

Surname, First name	Smith, Warwick
Address	Princes Chambers, 3 Princes Street, Auckland, New Zealand 1010
Telephone	+64 27 4963828
Fax	
Email	warwick@warwicksmithadr.co.nz
Nationality/ Date of Birth	New Zealander / 10 April, 1951.

# **Educational/Professional Memberships**

BA / LLB degrees, University of Otago, New Zealand.

Program of Instruction for lawyers, Harvard Law School (1993).

LLM degree, University College London (in international arbitration and intellectual property) - 2008 / 2009.

Fellow (Arbitration) of the Arbitrators' & Mediators' Institute of New Zealand (AMINZ) - 2001 to present. Member of the AMINZ panel of arbitrators.

Member of the Arbitration Panel of the New Zealand International Arbitration Centre.

Member of the World Intellectual Property Organisation's (WIPO's) panel of arbitrators, and domain name panellist for WIPO.

Member of the New Zealand Law Society, holding a practising certificate as a barrister sole.

#### **Current Positions**

Private arbitrator and mediator, Princes Chambers, 3 Princes Street, Auckland, New Zealand.

Legal Aid Review Authority for New Zealand, under the Legal Services Act 2011 (NZ) (statutory appointment).

Deputy-chair of the Sports Tribunal of New Zealand (statutory appointment).

Assessor for the New Zealand Ministry of Justice Criminal Justice Assistance Reimbursement Scheme.

# **Professional Experience**

#### Judicial service

Associate Judge of the High Court of New Zealand (2014 to 2021).

#### Service as a Tribunal member

Legal Aid Review Authority (June 2022 to the present).

Assessor for the Criminal Justice Assistance Reimbursement Scheme (June 2022 to the present).

Deputy-chair of the Sports Tribunal of New Zealand (December 2021 to the present).

Assistant Commissioner of Trade Marks, Patents, Designs and Plant Variety Rights (2013)

Member of the Copyright Tribunal of New Zealand (2012 - 2013).

### Prior experience as a practising lawyer

I have over 45 years' experience in legal practice, initially as a barrister, and more recently as an arbitrator, statutory tribunal member, mediator and settlement conference convenor, and judge. My experience includes 10 years as a litigation partner in the New Zealand national law firm Chapman Tripp, and 14 years as a member of one of Auckland's leading sets of barristers' chambers, Bankside Chambers (previously called 9 Princes Street Chambers).

#### **Arbitration Experience**

In my time sitting as a judge in the High Court of New Zealand, I gave over 400 judgments, many of them in substantial commercial matters involving summary judgments, strike-out applications and the like. In addition, I case-managed hundreds of civil cases through their pre-trial stages, and convened numerous judicial settlement conferences.

Prior to my appointment to the bench, I had given approximately 160 decisions in disputed domain name cases for WIPO (including approximately 15 as chair of 3-member international panels). I had also written approximately 13 decisions for the New Zealand domestic domain name dispute resolution service, and a number of decisions in trade mark opposition proceedings and Copyright Tribunal cases. I had also sat as arbitrator in a number of private domestic arbitrations in New Zealand.

Since I retired from the bench in 2021, I have commenced practice as an arbitrator, and I have taken on two decision-making roles for the New Zealand Government (Legal Aid Review Authority, and Sports Tribunal Deputy-chair).

I currently hold the office of Complaints Officer for AMINZ, and I am a member of the AMINZ appointments committee.

### **Publications**

Articles on dilution of famous trademarks, published in the New Zealand Intellectual Property Journal in November 2000 and February 2001. Over 400 judgments while sitting as a judge in the High Court of New Zealand between 2014 and 2021.

## Languages

English. French (read only).