

VIAC – Questionnaire for Arbitrators

1. **Name:** Dr. Gheorghe BUTA

2. **Citizenship:** Romanian

3. **Contact information:**

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Website: www.musat.ro

LinkedIn: -

4. **Current position:**

2008 – present Scientific researcher I (University Professor) and member of the Scientific Board of the “Acad. Andrei Rădulescu” Legal Research Institute of the Romanian Academy

2011 – present Arbitrator and Chairman on the lists of the Court of International Commercial Arbitration attached to a Romanian Chamber of Commerce and Industry

2010 - present Attorney at law, Bucharest Bar Association
Co-managing partner, Muşat & Asociații S.P.A.R.L., Bucharest

2010 - present Managing Editor of the “Romanian Jurisprudence Review”

2016 - present Permanent member of the Academy of Legal Sciences of Romania

5. **Education:**

2002 PhD in commercial law *Summa cum laudae*,
Babeş-Bolyai University (Cluj-Napoca) – Law School

1999 Training in European Community Law, Université Libre de Bruxelles

1997 Training in European Community Law, Court of Justice of the European Communities

1986 Post-graduate diploma in law,
Babeş-Bolyai University (Cluj-Napoca) – Law School

1979 Law degree,
Babeş-Bolyai University (Cluj-Napoca) – Law School

6. **Practiced experience in arbitration**

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

Over 130 arbitrations (around 110 domestic arbitrations/around 21 international arbitrations) under the rules of the Court of International Commercial Arbitration attached to the Romanian Chamber of Commerce and Industry, the ICC Arbitration Rules, and the UNCITRAL Arbitration Rules.

- How often have you acted as Chairman?
Over 12 cases
- How often have you acted as Sole Arbitrator?
Over 20 cases
- How often have you acted as Co-Arbitrator?
Over 75 cases
- How often have you acted as Counsel?
Over 25 cases
- How often have you acted in a different function (e.g. Administrative Secretary)?
N/A

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

- “Fiducia și administrarea bunurilor altuia” [*Fiducia and the Administration of the Property of Others*] (monograph), forthcoming at Universul Juridic Publishing House;
- “Noul Cod civil. Studii și comentarii, Vol. IV, Cartea a VI-a. Prescripția extinctivă. Cartea a VII-a. Dispoziții de drept internațional privat” [*New Civil Code. Studies and Commentaries, Vol. IV, Book VI. Statute of Limitations. Book VII. Private International Law*] (collective authorship), 600 pages, issued under the aegis of the “Acad. Andrei Rădulescu” Law Research Institute within the Romanian Academy, Universul Juridic Publishing House, 2016;
- “Noul Cod civil. Studii și comentarii, Vol. III. Partea a II-a, Cartea a V-a, Contracte speciale. Garanții” [*New Civil Code. Studies and Commentaries, Vol. III, Part II Book V. Special Contracts. Guarantees*] (collective authorship), 1012 pages, issued under the aegis of the “Acad. Andrei Rădulescu” Law Research Institute within the Romanian Academy, Universul Juridic Publishing House, 2015;
- “Noul Cod civil. Studii și comentarii, vol. III. Partea I, Cartea a V-a, Despre Obligații” [*New Civil Code. Studies and Commentaries, Vol. III, Part I Book V. Obligations*] (collective authorship), 1035 pages, issued under the aegis of the “Acad. Andrei Rădulescu” Law Research Institute within the Romanian Academy, Universul Juridic Publishing House, 2014;
- “Noul Cod civil. Studii și comentarii, vol. II. Cartea a-III-a și a-IV-a” [*New Civil Code. Studies and Commentaries, Vol. II, Book III and Book IV*] (collective authorship), 1052 pages, issued under the aegis of the “Acad. Andrei Rădulescu” Law Research Institute within the Romanian Academy, Universul Juridic Publishing House, 2013;
- “Noul Cod civil. Studii și comentarii. Cartea I și a-II-a” [*New Civil Code. Studies and Commentaries, Book I and Book II*] (collective authorship), 900 pages, issued under the aegis of the “Acad. Andrei Rădulescu” Law Research Institute within the Romanian Academy, Universul Juridic Publishing House, 2012; prizewinning of the „Andrei Rădulescu” award from the Union of Jurists of Romania in 2012;
- “Noul Cod civil. Comentarii” [*New Civil Code. Commentaries*] (collective authorship), 490 pages, issued in three editions revised and amended, in 2010 and 2011, Universul Juridic Publishing House, Bucharest;
- “Codul de procedură civilă comentat și adnotat” [*The Civil Procedure Code – commented and annotated*], second edition revised and amended, Universul Juridic Publishing House, Bucharest, 2008 (co-authored with prof. dr. M. Tăbărcă), 1850 pages – awarded “Honours Diploma” by the Union of Jurists of Romania in 2009;

- “Codul de procedură civilă comentat și adnotat” [*The Civil Procedure Code – commented and annotated*], Universul Juridic Publishing House, Bucharest, 2007 (co-authored with prof. dr. M. Tăbârcă), 1750 pages;
- “Procedura somației de plată. Doctrină și jurisprudență” [*The Payment Summons Procedure. Doctrine and Case-Law*], CH Beck Publishing House, Bucharest, 2006, (co-authored with Prof Dr. Ion Deleanu), 540 pages. – awarded the “Istrate Micescu” award by the Union of Jurists of Romania in 2006;
- “Jurisdicția comercială. Teorie și jurisprudență” [*The Commercial Jurisdiction – Theory and Case-Law*], Lumina Lex Publishing House, Bucharest, 2003, 545 pages – awarded the “I.L. Georgescu” award by the Union of Jurists of Romania in 2003;
- “Dreptul afacerilor” [*Business Law*], EFES Publishing House, Cluj-Napoca, 2003;
- “Jurisprudența secției comerciale a Înaltei Curți de Casație și Justiție” [*The High Court of Cassation and Justice - Commercial Division’s Case-Law*], annual publication (collective authorship), Hamangiu Publishing House, Bucharest, 2005, 2006, 2007, 2008, 2009, 2010, 2012;
- Author of the commentaries on Book IV “About Arbitration” from the Code of civil procedure in “*The Civil Procedure Code – commented and annotated*”, co-authored with prof. dr. M. Tăbârcă, Universul Juridic Publishing House, Bucharest, 2007 and 2008 – awarded “Honours Diploma” by the Union of Jurists of Romania in 2009;
- Author of more than 100 studies, articles, commentaries and communications published in collective works and relevant magazines or presented in congresses, conferences, seminars having as topic commercial, criminal, civil procedural law and human rights matters.

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

Arbitrator and Chairman on the lists of the Court of International Commercial Arbitration attached to the Romanian Chamber of Commerce and Industry.

9. Languages

Mother tongue: Romanian

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

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

Other: Romanian Law

11. What is your main jurisdiction of practice?

Romania

12. 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 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 type="checkbox"/> CISG | <input checked="" 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 checked="" type="checkbox"/> Infrastructure | <input type="checkbox"/> Natural resources | |
| <input type="checkbox"/> Other _____ | | | |

13. Date of birth:

21 June 1955

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.

24.05.2018

Date

and

Signature