

# VIAC – Questionnaire for Arbitrators

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- 2. Citizenship:** Austria
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- 4. Current position:** Independent Arbitrator
- 5. Education:** Vienna University Law School, Vienna University of Economy
- 6. Practiced experience in arbitration**
- How many arbitrations have you participated in (domestic/international); under which Rules?  
over 60  
(ICC, VIAC Vienna Rules, UNCITRAL, Swiss Rules, Budapest)
  - How often have you acted as Chairman?  
20
  - How often have you acted as Sole Arbitrator?  
3
  - How often have you acted as Co-Arbitrator?  
over 20
  - How often have you acted as Counsel?  
many times
  - How often have you acted in a different function (e.g. Administrative Secretary)?  
Chair in a Dispute Board (ICC Rules)
- 7. Publications and other activities in arbitration (e.g. training sessions, seminars, conferences, articles and others):**  
See attachment
- 8. Membership in arbitral institutions / functions in arbitral institutions/organizations:**
- 8.1 Membership: CIArb, IAI, ASA, DIS and several more
- 8.2 Offices: Current: Willem C. Vis Moot Verein (Vienna): board member;  
Past offices: Austrian Arbitration Association – ArbAut (president 2010/2011, board member 2006-2011); CIArb European Branch (vice chairman 2009-2013)
- 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; I am and was sitting in numerous arbitrations in English and chaired many

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## 10. In which legal systems have you trained?

- |  |  |  |
|--|--|--|
| <input checked="" type="checkbox"/> Civil Law    | <input type="checkbox"/> Common Law  |  |
| <input checked="" type="checkbox"/> Austrian Law | <input type="checkbox"/> Hungarian Law                                     | <input checked="" type="checkbox"/> Swiss Law    |
| <input type="checkbox"/> Czech Law               | <input type="checkbox"/> Polish Law  | <input type="checkbox"/> Ukrainian Law           |
| <input type="checkbox"/> German Law              | <input checked="" type="checkbox"/> Slovakian Law <input type="checkbox"/> | <input checked="" type="checkbox"/> European Law |

Other \_\_\_\_\_

## 11. What is your main jurisdiction of practice?

Austria and other jurisdictions, mainly European

## 12. In which jurisdictions are you admitted to the bar?

no more active as Rechtsanwalt; as international arbitrator I am and was acting in several jurisdictions

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

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

## 14. Date of birth: 13.01.1947

VIAC offers arbitration practitioners the possibility to present themselves on its website. VIAC reserves the right to publish any presentations submitted and to remove it as the case may be. Parties are free to nominate an arbitrator of their choice and so is the VIAC Board when appointing an arbitrator. These presentations do not constitute recommendations but may assist the parties in choosing an arbitrator willing to conduct proceedings according to the Vienna Rules. The fact that an arbitration practitioner appears on this list, does not authorize this person to use the title "VIAC-arbitrator".

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](mailto: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>.

\_\_\_\_\_  
Date

and

\_\_\_\_\_  
Signature

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## **ANNEX:**

### **Publications and Other Activities in Arbitration:**

#### **Books:**

„Bias, Conflict and Challenge of Arbitrators, and Their Duty to Disclosure - Austrian Supreme Court Decisions in the Period 2006-2016" in: Austrian Yearbook on International Arbitration (2017)

„Präliminarien des Schiedsverfahrens" in „Handbuch Schiedsgerichtsbarkeit", Torggler/Mohs/Schäfer/Wong, Second edition 2017

co-author "Handbook Vienna Rules – A Practitioner's Guide", Vienna International Arbitral Centre (2013/2018 to be published)

"Dispositionsgrundsatz in Gefahr? - Zur Behandlung unbestimmter Klagebegehren in internationalen Schiedsverfahren aus der Sicht des österreichischen Rechts" (Subject: How to treat unspecified requests for relief in international arbitration) in FS Torggler (2013)

Austrian Chapter in „Immigration Law" Jurisdictional comparisons, First edition 2013 (edited by Laura Devine)

Section "Austria" in: "TRANSNATIONAL LITIGATION: A Practitioner's Guide", OCEANA Publications

"Der Ablauf von Ad-Hoc Schiedsverfahren - Teil I" in "Praxishandbuch Schiedsgerichtsbarkeit", edited by H. Torggler (2007)

Checkliste zur Prüfung der Zuständigkeit für eine Zivilklage auf Grund des Lugano- und Brüsseler Übereinkommens in Recht betrachtet: Festschrift zum 100jährigen Bestand der Kanzlei, edited by Kaan Cronenberg & Partner, Linde Verlag, Wien 1998 - (Subject: Check-list to review the jurisdiction for a civil law suit based on the Lugano and Brussels' convention)

