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<u>Nationality/ Date of Birth</u>	Australian / 13 April 1954

Educational/Professional Memberships

B Comm LLB Melbourne University, LLM Monash University
 Panel Member, HKIAC; ICDR; KLRCA; SIAC; honorary Fellow CIArb
 Former Australian Government Nominee, Non-governmental WTO Dispute Settlement Panel List
 Former Australian Government Nominee ICSID panel 2005-2010

Current Position

Legal Practitioner, Arbitrator and Mediator, Australia
 Adjunct Professor of Law, Faculty of Law, National University of Singapore

Professional Experience

34 years experience as a legal practitioner in all aspects of international arbitration and mediation, international trade and investment, customs and commercial law, and advocacy generally.

Arbitration Experience

Multiple ICC, HKIAC and SIAC Arbitrator appointments; WTO panelist;
 Counsel, successfully acting for respondent in ICC oil exploration dispute with a Brazilian Seat;
 Expert Witness;
 Consultant assisting Parties and Arbitrators; cases include construction, airline maintenance, tenders, joint venture pricing, investor-state arbitration;
 Tribunal Secretary; cases regarding construction disputes, investment treaty disputes, commercial disputes
 Recent cases as arbitrator –ad hoc appointment dispute over joint venture pricing; sole arbitrator, dispute over sales; sole arbitrator, dispute over internet business, sole arbitrator commodity trade; SIAC three person tribunal dispute over commodity sales; sole arbitrator franchising dispute.

Arbitration and trade law publications

Books

The Revised UNCITRAL Arbitration Rules, Cambridge University Press with the Hon Justice C Croft and C Kee, 2013

Procedure and Evidence in International Commercial Arbitration, Kluwer Law International, 2012
 (also available on Kluwerarbitration homepage)

International Trade Law: Commentary and Materials (2nd edn), Law Book Company, 2004 (with M Pryles and M Davies) (1214 pages)

WTO Litigation: Procedural Aspects of Formal Dispute Settlement, London, Cameron May, 2002 (780 pp plus appendices)

A Practical Guide to International Commercial Arbitration (with R Garnett, H Gabriel and J Epstein), New York, Oceana, 2000, (216 pp)

Chapters in books

‘Taxation and BITs – Australian perspectives,’ in *The Impact of Bilateral Investment Treaties on Taxation*, Institute for Austrian and International Tax Law, 2017

‘Arbitration and guerilla tactics’ in P Shaughnessy and S Tung (eds) *The Powers and duties of an arbitrator*, Kluwer Law International, 2016

‘Optimising the Use of Mediation in International Arbitration: A Cost-Benefit Analysis of “Two Hat” versus “Two People” Models,’ in JC Betancourt (ed) *Celebrating 100 Years of the Chartered Institute of Arbitrators*, 2016

‘Guerrilla tactics in international arbitration’ in *festschrift for Helmut Russman*, Juris, 2013

‘Mediation by an International Arbitrator – ‘Appropriate’ or ‘Antithetical’ Dispute Resolution?’ in Chiann Bao and Felix Lautenschlager (eds) *Arbitrators’ Insights: Essays in Honour of Neil Kaplan*, Thomson Reuters, Hong Kong, 2012

‘Settlement of Disputes within Free Trade Agreements: Implications for a Proposed China/Australia Free Trade Agreement’ in Garry Magee and Sisira Jayasuriya (eds) *Negotiating a Preferential Trade Agreement: Lessons from Australia and China*, Edward Elgar, London, 2009

‘Property Rights and Human Rights in Expropriation Claims’ in PM Dupuy, S Francioni and EU Petersmann (eds), *Human Rights in Judicial Administration of ‘Justice’ in International Investment Law and Arbitration*, Oxford University Press, 2009

‘The CISG and International Commercial Arbitration: Promoting a Complimentary Relationship between Substance and Procedure’ in Ulrich Schroeter and Camilla Baasch Andersenn (eds), *Sharing International Commercial Law across National Boundaries: Festschrift for Albert H Kritzer on the Occasion of his 80th Birthday*, Wild, Simmons and Hill, 2008

‘Multiple Claims in Arbitrations between the Same Parties’ (with M Pryles), in *International Council for Commercial Arbitration Congress Series No. 14, 50 Years of the New York Convention, ICCA International Arbitration Conference*, eds Albert Jan van den Berg, Kluwer Law, The Netherlands, 2008

‘Principles of WTO Dispute Settlement Reform’ in Dencho Georgiev and Kim Van der Borgh (eds), *Reform and Development of the WTO Dispute Settlement system*, Cameron May, London, 2006

‘Settlement of Disputes within the World Trade Organization: a Guide to the Jurisprudence’ in P Lloyd and C Milner (eds), *The World Economy: Global Trade Policy 2001*, Blackwell, 2002

Journal Articles

‘Pathologies, presumptions and proofs,’ in *The American Review of International Arbitration*, 26:3, (2015)

‘Regulatory Developments in the Control of Counsel in International Arbitration The IBA Guidelines on Party Representation in International Arbitration and the New LCIA Rules and Annex’, *Arbitration*

International, 30:3 (2014)

‘Investor state arbitration: finding the elusive balance between investor protection and state police powers,’ in *International Trade and Business Review* Vol XVII (2014)

‘Advocacy training for international investment and commercial arbitration’ in ASA Special Series No. 36: *Advocacy in Commercial Arbitration*, edited by Elliott Geisinger and Guillaume Tattevin (2013)

‘International arbitration and the duty to know the law’ *Journal of International Arbitration* 28:3 (2011) 201.

‘Reconciling Conflicting Rights in International Arbitration: The Right to Choice of Counsel and the Right to an Independent and Impartial Tribunal’, *Arbitration International* 26:4 (2010) 597

‘The New UNCITRAL Arbitration Rules’, *Vindobona Journal of International Commercial Law and Arbitration* 14:2 (2010) 223

Promoting Fairness and Efficiency of Procedures in International Commercial Arbitration – Identifying a Uniform Model’, *Contemporary Asia Arbitration Journal* 3:1 (2010) 25

‘Sovereign Risk and Investment Protection’ *Australian Mining and Petroleum Law Association Law Journal* 28:2 (2009)

‘International Commercial Arbitration and the Application of Mandatory Rules of Law’ in *Asian International Arbitration Journal* 5:1 (2009)

‘Mandatory Laws and International Commercial Arbitration’ *Melbourne Journal of International Law* 6:2 (2005) 1 (with A Barraclough)

‘Settlement of Disputes within the World Trade Organization: A Guide to the Jurisprudence’ *The World Economy* 24:9 (2001) 1247

‘Transparency of Dispute Settlement within the World Trade Organisation’ *Melbourne University Law Review* 24:3 (2000) 797

‘Dispute Resolution in International Commerce: Reflections on Procedural Justice’ 12 *Nagoya University Forum of International Development Studies* (1999) 13 (with Judd Epstein)

‘Reformulated Gasoline under Reformulated WTO Dispute Settlement Procedures: Pulling Pandora out of a Chapeau?’ 18 *Michigan Journal of International Law* (1996) 141

‘GATT Dispute Settlement: An Agenda for Evaluation and Reform’ 14 *North Carolina Journal of International Law and Commercial Regulation* (1989) 81

‘Revitalizing GATT Article XXII - Issues in the Context of the Uruguay 12 *World Competition Law and Economics Review Round*’ (1988) 5

Editorial Responsibilities

International Advisory Board - Vindobona Law Journal

International Advisory Board - Kluwer International Trade Law Series

Languages

English