

MICHAEL PRYLES

Arbitration and Mediation

Curriculum Vitae Dr Michael C Pryles AO PBM

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Michael Pryles is a well-known international arbitrator with extensive experience in Asia, Europe and North America. He has heard over 400 arbitrations under the rules of all major international bodies as well as ad hoc cases. Michael has presided over disputes worth up to €6.5 billion, as well as many investor-state arbitrations

Who's Who Legal recognises Michael as a 'Leading Individual'. Chambers Global says he is a Star Individual 'in a class of his own', 'extremely practical' and 'highly sought-after ... in dealing with high-value and large-scale commercial arbitrations'. He is rated a Band 1 Global Market Leader.

Michael has held many international appointments including chairman of the Singapore International Arbitration Centre (SIAC), and founder-president of its court of arbitration.

He has also served as president of the Australian Centre for International Commercial Arbitration (ACICA), court member of the London Centre for International Arbitration (LCIA), board member of the Dubai International Arbitration Centre (DIAC), and chairman of ICC Australia.

For eight years, Michael was a commissioner with the United Nations Compensation Commission in Geneva, and for three years he served as a commissioner for the Australian Law Reform Commission (ALRC).

Before becoming a full time international arbitrator, he was a partner in the Australian law firm of Minter Ellison, and prior to that, he held the Henry Bournes Higgins Chair of Law at Monash University in Melbourne. Michael has also had wide commercial experience as a director of several companies in Australia.

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Dispute Resolution Services Pty Ltd
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MELBOURNE
SINGAPORE
LONDON

HONOURS

Officer, Order of Australia
Pingat Bakti Masyarakat (Public Service Medal) Singapore

QUALIFICATIONS

Bachelor of Laws
Master of Laws
Doctor of the Science of Law
Doctor of Philosophy
Doctor of Laws
Fellow, Chartered Institute of Arbitrators (UK)
Fellow, Institute of Arbitrators and Mediators Australia
Fellow, Arbitrators and Mediators Institute of New Zealand
Fellow, Singapore Institute of Arbitrators
Fellow, Western Australian Institute of Dispute Resolution
Chartered Arbitrator (UK)
Grade 1 Arbitrator, Australia
Accredited Specialist in Arbitration, Law Institute of Victoria

ADMISSIONS

Australia
Singapore

***SELECT PANELS OF
ARBITRATORS***

International Centre for the Settlement of Investment Disputes
(Washington)
Singapore International Arbitration Centre
Hong Kong International Arbitration Centre
Japan Commercial Arbitration Association (list of non-
resident arbitrators)
Korean Commercial Arbitration Board
American Arbitration Association
Australian Centre for International Commercial Arbitration
Swiss Arbitration Association
Thailand Arbitration Center

SELECT ARBITRATION EXPERIENCE

COMMERCIAL ARBITRATION

Presiding arbitrator in a dispute concerning the enforcement of a settlement deed against a South East Asian government. LCIA Rules. Place of arbitration: United Kingdom. Amount in dispute: USD 1.2 billion.

Presiding arbitrator in a dispute concerning the sale of an interest in an oil mining lease in Nigeria. ICC Rules. Place of arbitration: United Kingdom. Amount in dispute: USD 360 million.

Presiding arbitrator in a technology dispute between a Korean organisation and a US corporation. ICC Rules. Place of arbitration: California. Amount in dispute: USD 150 million.

Presiding arbitrator in two cases concerning a dispute over an oil and production sharing agreement in North East Africa. UNCITRAL Rules. Place of arbitration: England. Aggregate amount in dispute: USD 330 million.

Presiding arbitrator in a construction dispute in India involving French, Japanese and Indian parties. ICC Rules. Amount in dispute: USD 500 million.

Presiding arbitrator in a dispute involving companies from Singapore, Bermuda and Dubai regarding contracts for hire of drilling units in the petroleum and oilfield industry. SIAC Rules. Place of arbitration: Singapore. Amount in dispute: USD 410 million.

Presiding arbitrator a dispute arising out of the financing of a joint venture between corporations from the US and Trinidad and Tobago. LCIA Rules. Place of arbitration: London. Amount in dispute: USD 227 million.

