

# VIAC – Questionnaire for Arbitrators

- 1. Name:** Dr. Bernhard Wychera, LL.M.
- 2. Citizenship:** Austria
- 3. Contact information:**  
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- 4. Current position:** Independent Attorney at law
- 5. Education:** University of Vienna, Mag. iur. 1997 (Erasmus semester in winter 1995 at the Université Catholique de Louvain, Louvain-la-Neuve, Belgium), Dr. iur 2001  
New York University School of Law, LL.M. 2002  
Bar Exam Vienna 2001  
New York Bar Exam 2005
- 6. Practiced experience in arbitration**
- How many arbitrations have you participated in (domestic/international); under which Rules?  
11 (international); ICC, VIAC, LCIA
  - How often have you acted as Chairman?  
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  - How often have you acted as Sole Arbitrator?  
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  - How often have you acted as Co-Arbitrator?  
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  - How often have you acted as Counsel?  
9
  - How often have you acted in a different function (e.g. Administrative Secretary)?  
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- 7. Publications and other activities in arbitration (e.g. training sessions, seminars, conferences, articles and others):**  
'Stabilization Clauses in Investment Contracts – Are they Still Relevant and Will They Be in the Future?', in Austrian Yearbook on International Arbitration 2021  
'Arbitrating under the Energy Charter Treaty – A Fight against Windmills?', in Austrian Yearbook on International Arbitration 2020  
'The Nature of State Consent in BITs', in Austrian Yearbook on International Arbitration 2019  
'A Practical Guide to National Competition Rules across Europe'; Austrian chapter, Kluwer Law International, June 2004 and January 2008  
'The International Comparative Legal Guide to: Corporate Governance 2008'; Austrian chapter

Regular participant/speaker in international arbitration conferences and seminars, e.g. ICCA, GAR Live, IBA Arbitration Day, Lex Mundi Dispute Resolution Working Group, AG International Arbitration Symposia

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

International Bar Association, Austrian Arbitration Association – Arb|Aut, Vienna Bar, Bar of the State of New York

**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?**

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

Other: New York Law

**11. What is your main jurisdiction of practice?**

Austria, CEE

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

Austria, New York

**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 checked="" 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 checked="" type="checkbox"/> ISDS/ Foreign invest. | <input type="checkbox"/> Real estate             |
| <input type="checkbox"/> CISG                                       | <input 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 checked="" 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 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                |  |
| <input type="checkbox"/> Other _____                                |  |   |  |

**14. Date of birth:** 24 September 1973

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](mailto: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>.

8 December 2021

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Signature