

# VIAC – Questionnaire for Arbitrators

**1. Name:** Thomas John

**2. Citizenship:** Australian and German

**3. Contact information:**

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Website: www.resolution2resolve.com.

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**4. Current position:**

Independent accredited commercial mediator and arbitrator (self-employed).

**5. Education:**

- Chartered Institute of Arbitrators (UK) (mediation). 2020
- Chartered Institute of Arbitrators (AUS) (arbitration). 2003
- Supreme Court of Queensland (AUS) (adm. Barrister). 2001
- The University of Queensland (AUS) (postgrad arbitration degree). 2001 – 2002
- The University of Queensland (AUS) (grad law degree). 1998 – 2000
- University of Konstanz, GER (grad law degree). 1997
- Chamber of Commerce, GER (Bankers' Certificate). 1997

**6. Practiced experience in arbitration**

- I started my practice in March 2021 and have thus no experience acting as arbitrator yet.
- How often have you acted as Counsel? In 4 government disputes.
- How often have you acted in a different function (e.g. Administrative Secretary)?
  - Member, Appeals Tribunal of an international organisation (process akin to arbitration).
  - Head, Private International Law and Commercial Arbitration Unit, Australian Government.
  - Head, Secretariat of the Australian Alternative Dispute Resolution Advisory Council.

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

- *The taking of evidence in international commercial arbitration – challenges, options, ways forward* (co-author), forthcoming Book Chapter (book accepted for publication in 2022).
- *Arbitrating Employment Disputes Involving International Organizations* (co-author) AIIB Vol III Yearbook of International Law (2020).
- *The resolve to resolve - embracing ADR to improve access to justice in the federal jurisdiction: a report to the Attorney-General* (co-author) National Alternative Dispute Resolution Advisory Council (2009).
- *Gourmet Procedural Fairness at Fast-Food Prices: Suggesting a Menu for Online Arbitration*, in M. Conley Tyler; Katsh, E.; Choi, D. (Eds.), *Proceedings of the Third Annual UN Forum on Online Dispute Resolution* (2005).
- Willem C Vis Moot: Winner 2000, Quarter Finalist 2001; regular arbitrator; regular assessor of Memoranda.
- ODR Arbitration Moot: Winner, 2002.
- Developed arbitration procedure as key dispute resolution system for an international organisation.
- Regular presenter on arbitration issues, including at the PUC Rio de Janeiro; Tashkent International Arbitration Centre (TIAC); University of Sydney; and the University of Melbourne.

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

- Chartered Institute of Arbitrators (UK), Member (MCIArb).

- ADR International Register (NL), accredited arbitrator.
- Court of Arbitration for Art (CAfA) (NL), arbitrator for art disputes.
- German Arbitration Institute (DIS) (GER), commercial arbitrator.
- Swiss Arbitration Association (ASA) (CH), commercial arbitrator.
- Russian Union of Industrialists and Entrepreneurs (RSPP) (RUS), commercial arbitrator.
- Centre for International Alternative Dispute Resolution (CiADR) (SRI), commercial arbitrator.

I am a member of the International Council for Online Dispute Resolution (ICODR) and have trained in online dispute resolution, including in online arbitration.

#### 9. Languages

- Mother tongue: German.
- Working languages: English.

#### 10. In which legal systems have you trained?

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

Other: Australian; UK law.

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

Australian; UK; German; European law.

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

Australia (Supreme Court of Queensland and High Court of Australia, admission to practice as Barrister).

#### 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"/> Power plants                      |
| <input type="checkbox"/> Aviation                                   | <input type="checkbox"/> Distribution                       | <input type="checkbox"/> Insurance                        | <input checked="" type="checkbox"/> Private Intern. Law    |
| <input checked="" type="checkbox"/> Banking & Finance               | <input type="checkbox"/> Domain name disputes               | <input type="checkbox"/> Intellect. property (IP)         | <input checked="" type="checkbox"/> Public Intern. Law     |
| <input type="checkbox"/> Capital markets                            | <input checked="" type="checkbox"/> Employment              | <input checked="" type="checkbox"/> ISDS/ Foreign invest. | <input type="checkbox"/> Real estate                       |
| <input checked="" type="checkbox"/> CISG                            | <input checked="" type="checkbox"/> Energy                  | <input checked="" type="checkbox"/> Joint ventures        | <input type="checkbox"/> Shipping                          |
| <input type="checkbox"/> Civil fraud disputes                       | <input type="checkbox"/> Engineering                        | <input type="checkbox"/> Licensing                        | <input checked="" type="checkbox"/> Sports                 |
| <input checked="" type="checkbox"/> Commercial disp. / transactions | <input type="checkbox"/> Entertainment                      | <input type="checkbox"/> Life sciences                    | <input checked="" type="checkbox"/> State/Public contracts |
| <input type="checkbox"/> Commodity market                           | <input checked="" type="checkbox"/> Healthcare & Pharmac.   | <input type="checkbox"/> Maritime arbitration             | <input checked="" type="checkbox"/> Technology             |
| <input checked="" type="checkbox"/> Company/Corporate/M&A           | <input checked="" type="checkbox"/> Hotel/Gastro./Tour.     | <input type="checkbox"/> Media                            | <input type="checkbox"/> Telecommunication                 |
| <input checked="" type="checkbox"/> Construction                    | <input checked="" type="checkbox"/> Inform. technology (IT) | <input checked="" type="checkbox"/> Mining                | <input type="checkbox"/> Transport                         |
| <input checked="" type="checkbox"/> Contract law                    | <input checked="" type="checkbox"/> Infrastructure          | <input checked="" type="checkbox"/> Natural resources     |  |
| <input checked="" type="checkbox"/> Other                           |   |   |  |

- Art Disputes (including looted art; disputes involving collectors, museums and auction houses);
- Disputes involving International Organisations (including staff, consultant, contractor disputes);

#### 14. Date of birth: 12 February 1968.

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".

X I have completed this questionnaire to the above to the best of my knowledge and believe they are accurate.

X 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>.

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Date

and

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Signature