

COLLOQUIUM

International Investment Law & the Law of Armed Conflict

October 5 & 6, 2017

Historical Central Building

National and Kapodistrian University of Athens

Panepistimiou 30, 10679 Athens





PROGRAMME

Wednesday 4 October 2017

17:00 – 20:00 **Registration**

Athens PIL Premises | Akadimias 47 (3rd floor), 106 79 Athens

Thursday 5 October 2017

09:00 – 10:00 **Registration**

The Great Hall | Historical Central Building

10:00 – 10:30 **Welcome and Introduction**

The Great Hall | Historical Central Building

Meletios A. Dimopoulos, Rector of the National & Kapodistrian University of Athens

Philippos Spyropoulos, Dean, Faculty of Law, National & Kapodistrian University of Athens

Photini Pazartzis, Professor, Faculty of Law, National and Kapodistrian University of Athens; Director, Athens Public International Law Center

Katia Fach Gómez, Professor, Faculty of Law, University of Zaragoza.

Catharine Titi, Research Scientist, French National Centre for Scientific Research (CNRS) and CREDIMI, University of Burgundy.

Anastasiosourgourinis, Lecturer, Faculty of Law, National and Kapodistrian University of Athens; Athens Public International Law Center.

10:30 – 11:30 **Keynote Lecture**

Nicolas Politis Lecture Series

The Great Hall | Historical Central Building

Christoph Schreuer, Emeritus Professor, Department of European, International Law and Comparative Law, University of Vienna; Of Counsel, zeiler.partners Rechtsanwälte

[War and Peace in Investment Law](#)

12:00 – 13:30 **Parallel Sessions**

Parallel Session 1

The Great Hall | Historical Central Building

Chair: Attila Massimiliano Tanzi, Professor, Department of Legal Studies, University of Bologna

Speakers:

Tomer Broude, Sylvan M Cohen Chair, Faculty of Law and Department of International Relations, and Academic Director of the Minerva Center for Human Rights, Hebrew University of Jerusalem
[The Protection of Investments in Occupied Territories: Some Considerations](#)

Patrick Dumberry, Associate Professor at the University of Ottawa (Civil Law Section)

[An Overview of State Succession Issues Arising as a Result of an Armed Conflict](#)

Ursula Kriebaum, Professor, Department of European, International Law and Comparative Law, University of Vienna

[Investment arbitration as a means to de-politicize investment conflicts](#)

Martins Paparinskis, Reader in Public International Law, University College London

[International Investment Law and Disputed Territories: A Generalist Perspective](#)

Parallel Session 2

"Alkis Argiriadis" Amphitheater | Historical Central Building

Chair: Photini Pazartzis, Professor, Faculty of Law, National and Kapodistrian University of Athens; Director, Athens Public International Law Center

Speakers:

Tobias Ackermann, Research Associate and Doctoral Student, Institute for International Law of Peace and Armed Conflict (IFHV), Ruhr University Bochum

[Investments Under Occupation: Belligerent Occupation and the Application of Investment Treaties](#)

Belén Olmos Giupponi, Senior Lecturer in EU and International Law, Liverpool Hope University,

[Exploring the links between nationality changes and investment claims arising out of armed conflicts](#)

Teerawat Wongkaew, Legal Officer, Department of Treaties and Legal Affairs, Ministry of Foreign Affairs (Thailand)

[Cross-fertilization of international investment law and international humanitarian law: prospects and pitfalls](#)

Stratis Georgilas, G – H Chambers, Head of Chambers

[Protecting an Investment while safeguarding Cultural Property in the Event of Armed Conflict: An essential Dialogue between Fora](#)

13:30 – 14:30

Break

14:30 – 16:00

Parallel Sessions

Parallel Session 3

"Ioannis Drakopoulos" Amphitheater | Historical Central Building

Chair: Julien Chaisse, Professor, Chinese University of Hong Kong (CUHK), Faculty of Law

Speakers:

Robert Howse, Lloyd C. Nelson Professor of International Law, New York University

[Host state responsibility for taking measures against terrorism](#)

Sébastien Manciaux, International Law Professor, University of Burgundy

[The Full Protection and Security Standard in Investment Law: An Obligation of Result or an Obligation of Conduct?](#)

Eric De Brabandere, Professor of International Dispute Settlement, Grotius Centre for International Legal Studies, Leiden University

[The Subjectivity of Full Protection and Security and the Due Diligence Standard](#)

Ira Ryk-Lakhman, MPhil/PhD Student, University College London

['Reasonable' protection and security of foreign investments in armed conflicts](#)

