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Summary

Professor Loukas Mistelis (Greek national) is an acknowledged authority on international dispute resolution and investment treaty law. In 2006 he was listed as one of the “leading lights in international arbitration”, 45 under 45, amongst the top 15 highlighted members of the list; he is listed on the Who’s Who Commercial Arbitration since 2007, the ICSID List of Arbitrators as well as the recipient of the GAR Award for best arbitration lecture of 2013. He is also listed as one of the Thought Leaders in International Arbitration since 2017 and the inaugural Legal500 International Arbitration Powerlist (2019).

Professor Mistelis is a P.R.I.M.E Finance Expert, member of the Academic Committee of the Institute of Transnational Arbitration, an academic member of the Investment Treaty Forum, British Institute of International and Comparative Law, a Chair of the Executive Board of EFILA (European Federation of Investment Law and Arbitration) and a member of the Academic Committee of AIPN, President of the Court of CEDRAC (Cyprus Eurasia Dispute Resolution & Arbitration Centre) and a Member of the International Board of the Tehran Regional Arbitration Court. He was the Secretary of the CISG-AC (Advisory Council of the Convention on Contract for the International Sale of Goods) from 2001 to the end of 2007 and Chair of the Academic Committee of the Civil Mediation Council from 2008 to 2017

Loukas Mistelis is the Clive Schmitthoff Professor of Transnational Commercial Law and Arbitration and former Director of the School of International Arbitration (2002-2019) at the Centre for Commercial Law Studies, Queen Mary University of London. He joined Queen Mary University of London in 1998 and became a professor in 2005. He is also a Senior Fellow at the Dispute Resolution Institute of MitchellHamline Law School. He was Visiting Professor, NYU in London (2006-2012), Visiting Professor at Pepperdine University London programme (2008-2011); Distinguished Visiting Professor, National University of Singapore (2013); Visiting Scholar at Columbia University Law School (spring semester 2007), Visiting Fellow at NYU Law School (2012), Visiting Professor at Keio University, Tokyo (2008), LUISS, Rome (2009) and Catholic University of Portugal, Lisbon (2007, 2009).

He is co-ordinating the QMUL LLM specialism in Comparative and International Dispute Resolution. He teaches at the LLM programmes in London and Paris and is the co-

ordinator of the courses in International Arbitration Law and Practice II, Investment Treaty Arbitration and Investment Arbitration: Substantive Protection, International Arbitration Award Writing and also teaches on the International Commercial Law, Arts Disputes and International Energy Transactions courses. In Paris, he teaches International Investment Dispute Settlement, Regulation and Infrastructure of International Arbitration and Applicable Law and Procedures in International Arbitration. Loukas Mistelis has also developed the post-graduate Diploma in International Arbitration by Distance Learning, the Diploma in International Mediation (ADR) by Distance Learning and the Diploma in International Arbitration. He was also the founding director of the Queen Mary LLM in Energy and Natural Resources Law LLM and related Institute. He is also a co-ordinator of the Queen Mary Case Translation Programme, part of the CISG Database hosted by Pace University (IALL Website Award 2002) and co-directs IACL (the International Arbitration Case Law - <http://www.internationalarbitrationcaselaw.com>).

Professor Mistelis was educated in Greece (LLB Hons Athens 1991); France (Certificate in International & Comparative Human Rights, IIHR, Strasbourg, 1990); Germany (MLE, 1992, and post-graduate studies, 1993-1998, Law School, Hanover, Germany); and Japan (Certificate in Japanese international trade law, Law School, Keio University, Tokyo, 1998). He has been a member of the Athens Bar since 1993. He is fluent in English, German and Greek, and has good knowledge of French, and basic knowledge of Polish, Russian and Spanish. Member of Chartered Institute of Arbitrators (CIArb) since 2001 and Fellow of the CIArb (FCIArb) since December 2016.

