



# José Lobo Moutinho

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## PROFILE

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At **SÉRVULO** since 2008, José Lobo Moutinho is a Partner in the Litigation and Arbitration department, with a practice developed primarily in Corporate Crime and Regulatory Compliance. He holds a PhD in Legal Sciences from the Faculty of Law of the Catholic University of Portugal (2004), and a Master's in Law (1992). He has been a university lecturer since 1987, and a Professor at the Faculty of Law of the Catholic University of Portugal since 2004. Scientific co-coordinator of the Master's Degree in Law and Management (2007-2024). He is a member of the Academic Committee of the journal C&R - Revista de Concorrência e Regulação, published by the Portuguese Competition Authority and the Institute of Economic, Financial and Tax Law (IDEFF - Instituto de Direito Económico, Financeiro e Fiscal), of the Faculty of Law of the University of Lisbon. He is a Member of the selection committee of the IV Entry Exam for Appeal Courts. He was Coordinator of the Lisbon Section of the Católica Research Centre for the Future of Law and of the doctoral programmes of the School of Law of the same Faculty, from 2013 to 2014. He is currently National Dean of the Faculty of Law of the Portuguese Catholic University and was a Member of the Governing Board, from 2002 to 2005. He was Of Counsel at the law firm «Ferreira Pinto & Associados», from 2004 to 2007. He was a Member and Secretary of several legislative committees, special mention going to the Revision of the Criminal Procedure Code (revision introduced by Law No. 59/98, of August 25). He was a Researcher at the Centre for Applied Studies (CEA - Centro de Estudos Aplicados) of the Catholic University of Portugal, from 1989 from 1994. He joined the Bar Association in 2004.

## RELEVANT EXPERIENCE

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Criminal litigation, both on the side of the defence and on the side of the prosecution. Special focus on white-



collar crime (financial or of employees), on tax crimes and those against Social Security, on property and honour crimes, including in cases of high complexity and relevance.

Litigation in the context of administrative offences, representing both the defence and the Administration. Including in cases of high complexity and relevance, especially in terms of large-scale economic regulation: banking, capital markets, competition, telecoms, pharmaceutical law and media.

Legal opinions on matters relating to criminal law and administrative offences.

Coordination of external audits.

Devising compliance programmes.

## EXPERTISE

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- Anti-Money Laundering (AML)
- Arbitration
- Banking
- Capital Markets
- Commerce, Manufacturing and Distribution
- Compliance
- Corporate Crime and Regulatory Compliance
- Environment
- Healthcare and Pharmaceuticals
- Industry
- Information Technology and Outsourcing
- Litigation
- Media and Telecommunications
- Privacy and Personal Data Protection

## MOST RECENT RECOGNITIONS

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### Best Lawyers 2026

Arbitration and Mediation - TIER Recommended



Criminal Defense - TIER Recommended

### **Best Lawyers 2025**

Arbitration and Mediation - TIER Recommended

Criminal Defense - TIER Recommended

Litigation - TIER Recommended

### **Best Lawyers 2024**

Litigation - TIER Recommended

Arbitration and Mediation - TIER Recommended

Criminal Defense - TIER Recommended

### **Best Lawyers 2023**

Litigation - TIER Recommended

Arbitration and Mediation - TIER Recommended

Criminal Defense - TIER Recommended

### **Leaders League 2025**

Dispute Resolution - White-Collar Crime - TIER Excellent

### **Leaders League 2024**

Dispute Resolution - White-Collar Crime - TIER Excellent

### **Leaders League 2023**

Dispute Resolution - White Collar Crime - TIER Excellent

### **Chambers Europe 2025**

White-Collar Crime - TIER 2

José Lobo Moutinho is well versed in criminal cases, advising a number of private clients from the infrastructure, finance and public sectors on corruption, fraud and misuse of power.

### **Chambers Europe 2023**

Dispute Resolution: Corporate Crime - TIER 2

José Lobo Moutinho has a more profound knowledge of the matters of this area and I use him for the most complex matters.



### **Legal 500 2025**

Data Privacy & Data Protection - TIER Recommended

José Lobo Moutinho is recommended for his contentious experience.

Fraud & White-Collar Crime - TIER Leading Partner

José Lobo Moutinho, lauded for his 'high ethical values' and excellent skills'.

### **Legal 500 2024**

Data Privacy & Data Protection - TIER Recommended

Dispute resolution specialist José Lobo Moutinho.

Fraud & White-Collar Crime - TIER Leading Individual

José Lobo Moutinho - impeccable professional qualities and human approach.

### **Legal 500 2023**

Data Privacy & Data Protection - TIER Recommended

António Lobo Moutinho is often sought after to handle GDPR implementation and compliance for domestic and multinational companies.

