

VIAC – QUESTIONNAIRE

1. Name: Michael Charles Pryles AO PBM

2. Date of birth: 25 September 1945

3. Citizenship: Australian

4. Contact information:

Address: Suite 304, 521 Toorak Road, Toorak, Victoria, Australia 3142

Telephone: +61 8590 5642

Fax: N/A

E-Mail: Mail@michaelpryles.com

5. Current position: Independent Arbitrator

6. Education:

Bachelor of Laws, Master of Laws, Doctor of the Science of Law, Doctor of Philosophy, Doctor of Laws, Fellow (Chartered Institute of Arbitrators UK), Fellow (Institute of Arbitrators and Mediators Australia), Fellow (Arbitrators and Mediators Institute of New Zealand), Fellow (Singapore Institute of Arbitrators), Chartered Arbitrator (UK), Grade 1 Arbitrator Australia.

7. Practiced experience in arbitration:

Michael Pryles is a well known international arbitrator with extensive experience in Asia, Europe and North America. He is a member of chambers at 20 Essex Street in London and Singapore. He has heard over 400 arbitrations under the rules of all major international bodies as well as ad hoc cases. Michael has presided over disputes worth up to €6.5 billion euro, as well as many investor-state arbitrations.

Michael has held many international appointments including chairman of the Singapore International Arbitration Centre (SIAC), and founder-president of its court of arbitration.

He has also served as president of the Australian Centre for International Commercial Arbitration (ACICA), court member of the London Centre for International Arbitration (LCIA), board member of the Dubai International Arbitration Centre (DIAC), and chairman of ICC Australia.

For 8 years, Michael was a commissioner with the United Nations Compensation Commission in Geneva, and for 3 years he served as a commissioner for the Australian Law Reform Commission (ALRC).

Before becoming a full time international arbitrator, he was a partner in the Australian law firm of Minter Ellison, and prior to that, he held the Henry Bournes Higgins chair of law at Monash University in Melbourne.

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

Published Books

- Pryles and Hanks, Federal Conflict of Laws 1974 (Butterworths)

- Pryles and Iwasaki, Dispute Resolution in Australian Japan Transactions, 1983 (Law Book Company)
- Sykes and Pryles, Australian Private International Law 1st edition 1979, 2nd edition 1987, 3rd edition 1991 (Law Book Company)
- Sykes and Pryles, International and Interstate Conflict of Law Cases and Materials, 1st edition 1975, (Butterworths) 2nd edition 1981, 3rd edition 1988 (Law Book Company)
- Pryles, Australian Citizenship Law, 1981 (Law Book Company)
- Pryles, Conflicts in Matrimonial Law, 1975 (Butterworths)
- Pryles, Torts in Private International Law Recueil des cours, vol.227 (1991 II) (Martinus Nijhoff)
- Pryles, Waincymer and Davies, International Trade Law, first edition 1996, second edition 2004 (Thomson)
- Pryles, Dispute Resolution in Asia, first edition 1997, second edition 2002, third edition 2006 (Kluwer)
- Pryles and Moser, The Asian Leading Arbitrators' Guide to International Arbitration, 2007 (JurisNet)

Published Articles

Dr. Pryles has written over one hundred articles and chapters of books published in various journals and books in Australia, United States, United Kingdom, India, West Germany, Netherlands, Belgium, France, Singapore and Switzerland.

Articles on arbitration include the following:

- 'When is an arbitration agreement waived?', Journal of International Arbitration (forthcoming).
- 'Legal Issues Concerning International Arbitrations' (1990) 64 Aust LJ 470
- 'Dispute Resolution Clauses in Contracts' (1990) 1 Aust. Dispute Resolution Journal 116
- 'International Arbitration in Australia' (1990) 1 American Review of International Arbitration 37
- 'Comparative Aspects of Prorogation and Arbitration Agreements' (1976) 25 International and Comp LQ 543
- 'International Dispute Resolution and Litigation in Australia'. International Business Lawyer, November 1988, Vol.16, No.10
- National Report on Australia in Sanders (ed) International Handbook on Commercial Arbitration(Kluwer)

