

VIAC – Questionnaire for Arbitrators

1. **Name:** José Rafael MATA DONA

2. **Citizenship:** Belgian, Venezuelan

3. **Contact information:**

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4. **Current position:** Arbitrator

5. **Education:** Accredited mediator at Belgian Federal Mediation Commission since 2014
Member of the Brussels Bar in Belgium since 2012
Member of the Barcelona Bar in Spain since 2011
Member of the Caracas Bar in Venezuela since 2002

Ordre des Barreaux francophones et germanophone de Belgique - Recognition of the Spanish qualifications at Law as equivalent to Belgian University Diploma (2014)

Spanish Ministry of Education - Recognition of the Venezuelan qualifications at Law as equivalent to Spanish University Diploma (2011)

Université catholique de Louvain, Belgium
LL.M in international and European law (2006)

Universidad Católica Andrés Bello UCAB, Venezuela
Abogado (2001)

6. **Practiced experience in arbitration**

- How many arbitrations have you participated in (domestic/international); under which Rules?

I have experience with the VIAC, ICC, UNCITRAL, CAM-CCBC and LCIA Arbitration Rules. I have acted as Chairman, Sole Arbitrator, or Co-Arbitrator in 13 Arbitration Moots, for a total of 24 hearings. I have acted as Arbitral Secretary or in a different function in 2 arbitral proceedings, one in an Arbitration Moot and the other in a domestic arbitration in Venezuela. Additionally, I have acted as Memorial Judge in 4 Arbitration Moots.

- 4 hearings under the aegis of the Foreign Direct Investment International Arbitration Moot (2015) London, UK.
- 16 hearings under the aegis of the Willem C. Vis Pre-Moot (2015, 2016, 2017) in Düsseldorf, Germany, and in Brussels, Belgium.
- 4 hearings under the aegis of Moot Madrid (2017) Madrid, Spain.

I have acted as Arbitral Secretary or in a different function in 2 arbitral proceedings:

- 1 joint Belgium and Luxembourg Moot court on Interim Measures in International Commercial Arbitration organized by Young ICCA (2015).

- 1 domestic arbitration in Caracas, Venezuela (2002).

I have participated as Memorial Judge 5 times:

- 1 under the aegis of the Foreign Direct Investment (FDI) International Arbitration Moot (2016), which took place in Buenos Aires, Argentina.
- 1 under the aegis of Moot Madrid (2017)
- 3 under the aegis of the Hong Kong Vis East Moot (2015, 2016, 2017)
- How often have you acted as Chairman?
7 times in International Arbitration Moots
- How often have you acted as Sole Arbitrator?
1 time in an International Arbitration Moot
- How often have you acted as Co-Arbitrator?
16 times in International Arbitration Moots
- How often have you acted as Counsel?
None
- How often have you acted in a different function (e.g. Administrative Secretary)?
6 times in International Arbitration Moots + 1 in a Domestic Arbitration in Venezuela

Recent Appointments: Appointed as Memorial Judge by the FDI Moot College to the Foreign Direct Investment International Arbitration Moot (2017) will take place in Boston, Massachusetts, United States.

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

- [Translation of the CEPANI arbitration rules and the Belgian Judicial Code provisions relating to arbitration from French to Spanish.](#)
- CEPANI, lunch debate with Andrea Carlevaris on “The 2017 Revision of the ICC Arbitration Rules: Increasing Efficiency and Transparency”. 21 Apr. 2017, Brussels, Belgium
- Moot Madrid, IX International Competition of Arbitration and Commercial Law (Arbitrator and Memorial Judge). 5-6 Apr. 2017, Madrid, Spain
- Tossens tg Goldman, 4th Brussels Pre-Moot (Arbitrator). 2-3 Apr. 2017, Brussels, Belgium
- Vis East Moot Foundation Ltd, 14th Vis East Moot (Memorial Judge). 26 Mar. 2 Apr. 2017, Hong Kong, Special Administrative Region of the People's Republic of China
- Düsseldorf Moot Association, X. Düsseldorf Pre-Moot (Arbitrator). 24-25 Mar. 2017, Düsseldorf, Germany
- CEA - CEPANI - ICC - CAM – DIS, Arbitration in Highly Regulated Sectors: Energy, Telecom, Pharma, Banking & Finance (Co-Chair). 17 Feb. 2017, Brussels, Belgium
- ICC, 12th ICC International Commercial Mediation Competition – Observer. Paris, France
- CEPANI, lunch debate with Dr. Rouven F. Bodenheimer on "Important advice for how to draft an unenforceable and lousy award - or the IBA Toolkit for Award Writing". 30 Jan. 2017, Brussels, Belgium

