

# VIAC – Questionnaire for Arbitrators

1. **Name:** Hendrik Puschmann
2. **Citizenship:** German and British
3. **Contact information:**  
Address: Farrer & Co  
66 Lincoln's Inn Fields  
London WC2A 3LH  
London
- Telephone: +44 (0) 20 3375 7668  
Fax: +44 (0) 20 3375 7001  
E-Mail: [Hendrik.Puschmann@farrer.co.uk](mailto:Hendrik.Puschmann@farrer.co.uk)  
Website: <https://www.farrer.co.uk/people/hendrik-puschmann/>  
LinkedIn: <https://www.linkedin.com/in/hendrik-puschmann-115a3622/>
4. **Current position:** Partner and Co-Head of Arbitration, Farrer & Co  
Fellow Commoner of Clare Hall in the University of Cambridge  
Visiting Lecturer, Johannes Kepler Universität Linz
5. **Education:** LLB, The College of Law of England & Wales  
MA, St Andrews  
MPhil, Cambridge  
Marie-Curie Research Fellowship, Cambridge
- Qualified in England and Wales (Solicitor-Advocate), Germany (Rechtsanwalt), Ireland and Northern Ireland (Solicitor)
- Certified English/German legal translator
6. **Practiced experience in arbitration**
- How many arbitrations have you participated in (domestic/international); under which Rules?  
30+  
(CIArb, DIS, ICAC, ICC, ICSID Additional Facility, LCIA, LMAA, SIAC, UNCITRAL, VIAC, among others)
  - How often have you acted as Chairman? N/A
  - How often have you acted as Sole Arbitrator? 1
  - How often have you acted as Co-Arbitrator? 2
  - How often have you acted as Counsel? 30+
  - How often have you acted in a different function (e.g. Administrative Secretary)? N/A

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

### SELECTED RECENT AND FORTHCOMING PUBLICATIONS

- *Butterworths Challenges in Arbitration: Challenges Against Arbitrators, Awards and Enforcement in England & Wales*. London: LexisNexis Butterworths (forthcoming, spring 2019) (general editor and principal author)
- "The Echo Chamber: Arbitration as a Social Network", invited paper, 6<sup>th</sup> Cambridge Arbitration Day, University of Cambridge (16 March 2019)
- "Achmea – The Final Instalment?", *Lexis®PSL*, 21 February 2019 (with Andreas Geroldinger)
- "ICSID Arbitration Clauses in Contracts: Time for a Revival?" in Maren Heidemann and Joseph Lee (eds), *The Future of the Commercial Contract in Scholarship and Law Reform*. Berlin: Springer, pp. 389-405 (with Andreas Geroldinger)
  - Based on an invited paper delivered at a joint conference of the Institute of Advanced Legal Studies and the University of Exeter, London, 22 September 2016
- "Multi-Contract References under the LCIA Rules: Case Closed?" [2018] *Int. A.L.R.* 2, pp. 37-45 (with Andreas Geroldinger)
- "Arbitration of Trust and Foundation Disputes in Liechtenstein and England: A Comparative Analysis", *Trusts & Trustees*, Oxford University Press, Vol. 24, Issue 4, pp. 418-426 (with Michael Nueber)
- Arbitration Act 1996: Challenging Jurisdiction Pre-Award (SS 31 and 32)", *Lexis®PSL Precedent*, June 2018 (with Will Charrington)
- "Court of Justice Finds Intra-EU BITs Incompatible with EU Law (Slovak Republic v Achmea)", *Lexis®PSL*, 20 March 2018 (with Andreas Geroldinger)
- "Arbitration at all Costs – What the Parties Are Looking For", invited paper, 5<sup>th</sup> Cambridge Arbitration Day, University of Cambridge, 3 March 2018
- "A Look at the New DIS Arbitration Rules 2018", *Lexis®PSL*, 21 February 2018 (with Andreas Geroldinger)
- "Court of Justice's Advocate-General: Intra-EU BIT Award Compatible with EU Law (Slovak Republic v Achmea)", *Lexis®PSL*, 29 September 2017
  - Revised edition published by *Mealey's Arbitration Report*, 18 December 2017
- "Enforcement of Arbitral Awards in Germany", *Lexis®PSL Practice Note*, 2017 (with Tobias Kopp)
- "State Immunity in Germany", *Lexis®PSL Practice Note*, 2017 (with Tobias Kopp)
- "Separability of Arbitration Agreements", *Lexis®PSL Practice Note*, 2017 (with Clarissa Coleman)
- "The UNCITRAL Rules: An Overview", *Lexis®PSL Practice Note*, 2017 (with Peter Morton)
- "A Look at the Vienna Mediation Rules", *Lexis®PSL*, 26 September 2016 (with Ian Meredith)
- "DIS Kicks off Rules Overhaul", *Lexis®PSL*, 6 June 2016
- "Notes on the Cultural Dimension of International Commercial Arbitration", *SAR* vol. 5 issue 1, March 2016, pp. 29-35 (with Ian Meredith)
- "Non-Damages Remedies in International Arbitration", *Lexis®PSL Practice Note*, 2016 (with Ian Meredith)
- "Challenging the Tribunal's Jurisdiction and Anti-Suit Injunctions in Germany", *Lexis®PSL Practice Note*, 2016 (with Johann v. Pachelbel)
- "Challenging the Tribunal's Jurisdiction and Anti-Suit Injunctions in Germany", *Lexis®PSL Practice Note*, 2016 (with Johann v. Pachelbel)
- "Interim Measures in Support of Arbitration in Germany", *Lexis®PSL Practice Note*, 2016 (with Johann v. Pachelbel)

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

- Consultant Editorial Board, Lexis®PSL Arbitration
- Contractual ICSID Arbitration Working Group, IALS, University of London
- Board Member, FICA
- Arbitrator lists of numerous institutions, particularly in CEE, including ICAC (Kyiv), Polish Chamber of Commerce (Warsaw), Lewiatan Arbitration Court (Warsaw)
- Member of numerous arbitral organisations including CI Arb, LCIA, DIS
- Arbitration book proposal reviewer, Oxford University Press
- Academic Advisory Board, Institute for Applied Commercial Law, Nordakademie Hamburg
- Academic Advisory Board, Institute for Legal Professional Ethics (*Institut für Anwaltsrecht*), Johannes Kepler Universität Linz

**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; also Russian and Polish (can deal with oral and written evidence though could not write an award in those languages)**

10. In which legal systems have you trained?

- |  |   |  |
|--|---|--|
| <input checked="" type="checkbox"/> Civil Law  | <input checked="" type="checkbox"/> Common Law                  |  |
| <input 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 checked="" 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?

England (also qualified in Germany, Ireland and Northern Ireland)

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

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

Other Foundations and Trusts, Partnerships

13. Date of birth: 12 July 1979

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>.

11/04/2019  
Date