

VIAC – Questionnaire for Arbitrators

1. Name: Matthias NEUMAYR

2. Citizenship: Austria

3. Contact information:

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4. Current position:

until 2023-09-30 Vice President of the Austrian Supreme Court of Justice;

since 2023-10-01 University Professor at the Johannes Kepler University of Linz

5. Education:

Paris Lodron University of Salzburg; 1980 Doctorate (Dr. iur.)

6. Practiced experience in arbitration

Member since 2014, Chairman of the Senate of the Supreme Court competent for arbitration matters from 2019 to 2023 (retired since 2023-10-01). According to Austrian law, an active judge is prohibited from acting as an arbitrator.

Chairman of the Appeals Tribunal in Employment Matters of IACA (International Anti-Corruption Academy) und Member of the Appeals Tribunal in Employment Matters of ICMPD (International Centre for Migration Policy Development)

- How many arbitrations have you participated in (domestic/international); under which Rules? ---
- How often have you acted as Chairman? ---
- How often have you acted as Sole Arbitrator? ---
- How often have you acted as Co-Arbitrator? ---
- How often have you acted as Counsel? ---
- How often have you acted in a different function (e.g. Administrative Secretary)? ---

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

Books:

- Austrian Arbitration Law in Motion. The Working of Austrian Arbitration Law in the Context of International Institutional Arbitration (2020), together with *Chr. Aschauer*

Articles:

- Informationsrechte als schiedsfähige Ansprüche, wbl 2016, 537 – 541 (together with *F. Harrer*)
- Schiedsklauseln bei der GmbH & Co KG, wbl 2019, 485 – 491 (together with *F. Harrer*)
- The Role of the Austrian Supreme Court in setting aside and challenge proceedings, b-arbitra (Belgian Review of Arbitration) 2019, 331 – 348 (together with *Chr. Aschauer*)
- Anhaltspunkte für die Billigkeitsentscheidung des Schiedsgerichts, in *Danzl/Dauner-Lieb/Wittwer* (ed), Deutsches, österreichisches und internationales Schadensersatzrecht. Festschrift für Christian Huber (2020) 375 – 388

- Überprüfung schiedsrichterlicher Beweiserhebung durch staatliche Gerichte, in *Schumacher* (ed), *Beweiserhebung im Schiedsverfahren*² (2021) 443 – 469
- Rechtliches Gehör, in *Nueber* (ed), *Handbuch Schiedsgerichtsbarkeit und ADR* (2021) 249 – 268
- Schnittstellen der Schiedsgerichtsbarkeit zur staatlichen Gerichtsbarkeit in Liechtenstein und in Österreich, in *Schumacher/Zimmermann* (ed), *Festschrift 100 Jahre Fürstlicher Oberster Gerichtshof* (2022) 289 – 307 (together with mit *E. Lovrek*)
- Streitbeilegung, Gerichtsverfahren und Schiedsgerichtsverfahren, in *Harrer/Neumayr/Told* (ed), *Organhaftung* (2022) 531 – 560 (together with mit *J. Zehetner*)
- Gesellschafter als Verbraucher: Die Beschränkungen des § 617 ZPO, in *Czernich/Rüffler* (ed), *Schiedsverfahren im Gesellschaftsrecht* (2022) 51 – 62

Lectures:

- numerous lectures on arbitration law topics in German and English; regular speaker at seminars and conferences

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

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

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 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 type="checkbox"/> Slovakian Law <input type="checkbox"/> | <input checked="" type="checkbox"/> European Law |

Other _____

11. What is your main jurisdiction of practice?

Austrian

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

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

14. Date of birth: 1958-09-15

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. 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>.

2023-10-01

Date