Section "Austria" in: THE LEGAL PROFESSIONS IN THE NEW EUROPE: A Handbook for Practitioners. Edited by Alan Tyrrell and Zahd Yaqub. London: Cavendish Pub. 1995

#### **Law Journals:**

Übereilungsschutz wider Willen, ecolex 9/2018

Rechtsstandort Österreich (zugleich Buchbesprechung), AnwBl 10/2018

Letztwillig angeordnete Schiedsverfahren (Subject: Testamentary Arbitration Clauses), ecolex 9/2017

OGH 2 Ob 65/13t "Kollision von Schieds- und Gerichtsstandsvereinbarung", ecolex 1/2014

regular publication and glossing of rulings of the Disciplinary Court and the Special Panel of the Supreme Court OGH (2013-2016)

co-author "Schiedsgerichtsbarkeit für die Finanzmärkte" (Subject: Arbitration in Financial Markets), Österreichisches BankArchiv (6/2013)

co-author "Die Neuen Wiener Regeln" (Subject: The New Vienna Rules), SchiedsVZ (3/2013)

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DIE PRESSE Rechtspanorama article "Brauchtumpflege statt Disziplinargerichtsbarkeit?", 11.12.2011

DIE PRESSE Rechtspanorama article "Grenzenloses Steuer-Inkasso gestoppt" (Wiener Gebrauchsabgabe / Stromnetz), 18.05.2009

Neue Regeln für Schiedsvereinbarungen - Liberalisierung der Schriftform- und Vollmachtserfordernisse (Subject: New Standards for Arbitration Agreements - Easement of form- and POA-requirements), SchiedsVZ 2006, 65

Teilnahme am "freien Urteilsverkehr": Lugano-Übereinkommen für Österreich seit 1. September in Kraft (Subject: Participating in the „free circulation of judgments“: Lugano convention in force in Austria since September 1), Österreichisches Anwaltsblatt 9/1996

## Editor

co-editor "SchiedsVZ" (Germany)

Editorial Board "Czech Yearbook on International Arbitration"

## Lecturing

"Arbitration by Last Will", Schiedsgericht Salzburg (Salzburg, Austria), 26.01.2018

"Parteiverhalten und Kostenentscheidung", Dreiländerkonferenz Zurich (Switzerland), 01.09.2017

„Commencement of Arbitration - Why does it matter?", Arbitration conference at the occasion of the Riga 11th VIS Pre-Moot (Latvia), 09.03.2017

Petersberger Schiedstage (Beck-Seminare, Germany): "Gesellschaftsrechtliche Konfliktlagen - ein rechtsvergleichender Überblick aus österreichischer Sicht", February 2015

Dreiländer-Konferenz (Zurich, Switzerland): "Neue IBA-Richtlinien und die Anwendung im lokalen Schiedsrecht", September 2014

CI Arb Regional Conference on International Arbitration (Bratislava, Slovakia): "How to become an Arbitrator", March 2014

Panel Chair: Kiev Arbitration Days: "Integrity of International Commercial Arbitration", November 2011

Panel Chair: Romania Austria Bilateral Conference organized by the Court of International Commercial Arbitration attached to the Chamber of Commerce and Industry of Romania and Austrian Arbitration Association - ArbAut (Bucharest, Romania): "International Arbitration Practice in Romania and Austria", 11 and 12 June 2010

Panel Chair: Vienna Arbitration Days 2009: "Impact of Crime in Arbitration Proceedings"

IBA Annual Conference (Buenos Aires, Argentina): "The UNCITRAL Convention on Electronic Contracting", September 2008

Organizer: Joint Conference Chartered Institute of Arbitrators - CI Arb / European Branch and Österreichische Vereinigung für Schiedsgerichtsbarkeit - ArbAut (Vienna, Austria), 1 and 2 December 2006

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Panelist: UNCITRAL / VIAC Conference on CISG and UNCITRAL Model Law on International Commercial Arbitration (Vienna, Austria), March 2005

Panel Chair: IBA Annual Conference (Auckland, New Zealand): "International Sales Transactions under CISG", October 2004

IBA Annual Conference (San Francisco, USA): "Seller's rights in purchase's insolvency", September 2003

IBA Committee O Conference (Fuschl, Austria): "International Commercial Litigation in Europe: the New Regime", 5 July 2002