

VIAC – Questionnaire for Arbitrators

1. Name: Joséphine Hage Chahine

2. Citizenship: French- Lebanese

3. Contact information:

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4. Current position: senior associate

5. Education: PHD in business law (Panthéon Assas University France), MCI Arb

6. Practiced experience in arbitration

- How many arbitrations have you participated in (domestic/international); under which Rules? **(please see the attached document)**
- How often have you acted as Chairman? 1 (CAIP rules)
- How often have you acted as Sole Arbitrator? 4 (2 ICC, 1 CAIP, 1 DIAC)
- How often have you acted as Co-Arbitrator? 2 (1 ICC and 1 CAIP)
- How often have you acted as Counsel? 11 in arbitration proceedings, and 4 in post arbitration proceedings
- How often have you acted in a different function (e.g. Administrative Secretary)? 10 as administrative secretary

7. Publications and other activities in arbitration (e.g. training sessions, seminars, conferences, articles and others): Please see the attached CV

8. Membership in arbitral institutions / functions in arbitral institutions/organizations: listed in the Roster of Practitioners at: ICC, CAIP, CMAP, AFA, CRCICA, DIAC, CAMEC, CCJA

9. Languages

Mother tongue: Arabic, French

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

10. In which legal systems have you trained?

- Civil Law
- Austrian Law
- Czech Law
- German Law
- Common Law
- Hungarian Law
- Polish Law
- Slovakian Law
- Swiss Law
- Ukrainian Law
- European Law

Other _____

11. What is your main jurisdiction of practice? France

12. In which jurisdictions are you admitted to the bar? France and Lebanon

13. Special expertise or specializations (please list a maximum of five):

- Antitrust/Unfair competition
- Aviation
- Banking & Finance
- Capital markets
- CISG
- Civil fraud disputes
- Commercial disp. / transactions
- Commodity market
- Company/Corporate/M&A
- Construction
- Contract law
- Other _____
- Damages
- Distribution
- Domain name disputes
- Employment
- Energy
- Engineering
- Entertainment
- Healthcare & Pharmac.
- Hotel/Gastro./Tour.
- Inform. technology (IT)
- Infrastructure
- Insolvency
- Insurance
- Intellect. property (IP)
- Investment arbitration
- ISDS/Foreign inves.
- Joint ventures
- Licensing
- Life sciences
- Maritime arbitration
- Media
- Mining
- Natural resources
- Power plants
- Private Intern. Law
- Public Intern. Law
- Real estate
- Shipping
- Sports
- State/Public contracts
- Technology
- Telecommunication
- Transport

14. Date of birth:

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I have completed this questionnaire to the above to the best of my knowledge and believe they are accurate.

I hereby consent that the data provided in this questionnaire may be processed for the appointment of arbitrators and published by VIAC. This includes in particular publication on the website of VIAC as well as use in any presentations, etc. This consent may be withdrawn at any time by contacting VIAC at our general contacts, in particular by email addressed to office@viac.eu. The consequence of any such withdrawal will be that my data will no longer be processed by VIAC. For further information, see our privacy statement at <http://www.viac.eu>.

_____ 26 June 2024

Date

N°	Procedure and applicable substantive rules	Claimant	Respondent	Subject matter	Position
Administrative Secretary					
1	ICC arbitration Qatari law January 2016	UK company	Joint Venture between a Korean, a Spanish and a Qatari company	Outstanding payments resulting from a construction contract (metro railways)	Administrative secretary of the presiding arbitrator
2	ICC arbitration UAE law January 2016	UAE Company	Qatari company	Extension of time and variations in the context of a pipeline construction contract	Administrative secretary of the presiding arbitrator
3	UNCITRAL arbitration Germany-Libya BIT April 2016	German Investor	Libyan State entity	Remittance of a previous award for fraud	Administrative secretary of the presiding arbitrator
4	<i>Ad hoc</i> arbitration Senegalese law October 2016	Senegalese Company	Dutch Company	Abusive termination of the transportation contract	Administrative secretary of the sole arbitration
5	ICC arbitration Senegalese law February 2017	US company	Dutch Company	Exercise of pre-emption rights in a Joint Venture (production of hydrocarbons)	Administrative secretary of the presiding arbitrator
6	ICC arbitration UAE law February 2017	UAE company	UAE company	Termination of a lease contract for premises in a Mall located in Dubai	Administrative secretary of the presiding arbitrator
7	ICC arbitration Lebanese law May 2017	Joint Venture between a Danish and a German company	Lebanese state entity	Breaches of the payment obligations arising out of a contract for construction of an electrical power unit	Administrative secretary of the presiding arbitrator
8	ICC arbitration KSA law	KSA company	KSA company	Breaches of the obligations	Administrative secretary of

