

**Curriculum vitae**  
**of**  
**Marcel FONTAINE**

- Born in Stanleyville (now Kisangani, Congo), on October 30, 1936

- married, 4 children

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Faculté de Droit  
Collège Thomas More  
Place Montesquieu 2  
1348 - Louvain-la-Neuve - Belgium

**Education**

- *Docteur en droit* (1960) (University of Liège)

- *Licencié en sciences économiques et financières* (1962) (University of Liège)

- *Agrégé de l'enseignement supérieur* (1967) (University of Liège)

**Honorary titles**

- Doctor *honoris causa* of the Universities of Montpellier I (2002), Geneva (2002), Bourgogne (2003) and Paris I Panthéon-Sorbonne (2004)

## Languages

French : mother tongue  
English : very good knowledge  
German : good knowledge  
Dutch : fair knowledge  
Italian, Spanish : passive knowledge

## Academic curriculum

- Assistant at the University of Liège Law School (1960-1969)
- Lecturer (1969-1973), professor (1973-1976) then ordinary professor (1976-2002) at the Catholic University of Louvain (U.C.L.) Law School
- Professor emeritus since 2002

## Academic Responsibilities

- Teachings :
  - Law of obligations
  - Law of Obligations
  - Law of International Contracts
  - Insurance Law(until 2002)
- Director of the « *Centre de Droit des Obligations* » (Centre for the Law of Obligations) (1974-2002)
- President of the Department of Private Law (1987-1990)

## Outside activities

Research, teaching and lectures

- *Visiting Scholar*, Universities of Berkeley, Wisconsin and Columbia, U.S.A. (1971).
- *Guest professor*, University of Rwanda (1977), European University Institute in Florence (1978), International Insurance at Yaoundé, Cameroon (1980), University of Paris I (1987, 1994), Louisiana State University (1988), Shanghai Institute of Foreign Trade (1989), University of São Paulo (1991), University of Geneva (1994), University of Fribourg, Switzerland (1997, 2010, 2011, 2012 and 2013), Duke-Geneva Summer Courses in Geneva (2006).
- Holder of the « *Chaire Francqui* » at the University of Namur Law School; lectures on the law of contracts (1999).
- Holder of the « *Chaire Francqui* » at the University of Antwerp Law School; lectures on the law of contracts and the law of insurance (2002).

- Guest lecturer at the Universities (or other institutions) of Würzburg (1978, 1980), Stockholm (1979, 1999), Torino (1979, 2017), Warsaw (1981, 1987), Bonn (1982, 1983), Geneva (1983, 1994, 1998 and 2012), Gdansk (1987), Belgrade (1988), Paris (1989, 1992, 1993, 2008 and 2013), Porto Alegre (1991), Miami (1992), Copenhagen (1992), Cairo (1993), Rome I (1995, 2015 and 2016), Tunis (1997), Bolzano (1999), Montpellier (2002 and 2009), Bourgogne (2003), Hanoi (2004 and 2010), Angra dos Reis, Brazil (2005), Bonn (2005), Ho Chi Minh Ville and Da Lat (2005), Lausanne (2006), Vilnius (2007), Bujumbura (2007), Kigali (2007), Ouagadougou (2007), Montréal (2008, 2009 and 2012), Tunis (2008), Luxembourg (2009 and 2013), Zürich (2009), Vienna (2010), Tel Aviv (2011), Libreville, Gabon (2011), Nice (2013), Muscat (2014) and Addis-Ababa (2014).

#### Commissions and scientific associations, working groups

- Honorary President of the International Insurance Law Association (A.I.D.A.) (since 2010); Member of the Presidential Council (since 1986); former Secretary General (1978-1986); member of the Climate Change and Catastrophic Events Working Party ; former Vice-President (2006-2010); former President of the Belgian Chapter (1991-1995).
- Member of the Belgian « *Commission des Assurances* » (advisory board for insurance supervision) (1992-1999).
- Associate member (1992-2002) then titular member (since 2002) of the International Academy of Comparative Law.
- Corresponding member of the International Institute for the Unification of Private Law (Unidroit, Rome) ; member and reporter of the working group in charge of drafting the “*Principles of International Commercial Contracts*” (1st phase, 1979-1994; 2nd phase 1998-2004; 3<sup>rd</sup> phase, 2006-2010); member and reporter of the working group in charge of drafting a *Legal Guide on Contract Farming* (2012-2015).
- Member of the « *Coordinating Committee of the Study Group on a European Civil Code* » (1999-2003).
- Chairman of the working group on international contracts of the “*Fondation pour l'Etude du Droit et des Usages du Commerce International*” (Paris) (1974-1992).
- Member of the Scientific Council of the Institute for World Business Law of the International Chamber of Commerce (Paris) (1984-2006); member of the Institute (since 2013).

#### Arbitration

- Arbitrator designated by the *International Court of Arbitration of the International Chamber of Commerce* (Paris), by the *London Court of International Arbitration* and by *CEPANI* (Brussels); included in the List of arbitrators of the *Court of International Commercial Arbitration of the Chamber of Commerce and Industry* of Romania, as well as of the *International Distribution Institute*. Over 150 arbitral proceedings, *ad hoc* and institutional, domestic and international, most often as chairman of the tribunal. Member of CEPANI and LCIA.

#### Expertise

- As an expert for the European Commission in Brussels, verification of the application by Member states of the European directives for the insurance sector (1977-1986).
- As an expert for the Belgian Ministry of Economic Affairs, study on a proposal to render private liability insurance compulsory and on the phenomenon of compulsory insurance in general (1978-1979).

- As an expert for the European Commission in Brussels, comparative study on the conditions for the opening of bankruptcy and analogous procedures in the Member states (1979).
- As an expert for the Belgian Ministry for Cooperation and Development, study on the feasibility of drafting model contracts for the trade of certain commodities from Senegal, Mali, Niger and the Ivory Coast (cotton, coffee, cocoa, groundnuts) (1980).
- As an expert for the Organisation for Economic Cooperation and Development (OECD), comparative study on the Law of insurance contracts in the Member States (1992).
- As an expert for the European Commission in Brussels, missions of assistance to the drafting on laws on insurance contracts in Russia (1992), Ukraine (1993), the Czech and Slovak Republics (1992-1995), the three Baltic states (1995-1997), Kazakhstan and Kyrgyzstan (1996).
- At the invitation of the government of the Grand-Duchy of Luxembourg, drafter of the new Luxembourg on insurance contracts (1993-1995).
- As an expert for the Organisation for Economic Cooperation and Development (OECD), comparative study on compulsory types of insurance in the Member States (1995) (updating in 2003).
- As an expert for the Belgian Ministry of Equality of Chances, study on a proposal to render legal protection insurance compulsory (2003).
- As an expert designated by Unidroit, in charge of drafting a Uniform Act on the law of contracts for the 17 African countries of OHADA (2003-).
- Expert consulted by the French Ministry of Justice (Chancellerie) on the reform of the French Law of Obligations (2008).
- Member of the Advisory Board of the draft reform of the Swiss Code of Obligations (2008-2010).

## **Publications**

- Over 250 publications (2018), mainly devoted to the Belgian and comparative law of contracts, to the law of insurance, to the law of international contracts and to the harmonisation of contract law.

- Most recent books :

Marcel FONTAINE and Filip DE LY, *Drafting International Contracts - An Analysis of Contract Clauses*, New York, Transnational, 2006, 653 pp.

Marcel FONTAINE, *Droit des assurances*, 5th ed., Précis de la Faculté de Droit de l'U.C.L., Brussels, Larcier, 2016, 807 pp.