

VIAC – Questionnaire for Arbitrators

1. **Name:** Martin Bernet

2. **Citizenship:** Swiss

3. **Contact information:**

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LinkedIn:

4. **Current position:**

Independent arbitrator in my own firm: Bernet Arbitration / Dispute Management

5. **Education:**

University of Zurich (lic. iur. 1979; Dr. iur. 1986)

6. **Practiced experience in arbitration**

- How many arbitrations have you participated in (domestic/international); under which Rules?
Approximately 85, of which approximately 5 domestic and 80 international
ICC, Swiss Rules, CEPANI, VIAC, DIS, UNCITRAL, Ad hoc
- How often have you acted as Chairman?
21
- How often have you acted as Sole Arbitrator?
3
- How often have you acted as Co-Arbitrator?
Approximately 40
- How often have you acted as Counsel?
Approximately 25
- How often have you acted in a different function (e.g. Administrative Secretary)?
A few times as Swiss law expert.

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

- Liability of Arbitrators under Swiss Law: Legal Basis and Limitations of Arbitral Immunity in: SchiedsVZ 2016, 189
- Confidential and Restricted Data in the Award: How Do Arbitrators Draft Awards without Breaching Confidentiality or Restrictions? in: ASA Special Series No. 43, 2016
- Die Haftung des Schiedsrichters nach Schweizer Recht - Grundlagen und Grenzen von Schiedsrichterprivileg bzw. -immunität in: Festschrift für Isaak Meier zum 65. Geburtstag "Tatsachen, Verfahren, Vollstreckung", 2015
- International Arbitration in Switzerland - Chapter: Recognition and Enforcement of Arbitral Awards in: Geisinger/Voser/Petti (Eds), International Arbitration in Switzerland: A Handbook for Practitioners, 2nd ed., Kluwer Law International, 2013
- Schiedsgericht und Konkurs einer Partei [Arbitral tribunal and bankruptcy of one party] in: Festschrift [liber amicorum] für Franz Kellerhals zum 65. Geburtstag, Bern 2005
- Lecturer on International Arbitration at the University of Zurich

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

Member of ASA, DIS, LCIA, ICCA, The Commercial Bar Association (Combar), ARIAS Europe (AIDA Reinsurance and Insurance Arbitration Society Europe Köln), Liechtensteinischer Schiedsverein (LIS)

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 and French (as co-arbitrator only)

10. In which legal system have you trained?

Switzerland

11. What is your main jurisdiction of practice?

Switzerland

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

Joint Ventures, Shareholders', Co-operation and M&A Agreements

Sales, Agency and Distribution

13. Date of birth:

27 December 1954

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

Zurich, 25 January 2018