Trade Law]

Brazil's power to attract international investors has become irresistible. Large-scale

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economic development, massive infrastructure projects, substantial agribusiness and commodities markets, and newly discovered oil and natural gas resources-combined with improvements in social standards and a consolidation of democratic institutions-have spearheaded the emergence of Brazil as a formidable

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global economy challenging the developed nations. This is the first book in English to provide a detailed guide to the ways into and around the Brazilian economy. Thirty seven leading Brazilian practitioners describe and interpret laws and regulations governing business set-up procedures, transactions, contracts, financing, taxation, securities,



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intellectual property, real estate, dispute resolution, environmental protection, labor, insolvency, competition, trade remedies, anti-corruption, private funds and insurance. They explore every issue likely to be important to investors, including the following:

- competition, mergers and acquisitions, joint ventures;
- contractual

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clauses, statutory requirements on specific agreements; • tax incentives available for infrastructure projects; • listing and offering requirements in capital and securities markets; • licensing, franchising, and other intellectual property agreements; • civil proceedings, arbitration, and the mechanisms of dispute resolution; • the

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structure of the Brazilian judiciary system;

- rules on conflicts of law and competence of jurisdiction;
- real property acquisition and development;
- environmental liabilities;
- forms of employment and employment contracts;
- insolvency and bankruptcy proceedings;
- trade remedy system;
- anti-corruption legislation;
-

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private equity, venture capital and investment funds; and • insurance and re-insurance. Taking the point of view of a commercial lawyer required to draft and negotiate agreements governed by Brazilian law, each author contributes particular expertise to this incomparable resource for potential and actual investors in Brazil and

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their counsel. Thoroughly up-to-date in its exploration and understanding of the legal transformations that are taking place in Brazil, this book will be invaluable to corporate lawyers, investors, academics, and policymakers interested in Brazil's role in the global economy.

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In this thirty-eighth volume of the Comparative Law Yearbook of International Business, once again practitioners and experts in a variety of legal fields examine issues from national and regional perspectives. Authors from Germany, Japan, Nigeria, and Poland deal with issues relating to data protection and privacy. Investment

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and infrastructure topics are examined by authors from Brazil, Colombia, Greece, and the United States. Subjects ranging from corporate responsibility, patent infringement litigation, and credit portfolio transfers to medical and family leave, food and beverage product representations, and distribution agreements are treated by

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authors from Belgium, Hungary, Ireland,  
Japan, Latvia, and the United States.

The guide that explores how procurement  
and contracts can create an integrated team  
while improving value, economy, quality  
and client satisfaction Collaborative  
Construction Procurement and Improved



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Value provides an important guide for project managers, lawyers, designers, constructors and operators, showing step by step how proven collaborative models and processes can move from the margins to the mainstream. It covers all stages of the project lifecycle and offers new ways to embed learning from one project to the next.

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Collaborative Construction Procurement and Improved Value explores how strategic thinking, intelligent team selection, contract integration and the use of digital technology can enhance the value of construction projects and programmes of work. With 50 UK case studies, plus chapters from specialists in 6 other jurisdictions, it

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describes in detail the legal and procedural route maps for successful collaborative teams. Collaborative Construction Procurement and Improved Value: Examines the ways to create an effective contract that will spell success throughout the procurement process Contains helpful case studies from real-world projects and

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programmes Explores the benefits of the collaborative construction process and how to overcome common obstacles Bridges the gaps between contract law, collaborative working and project management Includes the first analysis of the NEC4 Alliance Contract, the FAC-1 Framework Alliance Contract and the TAC-1 Term Alliance

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This collection of essays is a project of the Brazilian Institute of Business Law (IBRADEMP) whose purpose is to expand and discuss technical subjects related to Brazilian corporate law, its evolution in Brazil and the repercussions abroad.

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International Business Transactions with Brazil, written by highly experienced experts from both Brazil and the United States, covers most of the topics that a business lawyer in the United States, Europe, or Asia might expect to possibly encounter in his or her representation of international companies seeking to do business in Brazil.

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This volume is designed for business lawyers, business executives, investment bankers, and international investors seeking technical knowledge of the current state of the art in many aspects of Brazilian law and finance. This volume is required reading for anyone seeking to assist their clients in Brazilian business transactions.

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This book provides fundamental strategies every lawyer should know before going into e-commerce based international negotiations, including: -How to build trust in negotiations while using internet communications technologies -Negotiating with governments -Cultural background



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and overviews of legal systems for specific countries -Substantive laws/regulations which impact negotiations -Special comments on use of internet technology in negotiations -Negotiating across cultures in the digital age -Current issues in negotiating business agreements online -Online alternative dispute resolution

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The scope and importance of International Commercial Arbitration (ICA) has expanded exponentially in the last few decades and has become the natural and logical method to resolve international

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business and economic disputes. This collective work captures the development of ICA from different perspectives and uniquely brings together the ideas, suggestions and perspectives of in-house counsel as the most important users of ICA, along with outside counsel, arbitrators themselves, and major arbitration

