

VIAC – Questionnaire for Arbitrators

1. **Name:** Philipp Habegger

2. **Citizenship:** Swiss

3. **Contact information:**

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4. **Current position:** Sole proprietor Habegger Arbitration, Independent Arbitrator

5. **Education:** University of Zurich Law School (lic.iur. 1989; Dr.iur. 1996); University of Chicago Law School (LL.M. 1994)

6. **Practiced experience in arbitration**

- How many arbitrations have you participated in (domestic/international); under which Rules?
180 cases as per 6 September 2017 of which 160 were international and 20 domestic
ICC, VIAC, Swiss Rules, LCIA, SCC, AAA/ICDR, DIS, UNCITRAL, Arbitration Rules of the Chamber of Commerce Switzerland-Germany, ad hoc
- How often have you acted as Chairman?
33 times
- How often have you acted as Sole Arbitrator?
21 times
- How often have you acted as Co-Arbitrator?
64 times
- How often have you acted as Counsel?
56 times
- How often have you acted in a different function (e.g. Administrative Secretary)?
6 times as Administrative Secretary

7. **Publications and other activities in arbitration (e.g. training sessions, seminars, conferences, articles and others):**

- The Arbitrator's Duty of Efficiency: A Call for Increased Utilization of Arbitral Powers, in: The Powers and Duties of an Arbitrator, Liber Amicorum Pierre A. Karrer, Alphen aan den Rijn, 2017
- The ICC Rules of Arbitration – Introduction, in: Arbitration in Switzerland – The Practitioner's Guide, Alphen aan den Rijn, 2nd Ed. 2017
- Commentary on Article 43 Swiss Rules – Emergency Relief, in: Arbitration in Switzerland – The Practitioner's Guide, Alphen aan den Rijn, 2nd Ed. 2017
- Saving Time and Costs in Arbitration, in: Arbitration in Switzerland – The Practitioner's Guide, Alphen aan den Rijn, 2nd Ed. 2017

- Commentary on Articles 360-362, 364-366, 370-380 Swiss Civil Procedure Code (Domestic Arbitration), 3rd Ed., Basle 2017
- Swiss Rules of International Arbitration - Commentary, 2nd Ed., Zurich 2013 (co-editor)
- The Revised Swiss Rules of International Arbitration – An Overview of the Major Changes, in: ASA Bulletin Vol. 30 No. 2 (2012)
- The Revised Swiss Rules of International Arbitration, Praxis des Internationalen Privat-und Verfahrensrechts (IPRax) 5/2012 (co-author)
- The Revised Swiss Rules of International Arbitration, New York Dispute Resolution Lawyer, Vol. 5 No. 2, 2012
- The UNCITRAL Notes on organizing Arbitral Proceedings – Time for an Update?, in: Liber Amicorum Eric Bergsten – International Arbitration and International Commercial Law: Synergy, Convergence and Evolution, Alphen aan den Rijn 2011 (co-author)
- Case Note on Supreme Court Decision on Waiver Effect for Failure to Challenge a Partial Award, in: ASA Bulletin Vol. 28 No. 2 (2010)
- Guide to National Rules of Procedure for Recognition and Enforcement of New York Convention Awards, Paris 2009 (co-author)
- Document Production - An Overview of Swiss Court and Arbitration Practice, in: ICC International Court of Arbitration Bulletin, Special Supplement, Paris 2006
- Case Note on Supreme Court Decision on Extension of Arbitration Agreements to Non-Signatories and Requirements of Form, in: ASA Bulletin Vol. 22 No. 2 (2004)
- Arbitration and Group of Companies - the Swiss Practice, in: European Business Organization Law Review, Vol. 3 No. 3, The Hague 2002
- Case Note on Zurich Commercial Court Decision on Transfer of a Jurisdiction Clause by Assignment, in: ASA Bulletin Vol. 20 No. 4 (2002)
- Frequent appointments as speaker or moderator at arbitration conferences around the world
- Member Editorial Board ASA Bulletin
- Lecturer on International Arbitration at the University of Zurich Law School
- Member of the Academic Council and lecturer (until 2013) at the Swiss Arbitration Academy

8. Membership in arbitral institutions / functions in arbitral institutions/organizations:

- President (2012-2016) and Member (2008-2012) Arbitration Court Swiss Chambers' Arbitration Institution (Swiss Rules)
- Member ICC International Court of Arbitration (2009-2015)
- Officer and Vice-Chairman Arbitration Committee International Bar Association (2003-2007)

9. Languages

Mother tongue: German

Working languages (i.e. languages in which you have both a spoken and written command so that you may conduct arbitral proceedings in this language): English, French (as co-arbitrator only)

10. In which legal systems have you trained?

Switzerland, United States

11. What is your main jurisdiction of practice?

Switzerland

12. Special expertise or specializations (please list a maximum of three):

- Sales, Agency and Distribution
- Joint Ventures, Co-operation and M&A Agreements
- Energy and Construction

13. Date of birth:

23 October 1964

I have completed this questionnaire to the above to the best of my knowledge and believe they are accurate. I understand that the above information will be used for VIAC's internal use and may be given to interested persons and may be put on VIAC's website.

Date and signature

Zurich, 6 September 2017

Dr. Philipp Habegger