



IAI CONFERENCE

JURISDICTION IN INVESTMENT TREATY ARBITRATION

October 14, 2010 – Cercle de l'Union Interalliée (Paris)

- 09:00** Foreword
Emmanuel Gaillard, Chairman, International Arbitration Institute
- 09:10** **Jurisdiction *ratione materiae*: the notion of 'investment'**
Discussion leader: Emmanuel Gaillard, Chairman, IAI
- 09:15** Is there an economic definition of an 'investment'?
Vicky Pryce, Senior Managing Director, FTI Consulting (London); Former Joint Head of the United Kingdom Government Economics Service
- 09:25** Is there a legal definition of an 'investment'?
Stanimir Alexandrov, Partner, Sidley Austin LLP (Washington, D.C.)
- 09:40** The so-called requirement of a contribution to the economic development of the host State
Pierre-Marie Dupuy, Professor of Law, Graduate Institute (Geneva)
- 09:50** Does the consent of the contracting Parties govern the requirement of an 'investment' as specified in Article 25 of the ICSID Convention?
Stephen M. Schwebel, Former President of the International Court of Justice (Washington, D.C.)
- 10:00** The so-called requirement of the legality of investments
Michael Polkinghorne, Partner, White & Case LLP (Paris)
- 10:15** Coffee break
- 10:45** The so-called 'nationality' of investments
Peter Turner, Partner, Freshfields Bruckhaus Deringer LLP (Paris)
- 11:00** Determining the States' intention when negotiating and entering into investment treaties
Megan Clifford, Deputy Director, Investment Trade Policy Division, Department of Foreign Affairs and International Trade, Government of Canada
Roberto Echandi-Gurdián, Former Ambassador of Costa Rica to the European Union, Belgium and Luxembourg, Government of Costa Rica
Jae-Hoon Kim, Former Trade negotiator, Ministry of Justice, Government of South Korea
- 11:45** Comments and discussion
- 12:30** Luncheon

14:00 **Jurisdiction *ratione personae***

Discussion leader: Laurent Lévy, Partner, Lévy Kaufmann-Kohler (Geneva)

14:05 Is there a standard definition of an 'investor' in investment treaties?

Doak Bishop, Partner, King & Spalding LLP (Houston)

14:20 Taking into account control under denial of benefits clauses

Yas Banifatemi, Partner, Shearman & Sterling LLP (Paris)

14:35 Defining the defendant State: are there specific standards of jurisdiction?

Geneviève Bastid Burdeau, Professor of Law, University of Panthéon-Sorbonne (Paris)

14:50 Comments and discussion

15:15 *Coffee break*

15:45 **Jurisdiction *ratione temporis***

Discussion leader: Charles Brower, 20 Essex Street Chambers and Judge, Iran-United States Claims Tribunal (London)

15:50 Is there a distinction between jurisdiction *ratione temporis* and substantive protection *ratione temporis*?

Veiho Heiskanen, Partner, Lalive (Geneva)

16:05 Determining the critical date

Zachary Douglas, Matrix Chambers (London)

16:20 Comments and discussion

16:45 *End of Programme*

The presentations and discussions will take place in French or in English with simultaneous translation.

Venue:

Cercle de l'Union Interalliée

33 rue du Faubourg Saint-Honoré – Paris 8ème

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REGISTRATION FORM

IAI CONFERENCE - OCTOBER 14, 2010

JURISDICTION IN INVESTMENT TREATY ARBITRATION



Venue

Cercle de l'Union Interalliée – 33 rue du Faubourg Saint-Honoré – Paris 8ème

Contact information

Name

Firm/Organization

Address

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Telephone

Fax

E-mail

Registration fee: EUR 600 (EUR 250 for full-time academics, government employees, and in-house corporate counsel)

Payment

- I will arrange payment by bank transfer once my registration will be confirmed (a confirmation letter and an invoice with bank transfer details will be sent to you upon registration)
- Please charge my Visa or Master Card, the details of which are:

Type of card

Number

Expiration date

Code

Signature

Date

Acceptance of registration is subject to available space.

Payment must be received / will be processed on 30 September 2010. For cancellations received after that date, we regret that no refund can be made.

Working languages: English and French, with simultaneous translation.

To be sent to

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