

MICHAEL KOMUCZKY



Firm

MK Legal

Position

Founder/Attorney at Law

Area of Specialisation / Arbitration Experience

Agency / Distribution / Franchising, Commercial Arbitration, Competition Law, Insurance, Investment Dispute, Metals and Mining, Sales / Purchases

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Languages

English, German, Spanish

Nationality

Austria

Bar Admission

Austria (Member of the Vienna Bar Association)

Education

Sept 2020 **Doctoral degree** (with distinction)

University of Vienna

- Topic “Commercial Arbitration and Criminal Law” (in German), published with Springer in 2021

Nov 2019 **Austrian Bar Exam** (with merit)

Jan 2011 **Undergraduate Law degree** (Magister iuris)

University of Vienna

Sept 2009 **ERASMUS**

to Jun 2010 *University of Southampton*

Publications

- Commercial Arbitration and Criminal Law (published in German: Schiedsgerichtsbarkeit und Strafrecht), Springer (2021)
- Relativity of ordre public when setting aside arbitral awards (published in German: Glosse zu OGH 6.3.2020, 18 OCg 7/19g – Zur Berücksichtigung der Relativität des ordre public im Aufhebungsverfahren eines Schiedsspruchs), ecolex 2020/305
- Enforcing judgments outside the EU (published in German: Urteile außerhalb der EU leichter vollstreckbar), Die Presse Rechtspanorama of 28 Jul 2019 (together with *Rudolf Fiebinger*)
- Anti-suit Injunctions in Arbitral and Judicial Procedures – National Report for Austria, IACL World Congress 2018
- Punitive Damages and Public Policy in the EU, Yearbook of Private International Law XIX 2017/2018, 509
- The subjective element in Art 25 Brussels Ia Regulation (published in German: Das subjektive Element in Art 25 Brüssel Ia-VO), ecolex 2018, 235
- Surrogacy abroad under Austrian law (published in German: Dogmatische Einordnung von ausländischen Leihmutterschaften in Österreich), IPRax 2018, 282
- Liability under the PRIIP Regulation (published in German: Die Haftung für verpackte Anlageprodukte und Versicherungsanlageprodukte nach der PRIIP-Verordnung), ÖBA 2017, 697 (together with *Gernot Wilfling*)
- Arbitration and EU Law (published in German: Internationale Schiedsgerichtsbarkeit und europäische Harmonisierung – unlösbare Friktion oder perspektivenreiche Zukunft?), in *Behme/Ferves et al*

(Hrsg), Perspektiven einer europäischen Privatrechtswissenschaft, Yearbook of the GJZ 2016 (2017) 369

- Applicable law in collective enforcement cases (published in German: Anwendbares Recht bei der Kontrolle von AGB im Verbandsprozess), ZfRV 2016, 268 (together with *Christian Dorfmayr*)
- Validity of subordinated debt agreements (published in German: Alternative Finanzinstrumente im Lichte der AGB-Kontrolle – zivilrechtliche Zulässigkeit qualifizierter Nachrangdarlehen), ZFR 2016, 367 (together with *Gernot Wilfling*)
- National Report for Austria for the Helsinki Committee's Report on the Comparison on the Rights, Limitations and Procedures related to Public Gatherings and Demonstrations across Europe, July 2013 (together with *Andreas Daxberger*)

Lectures

- EU law, private law and commercial dispute resolution, Keynote speech at the Academic Evening Seminar of the China University of Political Science and Law, Jul 2018
- Applying Domestic Mandatory Rules in a Public International Law Context, Keynote speech for the Academic Luncheon (Brownbag Seminar) at the China University of Political Science and Law, Jul 2017
- Conferee and commentator on the panel “Legal Research on Adult Guardianship”, 5th University Students' International Forum on Public Interest Law, China University of Political Science and Law, Jul 2017
- What are the rights of the child? (held in German) Family Lecture at the University of Vienna, Nov 2016 (together with *Agnes Balthasar-Wach*)
- Arbitration and EU Law (held in German), 27th annual meeting of the Gesellschaft Junger Zivilrechtswissenschaftler in Munich, Sept 2016

University courses

- Legal research in a cross-border context (held in German), University of Vienna, each term since 2017 (together with *Christian Dorfmayr*)
- EU Law's Influence on Commercial Contracts in Europe, China University of Political Science and Law, Jul 2016, 2017 and 2018
- European consumer protection law (held in German), University of Vienna, winter term 2017/18 (together with *Katharina Huber*)
- Judicial Cooperation in Civil Matters, University of Vienna, summer term 2017 (together with *Agnes Balthasar-Wach*)
- EU Law's Influence on Commercial Contracts, University of Vienna, winter term 2016/17

Professional Associations

Member of ICC YAF, ArbAut, YAAP, ASAb40, DIS40, AFM below 40, Young ICCA,
Moot Alumni Association

Other Qualifications

Since 2018, external lecturer at the University of Vienna;
2016 to 2018, visiting lecturer at the China University of Political Science and Law,
Beijing, China

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