

VIAC – Questionnaire for Arbitrators

1. Name: Hanno Wehland

2. Citizenship: Germany

3. Contact information:

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4. Current position: Principal at Wehland Arbitration

5. Education: Humboldt University Berlin (First Juridical State Examination), University College London (LL.M.), University of Geneva (Dr. iur.)

6. Practiced experience in arbitration

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

Participated in over 80 international arbitrations, including under DIS, ICC, ICSID, LCIA, SCC, Swiss, UNCITRAL, and VIAC Rules.

- How often have you acted as Chairman?

- How often have you acted as Sole Arbitrator?

Acted as Sole Arbitrator in 2 international arbitrations (under Swiss and SCC Rules).

- How often have you acted as Co-Arbitrator?

- How often have you acted as Counsel?

Acted as Counsel in over 55 international arbitrations.

- How often have you acted in a different function (e.g. Administrative Secretary)?

Acted as Expert (in 1 international arbitration) and Administrative Secretary (in over 20 international arbitrations).

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

Publications:

Wehland, H., Procedural Rights: Access to Investor-State Arbitration, Chapter in: C. Baltag/ K. Duggal/ K. Gore/ E. Putilin (eds.), International Investment Law and Arbitration in Central Asia, Kluwer, December 2022

Wehland, H., Favre-Bulle, X., Swiss Arbitration Centre, in: *Schweizerische Zeitschrift für Zivilprozess- und Zwangsvollstreckungsrecht* 2022, issue 60, 429 et seq.

Wehland, H., German Supreme Court Confirms Intra-EU BIT Does Not Give Access to Investor-State Arbitration in Light of CJEU's Achmea Decision, *Kluwer Arbitration Blog*, January 2022

Wehland, H., *Iberdrola v. Guatemala – When Do Negative Jurisdictional Awards Have Res Judicata Effect in Investment Treaty Arbitrations?*, in: *ASA Bulletin* 2021, volume 39, issue 1, 91 et seq.

Wehland, H., *Forum Shopping: Investment Arbitration*, in: *Max Planck Encyclopedia of International Procedural Law (MPEIPro)*, March 2021

Wehland, H., *Book Review: Investor-State Dispute Settlement and National Courts: Current Framework and Reform Options*, Gabrielle Kaufmann-Kohler and Michele Potestà, in: *The Law and Practice of International Courts and Tribunals* 2020, volume 19, issue 3, 577 et seq.

Wehland, H., *Investment Treaty Arbitration*, Chapter in: S. Balthasar (ed.), *International Commercial Arbitration: Practitioner's Guide*, 2nd ed., Beck, Hart Publishing, December 2020

Wehland, H., *Switzerland: The Federal Supreme Court Has for the First Time Set Aside an Investment Treaty Arbitration Award*, in: *ICC Dispute Resolution Bulletin* 2020, issue 3, 29 et seq.

Frey, H., Wehland, H., *Arbitration 2020 - ICSID*, in: *Getting the Deal Through*, March 2020, 22-24

Wehland, H., *Domestic Courts and Investment Treaty Tribunals: The Effect of Local Recourse Against Administrative Measures on the Breach of Investment Protection Standards*, in: *Journal of International Arbitration* 2019, volume 36, issue 2, 207 et seq.

Wehland, H., *Book Review: A Guide to State Succession in International Investment Law*, by Patrick Dumberry, in: *Journal of International Arbitration* 2018, volume 35, issue 6, 733 et seq.

Wehland, H., *Blue Bank International v. Venezuela: When Are Trust Assets Protected under International Investment Agreements?*, in: *Journal of International Arbitration* 2017, volume 34, issue 6, 947 et seq.

Wehland, H., *Jurisdiction and Admissibility in Proceedings under the ICSID Convention and the ICSID Additional Facility Rules*, Chapter in: C. Baltag (ed.), *ICSID Convention after 50 Years: Unsettled Issues*, Kluwer, February 2017 (cited by Singapore High Court in *BAZ v BBA and others and other matters*, [2018] SGHC 275, para. 131)

Wehland, H., *The Enforcement of Intra-EU BIT Awards: Micula v Romania and Beyond*, in: *Journal of World Investment & Trade* 2016, volume 17, issue 6, 942 et seq.

Wehland, H., *The Regulation of Parallel Proceedings in Investor-State Disputes*, in: *ICSID Review* 2016, volume 31, issue 3, 576 et seq.

Wehland, H., *Competing Dispute Resolution Mechanisms in Public Contracts and International Investment Agreements*, Chapter in: M. Audit/ S. Schill (eds.), *Transnationalization of Public Contracts*, Bruylant, June 2016

Wehland, H., *Investment Treaty Arbitration*, Chapter in: S. Balthasar (ed.), *International Commercial Arbitration: Practitioner's Guide*, Beck, Hart Publishing, January 2016 (cited by Swiss Federal Supreme Court in Decision 4A_396/2017 of 16 October 2018, *Russian Federation v. A.*, para. 4.4.3)

Wehland, H., *The Transfer of Investments and Rights of Investors under International Investment Agreements - Some Unresolved Issues*, in: *30(3) Arbitration International* (2014), 565 et seq.

