

# Mark Kirkby

**Executive Partner**

*mak@servulo.com*

*Personal Assistant: Helena Mendes Silva*

**(+351) 210 933 000**

*hms@servulo.com*

*<https://www.servulo.com>*



## PROFILE

---

At **SÉRVULO** since 2004, Mark Kirkby has been a Partner in the Public Law department since 2008. He holds a Master in Law from the Faculty of Law of the University of Lisbon and a Degree in Law from the same Institution. He is frequently a guest lecturer on a variety of matters related to public procurement and public contracts on graduate courses carried out at Faculties of Law around the country. He was Guest Lecturer of the Faculty of Law of the University of Lisbon on the undergraduate degree in Law, from 1996 to 2010. He was Deputy Member of the Commission for Access to Administrative Documents (CADA - Comissão de Acesso aos Documentos Administrativos) between 2007 and 2011, and he was an Aide to the Parliamentary Group of the National Assembly/Chief of Staff of the Office of the Leader of the Opposition from 2002 to 2004. He was also Interim Chief of Staff of the Office of the Minister for Work and Welfare between 2001 and 2002, and Aide to the Minister for Work and Welfare in 2001. He was Legal Aide to the Secretary of State for Employment and Training and, subsequently, to the Secretary of State for Work and Training from 1999 to 2001, and Legal Aide to the Secretary of State for Local Administration and Land Planning from 1998 to 1999. He started his professional career as an associate at the law firm «Santiago Neves & Associados» in 1998. He joined the Bar Association in 1998.

## RELEVANT EXPERIENCE

---

Providing legal advice on matters relating to public law and connected areas, including in the restructuring of some sectors of the economy.

Legal advice on the renegotiation of concession contracts, especially with regards to public-private partnerships



in the highway and railway sectors.

Legal advice on the restructuring of some activity sectors, including in what concerns preparing draft legislation.

Intense activity in legal opinions and in arbitration.

Wide-ranging experience in carrying out due diligences of companies or groups of companies, with regard to Public Law in general and to compliance.

Legal advice to clients in the context of presenting proposals in international tenders for the celebration of concession contracts for large-scale projects.

Legal advice to public-sector entities in the context of preparing, setting up and monitoring public law pre-contractual procedures.

## PRACTICE AREA

---

- Public Law
- Arbitration

## RECOGNITION

---

### **Chambers Europe (2020)**

Projects - TIER 4

Clients claim that Mark Kirkby demonstrates 'availability, speed of response and technical quality'. He often supports clients in the energy and transport sectors as well as several government entities.

Public Law - TIER 2

Mark Kirkby possesses broad expertise on matters relating to energy and infrastructure projects. He is proficient in handling public tenders, contracts, training courses and litigation.

### **Chambers Europe (2019)**

Projects - TIER 4

Sources commend his 'huge experience, expertise and availability'.

Public Law - TIER 2

Clients value Mark Kirkby's 'availability, knowledge and ability to explain matters in a language which is



understandable to those who aren't legal specialists'.

### **Chambers Europe (2018)**

Projects - TIER 4

[He] is praised by clients for his 'ability to solve complex problems and timely responses.'

Public Law - TIER 3

The 'very sharp' Mark Kirkby is noted for his activity in public contracts.

### **Chambers Europe (2017)**

Projects - TIER 3

[He] is noted for providing "strong knowledge and experience in the field.

Public Law - TIER 3

[He is] "a very proactive, assertive and helpful lawyer.

### **Chambers Europe (2016)**

Public Law - TIER Recommended

Mark Kirkby is commended as "a very capable lawyer in this area."

Projects - TIER Recommended

### **Chambers Europe (2015)**

Projects - TIER Recommended

Mark Kirkby is "down to earth and solution-driven," according to one client, who adds: "We trust him completely."

Public Law - TIER 3

### **Chambers Europe (2014)**

Projects - TIER Recommended

Public Law - TIER 3

[He is a] first-league lawyer; he is very business-minded and pragmatic.

