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<b>Nationality/ Date of Birth</b>	Belgium, July 13, 1959

### **Educational/Professional Memberships**

Professor **Filip De Ly** (born 1959) is professor of private international law and comparative law at the Law Faculty of the Erasmus University Rotterdam where he teaches both subjects and is also teaching and doing research on international business law and international commercial arbitration. Before joining the Law Faculty, he studied at Ghent Law School (Belgium) and obtained in 1983 a LL.M.-degree from Harvard Law School (Cambridge, Mass., U.S.A.).

In 1992, he succeeded Professor Fontaine as Chairman of the International Contracts Working Group ("*Groupe de Travail Contrats Internationaux*") which since 1975, has published sixteen reports on the practice of international contracts regarding different contract clauses (including *force majeure* clauses, hardship provisions, assignment of contracts, termination clauses, interpretation clauses, divorce clauses in international joint ventures). An up-date of these reports was published in 2003 in book format (Marcel Fontaine and Filip De Ly, *Droit des Contrats Internationaux, Analyse et Rédaction de clauses*, 2003, 715 p.). An English edition (*Drafting International Contracts, An Analysis of Contract Clauses*) was published early 2006 by Brill/Transnational (reprint 2009) and Italian and Spanish editions appeared in respectively 2008 and 2013.

In 2002, he was appointed Chairman of the International Commercial Arbitration Committee of the International Law Association and reports and recommendations on *res judicata*, *lis pendens*, ascertaining the contents of the applicable law, confidentiality and inherent powers of arbitral tribunals were published by ILA as a result of the activities of the Committee under his chairmanship. He also is a member of the Arbitration Commission of the ICC, a board member of the Netherlands Arbitration Institute, a Council Member of the ICC Institute of World Business Law, a member of the LCIA Company and a trustee on the Board of Trustees of DIAC.

### **Current Position**

Professor of Law, Erasmus School of Law, Erasmus University Rotterdam

### **Professional Experience**

Prof. De Ly worked in the Brussels office of the US-law firm Cleary, Gottlieb, Steen & Hamilton (1983-1986) where he worked for multinational clients on a variety of issues but particularly on international contracts, commercial law, corporate law and European Community Law. From 1988 to 1992, he was an Associate Professor at Utrecht Law School (The Netherlands) where he taught comparative law, private international law, US law, international commercial arbitration and international contracts.

### **Arbitration Experience**

Prof. De Ly is frequently retained as counsel, expert witness or arbitrator in international commercial arbitrations and often gives legal opinions with regard to international business law problems. He acted in more than one hundred and seventy arbitrations in the capacity of expert witness, sole arbitrator (44 cases), co-arbitrator (60 cases) or chairman of the arbitral tribunal (51 cases). These arbitration proceedings were conducted as *ad hoc* arbitrations or under various institutional schemes (including ICC, Uncitral, LCIA, ICDR, Netherlands Arbitration Institute, CEPANI, Danish Institute of Arbitration, Singapore International Arbitration Centre, Bucharest International Chamber of Commerce, Cairo Regional Center for International Commercial Arbitration). The subject matter of these arbitrations ranged from sales, construction and distribution contracts to joint ventures, energy projects and post-M&A disputes. He also has been involved in State Contract and foreign investment arbitrations. A full cv is available upon request.

## **Publications**

Professor De Ly has written 5 books (including *International business law and lex mercatoria*, Amsterdam, North Holland 1992 and *Droit des Contrats Internationaux, Analyse et Rédaction de Clauses* (with Marcel Fontaine)) and co-authored/edited 6 books including a book on *The place of arbitration*. He published some 110 articles in the field of international business law, international commercial arbitration, conflict of laws, comparative law and EC business law. Topics dealt with in these publications include bank guarantees and standby letters of credit, battle of forms, deregulation of international commercial arbitration, electronic payment cards, choice of law in contracts, codes of conduct, lender liability, the Convention on the International Sale of Goods (CISG), review by courts of arbitral awards, self-regulation and the 1998 Arbitration Rules of the International Chamber of Commerce. Also, he published 16 case notes and some fifty reports and book reviews.

## **Languages**

English, French, Dutch. Reading German, Italian and Spanish.