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## VIAC – Questionnaire for Mediators

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2. **Nationality:** Australian | German

3. **Contact information**

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4. **Education and professional experience (original profession; where did you study?):**

I am a dually qualified (common and civil law) lawyer with 20 + years of experience. I focus on international issues and have a deep understanding of the dispute management and resolution needs and interests of businesses, governments and international organisations.

**4.1. Education**

- |   |      |
|---|------|
| - Accredited Mediator, Chartered Institute of Arbitrators, UK.  | 2020 |
| - Graduate Diploma in International Commercial and Sports Arbitration, University of Queensland, AUS. | 2003 |
| - Arbitrator, Chartered Institute of Arbitrators, UK and AUS.   | 2002 |
| - Admission as Barrister, Bar Association of Queensland, AUS.   | 2001 |
| - Law degree (common law), University of Queensland, AUS.   | 2000 |
| - Law degree (civil law), University of Konstanz, GER.  | 1997 |
| - Bankers' Certificate, Chamber of Commerce, GER.   | 1993 |

#### 4.2. Professional experience

- Resolution2Resolve, NL (Founder).	2021 - current
- Grotius Chambersm, NL (Founder).	2020 - current
- Hague Conference on Private International Law, NL (Attache / Principal Lawyer).	2014 - 2020
- Private International Law / Arbitration Unit (Attorney-General's Department), AUS (Executive Lawyer, Head of Unit).	2010 - 2014
- National Alternative Dispute Resolution Advisory Council (NADRAC), AUS (Senior / Executive Lawyer, Head of Unit).	2008 - 2010
- Australian Government Solicitors, AUS (Counsel / Senior Counsel).	2007 - 2008
- Australian Federal Parliament, AUS (Lawyer).	2004 - 2007
- Queensland Crown Law, AUS (Counsel).	2000 - 2004
- Volksbank Koeln-Bonn eG, GER (In-house counsel).	1997 - 1999

#### 5. Core area of current professional activity:

- Independent international Mediator and Arbitrator (Resolution2Resolve), NL
- International commercial law and dispute resolution practice (Grotius Chambers), NL
- Lecturer (Sigmund Freud University), AUT

#### 6. Accreditation in the field of ADR (including relevant trainings and connected qualifications):

- Accredited Mediator, Chartered Institute of Arbitrators, UK
- Accredited Mediator (pending), ADR International Register, NL

#### 7. Practical experience in mediation

##### 7.1. How many (international) mediations have you participated in

- Mediation (co-)advocate in 10 + mediations.

##### 7.2. How often have you acted in a different function (e.g. consultant, expert)?

- Legal advice on the suitability of mediation and arbitration to resolve disputes.
- Legal advice on choice of law and recognition and enforcement issues related to mediation clauses and agreements as well as mediated settlement agreements.
- Strategic advice based on the risks associated with using mediation processes.

##### 7.3. What other ADR-experience do you have?

- Member of the Appeals' Board of an International Organisation (IO).
- Head of the Private International Law and Commercial Arbitration Unit of the Australian Commonwealth Attorney-General's Department.
- (Co-)Head of Secretariat of the National Alternative Dispute Resolution Advisory Council (NADRAC) of Australia.

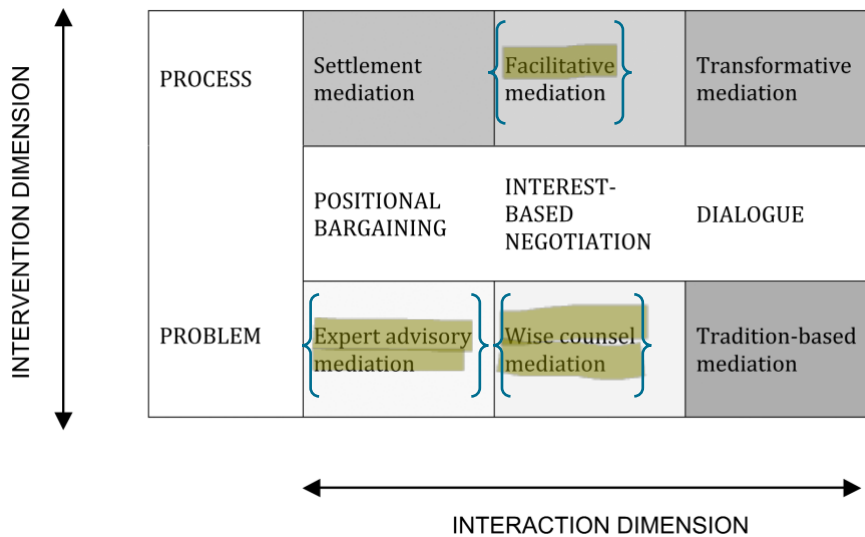
- Advisor in commercial and investor-state arbitrations.
- Delegate in complex State-State negotiations.
- Developed an ADR mechanism (mediation and fast-track arbitration) for an IO.
- Judge and participant in the VIS arbitration moot competition (Vienna, Winner 2000).
- Coach in the ICODR online arbitration moot competition (United States, Winner 2002).

