



Víctor Baca Oneto

Of counsel

Lima

victor.baca@garrigues.com

Av. Víctor Andrés Belaúnde, 332 (Oficina
701)

San Isidro - Lima (Perú)

Tel: +51 1 399 2600

Fax: +51 1 399 2699

Administrative and Constitutional Law

Energy

Planning, Zoning and Environment

Technology, Communications and Digital

Victor Baca Oneto is Of Counsel in the Public Law Department at the firm's Lima Office. He develops his professional practice in the area of Administrative Law, essentially in Regulatory Law, public contracting and advice on administrative procedures of different kinds, especially sanctions. Lawyer from the University of Piura and Doctor of Law from the University of Valladolid, he is also a principal ordinary professor of Administrative Law at the University of Piura, where he directs the Master's Degree in Administrative Law and Market Regulation. He has been recognized by Chambers & Partners, Legal 500, Leaders League, and Best Lawyers. He has been part of different resolution bodies of INDECOPI, in matters of consumer protection and elimination of bureaucratic barriers. He is an arbitrator for the Arbitration Center of the Lima Chamber of Commerce, the Arbitration Center of the American Chamber of Commerce of Peru (AMCHAM) and the Conflict Analysis and Resolution Center of the PUCP.

Experience

Victor Baca joined Garrigues in February 2016 as Of Counsel. Previously, he had been a lawyer and head of the administrative law practice at Estudio Ferrero Abogados (now part of PPU). In addition, he was a member of the Decentralized Commission of the National Institute for the Defense of Competition and Intellectual Property (INDECOPI) in Piura (from November 2005 to January 2009), of the Decentralized Commission of INDECOPI in Ica (from May 2009 to June 2011), of the Consumer Protection Commission No. 2 at INDECOPI Headquarters (June 2011 to July 2014), of the INDECOPI Commission for the Elimination of Bureaucratic Barriers (July 2014 to June 2018) and of the Chamber for the Elimination of Bureaucratic Barriers of the INDECOPI Court (July 2018 to February 2021).

At Garrigues, Víctor Baca has been involved in numerous infrastructure projects, advising both proponents, concessionaires, financiers and even the State. In addition, he has advised numerous clients in contractor selection procedures and during the execution of contracts for goods, services and public works. In addition, when dealing with complex issues, he is often requested to prepare reports and legal opinions, both by private

and public entities. He has extensive experience in regulated sectors, especially telecommunications and energy, in which he has advised important companies in the sector.

Academic background

- Doctor of Law (*cum laude*), Universidad de Valladolid (Spain), 2005.
- Postgraduate studies on the doctorate program in “Public Law and Economics” at the Department of Administrative Law and Public International Law, leading to the obtainment of Research Proficiency in the area of administrative law (2001)
- Law degree, Universidad de Piura (1998).
- In addition, he has completed a Diploma in Senior Management for the Justice Sector, organized by the Senior Management Program (PAD) of the University of Piura (2008); and the Management Skills Program, organized by the Senior Management Program (PAD) of the University of Piura.

Teaching activity

Principal Professor of Administrative Law at Universidad de Piura. Professor of the Diplomas in Administrative Law and Economic Regulation and Competition organized by the University of Valladolid (Spain). He has also been a postgraduate professor at the Catholic University of Valparaiso (Chile) and the Catholic University of Buenos Aires (Argentina), among others. He has been a professor of the Master's Degree in Control, organized by the National School of Control of the Comptroller General's Office of the Republic of Peru. In addition, he has participated in numerous congresses and academic events in his field.

Memberships

- Bar Association of Piura.
- Member of the Ibero-American Forum of Administrative Law.
- Member of the International Network of Public Assets.
- Member of the International Institute of Administrative Law (IIDA).
- Arbitrator of the lists of the Lima Chamber of Commerce, Amcham and the Pontificia Universidad Católica del Perú.

Distinctions

He has been recognized in recent years by Chambers & Partners (Band 2), so that "Well-regarded partner Víctor Baca continues to receive strong endorsement from interviewees for his public law practice in Peru. One client observes: "He boasts extensive knowledge and experience, and is an expert lawyer in the public law field," while another remarks: "Working with Víctor Baca is extraordinary. He is highly committed to his clients and is always willing to explain his advice in detail." Legal 500 considers him as a "leading individual", Leaders League includes him in its ranking in the category of "Excellent" in administrative litigation. He is also included in the Best Lawyers ranking.

Publications

He has authored the following books (*):

- "Consumer Protection", INDECOPI, Lima, 2013, 166 pages.
- "Nullity in public contracts", Thomson-Civitas, Madrid, 2006, 442 pages.
- "Government acts. A study of their nature and the legal regime applied to the Peruvian legal system", Universidad de Piura, Piura, 2002, 218 pages.

He has also published the following articles (*), among others:

- "Public contracting in Peru and the eternal search for the philosopher's stone", in Good Government and Better Management, Coord. Juan Jiménez Mayor, Legal Gazette, Lima, Lima, 2021.
- "Peru. The regime of public contracts", in The regime of public contracts, Coord. Ernesto Jinesta Lobo, in Comparative Administrative Law Collection, Vol. III, Dir. Libardo Rodríguez, Editorial Temis, Bogotá, 2019, pp. 255 to 292. Co-authored with Juan Carlos Morón Urbina.
- "The principle of guilt in sanctioning administrative law, with a special look at the Peruvian case", in Digital Magazine of Administrative Law, 21, 2019, pp. 313 to 344.
- "The principle of proportionality and the principle of criminality as a limit to the exercise of the sanctioning power and interpretation criterion of the legal norms that classify infractions", in Sanctioning administrative regime. In homage to José Luis Meilán Gil. XVII Ibero-American Forum on Administrative Law, Volume 1, Ed. Jaime Rodríguez Arana et alí, Guayaquil, 2018, pp. 424 to 436.
- "The theory of the body and Peruvian Law", in Administrative Law Studies. Ibero-American Administrative Law. Innovation and reform. Tribute book to Professor Juan Carlos Cassagne, Volume 1, Coord. Juan Carlos Morón Urbina and Jorge Danós Ordóñez, Legal Gazette, Lima, 2018, pp. 27 to 43.
- "The revocation nature and the limits of the extinction due to breach of the enabling titles", in Administrative Law and European integration. Studies in honor of Professor José Luis Martínez López-Muñiz, Coords. Laguna de Paz, J.C., Sanz Rubiales, I. and de los mozos Touyá, I., Editorial Reus, Madrid, 2017, pp.881 to 898.(*). originally published in Spanish. See Spanish CV for more details.

(*). Originally published in Spanish.