

CV - Tore Wiwen-Nilsson

Career

As from 1 January 2010, Tore Wiwen-Nilsson practices as a sole practitioner with focus on arbitration as independent arbitrator. He was a partner of Mannheimer Zetterlof since 1974, and thereafter of Mannheimer Swartling Advokatbyrå until 2010. He was General Counsel of Asea-Atom AB, a nuclear reactor designer and supplier of nuclear power plants and nuclear fuel, in the beginning of the 1970ies.

Practice Areas

Tore Wiwen-Nilsson has spent most of his professional life as advisor in international transactions of various kinds in many countries of the world, including construction projects, foreign direct investments, industrial alliances, cross border licensing and technology transfers, business acquisitions, project finance, etc. He advised the Swedish Government in the negotiation with the Danish Government regarding the treaty between the countries for the Oresund Link, and was lead counsel in the preparation, procurement and construction of the Oresund Link Project (an 18 km combined bridge and tunnel project connecting Sweden and Denmark), which opened for traffic in 2000. He was also lead counsel for the Swedish Government in the preparation, procurement and construction of the Arlandabanan project (a railway connecting Stockholm City with the Arlanda Airport, the first substantial PPP in Sweden), which opened for traffic in 1999. For more than 15 years he has advised Volvo Cars Corp. with respect to its strategic alliance with Mitsubishi Motors Corp.

Arbitration

He now devotes most of his time to international arbitration as arbitrator. As counsel, he has been engaged in commercial disputes of all kinds. His experience from arbitration as arbitrator includes gas price revisions, business acquisitions, intellectual property disputes, construction and engineering disputes, and others. He has experience from ad hoc, UNCITRAL, the Arbitration Institute of the Stockholm Chamber of Commerce, the ICC, the Danish Institute of Arbitration, the Dubai International Arbitration Center and the Netherlands Arbitration Institute. He was lead counsel in the challenge in Stockholm of the arbitral award in the CME v. The Czech Republic investment dispute. He chaired the arbitral tribunals in the two multibillion US dollars arbitrations between Naftogaz of Ukraine and Gazprom of Russia regarding *i.a.* the review of the price for gas and an obligation of take or pay, and the extent of an obligation to transit gas, and the review of the fees and other terms for the transit of gas from Russia through Ukraine to Germany and other countries within the EU; awards were rendered in 2017 and 2018.

Energy practice

Tore Wiwen-Nilsson has substantial experience of energy projects. He has for about thirty years worked with many legal aspects of nuclear power plant construction globally, including nuclear liability. He was the lead counsel for Sydkraft AB (now E.ON Sverige AB), in relation to the forced closure of the two nuclear reactors at the Barsebäck site, involving a

court litigation with the Swedish state in the highest court for administrative matters, creating legal precedents, and negotiations with the Government. He has also until late 1990ies advised E.ON Sverige AB regularly on issues relating to operation of nuclear power plants (including decommissioning of the two closed reactors).

He is co-author of a monograph on Swedish Energy Law (Kluwer, November 2013).

International organizations and memberships

Tore Wiwen-Nilsson has been Swedish delegate at many meetings of the United Nations Commission on International Trade Law (“UNCITRAL”). He has been Chairman of UNCITRAL (2003/2004) and Vice Chairman of UNCITRAL (2011/2012 and 2012/2013), and he has for many years until July 2012 been chairman of Working Group 1 of UNCITRAL. He was a member of the UNCITRAL Group of Legal Experts for Privately-Financed Infrastructure Projects.

He is a member of Swedish Bar Association, and various arbitration associations such as the London Court of International Arbitration, the Chartered Institute of Arbitrators, the Swiss Arbitration Association, and the Swedish Arbitration Association (he was a member of the Executive Committee until May 2015). He was a member of the Working Group of former Committee D, now the Arbitration Committee, preparing the 2004 IBA Guidelines on conflicts in international commercial arbitration.

He has had various positions within the International Bar Association such as Chairman for the Legal Profession and World Organizations Committee, Co-chairman of the Committee Power Law of SEERIL, and Chairman of the Nuclear Power Committee.

He is a member of the Arbitration Committee of the International Law Association, the ICC Commission on Arbitration and ADR, and the International Academy of Construction Lawyers.

Expert listings

He is since many years listed in various publications as an expert in Commercial Arbitration, Energy and Natural Resource Law, Project Finance, and Construction.

Pro bono

He was, from the start in 2002 until 2015, Chairman of the Board of a foundation for the protection and strengthening civil and constitutional rights in Sweden, Centrum för rättvisa.

Contact Information

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