

VIAC – Questionnaire for Arbitrators

1. Name: Mr Victor James Smith

2. Citizenship: British

3. Contact information:

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4. Current position: Independent Chartered Arbitrator

5. Education: LLM Master's Degree in International Commercial Law (Distinction) – Northumbria University (2007)

Diploma in International Commercial Arbitration – The Chartered Institute of Arbitrators (2004)

Post Graduate Diploma in Arbitration – Reading College of Estate Management (2001)

BSC Bachelor's Degree in Quantity Surveying – Kingston Polytechnic (1982)

6. Practiced experience in arbitration

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

I have participated in 100 arbitration cases, 64 cases as an arbitrator and 36 cases as counsel.

Based on the nationality of the parties 34 of my appointments as arbitrator have been for domestic arbitrations and 30 of my appointments as arbitrator have been for domestic arbitrations.

My appointments as an arbitrator for domestic arbitrations have been conducted under the arbitration rules of:

- The Chartered Institute of Arbitrators
- The International Chamber of Commerce
- The Board of Trade of Thailand
- The Thai Arbitration Institute
- The Vietnam International Arbitration Centre
- UNCITRAL
- Hong Kong International Arbitration Centre

My appointments as an arbitrator for international arbitrations have been conducted under the arbitration rules of:

- The Thai Arbitration Institute

- The Singapore International Arbitration Centre
- The International Chamber of Commerce
- UNCITRAL
- The Board of Trade of Thailand
- Thailand Arbitration Centre

Based on the nationality of the parties 6 of my appointments as counsel have been for domestic arbitrations and 30 of my appointments as counsel have been for domestic arbitrations.

My appointments as counsel for domestic arbitrations have been conducted under the arbitration rules of:

- The International Chamber of Commerce
- The Singapore International Arbitration Centre
- The Thai Arbitration Institute
- UNCITRAL

My appointments as counsel for international arbitrations have been conducted under the arbitration rules of:

- The International Chamber of Commerce
- The Singapore International Arbitration Centre
- The Thai Arbitration Institute
- The International Cotton Association

- How often have you acted as Chairman? 2 times
- How often have you acted as Sole Arbitrator? 18 times
- How often have you acted as Co-Arbitrator? 44 times
- How often have you acted as Counsel? 36 times
- How often have you acted in a different function (e.g. Administrative Secretary)? None

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

Lecturer at Thammasat University in Bangkok teaching Arbitration and ADR for the LLM Master of Laws Degree in Business Law (2021 to 2014)

Guest lecturer at Sasin School of Management, Chulalongkorn University in Bangkok for the MBA course (2021)

Presenter at numerous arbitration seminars and conferences for the International Chamber of Commerce, Chartered Institute of Arbitrators, British Chamber of Commerce, and other institutions

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

Current Memberships

Chartered Arbitrator – The Chartered Institute of Arbitrators (2003)

Fellow of the Chartered Institute of Arbitrators (2001)

Former Memberships

Member of the ICC Paris Commission on Arbitration and ADR (2006 to 2019)

Fellow of the Malaysian Institute of Arbitrators (2008 to 2019)

Fellow of the Singapore Institute of Arbitrators (2005 to 2019)

Fellow of the Hong Kong Institute of Arbitrators (2001 to 2019)

Fellow of the Australian Centre for International Commercial Arbitration (2010 to 2015)

Fellow of the Association of Arbitrators, South Africa (2011 to 2014)

Member of the London Court of International Arbitration (2003 to 2013)

Member of the Society of Construction Law, England (2017 to 2019)

Functions in Arbitral Institutions

Chair of the Thailand Branch of the Chartered Institute of Arbitrators (2019 to 2021)

Head of ICC Thailand Arbitrator Nominations Committee (2018 to 2021)

Chair of ICC Thailand Commission on Arbitration and ADR (2004 to 2012 and 2017 to 2019)

Other Former Professional Memberships

Fellow of the Royal Institution of Chartered Surveyors, Chartered Quantity Surveyor (1996 to 2019)

Fellow of the Chartered Institute of Building, Chartered Construction Manager (1999 to 2019)

9. Languages

Mother tongue: English

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): None

10. In which legal systems have you trained?

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

Other _____

11. What is your main jurisdiction of practice?

Thailand and Asia

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

None as I am not a lawyer

13. 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"/> 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 type="checkbox"/> Private Intern. Law |
| <input type="checkbox"/> Capital markets | <input 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 checked="" type="checkbox"/> Engineering | <input type="checkbox"/> Joint ventures | <input type="checkbox"/> Shipping |
| <input checked="" 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 checked="" type="checkbox"/> Construction | <input type="checkbox"/> Inform. technology (IT) | <input type="checkbox"/> Media | <input type="checkbox"/> Telecommunication |
| <input checked="" type="checkbox"/> Contract law | <input checked="" type="checkbox"/> Infrastructure | <input type="checkbox"/> Mining | <input type="checkbox"/> Transport |
| <input type="checkbox"/> Other _____ | | | |

14. Date of birth: 4 December 1957

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>.

5 April 2024

Date

and

Signature