Presiding arbitrator of an ad hoc arbitration with a seat in Stockholm concerning pricing in a long-term energy supply agreement. Place of Arbitration: Sweden. Amount in dispute: € 6 billion.

Presiding arbitrator in a dispute relating to an agreement for the marketing and distribution of automobiles. JCAA Rules. Place of Arbitration: Japan. Amount in dispute: USD 150 million.

Sole arbitrator in a shareholder dispute between various Mauritian and Singaporean entities. SIAC Rules. Place of Arbitration: Singapore. Amount in dispute: USD 82 million.

Co-arbitrator in two cases involving companies from China, the Cayman Islands and the Netherlands concerning the ownership of a fertiliser manufacturer and medical device companies. ICC Rules. Place of arbitration: Hong Kong. Aggregate amount in dispute: USD 1.5 billion.

Co-arbitrator in a dispute involving South Korean and Chinese companies concerning online and mobile game licensing agreements. ICC Rules. Place of arbitration: France. Amount in dispute: USD 270 million.

Co-arbitrator in a dispute concerning a tollway business in a South East Asian country. SIAC Rules. Place of Arbitration: Singapore. Amount in dispute: USD 600 million

Co-arbitrator in an ICC arbitration involving a dispute over an oil exploration contract in the Middle East. Place of arbitration: Paris. Amount in dispute: in excess of USD 500 million.

Co-arbitrator in an arbitration between two Japanese corporations in contractual dispute relating to pharmaceutical goods. ICC Rules. Place of Arbitration: Japan. Amount in dispute: USD 332.3 million.

Co-arbitrator in a electricity facility dispute in Thailand involving Japanese, US and Thai parties. ICC Rules. Amount in dispute: USD 500 million.

INVESTOR-STATE ARBITRATION

Presiding arbitrator in an investor-state arbitration against Albania in relation to a renewable energy enterprise. ICSID Rules. Place of Arbitration: Paris. Amount in dispute: € 1.03 billion.

Presiding arbitrator in an investor-state arbitration against the Republic of Austria regarding investment in banking sector. ICSID Rules. Place of arbitration: Washington, DC. Amount in dispute: € 200 million.

Presiding arbitrator in an investor-state arbitration against the Republic of Croatia involving investment in Croatia's food products industry. ICSID Rules. Place of arbitration: Washington, DC. Amount in dispute: € 200 million.

Presiding arbitrator in an investor-state arbitration against the United Mexican States under NAFTA in relation to soft drink production. ICSID Rules. Place of arbitration: Toronto. Amount in dispute: USD 77 million.

Co-arbitrator in an investor-state arbitration against the Kingdom of Spain involving an Energy Charter Treaty dispute over investment in the photovoltaic energy sector. ICSID Rules. Place of arbitration: Paris. Amount in dispute: € 120 million.

Co-arbitrator in an investor-state arbitration against the Arab Republic of Egypt regarding the treatment of a Dutch company operating in the water and sewerage sector. ICSID Rules. Place of arbitration: Paris. Amount in dispute: USD 100 million.

Co-arbitrator in an investor-state arbitration against the Italian Republic involving a dispute under the Energy Charter Treaty regarding investment in the photovoltaic energy sector. ICSID Rules. Place of Arbitration: Paris. Amount in dispute: € 16 million.

Co-arbitrator in an investor-state arbitration against Georgia regarding investment in telecommunications. ICSID Rules. Place of arbitration: The Hague. Amount in dispute: USD 113 million .

Co-arbitrator in an investor-state arbitration between a UK investor and the United Republic of Tanzania concerning financing in the power industry. ICSID Rules. Place of Arbitration: London. Amount in dispute: USD 119 million.

SELECT PUBLICATIONS

Pryles, Waincymer and Davies, *International Trade Law*, 1st edition 1996, 2nd edition 2004 (Law Book Company)

Pryles, *Dispute Resolution in Asia*, 1st edition 1997, 2nd edition 2002, 3rd edition 2006 (Kluwer).

