



Investment Treaty Forum

Tenth Public Conference

Investment Treaty Awards:

Post-Award Remedies: the latest swing of the pendulum?

9 May 2008

09.15 – 15.30

Brunei Gallery, Thornhaugh Street, London WC1H0XG

Programme

8.45 - 9.15

Registration & Coffee

9.15 - 9.20

WELCOME AND INTRODUCTION

Norah Gallagher, Director, Investment Treaty Forum, British Institute of International and Comparative Law

9.20 - 9.40

KEYNOTE SPEAKER

Recent developments relating to investment awards: annulment enforcement & appeals

Gavan Griffith QC, Essex Court Chambers

9.45 - 11.00

SESSION ONE

Chair: **Dr Laurence Shore**, Gibson Dunn & Crutcher LLP

Speakers:

1. *Overview of the ICSID annulment process; procedure and statistics*

Ruth McKenzie, University College London

2. *Composition of ad hoc Committees: implications*

Professor Nicolas Angelet, Université Libre de Bruxelles, Liedekerke - Wolters-Waelbroeck – Kirkpatrick

3. *Annulment decisions: scope of review, obiter statements and impact on investment jurisprudence*

Zachary Douglas, Matrix Chambers, Faculty of Law
Cambridge University

11.00 - 11.20

Tea & Coffee

11.20 - 13.00

SESSION TWO

Chair: **Dr. Julian DM Lew QC**, 20 Essex Street

Speakers:

1. *Scope of domestic review of investment awards; recent cases; inconsistencies*
Ken Fleuriet, King & Spalding LLP
2. *Implications of recent ad hoc committee decisions, impact of withdrawal from ICSID; de facto refusal to enforce*
Matthew Weiniger, Herbert Smith LLP
3. *Compliance by parties with awards: ICSID Convention v New York Conventions obligations*
Stanimir A. Alexandrov, Sidley Austin LLP Washington
4. *Post - Annulment Options: possible recourse by investor's home state.*
Lee Caplan, Office of the Legal Adviser, U.S. Department of State

13.00 - 14.00

Lunch

14.00 - 15.15

SESSION THREE

Chair: **Professor Dr. Hans van Houtte**, University of Louvain

Speakers:

1. *Revising the system for review of investment awards*
Professor Christoph Schreuer, University of Vienna
2. *Inconsistencies in the ICSID Annulment Process: Would a Standing Annulment Committee work better?*
Professor Thomas Wälde, CEMPLP, University of Dundee & Essex Court Chambers
3. *Commentator: State Perspective*
Gabriel Bottini, Coordinator of the International Affairs Department, Office of the Attorney General, Republic of Argentina

15.20 - 15.40

CONCLUSIONS AND CLOSE

Robert Volterra, Latham & Watkins LLP
Nigel Blackaby, Freshfields Bruckhaus Deringer, Paris

15.40-16.00

Tea & Coffee