### **Chambers Global (2020)**

Projects - TIER 4

Clients claim that Mark Kirkby demonstrates 'availability, speed of response and technical quality'. He often supports clients in the energy and transport sectors as well as several government entities.



### **Chambers Global (2019)**

Projects - TIER 4

Mark Kirkby leads the team and his practice involves advising public entities on the development of aircraft and space projects. Sources commend his 'huge experience, expertise and availability'.

### **Chambers Global (2018)**

Projects - TIER 4

[He] is praised by clients for his 'ability to solve complex problems and timely responses'.

### **Chambers Global (2017)**

Projects - TIER 3

Projects co-head Mark Kirkby is noted for providing "strong knowledge and experience in the field."

### **Chambers Global (2016)**

Projects - TIER Recommended

### **Chambers Global (2015)**

Projects - TIER Recommended

Mark Kirkby is "down to earth and solution driven," according to a happy client who adds: "We trust him completely."

### **Chambers Global (2014)**

Projects - TIER Recommended

### **Legal 500 (2019)**

Projects and Project Finance - TIER Recommended

Public Law - TIER Recommended

### **Legal 500 (2018)**

Projects and Project Finance - TIER Recommended

Public Law - TIER Recommended

### **Legal 500 (2017)**

Projects and Project Finance - TIER Recommended

Public Law - TIER Recommended



### **Legal 500 (2016)**

Public Law - TIER Recommended

Projects and Project Finance - TIER Recommended

### **Legal 500 (2015)**

Dispute Resolution - TIER Recommended

Projects and Project Finance - TIER Recommended

Public Law - TIER Recommended

### **Legal 500 (2014)**

Project Finance - TIER Recommended

Public Law - TIER Recommended

### **Best Lawyers (2020)**

Administrative Law - TIER Recommended

Arbitration and Mediation - TIER Recommended

Energy Law - TIER Recommended

Public Law - TIER Recommended

### **Best Lawyers (2019)**

Administrative Law - TIER Recommended

Public Law - TIER Recommended

### **Best Lawyers (2018)**

Public Law - TIER Recommended

Administrative Law - TIER Recommended

### **Best Lawyers (2017)**

Administrative Law - TIER Recommended

Public Law - TIER Recommended

### **Best Lawyers (2016)**

Administrative Law - TIER Recommended

Public Law - TIER Recommended



### **Best Lawyers (2015)**

Public Law - TIER Recommended

### **IFLR1000 (2020)**

Project development - TIER Highly regarded

### **IFLR1000 (2019)**

Project Development - TIER Highly regarded

### **IFLR1000 (2018)**

Project Finance - TIER Highly Regarded

### **IFLR1000 (2016)**

Project Finance - TIER Recommended

## **BOOKS AND ACADEMIC ARTICLES**

---

### **2017**

Uma lei geral das concessões em Angola?

2017 | in Atas do II Congresso Internacional de Compras Públicas: Para um crescimento da economia assente na contratação pública sustentável, inteligente e inovadora, Edição NEDIP, pp. 383-397

Contratação Interadministrativa na Revisão do CCP/2016 - Os Contratos de Transferência ou Delegação de Poderes Públicos e os Contratos de Cooperação no Âmbito de Tarefas Públicas

2017 | in Estudos em Homenagem a Mário Esteves de Oliveira, Coimbra: Edições Almedina, pp. 521-547

### **2014**

Direito dos Resíduos

2014 | Direito dos Resíduos, ERSAR - Entidade Reguladora dos Serviços de Água e Resíduos/ Instituto de Ciências Jurídico-Políticas da Faculdade de Direito de Lisboa - coordenador científico da obra

### **2013**

Public contracts at the epicenter of the crisis: pondering the variable intensity of the competition principle



2013 | in European Review of Public Law, Vol.25 -1/2013

## **2011**

Contratos sobre o exercício de poderes públicos

2011 | Coimbra Editora