	October 2017			arising out of a sub-contract for the construction of an airport	the presiding arbitrator
9	Ad hoc arbitration CNUDCI rules French Law March 2020	State owned (Cameroun) petroleum Company	Spanish Company	Petroleum Sales Contract (FOB) and dispute over the cargo's price	Administrative secretary of the presiding arbitrator
10	ICC arbitration Congolese law June 2021	Congolese company	Chinese group of companies	Breach of undertakings stemming out of a Joint-Venture to exploit a copper mine	Administrative secretary of the presiding arbitrator
Counsel					
1	ICSID arbitration Canada/Tanzania BIT March 2021	Canadian company	Tanzanian state	Damage claim after the cancellation of a mining title regarding the exploitation of a rare earth mine	Counsel for claimant
2	ICSID arbitration Congolese law June 2021	British company	Republic of Congo	Dispute over the exercise of pre-emption rights in a petroleum offshore production sharing contract	Counsel for Respondent
3	ICSID arbitration Congolese law June 2021	Mauritian company	Republic of Congo	Damage claim after the cancellation of a mining title regarding the exploitation of an iron ore	Counsel for Respondent
4	ICC arbitration Congolese law June 2021	Congolese Company and Australian company	Republic of Congo	Damage claim after the cancellation of a mining title regarding the exploitation of an iron ore	Counsel for Respondent
5	ICC arbitration Congolese law	Congolese company and company	Republic of Congo	Damage claim after the cancellation of	Counsel for Respondent

	June 2021	incorporated in Nevis		a mining title regarding the exploitation of an iron ore (first claimant) and non-performance of an undertaking to buy company shares (second claimant)	
6	ICC emergency arbitration Cameroonian law April 2022	Cameroonian company and Australian company	Republic of Cameroon	Emergency measures aiming at prohibiting the State from granting a mining title to a third party over an iron ore	Counsel for Respondent
7	ICC arbitration Cameroonian law April 2022	Cameroonian company and Australian company	Republic of Cameroon	Damage claim after the cancellation of a mining title regarding the exploitation of an iron ore	Counsel for Respondent
8	ICC arbitration French law November 2015	Portugese Bank	Brazilian Holding	Reimbursement of a loan agreement	Counsel for Respondent
9	CRCICA arbitration Egyptian law September 2018	Egyptian State entity	French company	Unilateral termination of a waste management contract	Counsel for Respondent
10	<i>Ad hoc</i> arbitration Tunisian law May 2018	Tunisian Company	Czech Company	Outstanding payments resulting from a sub-contract for construction of a “cultural compound” for the Tunisian State	Counsel for Claimant
11	ICC Arbitration Tunisian law July 2023	Tunisian Company	Tunisian state-owned entity	Termination of a public works contracts (construction of	Counsel for Claimant

