

VIAC – Questionnaire for Arbitrators

1. Name: Florian Haugeneder

2. Citizenship: Austrian

3. Contact information:

Address: Herrengasse 1, 1010 Vienna, Austria

Telephone: Tel. +43 1 34 34 000

Mob. + 43 676 844 133 300

E-Mail: florian.haugeneder@knoetzl.com

Website: www.knoetzl.com

LinkedIn: <https://at.linkedin.com/in/florian-haugeneder-690b18111>

4. Current position:

Partner at KNOETZL HAUGENEDER NETAL Rechtsanwälte GmbH

5. Education

2005: King's College London (LL.M.)

2004: Austrian Bar Exam

1999: University of Vienna (Mag.Jur.)

1998: Université de Franche Comté

6. Practiced experience in arbitration

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

Domestic = 11 / International = > 94 / **Total = > 105**

Rules: *Ad Hoc*, VIAC, ICC, ICSID, UNCITRAL, LCIA, KCAB, DIA, DIS, Arbitration Rules of the Kamer von Koophandel Amsterdam, Zagreb Rules, Rules of the Slovak Chamber of Commerce and Industry

- How often have you acted as Chairman?

8

- How often have you acted as Sole Arbitrator?

7

- How often have you acted as Co-Arbitrator?

10

- How often have you acted as Counsel?

70

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

> 10

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

Publications

- Conflict Management, in “New Law” for companies, Practice Guide for companies (Konfliktmanagement, Recht im Unternehmen / New Law Praxishandbuch, published by Manz; co-author, together with Amélie Huber-Starlinger and Patrizia Netal) December 2022
- “Schiedsverfahren und anwendbares Recht”, in Toggler, Handbuch Schiedsgerichtsbarkeit, (co-authored with Nathalie Voser and Dorothee Schramm, 2022) 3rd edition
- Book Chapter “Quantum” with E. Kaufman and M. Werkl in International Construction Disputes (A. Roquette/T. Proestler eds., Hart/Nomos, 2021)
- Chapter Guide to Arbitration Places, Austria Chapter (with P. Netal and N. Tunkel, DELOS, July 2021)
- Article „Die Rolle des parteiernannten Sachverständigen im Schiedsverfahren“ (with P. Netal, in 2/2021)
- Book Chapter “Dealing with Corruption” in The Cambridge Companion to International Arbitration (Cambridge University Press, 2021)
- Article “Die Rolle des parteiernannten Schiedsrichters” (with P. Netal in Deutscher Anwaltsspiegel 4/2020)
- "European Convention on International Commercial Arbitration" (Max Planck Encyclopaedia of Public International Law, September 2020)
- Article “Party-Appointed and Tribunal-Appointed Experts in International Arbitration” in *Austrian Yearbook of International Arbitration* (Manz, 2020)
- Article „Waffengleichheit, Fairness, materielle Wahrheitsfindung“ (with P. Netal in Deutscher Anwaltsspiegel 3/2020, 5-7)
- Article “‘Small Claims’ in der Schiedspraxis” (with P. Netal in Deutscher Anwaltsspiegel, 1/2020)
- Article “Online Hearings in Schiedsverfahren” (with P. Netal, Deutscher Anwaltsspiegel, 2/2020)
- Co-author “‘Concurrent Delay’ im Bauverfahren” (“Concurrent Delay in Construction Arbitration”), *Dispute Resolution – Das Online Magazin* (F.A.Z.-Fachverlag), 1st edition (March 2019)
- Co-author VIAC HANDBOOK Rules of Arbitration and Mediation, 2nd edition (February 2019)
- Co-author „Claim Management Support im Bauverfahren“ (Ausgabe 4/2018 *Dispute Resolution*, Dezember 2018)
- “Schiedsverfahren und anwendbares Recht”, in Toggler, Handbuch Schiedsgerichtsbarkeit (co-authored with Nathalie Voser and Dorothee Schramm, 2017)
- VIAC Praxisleitfaden (Co-Author, 2013)

- “Corruption in Investor-State Arbitration” (The Journal of World Investment & Trade Vol. 10, June 2009)
- “Corruption and Investment Arbitration: Substantive Standards and Proof” (Austrian Arbitration Yearbook 2009, Manz, 2009)
- “The New Austrian Arbitration Act and the European Convention in International Commercial Arbitration” (Arbitration International, 23, No. 4. 2007)
- “Looking at the New Austrian Arbitration Law through the spectacles of the English Arbitration Act” with Christoph Liebscher (International Arbitration Law Review, Vol. 9, Issue 4, 2006)
- Headnotes on “IBM World Trade Corp. vs. Republic of Ecuador (ICSID Case No. ARB/02/10)” and “Societe d'Investigation vs. Burkina Faso (ICSID Case No. ARB/97/1)” published on investmentclaims.com (Oxford University Press)
- „Autriche: Le nouveau droit de l'arbitrage“ with Christoph Liebscher (Les Cahiers de l'Arbitrage, Vol. 1, 2006)
- „Allgemeine Geschäftsbedingungen: Leitfaden zur Gestaltung von AGB“ with Andreas Reiner and Martin Steindl (Handbook on General Terms and Conditions, Orac, 2003)

