



**In-house translation from Swedish**

**MEMBERS OF THE COURT**

Judges of Appeal Kazimir Åberg and Carin Häckter, reporting judge, and Acting Associate Judge Carl Johan Sundqvist

**REPORTING AND RECORDING CLERK**

Legal Clerk Vanja Eriksson

**PARTIES**

**Claimant**

Italian Republic  
Avvocatura Generale Dello Stato  
Via dei Portoghesi, 12  
Rom 00186  
Italy

Counsel: *Advokat* James Hope, *advokat* Mattias Rosengren and *advokat* Cecilia Möller Norsted  
Advokatfirman Vinge KB  
Box 1703  
111 87 Stockholm

**Defendant**

CEF Energia B.V., RSIN 821442430  
Hoogoorddreef 15  
1101 BA Amsterdam  
The Netherlands

**IN THE MATTER OF**

Challenge and invalidity of an arbitral award; now question of stay of execution

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- [1] On 16 January 2019, an arbitral award was rendered between CEF Energia B.V. (CEF Energia) and the Italian Republic.
- [2] The Italian Republic has brought an action against CEF Energia and requested that the Court of Appeal should set aside or, alternatively, declare the award invalid in parts or in its entirety. The Italian Republic has also requested that the Court of Appeal, without affording CEF Energia an opportunity to submit a response, should order that enforcement of the award may not take place until further notice (stay of execution).

Dok.Id 1496477

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Following a presentation of the case, the Court of Appeal delivers the following

**DECISION** (to be delivered on 2019-04-24)

- [3] The Court of Appeal orders that enforcement of the arbitral award rendered between the parties in Stockholm on 16 January 2019, SCC case no. V 2015/158, may not take place until further notice.

*The reasons for the decision*

- [4] Pursuant to Chapter 3, Section 18 of the Enforcement Code, an arbitral award may be enforced as a judgment that has entered into final legal force, unless otherwise ordered by the Court where the action against the arbitral award is pending. The Court of Appeal finds reasons to now order stay of execution of the award until further notice.
- [5] This decision may not be appealed (Section 43, paragraph 2 of the Swedish Arbitration Act [1999:116]).

Vanja Eriksson

Minutes presented /