Pryles and Moser, *The Asian Leading Arbitrators' Guide to International Arbitration*, 2007 (JurisNet)

Sykes and Pryles, *International and Interstate Conflict of Law Cases and Materials*, 1st edition 1975, (Butterworths) 2nd edition 1981, 3rd edition 1988 (Law Book Company)

Sykes and Pryles, *Australian Private International Law*, 1st edition 1979, 2nd edition 1987, 3rd edition 1991 (Law Book Company)

Over one hundred articles and chapters of books published in various journals and books in Australia, United States, United Kingdom, India, West Germany, Netherlands, Belgium, France, Singapore, Switzerland. Works include:

'The Kaplan Lecture 2009: When is an arbitration agreement waived?' (2010) 27 *Journal of International Arbitration* 105

'Reservations Available to Member States: The Reciprocal and Commercial Reservation' in Gaillard and Di Pietro (eds) *Enforcement of Arbitration Agreements and International Arbitral Awards* (Cameron May, 2008)

'Confidentiality' in Newman and Hill (eds) *The Leading Arbitrators' Guide to International Arbitration* (Juris, 2nd ed, 2008)

'Lost Profit and Capital Investment' (2007) 1 *World Arbitration & Mediation Review* 1

'Reflections on Transnational Public Policy' (2007) 24 *Journal of International Arbitration* 1

SELECT RECOGNITION

Chambers Global and Asia-Pacific 2020 lists Michael as a Star Individual and says that he is 'a highly popular choice for complex and high-value commercial and investor state arbitrations' with "an outstanding reputation". Michael is 'a leading authority in the Asia-Pacific region' who, according to market sources, is 'on everyone's shortlist'. Sources describe him as 'always well organised', 'definitely on top of the issues' and 'very commercial'.

Who's Who Legal – Arbitration 2020 lists Michael as a Leading Individual and highlights that he is 'a smart, very experienced and very influential practitioner' who 'delivers prompt and decisive advice while always being on top of the issues'.

Who's Who Legal – Thought Leaders Global Elite 2020 recognises Michael as a 'Global Elite' Thought Leader in arbitration.

Who's Who Legal – Arbitration 2019 lists Michael as a Leading Individual and says that Michael is 'the arbitrator extraordinaire' with an approach that 'encourages and enables each side to clearly articulate its position on the core, and often most controversial, issues' and that he is 'methodical and fair'.

As a Most in Demand Arbitrator, Chambers Global 2019 says that Michael maintains his position among 'the most prominent names in the international arbitration circuit' and among the pre-eminent arbitrators in Asia-Pacific. Sources cite his 'work throughout the region', his appearance on 'really high-profile cases' and his 'superb and well prepared' handling of them. His no-nonsense approach – 'running a tight ship', as one interviewee calls it – and the fact that 'he is usually acceptable to all parties' are further considerations which make him 'definitely sought after', in the opinion of many market sources.

Chambers Asia-Pacific 2018 lists Dr Pryles as a Star Individual and says 'Michael Pryles maintains his position among "the most prominent names in the international arbitration circuit" and among the pre-eminent arbitrators in Asia-Pacific. Sources cite his "work throughout the region," his appearance on "really high-profile cases" and his "superb and well prepared" handling of them'.

Chambers Asia-Pacific 2017 lists Dr Pryles as a Star Individual and says his 'stellar reputation continues to be endorsed by commentators, who speak of him in such terms as 'the biggest name out here' and testify to his high level of activity and consistent recommendation 'for the highest-value, most complex cases.' His ability to focus on the essential elements of a case is emphasised by a number of commentators, one of whom reports how he "dealt efficiently with the proceedings, cutting through the nonsense to deliver a very detailed award promptly"'.

Chambers and Partners 2016 wrote about Michael: 'Melbourne-based Michael Pryles offers unrivalled experience in the international arbitration field' and has recognised Michael as one of three most in demand arbitrators in Asia Pacific and lists him as a global wide Band 1 arbitrator.

Who's Who Legal – Arbitration 2017 lists Dr Pryles as one of the 25 'Most Highly Regarded Individuals'.

Who's Who Legal, Commercial Arbitration 2012 describes Michael Pryles as a 'worldwide authority' on investor-state and commercial disputes.