Presentations on international arbitration

- 3rd International Arbitration Forum Athens, “Relationship between mandatory rules and public policy” (20 October 2022)
- Current issues in alternative dispute resolution in international trade “Security for Costs- Third Party Funding” (Istanbul, Ankara in September 2022)
- Austria Arbitration Academy, “Practical Aspects of Hearings” (July 2022)
- Bergsten Lecture (April 2020)
- Dreiländerkonferenz in Zürich, “Early Determination“, (April 2022)
- Arbitrating the Vis Case in practice (May 2021)
- Speaker at seminar regarding construction proceedings in arbitration at zt akademie in Vienna (May 2019)
- Speaker at F.A.Z.-Fachverlag workshop regarding “Current developments in Arbitration in Austria” in Frankfurt am Main (May 2019)
- 7th Bergsten Lecture “The Importance of Dealing with Fraud, Corruption and Illegality in International Arbitration – the Evolution as a Legal Standard and Impact on Development” (Panellist with Carolyn Lamm and Andrea Bjorklund, April 2019)
- Speaker at Arbitration Conference Belgrade regarding “Expert Evidence – how to handle party-appointed and tribunal-appointed experts” (April 2019)
- Speaker at GIZ Tirana “Regional exchange on new investment policies and BITs in frame of the EU accession process” in Tirana (November 2018)
- Speaker on Freshfields Construction Roundtable regarding “Calculation of Damages” in Vienna

(November 2018)

- Speaker at ASA seminar "Security for costs in arbitral proceedings" in Zurich (November 2018)
- Speaker at KNOETZL in-house seminar on CISG (October 2018)
- Lecturer at the University of Vienna on international arbitration (October 2018)
- Lecturer at the Austrian Arbitration Academy – Sommerhochschule Strobl – University of Vienna (July 2018)
- Florian Haugeneder: VIAC-YAAP Masterclass "Oral Pleading in Practice", Vienna, Austria (June 2018).
- Speaker at ArbAut forum "Construction Disputes Before Arbitral Tribunals and the State Courts" in Vienna (June 2018)
- KNOETZL / Baklaja Igrić Tintor Law Office Seminar "Construction Arbitration and DAB Proceedings: Practical Insights", Belgrade, Serbia (June 2018).
- "Florian Haugeneder: KNOETZL Workshop on Cross-examination, Vienna, Austria (May 2018).
- Florian Haugeneder: Moderator of the Coffeehouse Debate on "Mandatory Law in International Arbitration" jointly organized by ArbAut, KCAB, Seoul International Dispute Resolution Center and VIAC, Vienna, Austria (March 2018).
- Florian Haugeneder: "Viennese Breakfast for Arbitration Practitioners" in Seoul, South Korea, jointly organized by Korean Commercial Arbitration Board (KCAB), Vienna International Arbitral Centre (VIAC) and Austrian Arbitration Association (ArbAut) (November 2017).
- Lecturer at the University of Vienna on international arbitration (October 2017)
- Lecturer at the Austrian Arbitration Academy – Sommerhochschule Strobl – University of Vienna (July 2017)
- 2017 Vienna Summit on Commercial Dispute Resolution in China, "The Impact of Regulatory Changes on Private Investment & Finance Disputes in the PRC" (June 2017)
- Workshop on Unconscious Bias in International Arbitration, Vienna (March 2017)
- "The Assessment of Claims in M&A Arbitrations" Belgrade Arbitration Conference (March 2017)
- Lecturer at the University of Vienna on international arbitration (October 2016)
- "The Road to Predictability: Fast Track, Detours, Dead Ends and Wrong Exits", Vienna Arbitration Days 2016 (January 2016)
- "Contributory Negligence in the Yukos Award", Investment Treaty Conference, Prague (October 2015)
- "Austria as a seat of arbitration: Overview and practical aspects", 1st Ljubljana Arbitration Day (October 2015)

Other

- 2016-Current: Lecturer at the University of Vienna on international arbitration

- 2018-2021: Coach of the Vis Moot Team of the University of Vienna

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

- 2020-2022: President of the Austrian Arbitration Association (ArbAut)
- 2016-2020: Board member of the Austrian Arbitration Association (ArbAut)
- 2019-Current: Member of the ICC Task Force “Addressing Issues of Corruption in International Arbitration”
- 2004: Founding Member of YAAP (Young Austrian Arbitration Practitioners).
- KCAB (Korean Commercial Arbitration Board) Panel of Arbitrators
- ASA (Swiss Arbitration Association)
- DIS (German Arbitration Institute)

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

Other _____

11. What is your main jurisdiction of practice?

As counsel, Austria and CEE. As arbitrator, no geographical limitation.

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

Austria

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 checked="" 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 checked="" type="checkbox"/> Public Intern. Law |
| <input type="checkbox"/> CISG | <input type="checkbox"/> Energy | <input type="checkbox"/> ISDS/Foreign inves. | <input type="checkbox"/> Real estate |
| <input type="checkbox"/> Civil fraud disputes | <input checked="" type="checkbox"/> Engineering | <input type="checkbox"/> Joint ventures | <input type="checkbox"/> Shipping |
| <input type="checkbox"/> Commercial disp. / transactions | <input type="checkbox"/> Entertainment | <input type="checkbox"/> Licensing | <input type="checkbox"/> Sports |
| <input type="checkbox"/> Commodity market | <input checked="" 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 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 |

14. Date of birth: 01.06.1975

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>.

02 March 2023