Fraud & White-Collar Crime - TIER Leading Individual

José Lobo Moutinho is one of the most reputable lawyers handling these matters, being recognised in the market for his knowledge and experience.

## **BOOKS AND ACADEMIC ARTICLES**

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### **2024**

Data Protection & Cyber Security Law: Portugal | Legal 500 (2024)

2024 | in Legal 500

### **2023**

Data Protection & Cyber Security Law | Portugal

2023 | in The Legal 500 Country Comparative Guides 2023

### **2022**

Portugal: Data Protection & Cyber Security

18 May 2022 | in Legalease Ltd.

## **2017**

Legislador Português. Precisa-se.

2017 | in Forum de Proteção de Dados, n.º 4, julho de 2017, pp. 40-58

## **2015**

Notes on the penalty regime of the Draft Proposal for the General Regulation on Data Protection of the European Parliament and Council

2015 | in Revista Forum de Proteção de Dados, n.º 1, Julho 2015, pp. 18-33.

The International Investigations Review 2015: Portugal

2015 | in The International Investigations Review, 5th edition (2015), Law Business Research, London, pp. 243-253

## **2014**

Lei das Práticas Restritivas do Comércio: Comentário

2014 | Edições Almedina

The International Investigations Review 2014: Portugal

2014 | in The International Investigations Review, 4th edition (2014), Law Business Research, London, pp. 250-259

O novo mapa judiciário perante o estatuto constitucional do Ministério Público

2014 | Coimbra Editora, 2.ª Edição

## **2013**

A reformatio in pejus no processo de contra-ordenações

2013 | in Estudos dedicados ao Professor Doutor Nuno José Espinosa Gomes da Silva, Vol. I, 2013, Universidade Católica Editora, pp. 421-452

The International Investigations Review 2013: Portugal

2013 | in The International Investigations Review, 3rd edition (2013), Law Business Research, London, pp. 220-229

## **2012**

The International Investigations Review 2012: Portugal

2012 | in The International Investigations Review, 2ª edição (2012), Law Business Research, Londres, pp. 220-229

## **2011**

A limitação temporal do segredo do processo relativamente ao arguido. O pós-Acórdão n.º 428/08 do tribunal Constitucional

2011 | in Estudos dedicados ao Professor Doutor Luís Alberto Carvalho Fernandes, Vol. I, 2011, Universidade Católica Editora, pp. 317-346

## **2010**

Anotações aos artigos 21.º, 27.º e 28.º

2010 | in Constituição Portuguesa Anotada, Tomo I, 2.ª Edição, 2010, Coimbra Editora, pp. 457-467, 633-666

## **2009**

O arguido no processo preparatório, revisitado em 2008

2009 | in Tratado Luso-Brasileiro da Dignidade Humana, 2.ª Edição, 2009, Quartier Latin, pp. 699-717

## **2008**

A competência por conexão no novo Código de Processo Penal

2008 | Universidade Católica Portuguesa

Direito das contra-ordenações

2008 | Universidade Católica Portuguesa

A questão actual do estatuto jurídico do nascituro

2008 | in Verdade, Pessoa Humana e Ordem Político-Jurídica, Direito e Justiça, Vol. especial, 2008, Universidade Católica Editora, pp. 121-132

Direito Processual Penal

2008 | AAFDL

## **2007**

Anotação aos artigos 219.º e 220.º

2007 | in Constituição Portuguesa Anotada, Tomo III, 2007, Coimbra Editora, pp. 201-246

## **2005**

Uncovering the undercover agent

2005 | in Occasional Papers in Comparative Law, n.º 2, Abril 2005, Roger Williams University, pp. 45-63

Da unidade à pluralidade dos crimes no Direito Penal Português

2005 | Universidade Católica Portuguesa

## **2000**

Arguido e Imputado no Processo Penal Português

2000 | Universidade Católica Portuguesa

## **1994**

La responsabilité pénale des personnes morales et entités assimilées dans le Droit portugais

1994 | in Documentação e Direito Comparado, n.os 57/57, 1994, pp. 231-267

A aplicação da lei penal no tempo segundo o Direito português

1994 | in Revista Direito e Justiça, Vol. VIII - Tomo 2 - 1994, pp. 77-117

## **1993**

Estudo sobre o direito real de habitação periódica

1993 | in Revista Direito e Justiça, Vol. VII - 1993, pp. 407-416 / Vol. VIII - 1994, pp. 295-364

## **1992**

A responsabilidade do sócio em nome colectivo em face do Código das Sociedades Comerciais

1992 | in Revista Direito e Justiça, Vol. VI - 1992, pp. 171-250 / Vol. VII - 1993, pp. 83-137