Procedural Fairness in International Courts and Tribunals

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Foreword by Judge Awn Shawkat Al-Khasawneh, former Member of the International Court of Justice.

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Contributors: Dr Paolo Busco, Judge Sir Kenneth Keith, Dr John Sorabji, Dr Gabriele Ruscalla, Dr Serena Forlati, Mr Raymundo Tullio Treves, Dr M I Fedorova, Dr James Devaney, Ms Catherine H Gibson, Dr Chiara Giogetti, Professor Hugh Thirlway, Brooks Daly, Hugh Meighen, Professor Chi Carmody, Oonagh Sands, Advocate General Juliane Kokott, Wolfgang Rosch, Dr Lucas Lixinski, Judge Philip Weiner, Dr Sergey Vasiliev.

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Procedural fairness is a topic of contemporary importance that touches upon the jurisdictional powers, effectiveness and normative and institutional framework of international courts and tribunals. Increasingly prominent in practice, it features in a wide spectrum of arbitral and judicial settlement processes, from the handling of expert evidence before the International Court of Justice and the burden and standard of proof in investor-State arbitration to the role of victims and right to a prompt and speedy trial at the International Criminal Court. The fairness of these proceedings is a topic of fundamental importance not only to practitioners of international law (judges, counsels, registrars, NGO lawyers, legal advisers and other civil servants) but also to scholars of international law due to its implications for international dispute settlement.

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For further information, please contact David Hyatt at d.hyatt@biicl.org