He has practiced law in Germany, Greece and the United Kingdom, having also acted as a consultant in Cambodia, Japan, Moldova, Nigeria, Poland, Ukraine, and Vietnam. He has also advised several UK government agencies (such as DTI, BERR, MoJ) and international organizations, including the United Nations (UNCTAD, UNCITRAL and ECLAC) and the European Bank for Reconstruction and Development (on law reform for various secured transactions legislative projects). In April 2013 he co-founded Mistelis & Haddadin Arbitration and Commercial Law Consultants and is the Managing Partner.

His substantial arbitration experience covers ad hoc and ICC, ICSID, LCIA, UNCITRAL, GCC, SCC, Swiss Chambers and Moscow cases and also Emergency Arbitrator proceedings under ICC Rules. Parties in these cases were from Afghanistan, Argentina, Austria, Bangladesh, BVI, Canada, Cayman Islands, Chile, Cyprus, Czech Republic, Egypt, Ethiopia, France, Georgia, Germany, Greece, Hungary, India, Ireland, Italy, Korea, Kuwait, Libya, Lithuania, Malaysia, Morocco, Moldova, Nigeria, Poland, Romania, Russia, Spain, Switzerland, Tajikistan, Turkey, Ukraine, UAE, UK, Ukraine, and the United States. Subject matters included foreign direct investment, sales contracts, transport contracts, aviation, distribution agreements, counter-trade, finance contracts, syndicated loans, privatization, construction and infra-structure projects, defence contracts, mining, administration of natural resources, mining, and oil and gas transactions. He has also given advice on English and Greek law as well as international law as an expert in arbitral proceedings and also before Swiss courts.

His research focuses on international arbitration (in particular, the internationalization of commercial arbitration, the status and role of international arbitrators, investment arbitration, protection of foreign direct investment, the interface of investment and commercial arbitration and harmonization of arbitration procedures as well as the intersection of finance and arbitration), international commercial transactions (including long-term contracts, international sales and finance contracts), international sales, secured

transactions, gas pricing disputes comparative law (in particular, legal transplants and the role of the judiciary), unification of private law, commercial and civil law reform in Central and Eastern Europe and ADR.

His publications (in English, German, Greek and Russian) include more than 60 referred articles and 15 books, including:

- *European Investment Law and Arbitration Review*, (general editor with Nikos Lavranos), Brill 2016, 2017, 2018 and 2019.
- *The Role of Arbitration in Shipping Law* (co-editor with Miriam Goldby, and author), Oxford University Press 2016
- *Concise International Arbitration* (general editor and author), Kluwer Law International, 2010 (1200 pages); second edition in August 2015 (1400 pages).
- *UN Convention on Contracts for the International Sale of Goods (CISG) Commentary* (co-editor with Stefan Kröll and Pilar Perales Viscasillas and author), Beck – Hart – Nomos 2011, 1251 + LXIII pages – new edition in 2018.
- *World Arbitration Reporter* (co-editor with Laurence Shore), 2nd edition, Juris 2012 et seq (six volumes loose-leaf publication).
- *International Arbitration and International Commercial Law: Synergy, Convergence and Evolution – Liber Amicorum Eric Bergsten* (co-editor with Kröll, Perlaes Viscasillas and Rogers and author) Kluwer 2011.
- *Arbitrability in International Arbitration* (Co-editor with Stavros Brekoulakis, and author), Kluwer International, 2009 (408 pages).
- *Mandatory Rules of Law in International Arbitration* (joint editor with George Bermann), 17(1-2) *American Review of International Arbitration* (2007); revised as book published by Juris in 2011 (340 pages).
- *Arbitration Insights* (Co-editor with J. Lew), The Hague: Kluwer Law International, 2006, 536, ISBN 9041126066.
- *Pervasive Problems in International Arbitration* (Co-Editor with J. Lew), The Hague: Kluwer Law International, 2006, 391, ISBN: 9041124500.
- *Commercial Law: Perspectives and Practice* (Co-editor with J. Lowry), London: LexisNexis Butterworths, 2006, 298, ISBN: 1405710071.
- *Comparative International Commercial Arbitration* (Co-author with D.M. Lew and S. Kröll), The Hague: Kluwer Law International, 2003, 952, ISBN: 9041115684.
- *Foundations and Perspectives of International Trade Law* (Co-editor with I. Fletcher and M. Cremona), London: Sweet & Maxwell, 2001, 567, ISBN: 0421741007.

