

VIAC – Questionnaire for Arbitrators



1. **Name: ANISH WADIA**

FCI Arb, FACICA, FMI Arb, FHKI Arb, FA Arb, FNIC Arb, FPI Arb, FAMINZ (Arb)

2. **Citizenship:** Indian

3. **Contact information:**

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4. **Current positions:** *I am a full-time independent international arbitrator*

Experienced arbitrator and lawyer with full rights of audience before Courts in:

- India as an Advocate
- England and Wales (incl. Supreme Court of the United Kingdom) as a Solicitor Advocate
- Dubai viz. the Dubai International Financial Centre (DIFC) as a Legal Practitioner
- Singapore viz. the Singapore International Commercial Court (SICC) as a Registered Foreign Lawyer (*the SICC is a division of the Singapore High Court and under the aegis of the Supreme Court of Singapore*)

Accredited as a Fellow of the following institutes:

- Chartered Institute of Arbitrators, U.K. (**CI Arb**)
- Australian Centre for International Commercial Arbitration (**ACICA**)
- Malaysian Institute of Arbitrators (**MI Arb**)
- Hong Kong Institute of Arbitrators (**HKI Arb**)
- Association of Arbitrators, Southern Africa (**AArb**)
- Nigerian Institute of Chartered Arbitrators (**NIC Arb**)
- Philippine Institute of Arbitrators (**PI Arb**)
- Arbitration & Mediation Institute of New Zealand [**AMINZ (Arb)**]

Currently also serving in the following positions:

- Member (India): ICC Commission on Arbitration and ADR, Paris
- Member (*ex officio*): ICC India Executive Committee
- Member: ICC India Arbitration Group
- Ambassador (India): Alliance for Equality in Dispute Resolution
- Appointed as one of five Members of the Investor Grievance Redressal Committee, Mumbai (IGRC), as per directions of the Securities & Exchange Board of India (SEBI), for the Multi Commodity Exchange of India Limited (MCX) to adjudicate upon investor and commodity disputes
- Approved Faculty List (AFL) Tutor, Examiner and Moderator in International and Domestic Arbitration for the Chartered Institute of Arbitrators (CI Arb), U.K.

Admitted on the Panel of Arbitrators of the following institutes:

- International Chamber of Commerce (**ICC**)
- London Court of International Arbitration (**LCIA**)
- Australian Centre for International Commercial Arbitration (**ACICA**)

- Vienna International Arbitration Centre (**VIAC**)*
- International Commercial Arbitration Court (**ICAC**) – European Arbitration Chamber (**EAC**)
- Chinese European Arbitration Centre, Hamburg (**CEAC**)*
- Shanghai International Economic and Trade Arbitration Commission (Shanghai International Arbitration Center) (**SHIAC**)
- Russian Arbitration Center (**RAC**) at the Russian Institute of Modern Arbitration (**RIMA**)*
- Association of Arbitrators, Southern Africa (**AArb**)
- Badan Arbitrase Nasional Indonesia (**BANI**) Arbitration Center
- Thailand Arbitration Center (**THAC**)
- Pacific International Arbitration Centre (**PIAC**)
- Istanbul Arbitration Centre (**ISTAC**)

* *first Indian to be admitted*

Admitted on the **Panel of Tribunal Secretaries** of the following institutes:

- Hong Kong International Arbitration Centre (**HKIAC**)[±]
- Australian Centre for International Commercial Arbitration (**ACICA**)

[±] *first Indian to be so trained, accredited and admitted*

5. Education:

- Chartered Institute of Arbitrators, U.K. (CI Arb): Diploma in International Arbitration
- International Chamber of Commerce (ICC), Paris: PIDA Certification in International Commercial Arbitration
- The West Bengal National University of Juridical Sciences (NUJS): Diploma in Entrepreneurship, Administration and Business Laws
- University of Mumbai: Bachelor of Laws degree (LL.B.)
- University of Mumbai: Bachelor of Commerce degree (B.Com.)

6. Practiced experience in arbitration

- How many arbitrations have you participated in (domestic/international); under which Rules? 1996 Arbitration Act, SIAC, ICC, LCIA.
- How often have you acted as Chairman? None
- How often have you acted as Sole Arbitrator? Five (*as an IGRC Member for commodities and investor disputes by the MCX*)
- How often have you acted as Co-Arbitrator? None
- How often have you acted as Counsel? Twenty-five
- 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):

- a) Co-authored **Third-Party Funding in Arbitration – India’s Readiness in a Global Context** – published by “Transnational Dispute Management - Special Issue on International Commercial and Investment Disputes in and with India” [(2018) 15(2) TDM] – <https://ssrn.com/abstract=3014001>

The paper took almost 1 (one) year in the making given the comprehensive nature of research carried out. This is what the TDM Editorial had to say: Anish Wadia and Shivani Rawat have demonstrated the permissibility and enforceability of third-party funding in India since 1876 by engaging in an exhaustive analysis of relevant judicial authorities. This is followed by a comprehensive dialogue on all major aspects of third-party funding in international commercial and investment arbitration, including disclosure norms and FEMA. The authors have proposed a viable regulatory framework for India inspired by best practices from other jurisdictions.

