

# VIAC – Questionnaire for Arbitrators

**1. Name:** Dr Robert Walters

**2. Citizenship:** Australia - Slovenia

**3. Contact information:**

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**4. Current position:**

International Arbitrator

Solicitor Victoria Australia

Senior Lecturer Victoria University

Head Digital Economy Research Group - Victoria University 2021-2024

Director - Principal Australia – India Technology Law Project (commercial law) 2022 – 2024.

Director - Principal – United Kingdom, South Africa, Kenya, India Data Flows-Commercial law project 2021 – 2022

Director – Digital Finance Law Project addressing governance of intellectual property, arbitration, contracts for digital payments 2022 – ongoing

Adjunct Senior Research Fellow – University Western Australia

Adjunct Professor European Faculty of Law, Slovenia Europe

Advisor Corporate and Insolvency Centre – Gujarat National Law University India

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**5. Education:**

Chartered Institute Arbitrators – CIARb Fellow

Graduate Diploma - Legal Practice • The College of Law • Melbourne, VIC, Australia

Doctor of Philosophy – PhD, Law • Victoria University • Melbourne, VIC, Australia

Bachelor of Laws - Victoria University • Melbourne, VIC, Australia

Master of Public Policy - Public Policy & Management • Monash University, Australia

Diploma Science – Natural Resources Management/Agriculture, Frankston Polytechnic

Certificate - Structural Steel Fabrication-Engineering, Footscray Polytechnic Australia

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**6. Practiced experience in arbitration**

Drafted, negotiated, interpreted and managed contracts, service level agreements, memorandums of understanding to govern intellectual property from development to commercialization, and dispute resolution, prosecutions, law reform, risk management, business management.

Providing consultation and advice in relation to intellectual property patents, copy-right-trade marks.

Publications in relation to intellectual property, patents, copy-right-trade marks.

Board Reviewer MDPI Journal Switzerland a peer reviewed journal for technology and the law.

Digital Economy, FinTech, AgTech, Trade-Investment Agreements, contracts, intellectual property, restructuring

Advised on dispute resolution clauses within contracts

Advised clients during mediation of contractual disputes

Australia developed and managed contracts with NATA, for testing and protection of IP.

Australia National-State Law reform programs to enhance market access, protection of IP across primary industries

Australia National Law reform programs protection national and international markets from use of hazardous materials

Represented government in the courts as Prosecutor

Consultant to government on regulation and risk management from the use of high-risk chemicals in pest and disease management, to protect trade and investment (intellectual property, contracts)

Australia managed legal and regulatory framework for 20,000+ licenses/permits for primary production investment and trade (personal and commercial data-protection), safeguarding IP rights of chemical manufactures

Drafted, negotiated and managed the implementation of MOUs between government and semi-government organisations, to ensure no duplication of regulatory controls that dilute trade and investment.

Presentation MLC Fakulteta za management in pravo Ljubljana Europe - The Law of Domain Names and Arbitration WIPO

Manager Legal – Regulation and other positions Department Primary Industries-Natural Resources  
1997 – 2017

WSG Consulting 2017 – 2023 transitioned to WGBAssociates 2023

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

Chaired Government Appointed Advisory Committee – Agricultural Chemicals

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

### **Books-Journals**

Robert Walters Commercial and Arbitration Law of the Digital Economy,  
2024 <https://www.routledge.com/Commercial-and-Arbitration-Law-of-the-Digital-Economy-A-Comparison-of-Asian/Walters/p/book/9781032443287>

Robert Walters, International Arbitration and the Energy Sector: the Fair and Equitable Principle,  
International Arbitration Law Review 2023

Leon Trakman, Robert Walters, Bruno Zeller, Is International Arbitration Prudent When Dealing with Personal Data Challenges? Transnational Dispute Management, 2019

Robert Walters The Digital Economy and International Trade: *Transnational Data Flows Regulation*, 2022,  
WoltersKluwer

Leon Trakman, Robert Walters, Cross Border Insolvency and Restructuring Law, (, European Union United States, United Kingdom, Singapore, India, Malaysia, Indonesia, China) that deals with arbitration, 2 Volumes  
Routledge, 2021

Robert Walters Cyber Security and Data Laws of the Commonwealth International Trade, Investment & Arbitration, Springer Nature, 2023

Robert Walters, Commercial Law & Arbitration Law in the Digital Economy Asian and European Comparison (Arbitration, Intellectual Property, Patents, Trade Marks, Domain Names, Contracts, Tax, MAs, Restructuring). Forthcoming book 2024

Robert Walters, Harsha Rajwanshi, Reconciling Confidentiality in Data Protection, Cyber Security, Artificial Intelligence In International Arbitration, in *Yearbook of Private International Law, Volume 24 (2022/2023)*, pp. 215-235 © Verlag Dr. Otto Schmidt & Swiss Institute of Comparative Law Printed in Germany

Robert Walters, Leon Trakman, Bruno Zeller, *Data Protection Law Asia Pacific and European Union*, Springer Nature 2019

Robert Walters, Marko Novak, Cyber security, Artificial Intelligence, Data Protection and the Law (compares, China, Hong Kong, Macau, Canada, United States, Laos, Philippines, Taiwan), Springer Nature 2021

Cybersecurity, Data Governance and Directors Fiduciary Duty: An Expanding Obligation, Australian Business Law Review, 2023

Robert Walters, Bruno Zeller Transnational Contract Law: Artificial Intelligence, Data, Cybersecurity and the Legal Landscape, Business law Review Wolters Kluwer 2023

Bruno Zeller, Robert Walters Australian Dairy Industry Policies – Protecting Domestic Sustainability? A comparative analysis, International trade Law and Regulation Vol28, issue 1, 2022

Robert Walters, Close out Netting Provisions – Their Current Value in a Time of International Uncertainty! International Company and Commercial Law Review 2020

Robert Walters, The Current Status of Data Portability in Personal Data and Competition Law, European Competition Law Review 2020

#### **Invited Conferences:**

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**2023 UNCITRAL Macau, UNCITRAL Asia Pacific Day 2023, 10<sup>th</sup> ANNIVERSARY**

2023 “National and Regional Harmonization of International Trade Law: A Decade in Retrospect and the Desiderata of the Future” Robert Walters, International Arbitrator & Solicitor, Senior Lecturer & Head Digital Economy Research Group, Victoria University; Adjunct Senior Research Fellow, University Western Australia – The CISG and Smart Contracts: What Does the Road Ahead Look Like?

