

Thirty Sixth ITF Public Conference: Time Limits in International Investment Law

Friday, 22 October 2021
09:00 - 17:30

Programme

09:00 - 09:10

Opening remarks

Prof Yarik Kryvoi, British Institute of International and Comparative Law, London

09:10 - 10:00

Keynote address: **Professor Kaj Hobér**, Uppsala University and 3 Verulam Buildings, Sweden
Time limits in international investment law

10:00 - 11:30

Panel 1: Jurisdiction *ratione temporis* of investment tribunals

Chair: **Prof Nicolas Angelet**, Université Libre de Bruxelles, Brussels

- **Graham Coop**, Volterra Fietta, Brussels
Application of treaties before their entry into force including provisional application
- **Katia Finkel**, Baker McKenzie, London
*Jurisdiction *ratione temporis* and corporate restructuring*
- **Alexander Slade**, Vinson & Elkins, London
Duration of ISDS proceedings: reform proposals and practical tips

11:30 - 11:45 – Networking break

11:45 - 13:15

Panel 2: Time limits and substantive protections

Chair: **Ishita Pant**, Energy Charter Treaty Secretariat, Brussels

- **Christophe Bondy**, Steptoe & Johnson, London
Jurisdiction Ratione Temporis and Substantive Protection Ratione Temporis
- **Cameron Forsaith**, Eversheds, London
Application of treaties to existing and pre-existing disputes
- **Danielle Morris**, WilmerHale, Washington, DC
*The effect of withdrawal from ICSID on *ratione temporis* jurisdiction of tribunals*

13:15 - 14:00 – Lunch break

14:00 - 15:30

Panel 3: Retroactivity, sunset clauses and treaty termination

Chair: **Norah Gallagher**, Queen Mary University of London

- **Joachim Pohl**, Organisation for Economic Co-operation and Development (OECD), Paris
Temporal validity of investment treaties
- **Nick Gallus**, LK Law, Adelaide
The non-retroactivity presumption and retroactive application of law
- **Nick Lawn**, Van Bael & Bellis, London
Consequences of mutually agreed termination of treaties, including on sunset clauses

15:30 - 15:45 – Networking break

15:45 - 17:15

Panel 4: Time limits and quantum

Chair: **Sabine Konrad**, Morgan Lewis, Frankfurt am Main

- **Thayananthan Baskaran**, Baskaran, Kuala Lumpur
Time value of money
- **Ina Popova**, Debevoise & Plimpton, New York
Date for establishing market price
- **Roula Harfouche**, HKA, London
Pre-award interest and the date of damages assessment

17:15 - 17:30

Closing remarks

Vaughan Lowe QC, Essex Court Chambers and University of Oxford, Oxford

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Please note this programme is subject to change.