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BIOGRAPHICAL DATA

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Date of Birth: September 25, 1945
Nationality: Australian

EDUCATIONAL AND PROFESSIONAL QUALIFICATIONS

Doctor of Philosophy - Bond University, 1992;
Doctor of Laws - University of Melbourne, 1982;
Doctor of Science of Law - Southern Methodist University, 1970;
LLM., Southern Methodist University, 1968;
LLB., University of Melbourne, 1967.

LANGUAGES

English.

November 13, 2009

PRESENT POSITION

Part-time consultant, Clayton Utz.
Commissioner, United Nations Compensation Commission.
President, Australian Centre for International Commercial Arbitration.
Professorial Associate - University of Melbourne.
Visiting Professor - University of Queensland.
Co-editor, Journal of International Arbitration.

PREVIOUS EXPERIENCE BEFORE PRESENT POSITION

Partner, Minter Ellison, Solicitors, Melbourne, March 2003.

MEMBERSHIP OF PROFESSIONAL BODIES

Former Member, International Court of Arbitration, International Chamber of Commerce;
Chairman, International Trade & Business Committee, Law Council of Australia;
Immediate Past President, Australian Product Liability Association, Inc.;
Fellow, Chartered Institute of Arbitrators (UK);
Fellow, Institute of Arbitrators and Mediators, Australia;
Fellow, Arbitrators and Mediators Institute of New Zealand;

Included on the following Panels of Arbitrators:

International Centre for the Settlement of Investment Disputes;
China International Economic and Trade Arbitration Commission;
Korean Commercial Arbitration Board;
Mauritius Chamber of Commerce and Industry;
British Columbia International Commercial Arbitration Centre;
Japan Commercial Arbitration Association (list of non-resident arbitrators);
Center for International Commercial Arbitration (Long Beach, California);
American Arbitration Association;
Hong Kong International Arbitration Centre;
Australian Centre for International Commercial Arbitration;
Singapore International Arbitration Centre;
Center for International Commercial Dispute Resolution (Hawaii);
Arbitrators' Institute of New Zealand;
China International Economic and Trade Arbitration Commission (Beijing).

AREAS OF SPECIALIZATION

Arbitration - international commercial arbitration generally;

International trade and business, including sale of goods, distribution agreements, intellectual property, joint ventures and construction;
Private international law (conflict of laws).

EXPERIENCE IN INTELLECTUAL PROPERTY

In connection with international legal practice has been involved in intellectual property issues, particularly concerning parallel importation and private international law issues.

MAJOR PUBLICATIONS

Australian Private International Law (First Edition 1979, Second Edition 1987, Third Edition 1991);

International and Interstate Conflict of Laws (First Edition 1975, Second Edition 1980, Third Edition 1988);

Conflicts in Matrimonial Law (1975);

Dispute Resolution in Australia-Japan Transactions (1983);

Federal Conflict of Laws (1974);

Australian Citizenship Law (1981);

Tort and Related Obligations in Private International Law, Volume 227 *Recueil des Cours* (1991);

International Trade Law (1995);

Dispute Resolution in Asia (1997).

In addition to the above-mentioned books, has published approximately 100 articles in law journals in Australia, United States, United Kingdom, France, Switzerland, Germany, Netherlands, Singapore and Japan.

EXPERIENCE IN COURT LITIGATION

Experience as both a Barrister and a Solicitor in litigation in Australia. Has appeared in Australia in the High Court of Australia and in State Supreme Courts;

Also has experience of international litigation, advising clients in relation to where to sue and how to respond, if sued abroad.

PROFESSIONAL TRAINING IN MEDIATION

Completed course on mediation conducted by Professor Roger Fisher of Harvard University; Has also taught mediation in graduate law programmes in Australia both at Monash University in Melbourne and at the University of Melbourne.

PROFESSIONAL TRAINING IN ARBITRATION

Completed general and specialised courses on arbitration conducted by the Institute of Arbitrators, Australia and is classified as a Grade 1 arbitrator. Has also taught courses on international arbitration in graduate law courses in Australia;

Has extensively written on international arbitration, with articles published in *Arbitration International*, the *Journal of International Arbitration* and the *American Review of International Arbitration*.

EXPERIENCE IN MEDIATION

Experience as a mediator in various commercial disputes, including:

- Mediation of a planning dispute between hotel operator and owners of adjoining properties;
- Party representative in a mediation and arbitration involving a building and construction dispute, Melbourne;
- mediator appointed by the Supreme Court of Victoria in a copyright dispute;
- mediator appointed by the Supreme Court of Victoria in a dispute between a bank and its customer;
- mediator appointed by the Supreme Court of Victoria in a dispute between a life insurance company and a commercial corporation;
- conciliator nominated by the President, Institute of Arbitrators, Australia in a corporate dispute involving shareholders;

Included in LEADR'S Interim Panel of Mediators.

EXPERIENCE IN ARBITRATION

Experience as legal counsel, sole arbitrator and chairman of domestic and international arbitrations, including:

- nominated sole arbitrator of an ICC arbitration involving companies incorporated in the Philippines and Thailand (amount claimed US\$75,000);
- sole arbitrator of an ICC arbitration involving an Australian company and a Singapore company (amount claimed A\$150,000);
- chairman of an ICC arbitration involving an American corporation and several Philippine corporations (amount claimed US\$60,000,000);
- sole arbitrator of an ad hoc arbitration involving a Chinese state corporation and an Australian corporation (amount claimed US\$5,400,000);
- sole arbitrator of an ad hoc arbitration involving a Swiss corporation and an Indonesian corporation (amount claimed US\$9,000,000);
- sole arbitrator of an ICC arbitration between Singapore companies and a Hong Kong resident (amount in dispute S\$3,300,000);
- chairman of an ICC arbitration in New Delhi involving an infrastructure dispute (amount claimed US\$500,000,000);

- chairman of an international arbitration in Laos between Thai and Laotian entities;
 - sole arbitrator of a technology transfer dispute between an American corporation and a Korean company (US\$ 35,000,00 claimed);
 - chairman of an ICC arbitration in Singapore between a government and energy company;
 - sole arbitrator in numerous domestic arbitrations in Melbourne;
 - special referee appointed by the County Court of Victoria;
 - expert determination in an electricity co-generation dispute.
- various other arbitrations in Asia, North America and Europe under UNCITRAL, ICC, SIAC rules as well as ad hoc arbitrations in disputes ranging up to US\$1billion.

ARBITRATION EXPERIENCE

SUMMARY TABLE

Type	Administering Institution		Role			
	Name	Number of Arbitrations	Presiding Arbitrator	Sole Arbitrator	Co-arbitrator	Counsel
International Arbitrations	AAA					
	ICC	31	22	4	5	1
	LCIA					
	Ad Hoc	8	4	1	2	
	Others: SIAC	7	4	1	2	
Number of cases: sub-total		46	30	7	9	2
Domestic Arbitrations	Court appointed Referee	1		1		
	Statutory arbitrators	26		26		
	Other arbitrations	8		8		
Number of cases: sub-total		35		35		
TOTAL		81	30	42	18	4

MEDIATION EXPERIENCE

SUMMARY TABLE

Type	Administering Institution		Role	
	Name	Number of Mediations	Mediator	Counsel
International Mediations				
	Ad Hoc			
	Others:			
Number of cases: sub-total				
Domestic Mediations	Court appointed Mediator	3	3	
	Ad Hoc	18	17	1
Number of cases: sub-total		21	20	1
TOTAL		39	37	1