**2023 – Intersect - Cybersecurity and Directors Obligations in the FinTech sector** - addressed commercial disputes  
<https://www.intersektfestival.com/program/>

**2023**, Cambridge University, Presenting to this forum FinTech Law - my Paper was presented by Professor Michael Stuckey  
<https://static1.squarespace.com/static/5c3312b1d274cbf1e812027c/t/64907ca6f082a633e1263e5e/1687190697571/40th+Symposium+Programme.pdf>

**2023**, Australia, India Chamber of Commerce Perth, International Trade and investment, presented on cybersecurity, data and corporate fiduciary duties – and Ethics in artificial intelligence and quantum technology

**2023**, Regulation of Agvet Chemicals and Technology (RACT 2023) International Conference, Cybersecurity, Cross Border Data Flows & Fiduciary Duties, <https://ract2023.org.au/program/>

**2022**, February 3, International Conference “MSMEs: Legislative and Regulatory Challenges” (UNCITRAL and Indian Perspective), **MSMEs - Legislative and Regulatory Challenges: An Australian Perspective**.  
<https://ibbi.gov.in/events/view-event/232>

**2021**, Cross-border flow of personal data: globalized Internet and fragmented (inter)national regulations, Sydney University <https://law-events.sydney.edu.au/events/cross-border-flow-of-personal-data-globalized-internet-and-fragmented-international-regulations>

**December 2020**, Conference on the role of UNCITRAL in Harmonization of Commercial Laws at GNLU, Gandhinagar December 18, Presenting 2 papers, with **Professor Leon Trakman and Professor Bruno Zeller**.

- Damages and the Convention on the Sale of Goods 1980, and
- The UNCITRAL Model Law on Cross Border Insolvency to be afforded Convention status?

**DECEMBER 2019**, CONFERENCE ON THE ROLE OF UNCITRAL IN HARMONIZATION OF COMMERCIAL LAWS AT GNLU, GANDHINAGAR [DEC 12-13]:  
SUBMIT BY NOV 20, ROBERT WALTERS, BRUNO ZELLER – IS IT TIME FOR INDIA TO ADOPT THE CONVENTION ON THE SALE OF GOODS.

[HTTPS://GNLU.AC.IN/GNLU/NEWS/2510-](HTTPS://GNLU.AC.IN/GNLU/NEWS/2510-19%252F1619%252F01%3A+GNLU%2C+UNCITRAL+RCAP+%26+GMU+JOINTLY+ORGANIZED+%22INTERNATIONAL+CONFERENCE+O)

[19%252F1619%252F01%3A+GNLU%2C+UNCITRAL+RCAP+%26+GMU+JOINTLY+ORGANIZED+%22INTERNATIONAL+CONFERENCE+ON+THE+ROLE+OF+UNCITRAL+IN+HARMONIZATION+OF+COMMERCIAL+LAWS%22+\(12-13+DECEMBER%2C+2019\)](19%252F1619%252F01%3A+GNLU%2C+UNCITRAL+RCAP+%26+GMU+JOINTLY+ORGANIZED+%22INTERNATIONAL+CONFERENCE+ON+THE+ROLE+OF+UNCITRAL+IN+HARMONIZATION+OF+COMMERCIAL+LAWS%22+(12-13+DECEMBER%2C+2019))

Submissions accepted by Australian Government – Robert Walters, Leon Trakman, Improving Schemes of Arrangement to Better support business, [www.treasury.gov.au](http://www.treasury.gov.au)

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

Charter Institute Arbitrators - & Fellow CIARb  
Member ASEAN Law Association – Singapore  
Indian Council of Arbitrators  
Gujarat Maritime Arbitration Center – India  
Academic Delegate United Nations Commission on International Trade Law - Working Group III Investor State Arbitration-Dispute Resolution 2019-2021  
Member Asian Privacy (Data) Scholars Network  
Member Steering Committee, Victoria University, School of Transport 2020-2022  
Board Member Victoria University Academic Board 2020 - 2022  
The Qatar International Centre for Conciliation & Arbitration  
Cayman Islands International Mediation and Arbitration Centre  
Europe - Slovenia Ljubljana Arbitration Centre  
WIPO Arbitration Panel  
Pakistan The Center for International Investment and Commercial Arbitration  
Australia-India Chamber of Commerce – through Victoria University  
Advisor Gujarat National Law University India – Corporate and Insolvency Centre

## **9. Languages**

Mother tongue: English

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):

**10. In which legal systems have you trained?**

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

Other Slovenian Law, Indonesia, Singapore, Malaysia, United Kingdom, United States, India, New Zealand, Canada, Japan

**11. What is your main jurisdiction of practice?**

Australia, Europe, United Kingdom, India, South East Asia-ASEAN members, Japan, New Zealand, United States

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

Australia

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

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

**14. Date of birth: 16-10-1969**

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](mailto: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>.

22/02/20204

Date