

VIAC – Questionnaire for Arbitrators

1. **Name:** Dr Johannes LANDBRECHT

2. **Citizenship:** Germany

3. **Contact information:**

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4. **Current position:**

Of Counsel (GABRIEL Arbitration, Zurich); *Lecturer* (University of Zurich)

5. **Education:**

2014 – *Bar Transfer Test* (BPP, London)
2012 – *Certificate in Swiss Commercial Law* (Fernstudien Schweiz, Fribourg, Switzerland)
2011 – *Dr iur* (University of Geneva, Switzerland)
2011 – *LLB* (University of London International Programmes)
2008 – *Second State Examination in Law* (Stuttgart, Germany)
2006 – *First State Examination in Law* (Konstanz, Germany)
2004 – *Certificat de droit transnational* (University of Geneva, Switzerland)

6. **Practiced experience in arbitration**

- How many arbitrations have you participated in (domestic/international); under which Rules?
Acted as Counsel or secretary in 1 domestic arbitration case (ad hoc Germany) and 18 international proceedings (ICC, LCIA, Swiss Rules, UNCITRAL, ad hoc Sweden); otherwise was involved in a further around 20 proceedings (in addition DIAC, SCC, WIPO).
- How often have you acted as Chairman?
None.
- How often have you acted as Sole Arbitrator?
None.
- How often have you acted as Co-Arbitrator?
None.
- How often have you acted as Counsel?
15 (ICC, UNCITRAL, Swiss Rules, ad hoc).
- How often have you acted in a different function (e.g. Administrative Secretary)?
Administrative Secretary: 4 (ICC, LCIA, Swiss Rules).

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

Books published

Schiedsverfahren und Mediation in England (co-author), Stämpfli Verlag Bern / C.H. Beck Verlag München / Manz Verlag Wien, 2015, XXXVI, 226 Pages

Teil-Sachentscheidungen und Ökonomie der Streitbeilegung, Mohr Siebeck Tübingen, 2012, XXXII, 396 Pages

Articles published (selection)

"The Hague Conference on Private International Law: Shaping a Global Framework for Party Autonomy" / "La Conférence de la Haye de droit international privé : développement d'un cadre global en matière de l'autonomie de la volonté", *Revue de droit des affaires internationales [RDAI] / International Business Law Journal [IBLJ]*, N°1, 2017, pp. 35-45

Cloud computing and US-style discovery—new challenges for European companies (co-author), *Arbitration International* 2016, Vol. 32, No. 2, pp. 297-311

Partial Decisions on the Substantive Matter in Dispute—In Turkish and Comparative Civil Procedure as well as in Turkish Arbitration Law (co-author), *UTTDER*, 2016, Vol. 5, Issue 2, pp. 495-518

The Singapore International Commercial Court (SICC)—an Alternative to International Arbitration?, *ASA Bull.* 1/2016, Vol. 34, pp. 112-125

Arbitration and price review negotiations: previous arguments no longer relevant? (co-author), *International Law Office*, 2015 (Newsletter Energy & Natural Resources)

Relevance of original bargain in gas price reviews (co-author), *International Law Office*, 2014 (Newsletter Energy & Natural Resources)

Staatlicher Eilrechtsschutz am deutschen Schiedsort und grenzüberschreitende Vollstreckung, *SchiedsVZ* (German Arbitration Journal) 2013, pp. 241-248

Good manners never hurt anyone—or do they? Remarks on the Swiss Federal Tribunal's Decision no 4A_407/2012 of 20 February 2013, *ASA Bull.* 3/2013, Vol. 31, pp. 671-674

Effektiv und kostengünstig—Übertragung deutscher GmbH-Anteile „Swiss Made“ (co-author), *BB* (Betriebsberater) 2013, pp. 1290-1294

Das neue französische Schiedsverfahrensrecht (German translation of the French Arbitration Act 2011) (co-author), *SchiedsVZ* 2011, pp. 215-221

Ein Sonderprivatrecht für internationale Verträge—section 27(1) des englischen Unfair Contract Terms Act als Vorbild?, *RIW* (Recht der internationalen Wirtschaft) 2011, pp. 291-295

Rechtswahl ex ante und das Deliktsstatut nach dem europäischen Kollisionsrecht (Rom I und Rom II), *RIW* 2010, pp. 783-792

Speaking engagements (recent)

Haftung aus (vor-)vertraglichem Schuldverhältnis in M&A-Schiedsverfahren
Speaker, University of Konstanz, Seminar, 19-20 May 2017

Lästig aber lohnenswert: Alles was man zu Kosten im Schiedsverfahren wissen muss
Panel discussion member, DIS40-Frühjahrsveranstaltung, Dusseldorf, 16 May 2017

Settlement discussions—the parties' expectations
Moderator, ICC YAF, Zurich, 8 September 2016

Fast Track Arbitration
Centro de arbitragem / Arbitration Centre of the Portuguese Chamber of Commerce and Industry,
Speaker, Under 40 Session, Lisbon, 8 July 2016

Englisches Schiedsrecht: Besonderheiten aus Schweizer Sicht
Speaker, ASA and Zürcher Anwaltsverband, Zurich, 7 June 2016

Common law arbitration, common law arbitrators—pitfalls for civil lawyers
Speaker, YAAP Round Table, Vienna, 17 February 2016

Opening and closing statements: How to present your case effectively in the short time available
Speaker, ASA below 40, Zurich, 6 November 2015

Academic positions (current)

Lecturer, University of Zurich, Moot Court Swiss Code of Obligations / Willem C Vis (East) International Commercial Arbitration (since 2014)

Guest lecturer, Swiss Arbitration Academy, Post-graduate course in arbitration (in cooperation with the University of Lucerne and the University of Neuchâtel), Zurich (2015)

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

Member of ASA, ASA below 40, DIS, DIS below 40, ICDR Young & International, LCIA's YIAG, Singapore's YSIAC, British Institute of International and Comparative Law

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 system have you trained?

Germany (Rechtsanwalt); England & Wales (Barrister, non-practising)

11. What is your main jurisdiction of practice?

Switzerland

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

1) M&A-related disputes; 2) energy; 3) intellectual property

13. Date of birth:

26 September 1981

I have completed this questionnaire in 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.

Zurich, 1 August 2017