His research includes innovative empirical research into corporate attitudes towards dispute resolution, including:

- Study on Damages in International Commercial Arbitration [forthcoming]
- Investor's Views on the Reform of ISDS [2020]:
<http://www.arbitration.qmul.ac.uk/media/arbitration/docs/QM-CCIAG-Survey-ISDS-2020.pdf>
- Improving the Efficiency of International Construction Disputes [2019] -
<http://www.arbitration.qmul.ac.uk/research/2019/#d.en.690506>
- Dispute Resolution in the Technology, Media and Telecoms Sectors [2016] -

- <http://www.arbitration.qmul.ac.uk/research/2016/index.html>
- Innovations and Improvements in International Arbitration [2015] - <http://www.arbitration.qmul.ac.uk/research/2015/>
- International Arbitration and Corporate Attitudes: An Industry Approach: <http://www.arbitrationonline.org/docs/pwc-international-arbitration-study2013.pdf>
- Choices in International Arbitration [2010] - <http://www.arbitration.qmul.ac.uk/research/2010/index.html>
- International Arbitration: Corporate Attitudes and Practices [2004] 15 *American Review of International Arbitration* 525-593, ISSN: 1050-4109 and also a summary at <http://www.arbitration.qmul.ac.uk/research/2006/123975.html>
- Recognition and Enforcement of Arbitral Awards and Settlement in International Arbitration: Corporate Attitudes and Practices [2008] 19 *American Review of International Arbitration* 320-375 and 377-389, ISSN: 1050-4109
- International Arbitration: Corporate Attitudes and Practices – Enforcement and Settlement – <http://www.arbitration.qmul.ac.uk/research/2008/index.html>

Since 2009 he has taken over the editorship (with Laurence Shore) of the multi-volume *World Arbitration Reporter – International Encyclopaedia of Arbitration Law and Practice* (Juris) which launched with the first five volumes in March 2010 (and regular updates) and the *Smit Arbitration Guides*.

He is member of the Editorial Board of

- *Arbitration International* (LCLA-OUP)
- *Beijing Arbitration Quarterly* (China)
- *Global Arbitration Review* (UK)
- *Journal of International Trade Law and Policy* (UK)
- *Indian Journal of Arbitration Law* (India)
- *International Journal of Arab Arbitration*
- *Journal of International Dispute Settlement* (OUP)
- *Journal of Damages in International Arbitration* (Juris)
- *Revista Latinoamericana de Derecho Comercial Internacional* (Mexico)
- *Review of Arbitration and Mediation* (Canada)

He is the General Editor of the Oxford International Arbitration Series (which has so far published 22 books)

Sample Arbitration Experience

Involved in more than 70 cases as arbitrator and/or expert – Examples:

