

VIAC – Questionnaire for Arbitrators

1. **Name:** Olexander Martinenko

2. **Citizenship:** Ukraine

3. **Contact information:**

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4. **Current position:** Partner, Head of Dispute Resolution & Commercial at Kinstellar Kyiv

5. **Education:**

1995 – 1996: Kyiv Institute of Industrial Property, Ukraine, Intellectual Property Law

1993 – 1994: Harvard University, Massachusetts, USA, LL.M.

1987 – 1991: Koretsky Institute of State and Law of National Academy of Science of Ukraine, Kyiv, Ukraine, LL.D.

6. **Practiced experience in arbitration**

- How many arbitrations have you participated in (domestic/international); under which Rules?
Over **30** arbitrations under a variety of international institutional and ad hoc arbitration rules, including UNCITRAL, ICSID, ICC, SCC, LCIA, Swiss Rules of International Arbitration, Rules of the International Commercial Arbitration Court at the Ukrainian Chamber of Commerce and Industry, and others.
- How often have you acted as Chairman?
0
- How often have you acted as Sole Arbitrator?
3
- How often have you acted as Co-Arbitrator?
10
- How often have you acted as Counsel?
0
- How often have you acted in a different function (e.g. Administrative Secretary)?
12

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

Selected publications:

- [Exploring the implications of Ukraine's renewable energy conundrum](#), Business Ukraine, March 2021
- [The Ukrainian Parliament passed a brand-new Mediation Law on the first reading](#), Lexology, July 2020
- [Ukrainian bondholders welcome new procedural and ADR rules](#), Lexology, June 2020

- [Supreme Court clarifies jurisdiction on allocation of participatory interest jointly owned by spouses](#), Lexology, June 2020
- [Ukraine's Parliament changes the course of the procedural periods during the quarantine](#), Lexology, June 2020
- [Ukraine and Austria sign protocol modifying their double tax treaty](#), Lexology, June 2020
- [Ukraine's Supreme Court rules that certain shortcomings of inspection documents cannot serve as grounds for invalidating decisions by the DABI](#), Lexology, May 2020
- [Ukraine approves procedure for remote participation in court hearings](#), Lexology, April 2020
- [The Supreme Court applies the provisions of the Ukraine-Latvia mutual assistance agreement to conflicts of jurisdiction](#), EBA, ACC, April 2020
- [Supreme Court Sets Requirements to Individual Acts](#), Lexology, April 2020
- [Ukraine: Supreme Court ruling remedies improper denial of mining allotment](#), Lexology, February 2020
- [Занялись Конституцией: Комментарий эксперта](#) (*"Took on the Constitution: Expert Commentary"* in Russian), Yuridicheskaya Praktika, February 2020
- [Investment Treaty planning – is Your Investment Structured Well?](#) Ukrainian Journal of Business Law, October 2019
- [Ukraine's parliament makes push to legalise private investigative activities](#), Lexology, October 2019
- [Arbitration lawyers deliver Ukraine international success](#), Kyiv Post, July 2019
- [Востребованные практики](#) (*"High-demand Practice Areas"*, commentary in Russian), TOP 50 Law Firms in Ukraine, 2019
- [Intellectual Challenge](#): Cover story on international arbitration for Ukrainian Journal of Business Law, October 2018

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

Olexander Martinenko is a recommended arbitrator with:

- the International Arbitral Centre of the Austrian Federal Economic Chamber
- the Singapore International Arbitration Centre
- the Hong Kong International Arbitration Centre
- the South China International Economic, Trade Arbitration Commission/Shenzhen Court of International Arbitration
- the Kuala Lumpur Regional Centre for Arbitration
- the International Commercial Arbitration Court at the Ukrainian Chamber of Commerce and Industry (ICAC)

9. Languages

Mother tongue: Ukrainian

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, Ukrainian, Russian, French

In which legal systems have you trained?

- Civil Law
- Austrian Law
- Czech Law
- German Law
- Other _____
- Common Law
- Hungarian Law
- Polish Law
- Slovakian Law
- Swiss Law
- Ukrainian Law
- European Law

10. What is your main jurisdiction of practice?

Ukraine

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

Ukraine

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

- Antitrust/Unfair competition
- Aviation
- Banking & Finance
- Capital markets
- CISG
- Civil fraud disputes
- Commercial disp. / transactions
- Commodity market
- Company/Corporate/M&A
- Construction
- Contract law
- Other _____
- Damages
- Distribution
- Domain name disputes
- Employment
- Energy
- Engineering
- Entertainment
- Healthcare & Pharmac.
- Hotel/Gastro./Tour.
- Inform. technology (IT)
- Infrastructure
- Insolvency
- Insurance
- Intellect. property (IP)
- ISDS/ Foreign invest.
- Joint ventures
- Licensing
- Life sciences
- Maritime arbitration
- Media
- Mining
- Natural resources
- Power plants
- Private Intern. Law
- Public Intern. Law
- Real estate
- Shipping
- Sports
- State/Public contracts
- Technology
- Telecommunication
- Transport

13. Date of birth: 16 December 1961

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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>.

_____ 27 May 2021 _____