

VIAC – QUESTIONNAIRE

1. **Name:** PIERO BERNARDINI

2. **Date of birth:** 24/12/1937

3. **Citizenship:** Italian

4. **Contact information:**

Address: Via Venti Settembre 1 – 00187 Rome – Italy

Telephone: + 39 06 474831

Fax: + 39 06 4870397

E-Mail: p.bernardini@unlaw.it

5. **Current position:** Of Counsel, Ughi e Nunziante Law Firm

6. **Education:** University of Rome “La Sapienza” (Doctorate in law, magna cum laude – 1961); Comparative Law Studies Certificate (1963)

7. **Practiced experience in arbitration:**

How many arbitrations have you participated in (domestic/international)? 270

Under which Rules? ICC, LCIA, Cairo Centre, ICSID, Chamber of National and International Arbitration of Milan, Italian Arbitration Association (AIA), Stockholm Arbitration Institute, Netherland Arbitration Institute, UNCITRAL Rules.

How often have you acted as Chairman? 120

How often have you acted as Sole Arbitrator? 32

How often have you acted as Co-Arbitrator? 93

How often have you acted as Counsel? 25

How often have you acted in a different function (e.g. Administrative Secretary)? never

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

- “L’arbitrato nel commercio e negli investimenti internazionali” (Giuffrè, 2008);
- The Italian Law on Arbitration (Kluwer, 1998); “Italy” in ICCA International Handbook on Commercial Arbitration (Kluwer);
- “L’arbitrage en Italie après la récente réforme”, 1994 Rev. arb. 479;
- “The Renegotiation of the Investment Contract”, ICSID Review-Foreign Investment Law Journal, 1998, p. 411 ss.;
- “The Law applied by International Arbitrators to State Contracts”, Liber Amicorum Karl-Heinz Böckstiegel, 2001, p. 51 ss.;
- “Investment Protection under Bilateral Investment Treaties and Investment Contracts”, The Journal of World Investment, June 2001, p. 235 ss.;
- “The Role of the International Arbitrator”, Arbitration International, 2004, p. 113 ss.;
- “International Arbitration and A-National Rules of Law”, ICC Court Bulletin, 2004, p. 58 ss. (also in French);
- “Investment Arbitration under the ICSID Convention and BITs, Global Reflections on International Law, Commerce and Dispute Resolution”, Liber Amicorum in honour of Robert Briner, Paris, 2005, p. 89 ss.;
- “The problem of arbitrability in general”, Enforcement of Arbitration Agreements and International Arbitral Awards – The New York Convention 1958 in Practice” Cameron May Ltd Publishers, 2008, pp. 503 ss.;
- “The Scope of Review in Annulment Proceedings”, Stockholm International Arbitration Review, 2008:2, p. 59 ss.;

- “New York Convention of 10 June 1958: the Application of Article V by the Courts in Italy”, Journal of International Arbitration, 2008, p. 707 ss.;
- “ICSID versus non-ICSID Investment Treaty Arbitration”, Liber Amicorum Bernardo Cremades;
- various reports on arbitration issues in ICC Publications.

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

Vice-Presidente, Italian Arbitration Association; member, Arbitration Council of the Milan Arbitration Chamber; member, Arbitration Council of the Rome Arbitration Chamber; past Vice-President, ICC Court of Arbitration; past member, LCIA.

10. Languages:

Mother tongue: Italian

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): French, English; Spanish

11. In which legal system have you trained?

Italian; common-law (limited practice)

12. What is your main jurisdiction of practice?

Italian.

13. Special expertise or specializations (please list a maximum of three):

Construction; joint ventures; State contracts.

I have completed this questionnaire to the above to the best of my knowledge and believe they are accurate. I understand that the above information will be used for VIAC's internal use and may be given to interested persons and may be put on VIAC's website.

Date and signature

17.09.2010