Parallel Session 4

"Alkis Argiriadis" Amphitheater | Historical Central Building

Chair: Katia Fach Gómez, Professor, Faculty of Law, University of Zaragoza

Speakers:

Maria Gavouneli, Associate Professor of Public International Law, Faculty of Law of the National and Kapodistrian University of Athens; Athens Public International Law Research Center

[Armed conflict and the protection of investments in the energy sector](#)

Antal Berkes, Postdoctoral Research Fellow, Manchester International Law Centre, School of Law, University of Manchester

[The responsibility of the host State for the violations of investors' rights in a part of its territory under occupation](#)

Merryl Lawry-White, Associate, Debevoise & Plimpton LLP

[International investment arbitration and standards applicable in conflict: parallel or merging worlds?](#)

Ofilio J. Mayorga, Associate Attorney, Foley Hoag LLP

[Arbitration of Disputes Under State Contracts in Times of Military Occupation](#)

16:00 – 16:30

Break

16:30 – 18:00

Parallel Sessions

Parallel Session 5

"Ioannis Drakopoulos" Amphitheater | Historical Central Building

Chair: Friedl Weiss, Professor, Department of European, International Law and Comparative Law, University of Vienna

Speakers:

Daniel Joyner, Elton B. Stephens Professor of Law, Director of International Program, University of Alabama

[Termination and suspension of investment treaties as a consequence of armed conflict](#)

Catharine Titi, Research Scientist, French National Centre for Scientific Research (CNRS) and CREDIMI, University of Burgundy

[The Life Cycle of Investment Protections in Times of Armed Conflict: Survival and Revival in *Ius in Bello* and *Ius Post Bellum*](#)

Gabriele Gagliani, Contract Professor of International Law, Bocconi University
[Supervening Impossibility of Performance and the Effect of Armed Conflict on Investment Treaties: Any Room for Maneuver?](#)

Parallel Session 6

"Alkis Argiriadis" Amphitheater | Historical Central Building

Chair: Marina Trunk-Fedorova, Senior Research Fellow - Kiel University, KEEL - Kiel Center for Eurasian Economic Law

Speakers:

Kevin Crow, Lecturer and Senior Researcher at the University of Halle - Wittenberg Law School (Germany), Research Associate, Asia School of Business (Malaysia)

[International Investor Obligations and Crimes Against Humanity: The Urbaser Spectrum](#)

Alia Algazzar, Doctoral Student, Graduate Institute of International and Development Studies; Trainee at Freshfields Bruckhaus Deringer LLP, Dubai
[Jus in Bello in Investment Treaty Disputes: A Rising Moon in the Twilight Zone of Investment Protections in Times of Armed Conflict](#)

Kong Soon Lim, University of Northumbria
[Armed Conflicts and Customary Law on Investment: Codification and Fragmentation of 'Protection and Security'](#)

Michail Risvas, Associate, Three Crowns LLP
[Non-discrimination and the protection of investments during and after armed conflict](#)

Friday 6 October 2017

09:00 – 10:30 **Parallel Sessions**

Parallel Session 7

"Ioannis Drakopoulos" Amphitheater | Historical Central Building

Chair: Jansen Calamita, Head, Investment Treaty Law & Policy, Centre for International Law; Research Associate Professor, Faculty of Law, National University of Singapore

Speakers:

Anna Aseeva, Researcher at the Centre d'Etudes Juridiques et Politiques (CE-JEP), University of La Rochelle, and Adjunct Professor at HEC Paris
[Coercive interference through transnational investment relations: development, territory and resources](#)

Martin Hemmi, Research and Teaching Assistant, Institute of Public Law, University of Bern
[Using International Investment Arbitration for Compensating Victims of Torture](#)

Eleni Micha, Teaching Fellow, Faculty of Law, National and Kapodistrian University of Athens; Athens Public International Law Center
[Responsible investment in occupied territories: Beyond the UN & OECD Principles](#)

Tom Syring, Visiting Scholar at University of Oslo, Norwegian Centre for Human Rights
[Foreign Corporate Responsibility in Times of War and Occupation: The Case of Heineken-Bralima in the Congo](#)

Parallel Session 8

"Alkis Argiriadis" Amphitheater | Historical Central Building

Chair: Maria Telalian, Hellenic Ministry of Foreign Affairs

Speakers:

Antonis Bredimas, Emeritus Professor, Faculty of Law, National and Kapodistrian University of Athens; Athens Public International Law Center
[Kosovo and Foreign Investment Protection](#)

Fabio Bassan, Professor of International Law, University of Rome 3
[Multilateral, primary and secondary sanctions and Investments: the case of Iran](#)