				a national highway)	
Post arbitration procedures					
1	Stay of enforcement of the award and request to set it aside Court of appeal of Paris April 2017	Romanian State entity	French company	ICC award that ruled on the breaches of the undertakings resulting from a Sale of shares agreement (shares in a steel site)	Counsel for Claimant
2	Stay of enforcement of the award and request to set it aside Court of appeal of Paris October 2018	Maltese Company	French company	ICC award that ruled on the breaches of the undertakings resulting from a carve-out operation	Counsel for Respondent
3	Stay of enforcement of the award and request to set it aside Court of appeal of Paris November 2018	Brazilian Holding	European Bank	See above (case n°8, in the Counsel experience Table)	Counsel for Respondent
4	Request to set aside the award Court of appeal of Paris March 2020	Pakistani company	Chinese company	ICC award that ruled on the breaches of a construction contract (highway in Pakistan)	Counsel for Respondent
5	Stay of enforcement of the award and request to set it aside Court of appeal of Paris September 2020	French Company	Turkish and Maltese Companies	ICC award that ruled on the breaches of a shipbuilding Contract	Counsel for Claimant

6	Request to set aside an award Court of appeal of Tunis April 2022	Czech group of companies	Tunisian company	Ad hoc award ordering the group of companies to perform its payment obligations in favour of the Tunisian company (Construction Contract)	Counsel for Respondent
7	Enforcement request Czech First degree court April 2022	Tunisian company	Czech group of companies	See above (case n°10, in the Counsel experience Table)	Counsel for Claimant
Legal opinions					
1	LCIA arbitration French law May 2019	British Company	German Company	Extension of the arbitration clause within a group of contracts	Legal opinion under French law for the Claimant
2	Third Party funding request June 2021	Irish company	State of Mali	Possibility of the Irish mother company of a Malian company (whose mining title over a limestone mine was revoked) to initiate an arbitration procedure against the state of Mali on the basis of a BIT and/or Malian investment code	Legal opinion under Malian law for the Claimant
3	ICC arbitration French law June 2021	Kuwaiti investor	Libyan State	Legal requirements under French law to enforce an award against a State	Legal opinion under French law for the Claimant

				“emanation” and to validly waive state immunity	
4	ICSID arbitration Law of Burkina Faso January 2022	Mauritian company	State of Burkina	Validity of a settlement agreement ending the arbitration procedure, signed by the <i>de facto</i> authority in place after a <i>coup d’Etat</i>	Legal opinion under the law of Burkina Faso for the Claimant
Arbitrator					
1	CAIP Arbitration French Law (n°3293) March 2021	Spanish Company	Chinese Company	Breach of commodities sales contract (Incograin)	Chair
2	CAIP Arbitration French Law (n°3298) September 2021	Spanish Company	French Company	Abusive Breach of a consultancy services agreement	Co-arbitrator
3	ICC case (expedited procedure) Algerian law (n°26317/AZO) September 2021	Austrian company	Algerian company	Default on payment obligations stemming out of a services contract	Sole arbitrator
4	ICC Case (n° 26868/AZO/SP) French law September 2022	French bank	Brazilian company	Default on payment obligations stemming out of a discount agreement	Co-arbitrator
5	CAIP Arbitration (PAR n°3359) French law March 2023	French grain collector	French grain supplier	Breach of a grain supply contract	Sole arbitrator
6	DIAC Arbitration (n°187/2022) UAE law September 2023	UAE contractor	UAE project owner	Outstanding payment of invoices for refurbishment works	Sole arbitrator

7	ICC Arbitration Expedited procedure (n°28338/ETT) Tunisian law June 2024	Tunisian private company	Tunisian public company	Dispute over the interpretation of a price determination clause in an oil sales contract	Sole arbitrator
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Registered lawyer at the Beirut (2013) and Paris (2017) Bars, **MCI Arb**
Tel : +33 7 62 67 24 28

EDUCATION

- March 2023 Member of the Chartered Institute of Arbitrators (**MCI Arb**)
- Jan 2016 **Ph.D in Private Law, Paris II Panthéon- Assas University**
Under the supervision of Professeur France Drummond
Subject: Risk transfer contracts: a new legal category?
Summa cum laude
- 2009 - 2010 Masters II in Private and Business Law
Saint-Joseph University, Beirut, Lebanon
Mémoire under the supervision of Professeur Richard Chémaly
Subject: The freedom to issue all types of stocks in joint stock corporations
- 2005 - 2009 Masters I in Business Law, *Saint-Joseph* University, Beirut, Lebanon, in
collaboration with University Lyon III, *Jean Moulin*
- Bachelor in Lebanese and French law, *Saint-Joseph* University, Beirut,
Lebanon
Top of the Class