Arbitrator

- Chair in ICC arbitration proceedings between a European country and a major US aeronautical engineering company (fighter helicopter contract) – London seat, Greek applicable law and international regulations [state party]
- Chair in ICC arbitration proceedings relating to sale of commodities between the UAE subsidiary of an Egyptian corporation and a Bangladeshi party – Paris seat, English law;
- Chair in ICC arbitration proceedings between parties from Morocco and Nigeria in a dispute relating to payments systems and software
- Chair in an *ad hoc* arbitration between a Canadian investor and an African investment agency – London seat, English law; [state owned enterprise]
- Chair in an *ad hoc* arbitration between a Polish engineering company and an Indian Engineering company – New Delhi seat, English law
- Sole arbitrator in LCIA arbitration between an airline and an aviation/airport services provider in a European country – London seat, Italian and English laws
- Sole arbitrator in a banking dispute (loan agreement) involving parties from Eastern Europe (LCIA) – London seat, Ukrainian law
- Sole arbitrator in LCIA proceedings relating to a series of finance agreements between a major Eastern European bank and companies owned by a natural person – London seat, English and Georgian laws [state owned enterprise]
- Sole arbitrator in two consolidated ICC arbitrations about the sale and shipment of cement between Swiss, Egyptian and Spanish parties – Zurich seat, Swiss law
- Sole arbitrator in an energy consultancy dispute with parties from the UK and South Africa – London seat, English law;
- Sole arbitrator in an ICC case between a major construction company and a national railway agency (SOE) in CIS – London seat, FIDIC and English law [state owned enterprise]
- Sole arbitrator in an *ad hoc* arbitration about a distribution agreement between one European and one Latin American party– London seat, French law
- Sole arbitrator in an ICC arbitration between a consortium of two major construction companies and an Eastern European Highways Authority pursuant to FIDIC Rules, Bucharest seat, FIDIC and Romanian law [state owned enterprise]
- Sole arbitrator in an ICC arbitration between a consortium of two major construction companies and an Eastern European Highways Authority pursuant to FIDIC Rules, Bucharest seat, FIDIC and Romanian law [state owned enterprise] – second arbitration arising out of the same contract as the case above
- Co-arbitrator in a GCC arbitration between local subsidiaries of two major multinationals relating to transport logistics – Kuwait seat, Kuwaiti law

- Co-arbitrator in LCIA arbitration proceedings between a CIS company, a Czech company and two individuals (post-merger) – Vienna seat, Czech and English applicable laws
- Co-arbitrator in LCIA proceedings arising out of a major IFC finance agreement involving multiple parties from Europe and CIS – London seat, English law
- Co-arbitrator in LCIA proceedings arising out of a significant bank guarantee between a subsidiary of an Eastern European state-owned bank and a commodities trader
- Co-Arbitrator in ICC proceedings relating to a merger of banks (one Greek and one French) and sale of an insurance company owned by one of the two banks – Paris seat, French law
- Co-arbitrator in ICC proceedings about a contract for the sale of alumina between an Indian and a Lithuanian company – Stockholm seat, Swedish law
- Co-arbitrator in an LCIA arbitration about the sale of major media products in CIS – London seat, English law
- Co-arbitrator in a Swiss Rules arbitration about the sale of blood plasma between two European companies – Zurich seat, Austrian law;
- Co-arbitrator in an *ad hoc* arbitration between a US/Singaporean and an Indian company relating to pipeline components (fast-tracked in 120 days) – London seat, Singaporean law;
- Co-arbitrator in an ICC arbitration relating to a dispute between an East Asian and Eastern European company involving a car manufacturing plant – Paris seat, English law [state owned enterprises];
- Co-arbitrator in an ICC case relating to the same of commodities between two European and a Middle Eastern company – Geneva seat, French law;
- Co-Arbitrator in an ICC arbitration dealing with the due diligence in the context of a sale of an enterprise involving parties from the Middle East and Western Europe – Vienna seat, Turkish law;
- Co-Arbitrator in LMAA Arbitration proceedings between three European shipping companies from Greece and Italy (share purchase agreement) – London seat, Greek and Italian laws;
- Co-arbitrator in a dispute under ICC Rules involving parties from Turkey and Libya in a construction dispute – Zurich seat, FIDIC and Libyan law
- Co-arbitrator in LMAA arbitration proceedings relating to sale of several shipping companies between two individuals from Europe and CIS – London seat, English law
- Co-arbitrator in LCIA arbitration between a German engineering company and a Malaysian manufacturer – Berlin seat, German law
- Emergency Arbitrator in ICC Emergency Arbitration between two major chemical industry multinational companies.

