



DANIEL MELTZ

ARBITRATION PROFILE

Daniel Meltz is an Australian-based barrister at 12 Wentworth Selborne Chambers with over 20 years of experience in international commercial arbitration having practiced in the field in Sydney, London and Zurich. Mr Meltz regularly appears as counsel in both institutional and *ad hoc* arbitrations in Australia and overseas as well as sitting as arbitrator internationally and domestically.

Mr Meltz is recognized for his expertise in international arbitration in *Who's Who Legal*, *Doyles Guide* and *Best Lawyers* and has particular experience as counsel in the oil & gas, mining, construction, commercial, and defence materiel sectors both in the South Pacific and wider Asia-Pacific region. Mr Meltz has appeared in a number of leading Australian arbitral award enforcement cases before the courts.

Mr Meltz is retained by the Asian Development Bank, together with Mr Gary Born, as an International Commercial Arbitration Expert advising South Pacific states on accession to the New York Convention, drafting national legislation and conducting capacity building for government, private sector and judiciaries. In recent years he has advised the governments of Papua New Guinea, Timor-Leste, Fiji, Samoa, Palau and Tonga on arbitration reform.

Before being called to the Bar Mr Meltz was employed in the International Arbitration Group, Clifford Chance, London and the Construction Group at Clayton Utz, Sydney. He served as a senior lawyer on the Claims Resolution Tribunal for Dormant Accounts in Switzerland, which under the aegis of Paul Volcker, former Chair of the Federal Reserve, arbitrated claims on World War II-era Swiss bank accounts.

Appointments and Qualifications

- University of Sydney, B.Ec LLB
- Barrister, New South Wales Bar and Solicitor, England and Wales
- Visiting Scholar, Stanford Law School (2022)
- Adjunct Professor, Faculty of Law at the University of Technology, Sydney (2015-2017)
- Fellow, Australian Centre for International Commercial Arbitration
- Founding member and former board member, Asia-Pacific Forum for International Arbitration
- International Committee, Bar Association of New South Wales

Selected Arbitration Experience

- Appointments as sole arbitrator in ACICA, SIAC and ADC arbitrations. Panel Arbitrator ICDR-AAA and NZIAC.
- Advising the Governments of Papua New Guinea, Timor-Leste, Fiji, Tonga, Samoa and Palau on accession to the New York Convention, assisting with drafting of national implementing legislation and leading capacity building amongst judiciary, government and private sectors.
- Appearing as counsel in a AAA arbitration for English and Irish entities in a mass arbitration claim in the tourism sector with a San Francisco seat.
- Appearing as Counsel in an ICC Arbitration, together with a London-based Queen's Counsel, for a South Pacific sovereign petroleum authority in an ICC oil and gas arbitration pertaining to a Project Sharing Contract seated in Singapore.
- Advising and appearing as counsel in an UNCITRAL Arbitration between a Singaporean listed company and a US aerospace company in a dispute concerning a defective satellite.
- Advising and appearing as counsel in a dispute in excess of USD120 million for a Fortune 500 state-owned Asian entity in a dispute with an Australian mining company brought under the SIAC Rules with Singapore seat.
- Advising and appearing in two ICC Arbitrations as counsel for a listed Australian oil and gas explorer in claims in excess of \$75 million against its joint venture partner in the South Pacific.
- Advising and appearing as counsel for a technology company in New South Wales applying for a stay of litigation proceedings in favour of AAA arbitration in a South Pacific Seat under the *International Arbitration Act 1974* (Cth).
- Appearing as counsel in enforcement of a CIETAC award resisted on public policy grounds in *Liaoning Zhongwang Group Co Ltd v Alfield Group Pty Ltd* [2017] FCA 1223.
- Appearing as counsel in proceedings under the *International Arbitration Act 1974*(Cth) related to emergency arbitrator orders in a Stockholm Chamber of Commerce arbitration in *Kaspersky Lab UK Ltd ("Kaspersky") v Hemisphere Technologies Pty Ltd ("Hemisphere")* [2016] NSWSC 1476.
- Appearing as counsel in resisting enforcement of a CIETAC award on grounds of public policy in *Yang v S&L Consulting* [2009] NSWSC 223.
- Appearing as counsel in resisted enforcement proceedings in New South Wales in relation to an LCIA award in *Corvetina Technology Limited v Clough Engineering Limited* [2004] NSWSC 700.
- Appearing as counsel for witnesses called to give evidence in relation to an AAA arbitration.
- Counsel in an UNCITRAL arbitration involving a dispute over a gas pipeline in waters off Indonesia.
- ICC arbitration between an arms manufacturer and a sovereign state concerning the termination of a partially discharged contract at the Peace Palace, The Hague.
- ICC arbitration between a Norwegian Iron and Steel producer and an Australian mining conglomerate concerning the wrongful termination of a supply agreement.
- ICC Arbitration between a US technologies company and a Saudi Arabian cable manufacturer concerning a telecommunications project in Saudi Arabia.
- Advising in relation to the preparation of pleadings by an Irish contractor before the United Nations Compensation Commission (UNCC).

Most Recent Publications

- D. Meltz '*International Arbitration Reform in the Indo-Pacific: First-Hand Lessons from the Field*' ACICA Review Vol 10 No 1, June 2022
- D. Meltz '*International Arbitration as a Tool of Economic Development*' Kluwer Arbitration Blog, 29 April 2022