

VIAC – Questionnaire for Arbitrators

1. Name: Nino Sievi

2. Citizenship: Switzerland

3. Contact information:

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4. Current position:

Partner at Nater Dallafior Rechtsanwälte AG

5. Education:

- 2018 LL.M. in International Law, University of Cambridge
- 2017 Accredited commercial mediator, CEDR, Lonson
- 2017 PhD in Law, University of Fribourg (summa cum laude, Joseph Vigener Award)
- 2012 MLaw, University of Fribourg
- 2011 Certificate in Transnational Legal Studies, Center for Transnational Legal Studies, London

6. Practiced experience in arbitration

- How many arbitrations have you participated in (domestic/international); under which Rules?
International: 25 (ICC Rules, Swiss Rules, LCIA Rules, Aerosuisse Rules)
Domestic: 5 (ICC Rules, Swiss Rules)
- How often have you acted as Chairman?
Not yet.
- How often have you acted as Sole Arbitrator?
4 cases.
- How often have you acted as Co-Arbitrator?
3 cases.
- How often have you acted as Counsel?
22 cases.
- How often have you acted in a different function (e.g. Administrative Secretary)?
Emergency Arbitrator: 1 case.

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

Speaking engagements:

- AI and Arbitration – Decision-Making and Predictive Analytics, ICC YAAF Seminar, 19 October 2023, Zurich.

- Wenn es eilt – Emergency Arbitration, DIS40 Zurich, 28 June 2023, Zurich.
- Online hearings, SAV Annual Congress, 8 June 2023, Lucerne.
- A role and place for lawyers: Is the legal market prepared for this new dispute resolution constellation?, ArbMetaBlock 2023, 26 May 2023, Ghent.
- Crypto Investment Disputes: An Ounce of Prevention is Worth a Pound of Cure, Crypto Arbitration Forum – Inaugural Conference, 25 May 2023, Zurich (moderator).
- Do's and Dont's for Arbitration Counsel, Paris 64th DACH Congress, 12 May 2023, Paris.
- DAO Disputes, Web3TuesDays webinar, 25 April 2023.
- International Arbitration in Times of Crisis, Cambridge Arbitration Day, 15 April 2023 (moderator of commercial arbitration panel).
- Streitbeilegung in der Blockchain [Dispute resolution on the blockchain], Podcast #Zukunft (<https://open.spotify.com/episode/5dlGZVYRkXRYCsbYzal5E6?si=4bc3b6ea28cc4f83>).
- Challenges of litigating crypto / blockchain disputes, International Biennial Conference of the Law Faculty of the Universitatea de Vest din Timisoara, 20 October 2022, Timisoara, Romania.
- BACK TO THE FUTURE – Old problems, new solutions?, ASA below 40 fall conference, Zurich, 22 October 2021 (moderator: "Fireside chat with special guests").
- Interim measures ordered by Arbitral Tribunal and Emergency Arbitrators, University of Würzburg, Germany, 16 October 2021.
- Switzerland, Digital Justice in the Era of Covid-19: a Pan-European Perspective, Webinar organized by Cooke, Young & Keidan LLP, London, 24 June 2020.
- The impact of Brexit on Dispute Resolution – a Swiss Perspective, AIDA Annual Conference, 3 October 2019, Lisbon.
- Toolbox for your first year in practice, ELSA Arbitration Summer School, 16 July 2019, Geneva.
- Separate Deposits in International Arbitration, AIJA Annual Arbitration Conference, 29 June 2019, Zurich.
- Legal Framework for Counsel's Conduct in International Arbitration, DIS 40 Conference, 27 May 2019, Geneva.
- Anatomy of an Arbitration Hearing, Vis Pre-Moot Conference, 1 March 2019, Riga, Latvia.
- Panel discussion about the digitization of the Swiss justice system, Justitia 4.0 Kick-Off Event, 14 February 2019, Lucerne, Switzerland.
- The Rise of International Commercial Courts in Europe and Asia, 2nd International Biennial Conference of the Law Faculty of the Universitatea de Vest din Timisoara, 2 November 2018, Timisoara, Romania.
- The Legal Framework of Consultancy Agreements in Switzerland, AIJA Seminar, Property developers, architects, civil engineers – contractual questions, environmental challenges and current trends, 19 October 2018, Limassol, Cyprus.
- Workshop on Cross-Examination in International Arbitration, Young ICCA – 10 November 2017, Stockholm.
- The Arbitration Award, Recognition and Enforcement, Vis Moot School Switzerland, 3 October 2018, Zurich.
- Conflict of Laws Issues with International Securities, AIJA Half-Year Conference, Securities – Enabling & Securing International Business, 24 November 2016, Verona, Italy.
- The Scope of Application of the Hague Convention on Choice of Court Agreements: Assessing the Convention's Potential Impact, Recent Developments in International Private Law, 20 October 2016, Chisinau, Moldova.
- Negotiating Dispute Resolution Clauses in International Contracts, International Legal Practice and Legal Education Conference, 5. July 2016, Lucerne, Switzerland.
- The 2005 Hague Convention on Choice of Court Agreements: last words before the entering into force in the EU, 9th International Private Law-Seminar, 22 May 2015, Madrid.
- Dispute Resolution and Choice of Law Clauses in International Franchising Agreements, AIJA Seminar – The Art of Franchising, 2 October 2015, Frankfurt.

