
WIPO LIST OF NEUTRALS

BIOGRAPHICAL DATA

Vinod K. AGARWAL
Universal Advisory Services
Delhi
India



Nationality: Indian

EDUCATIONAL AND PROFESSIONAL QUALIFICATIONS

Ph.D., (Law), University of Bombay, Bombay, 1971;
LL.M., University of Bombay, Bombay, 1965;
LL.B., Agra University, Agra, 1962
B.Sc., Agra University, Agra, 1960.

Certificate (international water law and management), International Institute for Hydraulic and Environmental Engineering, Delft, 1990;
Certificate (legislative & treaty drafting), Government Legal Officers Course, Institute of Advanced Legal Studies, London, 1982;
External Session, The Hague Academy of International Law, Université de Bruxelles, 1970;
Certificate (comparative law), sponsored by the Institute d'Etudes Europeennes, Université de Bruxelles, 1968.

LANGUAGES

Hindi and English

PRESENT POSITION

International Arbitrator, New Delhi, 1998 - present;
Member, Panel of Arbitrators, New Delhi, 1990-present;
Advocate Supreme Court of India and High Courts, New Delhi, 1962-present;
Public Notary, appointed by the Government of India, New Delhi, 1998-present;
Senior Special Fellow, U.N. Institute for Training and Research, (Debt and Financial Management January 27, 2020

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Programmes), Geneva – 1year, 2002.

PROFESSIONAL EXPERIENCE BEFORE PRESENT POSITION

Law Secretary, Government of India, Ministry of Law, Justice & Company Affairs, 1996-98;
Member, Securities and Exchange Board of India, 1996-96;
Additional Secretary, Government of India, Ministry of Law, Justice & Company Affairs, 1989-96;
Joint Secretary and Legal Advisor to the Government of India, Ministry of Law, Justice & Company Affairs; 1987-89;
Officer on Special Duty, Director General of Supplies and Disposals, Ministry of Commerce, 1983-86;
Legal Adviser, Ministry of Defence, Government of India, 1973-1982;
Research Associate, The Indian Law Institute, New Delhi, 1969-72.

MEMBERSHIP IN PROFESSIONAL BODIES

Life Member:

The Indian Law Institute, New Delhi;
Governing Body, Indian Society of International Law;
Indian Council of Arbitration, New Delhi;
International Center for Alternate Dispute Resolution, India;

Member:

Supreme Court Bar Association, New Delhi;
India Habitat Centre, New Delhi.

AREAS OF SPECIALIZATION

Arbitration – international commercial arbitration generally. Intellectual property rights – patent and trademark registration and disputes. International commercial borrowing agreements. International agreements relating to sale, purchase and lease of satellites and transponders. International exploration, exploitation and production sharing of petroleum agreements.

EXPERIENCE IN INTELLECTUAL PROPERTY

Has over 26 years experience in intellectual property. While acting as law secretary and attorney to the Government of India, advised on legal and other issues relating to patents, trademarks and copyright; examined constitutionality and drafting of legislative proposals, rules, regulations etc., in the field of patents, trademarks and copyright; drafted and negotiated clauses in international agreements relating to trademark licensing and trademark protection.

EXPERIENCE WITH RESPECT TO DOMAIN NAMES

Has a good knowledge of domain name registration agreements.

MAJOR PUBLICATIONS

“A Dictionary of Legal Terms” (with Indian equivalents) J'aime Publications, Bombay, 1966;
“Some Problems of Monopoly and Company Law”, N. M. Tripathi (P) Ltd., Bombay (edited for the India Law Institute, New Delhi), 1972;
“Foreign Investment Laws – Asia and Latin America”, A Report prepared for the Indian Law Institute, New Delhi, 1972;

“Government Contracts: Law and Procedure”, Pioneer Books, New Delhi, 1984 and reprinted in 1989;
 “Country Procurement Assessment Report”, Member Legal of the Group Commissioned by the World Bank to prepare the Report;

Articles:

“Fair Wages Condition in the United Kingdom Government Contracts”, 11 Journal of the Indian Law Institute 350, 1969;
 “Legal Aspects of Foreign Investment with Special Reference to India” Proceedings of the 1969 World Law Conference 720, September 7, 1969;
 “Role of Government Directors in Companies”, Some Problems of Monopoly and Company Law 161, co-author, 1972;
 “Government Contracts – An Election Disqualification”, 12 Journal of the Indian Law Institute 497, 1971;
 “Bank Nationalization and Supreme Court Judgment” (a review) 1972 India Quarterly 175 - published by the Indian Council of World Affairs, New Delhi, 1972;
 “Merchant Shipping Legislation in India and U.K.” (a review) 13 Indian Journal of International Law 663, published by the Indian Society of International Law, New Delhi, 1973;
 Foreword of K. A. Motwani, “Principles, Practices and Procedures of Railway claims”, (1986).
 “Important Enactments Since Independence” – The Employment News (Weekly) issue of April 7, 1991.

EXPERIENCE IN COURT LITIGATION

Has 40 years’ experience in court litigation. Has acted as counsel in over 60 cases in courts of first instance and appellate courts in India. Has acted as counsel to the Government of India in the High Court of Judicature in Bombay and the Supreme Court of India (court of final appeal). The cases related to, inter alia, income tax, duties of excise and custom, rejection of application for the registration of trademarks and patents, violation of intellectual property rights and general contractual disputes.

PROFESSIONAL TRAINING IN ARBITRATION

Lecturer, Arbitration and Dispute Resolution, sub-regional Workshop (United Nations Institute for Training and Research for African Countries).

Instructor, 12 arbitration training programs (International Centre for Alternative Dispute Resolution of India).

EXPERIENCE IN ARBITRATION

Presently acting as: Presiding Arbitrator in an international dispute, taking place in India; Sole Arbitrator in three national disputes; co-arbitrator in a national dispute; counsel in nine arbitration cases in India. Has acted as Sole Arbitrator in 33 national disputes, undertaken on behalf of the Government of India. The subject matter of the arbitrations concerned maritime disputes, investment disputes, contractual disputes, disputes relating to laying of off shore pipelines, repair of off shore platforms.

Ex-Secretary General, International Center for Alternative Dispute Resolution, 1998-2000.

ARBITRATION EXPERIENCE
SUMMARY TABLE

Type	Administering Institution		Role			
	Name	Number of Arbitrations	Presiding Arbitrator	Sole Arbitrator	Co-arbitrator	Counsel
International Arbitrations	None	1	1			
	Ad Hoc					
	Others:					
Number of cases: sub-total			1			
Domestic Arbitrations				3	1	9
	Government of India	33		33		
Number of cases: sub-total		33		36	1	9
TOTAL		33	1	36	1	9