

## WIPO LIST OF NEUTRALS

### BIOGRAPHICAL DATA

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Date of Birth: September 25, 1945  
Nationality: Australian

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### 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.

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### LANGUAGES

English.

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February 17, 2016

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### **PRESENT POSITION**

Principal, Michale Pryles.  
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.

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### **PREVIOUS EXPERIENCE BEFORE PRESENT POSITION**

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

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### **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).

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### **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).

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### 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.

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### 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.

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### 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.

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### 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.

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### 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*.

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### 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;

## WIPO Profile -M.C. PRYLES

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- 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.

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### 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.

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**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		
<b>TOTAL</b>		<b>81</b>	<b>30</b>	<b>42</b>	<b>18</b>	<b>4</b>

**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
<b>TOTAL</b>		<b>39</b>	<b>37</b>	<b>1</b>