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organizations who all help provide the service. Most, if not all, of the contributing authors have served as counsel or arbitrator in arbitrations and have further contributed, through their writings, teachings or activities in arbitral and other institutions, to the evolution of ICA covered by this collective work. Accordingly, International

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Commercial Arbitration Practice: 21st Century Perspectives is an indispensable tool for the reader – practitioner, arbitrator, academic, magistrate or student – not only to obtain useful general information on ICA practice today but to gain insightful views as to the influence of this institution in the settlement of international commercial

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disputes in specific economic areas,  
industries and commercial activities.  
International Commercial Arbitration

Practice: 21st Century Perspectives brings  
the process alive and provides the reader  
with a useful practice guide whether he or  
she represents a client participating in an  
international commercial arbitration, is in-

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house counsel for a company considering arbitration as a possible method of dispute resolution, or is an arbitrator with cases at hand. The book is organized by Parts which contain thematically related chapters. Part I deals with an overview of key elements in ICA practice and includes chapters on how arbitration is conducted under different legal

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systems such as common law, civil law, and shari'a law, as well as a chapter on cultural issues in international arbitration. Part II contains geographical regional overviews covering most regions of the world (Western Europe, Russia/NIS countries, Asia (particularly China & Hong Kong and the Indian Subcontinent), Middle East &



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North Africa, Latin America, the U.S., Canada, and Australia & New Zealand. Part III includes individual industry sector views of how ICA is conducted in individual industry and business sectors such as oil & gas, LNG, mining, construction, telecommunications, satellite communications, intellectual property,

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sports, banking & finance, insurance & reinsurance, securities, shipping & maritime, corporate shareholder and bankruptcy settings. These chapters are highly instructive because many of them were written by current or former in-house counsel in these industries or, in some cases, by outside counsel who focus on these

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industries. Part IV of the book describes recent trends at several major global commercial arbitration institutions such as the ICC, ICDR, LCIA, CPR and WIPO. Part V deals with questions of how technology has been changing ICA practice in recent years, including chapters relating to the use of technology by some major arbitral

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institutions, videoconferencing in ICA, and online arbitration of internet domain name and e-commerce cases.

Research Paper (undergraduate) from the year 2010 in the subject Business economics - Marketing, Corporate Communication, CRM, Market Research, Social Media,

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grade: 1,0, Munich University of Applied Sciences (Fakultät 09 für Wirtschafts-  
Ingenieurwesen: Master of Business Administration & Engineering), course:  
Foreign Direct Investment (FDI) and International Joint Venture (IJV) in Brazil,  
language: English, abstract: For several decades now, we are experiencing an

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unavoidable and strongly growing market globalization. Beyond the traditional export business, industrial globalization keeps penetrating the world's countries and markets under many different forms of international businesses and strategic alliances. This term paper describes, justifies and compares two forms of cross-border

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business expansion strategies into the Brazilian Market that a Multi-National-Corporation (MNC) may resort to: Foreign Direct Investment (FDI) and International Joint Venture (IJV). Their implementation strongly depends of the market type that a host country offers. A common denominator of both international market

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entry modes is the obviously advantageous presence of interests of the involved MNCs when trying to expand their businesses into host countries. This direct presence in a host country means additional speed to market and provides the MNCs far more possibilities of establishing, conducting and controlling international businesses, than the



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traditional export business. The generalizing statement made in the paragraph above is only meant to provide an introductory feeling on how the market of a host country determines the strategy for business expansion. Naturally, there are far more important facts and reasons to be considered that ultimately force investors

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into conducting extensive, deep and detailed analysis of not only the market conditions and structures found in pinpointed host countries of their interest, but much more must they make profound and accurate analysis

Energy projects in Latin America are a major

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contributor to economic growth worldwide.

This book is the first to offer a comprehensive, in-depth analysis of specific issues arising from energy and natural resources contracts and disputes in the region, covering a wide range of procedural, substantive, and socio-legal issues. The book also includes how states have shifted from

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passive business partners to more active controlling players. The book contains an extensive treatment and examination of the particularities of arbitration practice in Latin America, including arbitrability, public order, enforcement, and the complex public-private nature of energy transactions. Specialists experienced in resolving

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international energy and natural disputes throughout the region provide detailed analysis of such issues and topics, including: state-owned entities as co-investors or contracting parties; role of environmental law, indigenous rights and public participation; issues related to political changes, corruption, and quantification of

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damages; climate change, renewable energy, and the energy transition; force majeure, hardship, and price reopeners; arbitration in the electricity sector; take-or-pay contracts; recognition and enforcement of awards; tension between stabilization clauses and human rights; mediation as a method for dispute settlement in the energy and natural

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resources sector; and different comparative approaches taken by national courts in key Latin American jurisdictions. The book also delivers a clear explanation on the impact made to the arbitration process by Covid-19, emerging laws, changes of political circumstances, the economic global trends in the oil & gas market, the energy

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transition, and the rise of new technologies. This invaluable book will be welcomed by in-house lawyers, government officials, as well as academics and rest of the arbitration community involved in international arbitration with particular interest in the energy and natural resources sector.



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