- bMediation, Mediation training. 14 and 28 Nov, 12 Dic. 2016 & 9 Jan. 2017. Brussels, Belgium
- CEPANI40 – ICCYAF Conference on “Arbitrating intra-corporate disputes”. 9 Dec. 2016, Brussels, Belgium
- SCC Conference on “Bridging the climate change policy change gap: how investment protection and arbitration can promote green investments”. 21 Nov. 2016, Stockholm, Sweden
- 2nd Annual EFILA Lecture by Johnny Veeder QC “The Phoenix to emerge from the ashes of TTIP and CETA: an international appellate court for investment disputes in Europe”. 9 Nov 2016, Brussels, Belgium
- CEPANI Lunch debate with Prof. Jacques Herbots “Arbitration in China”. 24 Oct. 2016, Brussels, Belgium
- Two Belgian Federal Mediation Commission Workshops; the first on “The draft of the new Belgian Mediation Act” and the second on “Mediation documents”. 20 Oct. 2016, Brussels, Belgium
- Belgian Federal Mediation Commission Workshop on “Long distance Mediation”. 19 Oct. 2016, Brussels, Belgium
- Belgian Federal Mediation Commission Workshop on “Deontology”. 17 Oct. 2016, Brussels, Belgium
- CILS, Foreign Direct Investment International Arbitration Moot (Ranking of the memoranda). 2-19 Oct. 2016, Buenos Aires, Argentina
- VIAC/UN/UNCITRAL/IMI Joint Conference on International Mediation. 21 Sept. 2016, Vienna, Austria
- ICC YAF Conference on “Tribunal-assisted settlements in International Arbitration”. 8 Sept. 2016, Zürich, Switzerland
- CEPANI Conference on “The Co-arbitrator”. 21 June 2016, Brussels, Belgium
- Dutch Chapter of the CEA Conference “Lago Agrio – Arbitration in The Hague”. 8 June 2016, Peace Palace, The Hague, Netherlands
- 3rd Brussels Pre-Moot. 14,15 Mar. 2016, Brussels, Belgium
- IX. Düsseldorf Pre-Moot. 10-12 Mar. 2016, Düsseldorf, Germany
- Arbitrator, Vis East Moot Foundation - Ranking of the memoranda for respondent - 6-13 March 2016, 13th Vis East Moot 2016, Hong Kong
- CEA -40 and CEPANI 40 Conference on “Multi-party, Multi-contract arbitration: how to deal with it & Expert Witness and the Proof of Foreign (or highly specialized) Law”. 20 Feb. 2016, Brussels, Belgium
- Co-Chair at the Belgian Chapter of the CEA, ICC, DIS and CEPANI Conference on “EU Law and Arbitration”. 19 Feb. 2016, Brussels, Belgium
- bMediation and l’Institute des Juriste d’Entreprise (IEJ) Business Mediation Summit “Challenge your Dispute Resolution Strategy”. 28 Jan. 2016, Brussels, Belgium
- Case contributor to Arbitrator Intelligence

