

Pedro Fernández Sánchez

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PROFILE

At **SÉRVULO** since 2008, Pedro Fernández Sánchez is a partner in the Public Law department. He is a Professor at the Faculty of Law of the University of Lisbon. He obtained his PhD from the same Faculty, in 2015, with a thesis on the theme of “Law and Sentence: The Separation of Legislative and Judicial Powers in Portuguese Constitutionalism”. He is also a Member of the Board of the Institute of Legal and Political Sciences of the University of Lisbon and a Senior Researcher Fellow at the Lisbon Centre for Research in Public Law. He has been a guest lecturer on graduate courses of the Faculty of Law of the University of Coimbra, since 2009; and guest lecturer at the Faculty of Law of the Catholic University of Portugal, since 2008. He is a guest tutor at the Centre for Judicial Studies (CEJ - Centro de Estudos Judiciários), at the National Institute of Administration (INA - Instituto Nacional de Administração), and at the Institute of Management and Public Administration (IGAP - Instituto de Gestão e Administração Pública). He is certified by the Academy of European Public Law (2007). He is a speaker at conferences and seminars organised by universities and other public and private institutions on themes related to the areas of Constitutional Law and of Administrative Law. He has also authored books and articles on these areas. He joined the Bar Association in 2008. Founder and first Director of the *Revista de Direito Administrativo* (Journal of Administrative Law).

RELEVANT EXPERIENCE

Consultant responsible for preparing numerous legal studies and opinions for public and private entities, both national and international, in the areas of Constitutional Law and Administrative Law.

Responsible for the preparation, setting up and management of numerous public procurement procedures

adopted by the Portuguese Government and by other public entities at a national, regional and municipal level, especially for the acquisition of security and civil protection equipment, for devising and executing large-scale public works contracts and for establishing public-private partnerships for hospital projects and highway infrastructure.

Guest tutor invited by the Portuguese Government and other public and private entities to train staff in the areas of Constitutional Law, Administrative Law and Public Procurement.

Member of teams responsible for drafting legislative proposals structuring Portuguese Public Law, including the team that drafted the Public Contracts Code in 2008 and the laws revising this same Code.

Consultant invited to draft legislative proposals in other Portuguese-speaking countries.

PRACTICE AREA

- Public Law
- Arbitration

RECOGNITION

Best Lawyers 2021

Administrative Law - TIER Recommended

Public Law - TIER Recommended

Best Lawyers 2020 Global Business Edition

Administrative Law - TIER Recommended

Public Law - TIER Recommended

Best Lawyers 2020

Administrative Law - TIER Recommended

Public Law - TIER Recommended

Legal 500 2021

Public Law - TIER Other Key Lawyers

Legal 500 2020

Public Law - TIER

João Amaral e Almeida, Mark Kirkby and Pedro Fernández Sánchez demonstrate outstanding performance, technical knowledge and remarkable interpersonal skills.

Chambers Europe 2021

Public Law - TIER 4

Pedro Fernández Sánchez is capable of assisting with regulatory aspects related to public procurement and urban rehabilitation projects.

BOOKS AND ACADEMIC ARTICLES

2017

Lei e Sentença - Separação dos Poderes Legislativo e Judicial na Constituição Portuguesa

2017 | Faculdade de Direito da Universidade de Lisboa, Volume I e II

2016

Presidential Powers over the Formation and Maintenance of the Government

2016 | Coimbra, Coimbra Editora

Commentaries on the Preliminary Draft of the Revision of the Public Contracts Code (August 2016) - Public Procurement Regime

2016

2015

The persistence of doubts on the scope of the causes of non-award of public procurement procedures

2015 | in Cadernos de Justiça Administrativa, Nº 109, Janeiro/Fevereiro 2015, pp. 47-64

Collection "Caderno Sérvulo": Public Contracts I

2015 | in Sérvulo e Associados, Lisboa

Breve Nota sobre uma Inovação na Jurisprudência Constitucional Portuguesa

2015 | in Lisbon Law Review - Revista da Faculdade de Direito da Universidade de Lisboa, 2015, pp. 93-110

Notas sobre o Fenómeno da Alteração de Circunstâncias no Decurso do Procedimento Pré-Contratual

2015 | in Revista do Centro de Estudos Judiciários, 2015-I

2014

The (exceptional) adoption of the private treaty for reasons of artistic merit when developing architecture projects

2014 | in Revista de Contratos Públicos, Nº 10 (Janeiro/Abril 2014), CEDIPRE, pp. 43-68

2010

Os Parâmetros de Controlo da Privatização Administrativa: Instrumentos de Fiscalização Judicial da Decisão Jurídico-Pública de Privatização

2010 | Edições Almedina, Coimbra

Alteração de Circunstâncias e Modificação de Propostas em Procedimentos de Contratação Pública

2010 | in Estudos de Contratação Pública III, CEDIPRE, Coimbra Editora, Lisboa

A exclusão de responsabilidade criminal das entidades públicas - da inconstitucionalidade dos n.ºs 2 e 3 do artigo 11.º do Código Penal

2010 | in Estudos em homenagem ao Prof. Doutor Sérvulo Correia, Volume IV, Coimbra Editora, Lisbon, pp. 65-111

2009

As medidas excepcionais de contratação pública para os anos de 2009 e 2010 - Breve comentário ao Decreto-Lei n.º 34/2009, de 6 de Fevereiro

2009 | Coimbra Editora, Lisbon