- 'Arbitration', chapter 4, Sykes & Pryles, Australian Private International Law (3rd ed. 1991) Sydney: Law Book Co
- 'International Arbitration in Australia', Journal of the Japanese Institute of International Business Law Vol 19, No. 4, (1991) pp.453 461
- 'Institutional International Arbitrations', The Arbitrator, Volume 10, No 3, November 1991 127
- 'Arbitration Agreements' (1992) 30 Law Society Journal (New South Wales) 74
- 'Current Issues in International Arbitration in Australia' (1992) 9 Journal of International Arbitration 57 (Geneva)
- 'Drafting Arbitration Agreements' The Arbitrator, Volume II, Number 4, 1993 pp.213 225 also published (1993) 67 Aust. LJ 503
- 'Foreign Awards and the New York Convention' (1993) Volume 9, No. 3, Arbitration International 259
- 'The Drafting of International Arbitration Agreements' (paper delivered at ICC Conference on 'International Commercial Arbitration in the Asia Pacific Region' Hong Kong, March, 1994)
- 'Money Judgments in Australia' Corporate Counsel's International Adviser, Issue No. 110, July 1, 1994
- 'Money Judgments in Australia', in Paley (ed). International Recognition and Enforcement of Money Judgements Business Laws Inc. (1994)
- 'Interlocutory Orders and Convention Awards: the Case of Resort Condominiums v. Bolwell' (1994) Arbitration International Volume 10, Number 4, 385
- 'The International Arbitration Regime in the Asia Pacific Region' (1995) 10 ICSID Review 129
- 'Assessing Dispute Resolution Procedures' (1996) 7 American Review of International Arbitration 267
- 'Multi-Tiered Dispute Resolution Clauses' paper delivered at ICCA Conference, New Delhi, March 2000 and published in Journal of International Arbitration, 2001
- 'Excluding the Model Law' [2001] International Arbitration Law Review 175
- 'International Arbitration in Australia' a paper delivered to a seminar organised by the Commercial Arbitration Association of the Republic of China in Taiwan, December 2001.
- 'Application of the Lex Mercatoria in International Commercial Arbitration', Mealey's International Arbitration Report, Volume 18, Number 2, February 2003 pp.1-26.
- 'The Case for International Arbitration', Australian Mining and Petroleum Law Association Journal 2003 (forthcoming)
- 'Confidentiality' in the Leading Arbitrators' Guide to International Arbitration, edited by Newman & Hill (Juris Publishing, Inc. 2004, 2nd edition 2008).

- ‘Mediation Confidentiality in Subsequent Proceedings’, paper delivered at the ICCA Conference, Beijing, May 2004. Publication forthcoming.
- ‘Arbitrating Disputes in the Resource Industries’, (2005) 21 Arbitration International 405
- ‘Internationality and Commerciality under the UNCITRAL Model Law’ Singapore (forthcoming)
- ‘Inoperative and Operative Arbitration Agreements – Developments in Australian Case Law’ (2006) Journal of International Arbitration, 227-238.
- ‘Lost Profit and Capital Investment’ (2007) 1(1) World Arbitration & Mediation Review 1-17.
- Reflections on Transnational Public Policy (2007) 24 Journal of International Arbitration 1.
- ‘The Recognition and Enforcement of Taiwan Arbitral Awards in Australia’ (2007) 11 VJ (1) 25
- ‘Limits to Party Autonomy in Arbitral Procedure’ (2007) 24(3) Journal of International Arbitration 327-339.
- Enforcement of Arbitration Agreements – the Approach of the Federal Court of Australia (forthcoming)
- Multiple Claims in Arbitration between the same Parties’ paper delivered at the ICCA Congress, Dublin 2008
- Recognition and Enforcement of Foreign Awards under the New York Convention in Australia and New Zealand (2008) 25 Journal of International Arbitration 899 (with Richard Garnett)

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

Present

Dr. Pryles currently holds the following appointments:

- Founder President, Court of Arbitration, Singapore International Arbitration Centre (SIAC)
- Member, Governing Board, International Council for Commercial Arbitration (ICCA)
- Member of External Advisory Board, Center on International Commercial Arbitration, American University Washington College of Law

Former

Dr. Pryles has previously held the following appointments:

- Member, International Advisory Board, Hong Kong International Arbitration Centre
- Past President, Australian Centre for International Commercial Arbitration
- Chairman, Singapore International Arbitration Centre
- President, Australian Centre for International Commercial Arbitration
- Founder and President, Asia Pacific Regional Arbitration Group
- Court Member, London Court of International Arbitration
- Commissioner, United Nations Compensation Commission
- Henry Bournes Higgins Professor of Law, Monash University, Melbourne
- Adjunct Professor, Murdoch University, Western Australia
- Consultant (part-time), Clayton Utz
- Member, Board of Trustees, Dubai International Arbitration Centre
- Commissioner, Australian Law Reform Commission
- Partner, Minter Ellison
- General Editor, Asian International Arbitration Journal
- Chairman, ICC Australia
- Member, International Court of Arbitration, International Chamber of Commerce
- Co-editor, Journal of International Arbitration
- Co-Chairman, ICC Asia Pacific Arbitration Group
- Chairman, International Trade & Business Committee, Law Council of Australia
- Adjunct Professor, University of Queensland
- Adjunct Professor, Bond University
- Member, International Legal Services Advisory Council
- President, Australian Product Liability Association
- Deputy Chairman and Director, Transport Accident Commission
- Director, Victorian WorkCover Authority
- Chairman and Director, TAC Law Pty Ltd
- Director, Victorian Superannuation Board
- Director, VicSuper Pty Ltd
- Director, Gas and Fuel Corporation of Victoria
- Member, Advisory Board, State Electricity Commission of Victoria
- Lecturer, Hague Academy of International Law (1991)
- Member, Australian Government Delegation to the Hague Conference on Private International Law 1984
- Member (and acting head), Australian delegation, Hague Conference on Private International Law 1985
- Director, Australian Commercial Disputes Centre
- Chairman and Director, Transport Ticketing Authority, Victoria

10. Languages:

English
Limited knowledge of German

11. In which legal system have you trained?

Australia;
United States of America;
United Kingdom; and
Limited knowledge of German & Japanese law.

12. What is your main jurisdiction of practice?

Australia, Singapore, England.

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

Conflict of Laws
Commercial Law
Joint Ventures

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

Michael Pryles AO PBM
5 May 2016