

# VIAC – Questionnaire for Arbitrators

**1. Name: Tan Sri Dato' Cecil Abraham**

**2. Citizenship: Malaysian**

**3. Contact information:**

Address: Arbitra, 100 St Paul's Churchyard, London, EC4M 8BU

Telephone: +44(0) 207 936 7070

Fax:

E-Mail: [info@arbitra.co.uk](mailto:info@arbitra.co.uk) // [cecil@cecilabraham.com](mailto:cecil@cecilabraham.com)

Website: [www.arbitra.co.uk](http://www.arbitra.co.uk)

LinkedIn: <https://www.linkedin.com/company/arbitra-international>

**4. Current position:**

Independent Arbitrator // Managing Partner & Founder of Cecil Abraham & Partners

**5. Education:**

LL.B. Hons. Queen Mary College, University of London

Fellow (Faculty of Law) Queen Mary College, University of London

Barrister at Law of the Honourable Society of Middle Temple

Bencher of the Honourable Society of Middle Temple

Advocate & Solicitor of the High Court of Malaya

Advocate & Solicitor of the Supreme Court of Singapore

**6. Practiced experience in arbitration**

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

150+ ICSID, SIAC, LCIA, FICCI, AIAC

- **How often have you acted as Chairman?**

80+

- **How often have you acted as Sole Arbitrator?**

40+

- **How often have you acted as Co-Arbitrator?**

30+

- **How often have you acted as Counsel?**

90+

- 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 and others):**

Contributions:-

- (i) the Malaysian chapter on arbitration in the book *Commercial Arbitration Law In Asia And The Pacific*, which is an ICC Publication edited by Simmonds Hill Jarvin;
- (ii) the Malaysian Chapter on arbitration in a publication entitled *Arbitration in Asia* which is published by Butterworths. The editor of the book is Michael J Moser of Freshfields;
- (iii) the Malaysian Chapter on arbitration for the Global Legal Group entitled *Questions for the International Comparative Legal Guide: International Arbitration 2003*;
- (iv) the International Bar Association publication *Civil Appeal Procedures Worldwide* edited by Charles Platto;
- (v) the Malaysian Chapter in the book *Cargo Claims* by William Tetley;
- (vi) the Malaysian Chapter in the International Bar Association publication *Judicial Sales of Vessels and Priority of Claims*, published by Kluwer;
- (vii) the Chapter on the "Role Played by the Party-Appointed Arbitrator" in *The Asian Leading Arbitrators Guide to International Arbitration*;
- (viii) the Malaysian Chapter in *Arbitration World, 4<sup>th</sup> Edition*;
- (ix) the Malaysian Chapter on Arbitration in *World Arbitration Reporter*; and
- (x) the Malaysian Chapter in *Asia Arbitration Guide*;
- (xi) Chapter on *State Approval in South East Asian Bilateral Investment Treaties in Investor-State Arbitration – Lessons For Asia* (HKIAC Special Publication Series No. 1);
- (xii) the Malaysian Chapter in Getting The Deal Through on *Investment Treaty Arbitration* (2019);
- (xiii) the Malaysian Chapter on GAR Know How – *Challenging and Enforcing Arbitration Awards* 2019; and
- (xiv) the Chapter on *Misrepresentation* in Bullen & Leake & Jacob's *Malaysian Precedents of Pleadings* (2017).

- (a) I have also in the past, edited a number of volumes of the *Malaysian Court Forms* (equivalent to the English Atkins Court Forms) and the *Halsbury's Laws of Malaysia on Practice & Procedure*.

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

### **• Arbitration Institutions Enlisted as an Arbitrator:**

- International Centre for Settlement of Investment Disputes (ICSID)
- Hong Kong International Arbitration Centre (HKIAC)
- Asian International Arbitration Centre (AIAC)
- Singapore International Arbitration Centre (SIAC)
- FICCI Arbitration and Conciliation Tribunal (FACT) India
- Indonesian National Board of Arbitration (BANI)
- Indian Council of Arbitration (ICA)
- Court of Arbitration for Sport (CAS)
- Shanghai Arbitration Commission (SHAC)
- Abu Dhabi Global Markets (ADGM)

### **Current:**

- Member of the Advisory Council of the International Council for Commercial Arbitration (ICCA)

### **Past:**

- Past Vice President of Asia Pacific Regional Arbitration Group (APRAG), (2006-2009)
- Past Deputy President of the Malaysian Institute of Arbitrators
- Past Member of the London Court of International Arbitration (LCIA)
- Past Chairman of the Chartered Institute of Arbitrators, Malaysia Branch (CIArb)
- Past President of the Inter-Pacific Bar Association (IPBA)
- Past Member of the Review Committee of the Malaysian Anti-Corruption Agency (MACC)
- Past Vice Chair of Committee D, which was the Arbitration and ADR Section of the International Bar Association
- Past Member of the International Chamber of Commerce (ICC) Court representing Malaysia
- Past Member of the ICC Commission on Arbitration
- Past Member of the ICC Task Force on Financial Institutions

- Past Member of the Advisory Panel of the Asian International Arbitration Centre (AIAC)

- **Others (related experience with international arbitration):**

- Fellow of the Chartered Institute of Arbitrators, United Kingdom
- Fellow of the Malaysian Institute of Arbitrators
- Fellow of the Singapore Institute of Arbitrators
- Fellow of the Australian Centre for International Commercial Arbitration Limited
- Fellow of the Asian Institute of Alternative Dispute Resolution
- Awarded the title "Dato" by His Royal Highness, The Sultan of Kelantan in 2003
- Awarded the title "Tan Sri" by His Majesty, the King of Malaysia on 5<sup>th</sup> June 2010
- Past Chair of the Practice Section of the Malaysian Bar Council on Civil Procedure tasked with amending the Malaysian Rules of the High Court
- Past Chairman of the Kuala Lumpur Bar Committee
- Past Member of the Malaysian Bar Council

## **9. Languages**

**Mother tongue:** English & Malay

**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



**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?**

Malaysia

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

Malaysia

**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 checked="" type="checkbox"/> Investment arbitration | <input type="checkbox"/> Public Intern. Law     |
| <input type="checkbox"/> CISG                                       | <input checked="" 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 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 type="checkbox"/> Contract law                               | <input type="checkbox"/> Infrastructure          | <input checked="" type="checkbox"/> Mining                 | <input type="checkbox"/> Transport              |
| <input type="checkbox"/> Other _____                                |  |  |   |

**14. Date of birth:** 20/11/1945

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~~ privacy statement at <http://www.viac.eu>.

Date: 26 April 2022