Counsel

- Counsel in an ICC case between a major US finance corporation and its main agent in Greece arising out of a termination agreement;
- Advisor to an African government in relation to *ad hoc* arbitration proceedings arising out of the failed procurement for the privatization of its national telecommunications company;
- Counsel in an ICSID case *Krederi v Ukraine*;
- Counsel in an ICSID case between a major steel manufacturer and a country in the Middle East (case settled);
- Counsel in a dispute between a Greek company and a Saudi company in relation to a Joint Venture Agreement – ICC Arbitration;
- Expert counsel (member of a legal team for the investor) in a US\$ 8 billion arbitration about a major diamond mining dispute involving an Eastern European country (partly in the public domain, *ADC v AGD*);
- Counsel in Moscow arbitration proceedings relating to a counter-trade (barter) agreement between an Afghan party and the state of Tajikistan, representing (as part of a team) the Afghan party;
- Advising a major pharmaceutical company about the prospects of bringing an arbitration claim under ICSID Convention against an African state;
- Advised a major European energy company about the arbitration steps to be taken against another European company in LCIA arbitration proceedings;
- Advised a major Japanese technology company on the prospects of an arbitration against the NHS.

Expert

- Expert in an ICSID annulment proceedings – *Vivendi v Argentina* – appointed by the Argentine government;
- Expert in two investment proceedings (ICSID and UNCITRAL – *Carrizosa v Colombia* – appointed by Carrizosa
- Provided expert evidence before Swiss courts on enforcement of awards made in England, especially about how and when their finality has been established;
- Provided expert evidence in an ICC arbitration about the method of quantification of damages under the UN International Sales Convention (CISG);
- Expert on Greek law in an ICC arbitration between a Greek and an Italian party relating to a mixed contract.
- Expert on the extension of an arbitration agreement in consolidated ICC cases arising out of the contract for the building of a major hydro-electric plant in Latin America
- Expert on the extension of an arbitration agreement relating to share-purchase agreements and buy-outs between shareholders in a major group of companies in Eastern Europe

Sample of other legal experience

- Advised the Cambodian government on the drafting of the international commercial arbitration law and the steps needed to implement the law;
- Advised the Moldovan government on drafting of the law on registered pledges;
- Advised the UK government on the adoption of the CISG (UN Sales Convention);
- Advised the Brazilian and Japanese governments (as part of a delegation from CISG-AC) on the adoption of the CISG (UN Sales Convention);
- Advised a UN agency (ECLAC) on the development of a course and a toolkit for investment treaty negotiators and developed a model mock ICSID arbitration;
- Member of UN (UNCITRAL) working groups on international arbitration, international contracts and secured transactions, and ISDS Reform;
- Member of various ICC taskforces, including enforcement of awards and the use of technology in arbitration
- Advised the Nigerian government on issues of privatization of national telecommunications
- Advised the Japanese government on ADR education

Publications Since 2001

Books

- *European Investment Law & Arbitration Review* (general editor), new journal, Brill 2016. (first issue), 2017 (second issue), 2018 (third issue), 2019 (fourth issue), 2020 (fifth issue) ISBN: 9789004335943
- *The Evolution and Future of International Arbitration* (co-editor with Stavros Brekoulakis and Julian Lew), Kluwer 2016; ISBN: 9789041170040
- *The Role of Arbitration in Shipping Law* (co-editor with Miriam Goldby, and author), Oxford University Press 2016; ISBN: 9780198757948
- *Concise International Arbitration*, (general editor and author), Kluwer Law International, 2010 (1200 pages); second edition in August 2015 (1400 pages); ISBN: 9789041159687
- *UN Convention on Contracts for the International Sale of Goods (CISG) Commentary* (co-editor with Stefan Kröll and Pilar Perales Viscasillas and author), Beck – Hart – Nomos 2011, 1251 + LXIII pages; second edition due in spring 2018.
- *International Arbitration and International Commercial Law: Synergy, Convergence and Evolution – Liber Amicorum Eric Bergsten* (co-editor with Kröll, Perlaes Viscasillas and Rogers and author) Kluwer 2011.
- *World Arbitration Reporter* (general co-editor with Laurence Shore), Juris, 2nd edition, 2011 et seq
- *Arbitrability in International Arbitration* (Co-editor with Stavros Brekoulakis, and