WORK EXPERIENCE

- 16 June 2021- Present **Senior Associate**, Jeantet, Paris France
Arbitration, Energy and Mining Department
- Nov 2015-
June 2021 **Associate**, *Leboulanger & Associés*, Paris, France
International Arbitration (Banking, Distribution, Transportation, Joint-
Ventures, Sale-Purchase Agreements, Share Transfer Agreements)
- Sept 2009-
June 2011 **Apprentice Lawyer**, *Hage Chahine* Law Cabinet, Beirut, Lebanon
Civil and Commercial litigation (real estate, corporate, contracts, torts)

TEACHING EXPERIENCE

- Sept 2023- Present **Lecturer at Paris II, Panthéon- Assas University (France)**, Litigation,
Arbitration and Amicable Dispute Resolution Masters, “International
arbitration practice”
- Jan 2023- May 2024 **Adjunct professor at IESEG Business School (France)**: Digital
Marketing Masters: “Data protection”
- Sept 2022-Jan 2023 **Adjunct professor at Audencia Business School (France)**: Audit Masters:
“Transfer of companies and Bankruptcy law”
- Juin 2022-Présent **Lecturer at the Paris Bar School (EFB)**, International arbitration
- Jan 2019-June 2021 **Lecturer at Sorbonne University (France)**: (i)L.L.M. Business Law, Arab
Countries & Middle East: Banking Law; (ii) Masters in Business Law:
Insolvency procedures

Oct 2012-
June 2015

Assistant Professor, Paris II, *Panthéon-Assas University*
Civil law, Corporate law, Bankruptcy law, Payment and Credit Instruments
law

LANGUAGES

Arabic (mother tongue)
French (bilingual)
English (bilingual)

CONFERENCES AND WEBINARS

- 26 June 2024** The arbitrator mediator, and blending ADRs, conference at the *University Paris II, Panthéon-Assas to mark the tenth anniversary of the University Diplôme of International economic law in Africa*
- 19 April 2024** Access to Legal Education for Arab Women, Conference organized by the *New York State Bar Association and the Milan Bar Association, Milan Courthouse*
- 20 March 2024** Cross examination of a financial expert : user’s guide and mock case, conference organized by *NERA during Paris arbitration week 2024*
- 23 October 2023** Maritime arbitration in Algeria, moderator, *Algiers arbitration Day, First Edition, Algiers, Algeria*
- 26 Sept. 2023** How to resolve disputes away from jurisdictions and arbitral tribunals? The ADRs, their combination and the practical guidelines to implement them, *Joint conference between the French Council for investors in Africa and Jeantet*
- 12 May 2023** Investment arbitration landscape in the context of the Energy transition , *7th Energy Law Group Event, Paris*
- 12 April 2023** Arbitration in the OHADA space 30 years after the signature of the Port Louis treaty: current status and future challenges, *symposium hosted by the Mauritius Commercial Bank, Port Louis, Mauritius*
- 28 March 2023** Back to tailor-made arbitration through emergency measures and provisions on costs, *Paris Arbitration Week, Jeantet law firm*
- 11 October 2022** Arbitration procedure and Bankruptcy procedure: the impossible coexistence? *Arbitration and mediation Centre of Paris (CMAP)*
- 27 June 2022** Investment contracts in Africa during political crises: what legal response?, *Jeantet Law firm*
- 26 March 2022** Third-party Funding in the MENA region, *Levantine Arbitration Association, Webinar*
- 27 Jan 2022** The specificities of Lebanese arbitration law in comparison with French arbitration law, Seminar of the *French Association of doctors-of-laws (AFDD)* on the “outreach of Lebanese law”