Wehland, H., *The Coordination of Multiple Proceedings in Investment Treaty Arbitration*, Oxford University Press, *International Arbitration Series*, June 2013 (cited by ad hoc Committee in *Orascom TMT Investments v. People's Democratic Republic of Algeria*, ICSID Case No. ARB/12/35, Decision on Annulment of 17 September 2020, paras. 203-222)

Wehland, H., *Intra-EU Investment Arbitration: Is Community Law an Obstacle?*, in: *58(2) International and Comparative Law Quarterly*, 2009, 297 et seq.

Wehland, H., *Arbitral Proceedings Based on Bilateral Investment Treaties Between EU Member States and the Objection of Conflicting Community Law*, in: *SchiedsVZ (German Arbitration Journal)* 2008, 222 et seq. (cited by German Federal Supreme Court in Decision I ZB 2/15 of 3 March 2016, *Slovak Republic v. Achmea BV*, paras. 26, 49, 78)

Wehland, H., Schwarz, F., *Arbitration 2007 - Germany*, in: *The International Comparative Legal Guide to International Arbitration 2007*

Presentations:

Climate Change and Investment Arbitration, Panelist at ICC YAAF Conference on Climate Change and Arbitration, Geneva, March 2023

Access to Investor-State Arbitration Under Treaties Involving Central Asian States, Speaker at launch event of Kluwer publication on International Investment Law and Arbitration in Central Asia, London, January 2023

The Protection of Multiple Entities and the Need to Coordinate Parallel Proceedings under International Investment Agreements, Guest lecture given at the University of Lucerne, December 2019

The ECJ's Achmea Decision – What Does it Mean for the Future of Intra-EU BIT Arbitrations Within the EU?, Presentation given at DIS40 Event, Geneva, July 2018

Multiple Entities at Different Levels of an Investment Structure as Protected Investors under International Investment Agreements, Panelist at 30th Annual ITA Workshop and Annual Meeting, Dallas, Texas, June 2018

Drafting Prayers for Relief – Dos and Don'ts, Panelist at ASA Below 40 Seminar, Zurich, November 2017

The Prohibition of Abuse of Process as a Mechanism for Coordinating Parallel Proceedings in Investment Treaty Arbitrations, Panelist at 2nd UNCITRAL Asia Pacific Judicial Summit, Hong Kong, October 2017

Enforcement of intra-EU BIT awards within and outside of the European Union, Panelist at International Conference on Intra-EU BITs and Intra-EU Disputes organized by the University of Vienna and Saarland University, Vienna, March 2016

International Investment Arbitration, Lectures given at Chartered Institute of Arbitrators' Malaysian Diploma Courses, Kuala Lumpur and Penang, November 2013, April 2014, January 2015, and January 2016

The 1907 Hague Convention and the Permanent Court of Arbitration Today, Panelist at Georgian International Arbitration Days, Tbilisi, Georgia, October 2015

Conflicts of Interest and Arbitral Institutions, Panelist at 13th Biennial IFCAI Conference, Co-organized with the BCDR-AAA, Manama, Bahrain, March 2015

The Role of the PCA in Investment Arbitrations under the UNCITRAL Rules, Presentation given at DIS40 Event, Berlin, October 2014 (in German)

The Permanent Court of Arbitration and the Settlement of Disputes under the Energy Charter Treaty, Presentation given at Energy Charter's Executive Training Programme, Astana, Kazakhstan, June 2014

The PCA and its Role in the Context of International Investment Arbitration, Guest lectures given as part of the International Investment Arbitration course of the University of Amsterdam, May 2014 and April 2015

The Permanent Court of Arbitration and Africa, Panelist at APAA Conference on International Commercial and Investment Arbitration in Africa, Yaoundé, Cameroun, October 2013

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

International Council for Commercial Arbitration (ICCA), London Court of International Arbitration (LCIA), International Arbitration Institute (IAI), Association Suisse de l'Arbitrage (ASA), Deutsche Institution für Schiedsgerichtsbarkeit (DIS), Editorial Board of the Journal of International Arbitration (JOIA)

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, French

10. In which legal systems have you trained?

- Civil Law Common Law
 Austrian Law Hungarian Law Swiss Law
 Czech Law Polish Law Ukrainian Law
 German Law Slovakian Law European Law
Other _____ Public International Law

11. What is your main jurisdiction of practice?

Switzerland

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

Germany, Switzerland, England & Wales

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 checked="" 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 checked="" 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 checked="" 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: 30 January 1977

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>.

14 March 2024

Date