Publications:

- *Typography in Arbitration: An Underused Advocacy Tool?*, Kluwer Arbitration Blog, 6 April 2023, available at: <https://arbitrationblog.kluwerarbitration.com/2023/04/06/typography-in-arbitration-an-underused-advocacy-tool/>.
- *Commentary on Arts. 129-146 of the Federal Act on International Private Law*, Handkommentar zum Schweizer Privatrecht, 2023.
- *Dispute Resolution in the Blockchain Ecosystem*, Blockchain Lawyers Forum Yearbook 2022, p. 12-13.
- *Prozessuale Aspekte der Verantwortlichkeitsklage [Procedural aspects of director liability's claims]*, HAVE 3/2022.
- *Kommentierung von Art. 88-91 und 98-105 SchKG*, in Basler Kommentar SchKG, 2021.
- *Die praktischen Auswirkungen des Brexits auf die Anwendung des Lugano-Übereinkommens [Practical effects of Brexit for the application of the Lugano Convention]*, ZZZ 2021.
- *Pre-Appointment communications with prospective arbitrators - limits, disclosure and documentation*, German Arbitration Journal (SchiedsVZ) 2021, p. 1-6.
- *Commentary on Art. 7 of the Federal Act on Anti-Money Laundering*, Basler Kommentar GwG, 2021 (co-author).
- *Video Conferencing in International Arbitration – the Seoul Protocol on Video Conferencing in International Arbitrations as a Guide to Vest Practice*, Young Arbitration Review 2020(1).
- *Report on International Instruments and Principles Relevant to the Tourism Project as well as Possible Grounds of Jurisdiction for Matters Relating to International Tourists*, Report submitted as consultant to the Hague Conference on Private International Law (HCCH), March 2020 (<https://assets.hcch.net/docs/09c716a6-9073-4a41-aa71-9d7eb1ba8c4e.pdf>).
- *BGer 5A_723/2017: Das 1992 ISDA Master Agreement vor Schweizer Gerichten [Case note on BGer 5A_723/2017: The 1992 ISDA Master Agreement before Swiss Courts]*, AJP 2020, p. 133-137.
- *Report on Main Features of Declarations in Switzerland*, in: Gessel-Kalinowska, *The Legal, Real and Converged Interest in Declaratory Relief*, Kluwer International, The Hague 2019.
- *Bewilligungspflicht als Emissionshaus [Authorisation requirement for issuing houses]*, GesKR 2018, p. 379-389 (co-author).
- *Auswirkungen des Brexit auf die Vollstreckung von ausländischen Urteilen [Implications of Brexit for the enforcement of foreign judgments]*, AJP 9/2018, p. 1096-1104.
- *Die negativen Feststellungsklagen des schweizerischen Rechts im Anwendungsbereich des Lugano Übereinkommens [The negative declaratory actions of Swiss law under the Lugano Convention]*, AISUF 367, Zurich 2017.
- *The Scope of Application of the 2005 Hague Convention on Choice of Court Agreements: Attempting to assess the potential impact of the Convention*, in: Buruiana (ed.), *Recent Developments in Private International Law*, Moldova 2016.
- *Facing Defaulting Respondent: a Challenge for the Arbitrators as well as Claimant*, Latin American Journal of International Trade Law, 2015(1), p. 100-112.
- *Arbitrability of Tenancy Disputes in Switzerland, Quid?* Fribourg Law Review 2014(1), p. 26-28.
- *Waiving the Action for Annulment – Pro-Arbitration Taken a Bridge too far?*, Vindobona Journal of International Commercial Law and Arbitration 2012(2), p. 113-122.
- *Enforceability of International Choice of Court Agreements: Impact of the Hague Convention on the US and EU Legal System*, The Hague Yearbook of International Law 2011, S. 95-117.
- *Waiver of the Right to Request Revision of Arbitral Awards in Switzerland*, Young Arbitration Review 2011(3), S. 25-26.
- *The Availability of Damages in the European Union for Breach of the Arbitration Agreement*, Dispute Resolution Journal 2011(1), S. 57-63.

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

- Co-chair of ASA below 40 since November 2023
- Member of ASA, DIS, DIS 40, YIAG and ICCYAFF

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

Other: England & Wales

11. What is your main jurisdiction of practice?

Switzerland

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

Switzerland (2014); Germany (2019); England & Wales (2019; Barrister, non-practising)

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 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 checked="" 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 checked="" 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 type="checkbox"/> Mining | <input type="checkbox"/> Transport |
| <input type="checkbox"/> Other _____ | | | |

14. Date of birth: 28 October 1988

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>.

29 November 2023