- Translation of the CEPANI arbitration rules and the Belgian Judicial Code provisions relating to arbitration from French to Spanish
- CIArb Irish Brand, Accelerated Route to Fellowship (International Arbitration). 20-22 Nov. 2015 Dublin, Ireland
- CILS, Foreign Direct Investment International Arbitration Moot. 29 Oct. – 1 Nov. 2015, London, UK
- 5h ICC YAF Global Conference. 25-27 June 2015, London, UK
- X International Congress of the CEA. 8-10 June 2015, Madrid, Spain
- IX Meeting of the CEA -40. 7 June 2015, Madrid, Spain
- CEPANI40 debate evening with Ms. Erica STEIN and Ms. Hilde VAN DER BAAN on “Appointment of arbitrators: parties v arbitral institutions”. 5 May 2015, Brussels, Belgium.
- ASA below 40 / CFA-40 Conference, “The Better Seat? France v. Switzerland”. 24 Apr. 2015, Paris, France
- PCA-ICCA Seminar, “The Practice of Arbitrating in Arab Countries: Avoiding Procedural Pitfalls (with some focus on the UAE)”. 16 Apr. 2015, The Peace Palace, The Hague, the Netherlands
- CEPANI Arbitration classes (18 hours): Class 1: “From the arbitral clause to the constitution of the tribunal”, Class 2: "From the terms of reference over procedural orders and agenda to case management meetings, Class 3: "From the hearing to the award". Feb.- Apr. 2015, Brussels, Belgium
- 2nd Brussels Pre-Moot. 23, 24 Mar. 2015, Brussels, Belgium
- VIII. Düsseldorf Pre-Moot. 12, 14 Mar. 2015, Düsseldorf, Germany
- CEPANI40, Lunch debate with Ms. Niuscha Bassiri: “Arbitral Secretaries - The exposed ghostwriter”. 27 Feb. 2015, Brussels, Belgium
- Young ICCA, Skills Training Workshop - Moot Court on Interim Measures in International Commercial Arbitration. 30 Jan. 2015, Brussels, Belgium
- CEPANI, Lunch debate with Ms. Nadia Darwazeh: "The Jerusalem Arbitration Centre: An innovative approach to resolving commercial disputes in a challenging political context". 15 Jan. 2015, Brussels, Belgium
- EUROCHAMBRES, Conference on “Mediation for Growth”. 10 December 2014, European Parliament, Brussels, Belgium
- ICC YAF, Conference on “Brussels, Europe and the Future of Arbitration”. 04 Dec. 2014, Brussels, Belgium
- CEPANI40, Lunch debate avec Remy Gerbay: “Mere ‘administrators’ vs. ‘ancillary decision makers’: Myths and realities of the functions of arbitral institutions”. 24 Nov. 2014, Brussels, Belgium
- CEPANI40, Lunch debate with Pascal Hollander on "Emergency arbitration in practice: How it works? Does it work?" 07 Oct. 2014, Brussels, Belgium
- ICC Belgium, "Effective management of arbitration: A Guide for In-House Counsel and Other Party Representatives". 30 Sept. 2014, Brussels, Belgium

- bMediation, Lunch debate with Carol Bloom on the Transformative Mediation Model. 18 June 2014, Brussels, Belgium
- CEPANI, Lunch debate with Domitille Baizeau on the new IBA Guidelines on Party Representation. 17 June 2014, Brussels, Belgium
- CEPANI 40, Lunch debate with Hakim Boularbah: ("La place de l'arbitrage dans le nouveau règlement Bruxelles I") the place of arbitration within the new Regulation Brussels I. 27 Feb. 2014, Brussels, Belgium
- CEPANI 40, Lunch debate with Charles Price on the different arbitral systems ("Arbitration - Vive la différence"). 16 Jan. 2014, Brussels, Belgium
- CEPANI 40, "The new 2013 CEPANI Arbitration Rules". 24 Oct. 2013, Brussels, Belgium.
- bMediation, Civil and Commercial Mediation classes (96 hours). Oct. 2013 – Feb. 2014, Brussels, Belgium
- IBA Arbitration Committee, ICC YAF, ICDR Y&I and Arbitration Ireland: Young Arbitration Practitioner Symposium. 10 Oct. 2012, Dublin, Ireland
- School for Professional Education of the Brussels (French speaking) Bar, Arbitration classes (12 hours). Apr. 2012, Brussels, Belgium
- Catholic University of Louvain, LL.M in international and European law (Diplôme d'études spécialisées en droit international et européen) Major subjects: International dispute resolution (Classes with Prof. Bernard Hanotiau), international trade law, international contract law, European competition law, European financial and tax law and international private law. 2005-2006, Louvain-la-Neuve, Belgium
- First experience in domestic arbitration, 2001-2002, Caracas, Venezuela

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

HK45 since 2016

Secretary of the Belgian Chapter of the CEA since 2015

Panellist of the VIAC list of Practitioners in international arbitration since 2015

Member of the Belgian Centre of Arbitration (CEPANI) since 2014

International Chamber of Commerce (ICC) Young Arbitrators Forum since 2012.

9. Languages

Mother tongue: Spanish

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): Czech, English and French.

- 10. In which legal system have you trained?**
Civil law
- 11. What is your main jurisdiction of practice?**
International practice, based in Belgium
- 12. Special expertise or specializations (please list a maximum of three):**
International commercial and investment arbitration
- 13. Date of birth:** 22.04.1977

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

October 2, 2017