Curriculum vitae
FABIEN GÉLINAS
Sir William C. Macdonald Professor of Law

McGill University Faculty of Law
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UNIVERSITY EDUCATION

- **D.Phil. University of Oxford 1995**
  Supervisor: Prof. John Finnis
  Examiners: Dr Geoffrey Marshall and Prof. Neil McCormick
  Commonwealth Scholarship 1991-94
  F.C.A.R. Doctoral Scholarship 1992-95
  Quebec Bar Scholarship 1993 and 1994

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OTHER COURSES

- **School of Diplomacy and Strategic Studies (École des hautes études internationales) ABD**, Paris, 1996-97.

- ***Centrum für Deutsche Sprache und Kultur***, Frankfurt, 1996.

- **International Institute of Human Rights**, Strasbourg, 1992.

- **Hague Academy of International Law**, The Hague, 1989.

- **Bar School, Montreal**, 1989 (registered barrister since 1990).

EMPLOYMENT

- **McGill University** (2016-)
  Sir William C. Macdonald Chair in Law

- **McGill University** (2015-)
  Full Professor, Faculty of Law: courses: Resolution of International Disputes, Constitutional Law, Contractual Obligations.

- **McGill University** (2013-16)
  Norton Rose Fulbright Faculty Scholar in Arbitration & Commercial Law (2013-17; 18-20)

- **McGill University** (2006-2008)
  Associate Dean (Research), Faculty of Law: Responsible for the research portfolio at the Law Faculty.

- **McGill University** (2004-2006)
  Director, Institute of Comparative Law: Responsible for the teaching and research mission of the Institute.

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- **University of Montreal, Faculty of Law** (2001-02)
  Lecturer (graduate studies course): *Règlement international des différends commerciaux.*

- **eResolution** (August 2000 p7-oTl372y

- Member of an ad hoc Tenure Committee for a lateral appointment to a chair (2011)
- Canadian Rapporteur, World Justice Project (2010-)
- University delegate to UNCITRAL for a working group on ODR (2010-)
- Reviewer for the Swiss National Science Foundation (2010-)
- Member of the Scientific Committee of the Paris Journal of International Arbitration (*Cahiers de l'arbitrage)* (2010-)
- Member of the Law and Socio-Legal Studies Committee for Standard Research Grants (now "Insight"), SSHRC (2010-2012)
- Member of the Admissions Committee of the Faculty of Medicine, McGill University (2010-2011)
- Member of the Selection Committee for a *Chaire de Droit constitutionnel comparé, Fondation nationale des Sciences politiques* (Sciences Po), Paris (2010)
- Member of the College of Reviewers for the Canada Research Chairs (2009-)
- Chair of the Admissions Committee of the Faculty of Law, McGill University (2009-2011)
- President of the Law Committee for masters and doctoral scholarships, FQRSC (2009)
- Head of the McGill Private Justice and the Rule of Law Research Team (2008-)
- Reviewer of a doctoral program for the Ontario Council of Graduate Studies (2008)
- Member of the Prizes and Awards Committee, McGill University (2006-2008)
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- Organized, partially financed and oversaw internships with the Permanent Court of Arbitration at the Hague, and the International Court of Arbitration of the International Chamber of Commerce (2002-)

PROFESSIONAL AWARDS

- Received as "Fellow" of the Chartered Institute of Arbitrators (2019)

- Appointed "Ambassador" by Montreal Conference Centre (*Palais des Congrès*) for bringing major conferences to Montrela (2018)

- Global Thought Leader, Global Arbitration Report`s *International Who's Who of International Commercial Arbitration* (2018, 19))

- Nominated by Faculty for University Graduate Supervision Prize, McGill (2018)

- Appointed Trustee of the Three Crowns Fondation for Legal Education (2018)

- Appointment by Governor General to the NAFTA Chapter 19 Roster (2018)

- Awarded the distinction of *Advocatus Emeritus* by the Québec Bar (2017 list)

- Designation as Canadian National Correspondent for CLOUT (2017-2022)

- Prix du Barreau du Québec, as co-founder of the Montreal Cyberjustice Laboratory

- Listed in Global Arbitration Report's *International Who's Who of International Commercial Arbitration* (2012-)

- Recognized as "eminent jurist of international reputation" by the International Court of Arbitration, for the purpose of chairing international expert panels tasked with applying public international law (2013)

PUBLICATIONS, PAPERS AND REPORTS

I. Books

- *eAccess to Justice*, University of Ottawa Press, 2016 (ed. with K. Benyekhlef, J. Bailey & J. Burkell), 460 pages. https://press.uottawa.ca/eaccess-to-justice.html

- *Trade Usages and Implied Terms in the Age of Arbitration* (Oxford University Press), ed., 2016, 309 pages.

- *Foundations of Civil Justice: Toward a Value-Based Framework for Reform,* (Cham: Springer, 2015) with C. Camion, S. Anstis, K. Bates, C. Piché & M. Khan, 145 pages.

- *The Model Law after 25 Years: Global Perspectives on International Arbitration Law* (New York: Juris, 2013), ed. with F. Bachand, 261 pages.

- *D'une réforme à une autre: Regards croisés sur l'arbitrage au Québec* (Montréal: Yvon Blais/Carswell, 2013), ed. with F. Bachand, 648 pages.