- author), Kluwer International, 2009 (408 pages)
- *Mandatory Rules of Law in International Arbitration* (joint editor with George Bermann), 17(1-2) *American Review of International Arbitration* (2007); revised as book published by Juris in 2011 (340 pages)
- *Arbitration Insights* (Co-editor with J. Lew), The Hague: Kluwer Law International, 2006, 536, ISBN 9041126066
- *Pervasive Problems in International Arbitration* (Co-Editor with J. Lew), The Hague: Kluwer Law International, 2006, 391, ISBN: 904112450
- *Commercial Law: Perspectives and Practice* (Co-editor with J. Lowry), London: LexisNexis Butterworths, 2006, 298, ISBN: 1405710071
- *Comparative International Commercial Arbitration* (Co-author with D.M. Lew and S. Kroll), The Hague: Kluwer Law International, 2003, 952, ISBN: 9041115684
- *Foundations and Perspectives of International Trade Law* (Co-editor with I. Fletcher and M. Cremona), London: Sweet & Maxwell, 2001, 567, ISBN: 0421741007

Journal Articles, Chapters in books

- Duration of Investor-State Dispute Settlement Proceedings, *Journal of World Investment & Trade* 21 (2020) 300–335 (co-author with Alvarez-Zarate et al).
- "Efficiency. What Else? Efficiency as the Emerging Defining Value of International Arbitration: between Systems theories and party autonomy", in Thomas Schultz and Federico Ortino (eds.), *The Oxford Handbook of International Arbitration*, Oxford University Press 2020, 349-376. An earlier version was published in Queen Mary School of Law Legal Studies Research Paper No. 313/2019, at https://papers.ssrn.com/sol3/papers.cfm?abstract_id=3372341
- Denial of Benefits' Clause in Investment Treaty Arbitration (December 13, 2018). Queen Mary School of Law Legal Studies Research Paper No. 293/2018. Available at SSRN: <https://ssrn.com/abstract=3300618> (co-author with Crina Baltag), published in Max-Planck Institute Encyclopaedia of International Procedural Law 2019: <https://opil.ouplaw.com/view/10.1093/law-mpeipro/e3286.013.3286/law-mpeipro-e3286?rskey=tyvt1y&result=1&prd=MPIL>
- ANULAÇÃO DE SENTENÇA ARBITRAL E FORUM SHOPPING EM ARBITRAGEM INTERNACIONAL: DESLOCALIZAÇÃO, AUTONOMIA DAS PARTES E CORTES LOCAIS NA FASE DE CONTROLE PÓS-SENTENÇA ARBITRAL Setting aside of arbitral awards and forum shopping in international arbitration: delocalization, party autonomy and national courts in post-award review, *Revista de Arbitragem e Mediação*, vol. 60/2019, p. 259 – 281, Jan – Mar 2019, DTR\2019\24187
- Iura Novit Arbiter- the English approach, in Franco Ferrari and Guiditta Cordero Moss (eds.), *Iura Novit Curia in International Arbitration*, Juris 2018, pp 135-167 [chapter in book]; (co-author with Metka Potocnik), ISBN 978-1-944825-12-6

