



**British Institute of
International and
Comparative Law**

Investment Treaty Forum

Eighteenth ITF Public Conference

Recent Developments in Investor-State Arbitration: Consent and Jurisdiction

Friday 11 May 2011, 09:00 to 17:30

Brunei Gallery, School of Oriental and African Studies, 10 Thornhaugh St, London, WC1H 0XG

Programme

08.30 – 09.00 Registration with tea/coffee

09.00 – 09.15 **Welcome and Introduction**

N. Jansen Calamita, British Institute International & Comparative Law; University of Birmingham

09.15 – 09.45 **Keynote Address**

Sir Frank Berman KCMG QC, Essex Court Chambers

09.45 – 11.15 **PANEL 1 – Counterclaims and Countermeasures**

Chair: Professor Zachary Douglas, Matrix Chambers; Graduate Institute of International and Development Studies, Geneva

Issues of Jurisdiction and Consent in Countermeasures Defenses

N. Jansen Calamita, British Institute International & Comparative Law; University of Birmingham

Counterclaims – An Emerging or Submerging Issue in Investment Arbitration?

Sergey Ripinsky, UNCTAD

Counterclaims and Issues of Consent, Jurisdiction and Nexus

Professor H.E. Veenstra-Kjos, University of Amsterdam

11.15 – 11.45 Tea/coffee break

- 11.45 – 13.15 **PANEL 2 – Class Actions, Consent & Jurisdiction**
Chair: Professor Maurice Mendelson QC, Blackstone Chambers
Jurisdiction and Admissibility
Christina Schutez, Clifford Chance (Moscow)
Consent and Jurisdiction in Abaclat v. Argentine Republic
Professor S.I. Strong, University of Missouri
The Meaning of Silence: Abaclat and Treaty Interpretation
Professor Guglielmo Verdirame, 20 Essex Street Chambers; King's College London
- 13.15 – 14.30 Lunch
- 14.30 – 16.00 **PANEL 3 – Competence de la Competence – Judicial Supervision of Jurisdictional Matters**
Chair: Matthew Saunders, DLA Piper
Review by National Courts of Investment Treaty Awards
Professor Kaj Hobér, Manheimer Swartling; University of Uppsala
"True" Questions of Jurisdiction and the Correctness Standard of Review -- Views from Canada in Cargill v Mexico
Professor Céline Lévesque, University of Ottawa
BG Group v. Argentina in Context
Gaëtan Verhoosel, Covington & Burling
- 16.00 – 16.30 **Closing remarks:**
Lucy Reed, Freshfields Bruckhaus Deringer LLP
- 16.30 – 17.15 Tea and coffee