

VIAC – Questionnaire for Arbitrators

1. Name: Flavio Peter

2. Citizenship: Swiss

3. Contact information:

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4. Current position:

Counsel

5. Education:

2013 - 2014	LL.M. UC Berkeley
2008	CDT, Certificat du Droit Transnational, University of Geneva
2008	MLaw, University of Lucerne
2006	BLaw, University of Lucerne

6. Practiced experience in arbitration

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

I acted as arbitrator or party representative in approx. 36 arbitrations (only 2-3 of which were domestic). Those arbitrations were conducted under the Swiss Rules, the ICC Rules, the DIS Rules, Vienna Rules, Uncitral Arbitration Rules or (purely) Ad hoc (based on arts. 176 et seqq. of Swiss Private International Law Act).

- How often have you acted as Chairman?

I acted one time as a chairman of a three-member tribunal in proceeding under DIS Rules (case no. DIS-SV-KR-764-17).

- How often have you acted as Sole Arbitrator?

I acted twice as sole arbitrator under the Swiss Rules (SR 600528-2018 and SR 600403-2014) and once as a sole arbitrator under the Vienna Rules (VIAC ARB-5648).

- How often have you acted as Co-Arbitrator?

I am currently acting as co-arbitrator in an arbitration administered by the Swiss Arbitration Centre.

- How often have you acted as Counsel?

Approx. in 20 arbitrations

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

I have been Tribunal Secretary in approx. 13 arbitrations (mainly with Dr. Urs Weber-Stecher and Prof. Daniel Girsberger)

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

I have a teaching assignment with the University of Zurich (for the Willem C. Vis Moot Court).

Selection of publications:

- The Myth of Partial Awards on Advances on Costs in International Commercial Arbitration in Switzerland under the Swiss Rules
- Litigation & Alternative Dispute Resolution 2021 – Switzerland, *Financier Worldwide*, July 2021 (with Dr. Urs Weber-Stecher);
- Chapter Switzerland, in: *Dispute Resolution 2020*, Lexology – Getting the Deal Through, July 2020 (with Philipp Lindenmayer);
- The Consequences of a Tribunal Secretary's Breach of Duties – the Games of Thrones edition, in: 37 *ASA Bull.* 2/2019, pp. 145 et seqq. (with Eliane Fischer, Rothorn Legal);
- Commentary on Articles 389-399 of the Swiss Code of Civil Procedure (re. domestic arbitration), 3rd ed., Basle 2017, (with Dr. Michael Mráz);
- Costs Follow Conduct – A Musical Altercation, in: *Kluwer Arbitration Blog*, 26 October 2017 (with Eliane Fischer, Rothorn Legal);
- International Arbitration – Chapter Switzerland, *Global Legal Insights – International Arbitration*, 3rd ed. 2017 (with Dr. Urs Weber-Stecher);
- International Arbitration – Trends & Developments 2016, *Chambers Legal Practice Guides* (with Dr. Urs Weber-Stecher);
- *Swiss Guide to Legal Research in International Arbitration*, ASA (online) Publication, last ed. 2016 (with Dr. Urs Weber-Stecher);

Selection of seminars, conferences and other speaking engagements:

- Host/Moderator of the interview series "One-on-one with...", Institute of Arbitration of the Berkeley Global Society, since 2021;
- Speaker/Host at ASAb40-ICC YAF joint event, A comparison of the new ICC Rules, the LCIA Rules and the Swiss Rules: And the "Winner" is... ?, 21 January 2021;
- Speaker at Berkeley Global Society webinar, Trends in International Arbitration 2020 – Switzerland, 9 July 2020;
- Lecture on Introduction to International Arbitration in Switzerland, University of Zurich, LL.M. on Business Law, April 2020;
- Speaker at ASAb40/ Young ITA Talks – Geneva Debate: The Future of Intelligence in International Arbitration – Artificial Intelligence & Arbitrator Intelligence, March 2020;
- Speaker at YAWP event, Arbitral Parents: Managing Parenthood in the Context of an International Practice, June 2019;
- Faculty member at Young ICCA Cross-examination Workshop, May 2019;
- Speaker at YAAP Roundtable in Vienna, Tribunal Secretaries – When Playing the Games of Thrones, 7 February 2019;
- Speaker at ASAb40 in Geneva, Introduction to Construction Arbitration, June 2018;
- Speaker at Summer Retreat 2017, jointly organized by ASAb40-DIS40-ArbIt-YAAP, in Baden bei Wien, Newsflash – Chapter Switzerland, 15 July 2017;

- Moderator and Organizer of ICC YAF Event in Zurich, Cost Allocation – Selected Issues, 30 June 2017;
- Speaker at ICC YAF Event in Geneva, Revision of the 12th Chapter of the Swiss Private International Law Act, 31 January 2017;
- Speaker at Swiss Arbitration Academy – A Practical Introduction, How to do legal research in international arbitration, Seminar of 6 June 2016;
- Moderator of ASA Forum, ASA Local Group, August 2014 (with Gabrielle Nater-Bass, Homburger);

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

- ASA Member and ASAb40 Co-Chair;
- Fellow of the Chartered Institute of Arbitrators;
- Co-Chair of Institute of Arbitration of Berkeley Global Society;
- Member of DIS40;
- Member of YAAP, Young Austrian Arbitration Practitioners
- Member of YIAG, Young International Arbitration Group
- Member of AIJA, International Association of Young Lawyers, Arbitration committee

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): German and English

10. In which legal systems have you trained?

- | | | |
|---|--|---|
| <input checked="" type="checkbox"/> Civil Law | <input type="checkbox"/> Common Law | |
| <input type="checkbox"/> Austrian Law | <input type="checkbox"/> Hungarian Law | <input checked="" 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?

Switzerland

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

Switzerland

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 checked="" 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 type="checkbox"/> ISDS/ Foreign invest. | <input type="checkbox"/> Real estate |
| <input checked="" 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 type="checkbox"/> Company/Corporate/M&A | <input type="checkbox"/> Hotel/Gastro./Tour. | <input type="checkbox"/> Media | <input type="checkbox"/> Telecommunication |
| <input checked="" type="checkbox"/> Construction | <input type="checkbox"/> Inform. technology (IT) | <input type="checkbox"/> Mining | <input type="checkbox"/> Transport |
| <input checked="" type="checkbox"/> Contract law | <input type="checkbox"/> Infrastructure | <input type="checkbox"/> Natural resources | |
| <input type="checkbox"/> Other _____ | | | |

14. Date of birth: 16 January 1984

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>.

Geneva, 2 September 2021

Date