- 15 June 2021** Arbitration in the Greater-China region: a comparative analysis with French law and the example of maritime disputes, Webinar in partnership with *Ecole de Formation du Barreau (EFB)* and the *Société de Législation Comparée*
- 28 Jan 2021** International Arbitration: General Presentation and Comparative Approach, Webinar, *Ecole de Formation du Barreau (EFB)*
- 28 May 2020** The influence of French law in the MENA region: the Lebanese example, Webinar, *Société de législation comparée, Paris, France*
- 18 Jan 2020** Will the Development of International Business Mediation after the Singapore Convention steal arbitration's light? *27th World Forum of Mediation Centres, Milano*
- 6 Dec 2019** The contemporary Lebanese law and legal system: an example of the French legal transplant, *School of Oriental and African Studies (SOAS), University of London*
- 20 Sept 2019** Contract law at the rescue of a pathological waiver of the action to set aside the award, *Paris I, Sorbonne University (France)*
- 29 Oct 2018** Arbitration and Insurance: a redefinition of arbitrability, *Paris I, Sorbonne University (France)*
- 20 Sept 2018** Enforcement versus Annulment: Should Annulment Proceedings Remain a Public Policy Requirement in Arab Countries? *ICC YAF, Beirut, Lebanon;*
- 19 June 2018** Safeguarding the enforcement of arbitral awards, *Beirut Bar Association, Beirut, Lebanon*

PUBLICATIONS

- 3 July 2023** The breach of a mediation clause can go unpunished under French law: what to do? (co-author), *Kluwer arbitration Blog*
- 21 Oct. 2022** Rescuing the arbitral award through partial recognition, *Revue de l'arbitrage, 2022, n°3, p1113*
- 30 Sept 2022** Mediation in Iran: Current Status and Future Challenges (co-author), *International Journal of Arab Arbitration (IJAA), Volume 14, N°1 – 2022, p.19*
- 6 June 2022** Manifestly excessive claims filed by an impecunious claimant during in an arbitration: what remedies? *La semaine Juridique, Edition Générale, n° 22.*
- 11 May 2022** Arbitration, a poker Game? *Le Monde du droit.*
- April 2022** The specificities of Lebanese arbitration law in comparison with French arbitration law, *Horizons du droit, Bulletin n° 35 – April 2022.*
- 25 Aug 2021** The Acceleration of the Development of International Business Mediation after the Singapore Convention, *European Business Law review, Volume 32, n°4, 2021, pp. 769-800*

- 29 Jan 2021** UN and EU Sanctions Versus US Sanctions: Two Different Yardsticks Commentary on the Decision of the Paris Court of Appeal (International Commercial Chamber) (5th Pole, Chamber 16) of 3 June 2020, No. 21/2020, Journal of International Arbitration, Volume 38, Issue 1 (2021), pp. 71 – 82
- 30 Sept 2020** Singapore Convention Series: The “Sharia-Compliance” Requirement to Safeguard Enforcement of Mediated Settlements in the MENA Region (co-author), *Kluwer Mediation Blog*
- 14 Sept 2020** Mediation: a Culturally Well-Established Dispute Resolution Mechanism in the MENA region gaining in momentum (co-author), *International Journal of Arab Arbitration*, Volume 12, No. (1), 2020, p.23
- 22 July 2020** The influence of French law in the MENA region, *Revue internationale de droit comparé*, 2020-2, pp.1-9
- 15 July 2020** Commentary of the Cairo court of appeal’s decision of 3 June 2020 setting aside the “Al-Kharafi” award, *JusMundi Blog*
- 8 July 2020** Transnational Public Policy in Investment Arbitration, *Wiki Note, JusMundi*
- 15 June 2020** Contract law at the rescue of a “pathological” clause waiving the annulment recourse against arbitration awards, *AJ Contrat*, 2020, n°6, p.280
- 29 May 2020** Fast track arbitration: a time-efficient procedure that could hinder the award? *Jus Mundi Blog*
- Jan/Feb 2019** Arbitration and Insurance: a redefinition of arbitrability, *Bulletin Juridique des Assurances*, n° 61
- Nov 2016** Risk transfer contracts: a new legal category? *LGDJ-Le Point Delta*