**8. Languages (including levels)**

- German (mother tongue).
- English (mother tongue proficiency).

**9. Style of mediation**

Where do you see yourself? Please tick box as appropriate or indicate your preferred style.



© Alexander, Nadja (2011) "The Mediation Meta-Model - the realities of mediation practice," *ADR Bulletin*: Vol. 12: No. 6, Article 5. Available at: <http://epublications.bond.edu.au/adr/vol12/iss6/5>; see also here for a detailed description of the 6 mediation styles.

- I take full advantage of the flexible nature of facilitative mediation and I adapt my style to suite the dispute and the parties' requirements. I can offer evaluative mediation and med-arb. If requested, I brief parties so that they understand the differences of the processes, including the different role the mediator takes.
- I offer hybrid services, such as med-arb and arb-med-arb.

**10. Please describe aspects of your personality which could be interesting to clients you are going to mediate; what would former clients emphasize in your work?**

- Innate sense of fairness.
- Quick rapport building and excellent empathy.
- Curious, creative, pragmatic and persistent.
- Sound understanding of business and the value of business relationships.
- Discreet, global and cosmopolitan, culturally aware.

**11. Publications and other activities in ADR related matters (e.g. training sessions, seminars, conferences, articles and others):**

- *'Arbitrating Employment Disputes Involving International Organizations'* (co-author) AIB Yearbook of International Law (Volume III, AYIL 2020).
- *'The resolve to resolve - embracing ADR to improve access to justice in the federal jurisdiction : a report to the Attorney-General / National Alternative Dispute Resolution Advisory Council'* (co-author) (NADRAC, Commonwealth of Australia 2009).
- *'Gourmet Procedural Fairness at Fast-Food Prices: Suggesting a Menu for Online Arbitration'* in M. Conley Tyler; Katsh, E.; Choi, D. (Eds.), Proceedings of the Third Annual UN Forum on Online Dispute Resolution (March 2005).
- *'Postal Industry Ombudsman Bill 2004'* (Commentary, Research Service of the Australian Federal Parliament, Commonwealth of Australia, 2005).
- *'Arguing with a friend: dispute resolution under AUSFTA'* (Paper, Research Service of the Australian Federal Parliament, Commonwealth of Australia, 2004).

**12. Memberships in mediation institutions / functions in mediation institutions/organizations:**

- Chartered Institute of Arbitrators (CI Arb), UK.
- Centrale fuer Mediation, GER.
- ADR International Registry, NL.

**13. Special expertise or specializations (*please list a maximum of three*) in your ADR-practice:**

- Cross-border commercial, business and corporate disputes.
- Disputes involving International Organisations and their staff, consultants and contractors.
- Investor-State / State-State disputes.

I have received specific training in online mediation and can conduct any mediation using suitable video conferencing tools.

**14. Soft Skills (e.g. intercultural competences):**

- Global citizen and dually (common and civil law) qualified lawyer.
- Worked in and with many States, cultures and legal systems and conducted multilateral negotiations.
- Cosmopolitan, open-minded and culturally aware.

**15. How do you ensure your professional quality (e.g. coaching, practice supervision, etc)?**

- Continued mediation training, including training in online mediation.
- Mediation assistance and co-mediation with more experienced mediators, also in areas that are not my specialisation.
- Academic work in the area of alternative dispute resolution with a particular focus on mediation.
- Supervisor / assessor in international mediation moot competitions.

**16. Date of birth: 12 February 1968**

VIAC offers mediation 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 a mediator of their choice and so is the VIAC Board when appointing a mediator. These presentations do not constitute recommendations but may assist the parties in choosing a mediator willing to conduct proceedings according to the Vienna Mediation Rules. The fact that a mediation practitioner appears on this list, does not authorize this person to use the title "VIAC-mediator".

X I have completed this questionnaire to the above to the best of my knowledge and believe they are accurate.

X I hereby consent that the data provided in this questionnaire may be processed for the appointment of mediators 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 [www.viac.eu](http://www.viac.eu).

**19 January 2021**

Date