- Nulidad de laudos arbitrales y forum shopping en arbitraje internacional: delocalización, autonomía de las partes y cortes nacionales en las revisiones post-laudo, in Hector Flores Senties (ed), *Retos Contemporáneos del arbitraje internacional*, Tirant lo Blanche 2018, pp 263-284 [chapter in book], ISBN978-84-9190-3456-8
- Contractual Mechanisms for Stabilization in Energy Contracts, in: Maxi Scherer (ed.), *International Energy Arbitration*, Oxford University Press 2018 (forthcoming) [chapter in book], ISBN: 9780198805786
- Competition of Arbitral Seats in Attracting International Maritime Arbitration Disputes, in: Miriam Goldby and Loukas Mistelis (eds.), *The Role of Arbitration in Shipping Law*, Oxford University Press 2016, pages 135-148 [chapter in book]
- Law(s) Applicable to Arbitration Agreements: Trends and Outlook from the Viewpoint of English Law, in: Mads Bryde Andersen and Rene Franz Henschel (eds.), *A Tribute to Joseph M. Lookofsky*, Copenhagen Djøf / Jurist- og Økonomforbundet 2015, pages 277-298 [chapter in book]
- CISG Article 79: Internationalization and Domestication, in: Joseph Lookofsky and Mads Bryde Andersen (eds.), *The CISG Convention and Domestic Contract Law – Harmony, Cross-Inspiration, or Discord?*, DJOF Publishing 2014, pages 207-219 [chapter in book]
- Taking the CESL to ADR: The Solution?, in Matthias Lehmann (ed.), *Common European Sales Law Meets Reality*, Sellier 2014 (15 pages) [chapter in book]
- Filling Gaps in the CISG - Article 7 and CISG Related Documents - Overlaps, Contradictions and Gap-Filling, in: *CONVENÇÃO DE VIENA SOBRE CONTRATOS DE COMPRA E VENDA INTERNACIONAL DE MERCADORIAS: Desafios e Perspectivas*" (VIENNA CONVENTION ON CONTRACTS FOR THE INTERNATIONAL SALE OF GOODS: Challenges and Prospects), Atlas, Sao Paulo 2014, 30 pages (in English and Portuguese) [chapter in book]
- Award as an Investment: The Value of An Arbitral Award or the Cost of Non-Enforcement, *ICSID Review* 2013, pages 1-24
- Delocalization and its Relevance in Post-Award Review, in Gelinas and Bachand (eds.), *25 Years of the UNCITRAL Model Law*, Juris 2013, pages 165-179
- Involvement of international financial institutions in Secured Transactions Law reform: a commentary, in Akseli (ed.), *Availability of Credit and Secured Transactions in a Time of Crisis*, Cambridge University Press 2013
- Setting Aside of Arbitral Awards and Forum Shopping in International Arbitration: Delocalization, Party Autonomy and National Courts in Post-Award Review, in Franco Ferrari (ed), *Forum Shopping in the International Commercial Arbitration Context*, Sellier 2013, pages 277-296.
- Arbitral Seat: Important Features and the Role of Law, 23 *American Review of International Arbitration* 407-416 (2012)

- Arbitral Seats – Choices and Competition, in Kroell, Mistelis, Perales Viscasillas & Rogers (Eds), *International Arbitration and International Commercial Law: Synergy, Convergence and Evolution*, Kluwer 2011, 363-379
- General Principles of Law and Transnational Rules in International Arbitration: An English Perspective, 5(2) *World Arbitration and Mediation Review* 201-230 (2011)
- Mandatory Rules in International Arbitration: 'Too Much Too Early or Too Little Too Late?', (updated) [chapter in book] in George Bermann and Loukas Mistelis (eds), *Mandatory Rules of Law in International Arbitration*, pp 291-308, Juris Publishing 2010 – 9781933833668
- with Domenico Di Pietro, 1958 New York Convention on the Recognition and Enforcement of Foreign Arbitral Awards, in Mistelis (ed), *Concise Arbitration*. Kluwer 2010, pp. 1-32 [chapter in book]
- with Julian Lew and Josephine Davies, "LCIA Rules", in Frank-Bernd Weigand (ed.), *Practitioner's Handbook on International Commercial Arbitration*, 2nd edition, Oxford University Press 2009, ISBN 978-0-19-953486-9
- The Settlement-Enforcement Dynamic in International Arbitration, 19(3-4) *American Review of International Arbitration* 377-390 (2008)
- (with Baltag C), Denial of Benefits and Article 17 of the Energy Charter Treaty, 113(4) *Penn State Law Review* 101-122 (2009)
- CISG and Arbitration, in *CISG Methodology*, Editors: Janssen, A, Meyer, O, Sellier, pages 375-397 (2008)
- Mandatory Rules in International Arbitration: Too Much Too Early or Too Little Too Late. *American Review of International Arbitration* vol. 18, 217-228 (2008).
- Reality Test: Current State of Affairs in Theory and Practice Relating to "Lex Arbitri". *American Review of International Arbitration*, 155-181 (2008).
- Recognition and Enforcement of Arbitral Awards and Settlement in International Arbitration. *American Review of International Arbitration* vol. 19, ((3-4)) 319-375.
- (With Kritzer A, Monitneri C) . The Case and How it is Changing International Commercial Law. *The Vis Book – A Participant's Guide to the Willem C Vis International Commercial Arbitration Moot*, Editors: Walker, J (2008)
- The Scope of Application of CISG. *International Sales Law – United Nations Convention on Contracts for the International Sale of Goods (CISG)*, Editors: Atamer, Y, Levha Publishers, 1-21, 2008
- (With Baltag C) (2008) . Trends and Challenges in International Arbitration: Two Surveys of Inhouse Counsel of Major Corporations. *WAMR – World Arbitration and Mediation Review* vol. 5, (2) 83-110.
- Reality Test: Current State of Affairs in Theory and Practice Relating to "Lex Arbitri", in *Zivil- und Wirtschaftsrecht im Europäischen und Globalen Kontext / Private and Commercial Law in a European and Global Context - Festschrift für Norbert Horn*