- *Responsibility, Fraternity and Sustainability in Law – In Memory of the Honourable Charles Doherty Gonthier,* (LexisNexis Canada, 2012), ed. with Michel Morin, Marie-Claire Cordonier

III. Theses

- *Constitutional Adjudication and the Independence of Canada: Issues of Principle, Convention and Law*, Doctoral Thesis, University of Oxford, 1995,

- "Continuity and Technological Change in Justice Delivery" in K. Benyekhlef, J. Bailey, J. Burkell & F. Gélinas, eds., *eAccess to Justice*, University of Ottawa Press, 2016.

- "Judicial Justices of the Peace and Judicial Independence in Canada" (2016) 20 *Review of Constitutional Studies* 213 (with Jonathan Brosseau).

- "Arbitration as Transnational Governance by Contract" (2016) *Transnational Legal Theory* (Transnational Legal Theory: Latest Articles). http://www.tandfonline.com/doi/abs/10.1080/20414005.2016.1170473

- "Trade Usages in ICC Arbitration", in F. Gélinas, ed., *Trade Usages and Implied Terms in the Age of Arbitration* (New York: Oxford University Press, 2016) 211 (with E. Jolivet & G. Marchisio).

- "Trade Usages as Transnational Law" in F. Gélinas, ed., *Trade Usages and Implied Terms in the Age of Arbitration* (New York: Oxford University Press, 2016) 253.

- « Un droit transnational des usages du commerce? » dans A. Albarian et O. Moréteau, dir., *Le droit comparé et ... / Comparative Law and ...*, Presses Universitaires d'Aix-Marseille, 2016, 97.

- "CETA's Definition of the Fair and Equitable Treatment Standard: Toward a Guided and Constrained Interpretation", in A. Bjorklund et al., eds., *The Comprehensive Economic and Trade Agreement between the European Union and Canada (CETA)*, Special Issue of *Transnational Dispute Management* (2016) (with F. Jadeau).

- "Toward a Transnational Law of Trade Usages?" (2015) 7 *Yearbook on Arbitration and Mediation* 49.

- "Procédure et Immatériel au Québec" in *L'Immatériel*, Travaux de l'Association Henri Capitant, Tome LXIV, Bruxelles: Bruylant et LBSV, 2015. (with N. Vermeys & C. Iavarone-Turcotte).

- "The Investigative Powers of the Arbitrator" (2015) 46 *Revista Brasileira de Arbitragem e Mediação* (with G. Marchisio).

- "Modelling Fundamental Legal Change: The Paradox of Context and the Context of Paradox" (2015) 28 *Canadian Journal of Law & Jurisprudence* 77 (double blind review).

- "Architecture, Rituals and Norms in Civil Procedure" (with C. Camion) (2015) 32 *Windsor Yearbook of Access to Justice* 2013 (with C. Camion, K. Bates & E. Grant).

- "Forme et légitimité de la Justice – Regard sur le rôle des rituels judiciaires" (with C. Camion & K. Bates), (2014) 72 *Revue interdisciplinaire d'études juridiques* 37.

- "The Implementation and Application of the New York Arbitration Convention in Canada" (with F. Bachand) (2014) 92 *Canadian Bar Review*.

- "Les Principes d'Unidroit relatifs aux contrats du commerce international dans l'arbitrage de la Chambre de commerce internationale" (1999) 10 *Bulletin de la Cour internationale d'arbitrage de la CCI* 26-109 (with F. Marella; *same as below, in French*).

- "The Unidroit Principles of International Commercial Contracts in ICC Arbitration: Introduction and Preliminary Assessment" (1999) 10 *ICC International Court of Arbitration Bulletin* 26-109 (with F. Marella).

VI. Reports and Instruments prepared for International Organizations and Government Agencies

- "*Présentation comparative de la situation des juges de paix magistrats*", Comparative study commissionned by the Quebec Justices of the Peace Association as part of the Compensation Commission Process under the *Courts of Justice Act*, Canada, June 2016.

- "*Présentation comparative de la situation des juges de paix magistrats*", Comparative study commissionned by the Quebec Justices of the Peace Association as part of the Compensation Commission Process under the *Courts of Justice Act*, Canada, June 2013.

- Review of Expert Determination in consolidated cases concerning the Top Level Domain ".charity" and . (the Chinese Internationalized Domain Name for .CHARITY) (Chair of a three-member panel). Available here: https://newgtlds.icann.org/sites/default/files/.../determination-4-1-1384-49318-en.pdf

- Expert Determination in *Rakuten inc., v. Amazon EU SARL* concerning the generic Top Level Domain ".book". Available here: http://www.iccwbo.org/products-and-services/arbitration-and-adr/icann-new-gtld-dispute-resolution/expert-determinations/

- Expert Determination in *Prof. Alain Pellet (Independent Objector) v. Medistry, LLC* concerning the gTLD ".med" (Chair of three-member expert panel). Available here: http://www.iccwbo.org/products-and-services/arbitration-and-adr/icann-new-gtld-dispute-resolution/expert-determinations/

- Expert Determination in *Prof. Alain Pellet (Independent Objector) v. Charleston Road Registry Inc.*

- "*Présentation comparative de la situation des juges de paix magistrats*", Comparative Study