- b) Member of the team for the Indian Arbitration Forum (IAF) that prepared the **Best Practices Guidelines for Conduct of Arbitral Proceedings** (IAF Guidelines, 2018)
- c) **Tutor** for numerous training courses in **International & Domestic Arbitration** by the Chartered Institute of Arbitrators (CIArb) and the Society for Construction Law (SCL) India branch (since 2015)
- d) Panellist Speaker at **SAARC Arbitration Council’s** workshop on **Challenges & Opportunities of Arbitration in the SAARC Region with a focus on India** at FICCI, New Delhi, India (May 2018)
- e) Faculty Speaker on International Arbitration at Symbiosis Law School, Hyderabad, India (SLS-H)’s **Certificate Course on Alternative Dispute Resolution Mechanisms** (February 2018)
- f) Steering Committee Member and Panellist Speaker at the first-ever Young ICCA Arbitration Day in Mumbai, India on **Drafting and Filing Requests for Arbitration: A Practicum** (July 2017)
- g) Spoke at Columbia Law School (New York, U.S.A.) at the ICC YAF 2017 Global Conference (Friday Night Live Segment) on **Cultural Differences in International Arbitration** (June 2017)
- h) Thomson Reuters **IDEX Legal Awards 2018** – “Young Achiever” runner-up.

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

- Law Society of England & Wales
- Solicitors Association of Higher Court Advocates (SAHCA), U.K. – **first Indian to be admitted**
- Indian Merchants’ Chambers (IMC) – Law Review and Rationalisation Committee
- HKIAC – Users’ Council
- DIFC–LCIA Arbitration Centre, Dubai
- Inter-Pacific Bar Association (IPBA)
- Chinese European Legal Association (CELA)
- European Arbitration Centre (EAC)
- ICC – Young Arbitrators Forum (YAF) – **former ICC-YAF Regional Representative for India**
- Chinese European Arbitration Centre, Hamburg – Young CEAC
- Dubai International Arbitration Centre (DIAC 40) – Young Practitioners Group
- Young India Arbitration Club (YIAC)
- Association Suisse de l’Arbitrage (ASA) – the Groupe des Jeunes Praticiens de l’Arbitrage (ASA40)
- Deutsche Institution für Schiedsgerichtsbarkeit e.V. 40 (DIS40)
- Young Arbitrators Sweden (YAS) – Arbitration Institute of the Stockholm Chamber of Commerce (SCC)
- Young ICCA
- LCIA – Young International Arbitration Group (YIAG)
- HKIAC – HK45

- SIAC – Young SIAC Group (YSIAC)
- AIAC (*formerly* KLRCA) – Young Practitioners Group (YPG)
- Supreme Court Bar Association (SCBA)
- Bombay Bar Association (BBA) – *Permanent Member*
- Bombay City Civil and Sessions Court Bar Association (BCCSCBA) – *Life Member*
- Indian Society of International Law (ISIL) – *Life Member*

9. Languages: Absolute spoken and written command: English

A] ACTIVE (sufficient for carrying out oral hearings – level indicated):

- 1) English (*mother tongue / native*)
- 2) Hindi (*fluent*)
- 3) Gujarati (*fluent*)
- 4) Marathi (*intermediate*)
- 5) French (*very basic*)

B] PASSIVE (sufficient for reading documents – level indicated):

- 1) English (*mother tongue / native*)
- 2) Hindi (*fluent*)
- 3) Marathi (*basic*)

10. In which legal system have you trained? Common Law

11. What is your main jurisdiction of practice? India; but regularly advise entities in Iceland, Singapore, England, France and U.S.A. including actively travelling to these jurisdictions in a professional capacity.

12. Special expertise or specialisations:

- a) Commodities, Corporate, Construction, Telecom & Commercial Disputes;
- b) Energy / Oil & Gas / Mining / Power / Natural Resources;
- c) Information Technology, Science & Technology;
- d) Maritime & Transportation;
- e) Investments; and
- f) Aviation Law.

13. Date of birth: 05 July 1984

I have completed the above questionnaire to the best of my knowledge and believe the above content is 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.

Sd/-

ANISH WADIA, FCIArb, FACICA, FMIArb, FHKIArb, FAArb, FNICArb, FPIArb, FAMINZ (Arb)

27 March 2018

(Updated on 10 May 2018)