zum 70. Geburtstag 1005 (K.P. Berger, G. Borges, H. Herrmann, A. Schlüter and U. Wackerbarth, eds., 2006), ISBN 978-3-89949-242-2

- Arbitration Insights: Evolution and Themes, in *Arbitration Insights* 1 (L. Mistelis and J.D.M. Lew eds., Kluwer, 2006)
- Workshop on Research, Teaching and Training in International Arbitration: An Introduction [2006] 22 *Arbitration International* 243-247, ISSN: 0957-0411
- Confidentiality and Third Party Participation in Investment Arbitration [2005] 21(2) *Arbitration International* 205-225, ISSN: 09570411 and in T. Weiler (Editor) *International Investment Law and Arbitration: Leading Cases from the ICSID, NAFTA, Bilateral Treaties and Customary International Law*, London: Cameron May: London, 2005, 169-199, ISBN: 1905017073
- International Arbitration: Corporate Attitudes and Practices [2004] 15 *American Review of International Arbitration* 525-593, ISSN: 1050-4109
- UNIDROIT Principles Applied as "Most Appropriate Rules of Law" in a Swedish Arbitral Award [2003] 8(3) *Uniform Law Review* 631-640, ISSN: 1124-3694
- ADR in England and Wales: A Successful Case of Public Private Partnership, in N. Alexander (Editor), *Global Trends in Mediation*, Cologne: Centrale für Mediation, 2003, 137-178, ISBN: 3935098111
- CISG-AC Publishes First Opinion [2003] 15 *Pace International Law Review* 453-456, ISSN: 0902-7351
- Is Harmonisation a Necessary Evil? Use and Abuse of Comparative Law and the Future of Harmonisation, in I. Fletecher, L. Mistelis and M. Cremona (Editors), *Foundations and Perspectives of International Trade Law*, London: Sweet & Maxwell, 2001, 1-27, ISBN: 0421741007
- ADR in England and Wales [2001] 12 *American Review of International Arbitration* 167-221, ISSN: 1050-4109
- Taming the Dragons of Uniform Law: Sharing the reasoning of courts and arbitral awards (Co-author with A.H. Kritzer) [2001] 5(2) *Vindobona Journal of International Commercial Law and Arbitration* 282-309, ISSN: 1439-9741
- Regulatory aspects: Globalisation, harmonisation, legal transplants and law reform - Preliminary remarks. *International Lawyer*, vol. 18, 155-179.

Blogposts and Podcasts

- Is Arbitration Changing? 19 August 2009,
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