Stamatios Tsetos, Founding Partner, Tsetos & Leboulanger Law Firm Partner, Leboulanger & Associés
[Investment protection in Libya](#)

Ana Maria Daza, Lecturer in International Law, University of Edinburgh; **Daniel Behn**, Postdoctoral Research Fellow in International Dispute Settlement, PluriCourts Centre of Excellence, Department of Public and International Law, University of Oslo
[War and Peace in Libya: Investment treaty arbitration during and in between periods of armed conflict](#)

10:30 – 11:30 **Break**

11:30 – 13:00 **Parallel Sessions**

Parallel Session 9

“Ioannis Drakopoulos” Amphitheater | Historical Central Building

Chair: Robert Howse, Lloyd C. Nelson Professor of International Law, New York University

Speakers:

Vladimir Gladyshev, Managing Partner Gladyshev and Partners AB
[Russian domestic law in Crimea-related investment arbitrations: issues and pitfalls](#)

Yarik Kryvoi, Senior Research Fellow in International Economic Law and Director of the Investment Treaty Forum at the British Institute of International and Comparative Law; Professor of Law, University of West London
[Annexation of Crimea and International Investment Law](#)

Laura Rees-Evans, Senior Associate, Fietta LLP
[Litigating the use of force: reflections on the interaction between investor-State dispute settlement and other forms of international dispute settlement in the context of the conflict in Ukraine](#)

Parallel Session 10

“Alkis Argiriadis” Amphitheater | Historical Central Building

Chair: Maria Gavouneli, Associate Professor of Public International Law, Faculty of Law of the National and Kapodistrian University of Athens; Athens Public International Law Research Center

Speakers:

George Kyriakopoulos, Lecturer, Faculty of Law, National and Kapodistrian University of Athens; Athens Public International Law Center
[The impact of acts of violence and social unrest on investment contracts](#)

Rafael Tamayo Álvarez, PhD Candidate from the Doctoral Program in Law, Universidad de Los Andes, Bogotá
[The Colombian Land Restitution Programme: A Clash Between Transitional Justice and Foreign Investment Protection](#)

Lukas Vanhonnaeker, Doctoral Candidate, McGill University, Faculty of Law Montreal
[The Recourse to Private Military and Security Companies by Foreign Investors in Conflict-Affected Countries: Dangers, Opportunities and the Need to Regulate](#)

Michail Dekastros, Associate, Three Crowns LLP
[Armed conflict and the protection afforded to sovereign wealth funds under international investment law](#)

13:00 – 14:00 **Break**

14:00 – 15:30 **Parallel Sessions**

Parallel Session 11

"Ioannis Drakopoulos" Amphitheater | Historical Central Building

Chair: Stelios Stavridis, Senior Research Fellow, Fundación Agencia Aragonesa para la Investigación y el Desarrollo, University of Zaragoza

Speakers:

Gabriel Bottini, Partner, Uría Menéndez (Madrid); Adjunct Professor of Public International Law, University of Buenos Aires
[Reflections on the origins and evolution of war and civil disturbance clauses](#)

Caroline Henckels, Senior Lecturer, Faculty of Law, Monash University
[Investment treaty exceptions and the circumstances precluding wrongfulness in the context of armed conflict](#)

Suzanne Spears, Partner, Volterra Fietta, London; **Maria Fogdestam-Agius**, Associate, Volterra Fietta, London
[Protection of Investments in War-Torn States: A Practitioner Perspective on War Clauses in Bilateral Investment Treaties](#)

Jure Zrilic, Lecturer, University of Liverpool
[Force majeure as a defence against conflict-related investment claims](#)

Parallel Session 12

"Alkis Argiriadis" Amphitheater | Historical Central Building

Chair: Christoph Schreuer, Emeritus Professor, Department of European, International Law and Comparative Law, University of Vienna; Of Counsel, zeiler. partners Rechtsanwälte

Speakers:

Yannick Radi, Professor of Public International Law, University of Louvain (UCLouvain)
[In-Between Law and Policy: Attributing \(or Not\) the Conduct of Insurrectional Movements to States in Investor-State Arbitration](#)

Anastasiosourgourinis, Lecturer, Faculty of Law, National and Kapodistrian University of Athens; Athens Public International Law Center
[Armed Conflict and 'Denial-of-Benefits' Clauses in Investment Treaties](#)

Maria-Eleni Chrysanthakopoulou, Faculty of Law, National and Kapodistrian University of Athens & FDI Moot Alumni Vice-President; **Nicolas Pralica**, Associate, Dechert LLP & FDI Moot Alumni President
[Armed conflict, contributory fault and damages in investment disputes](#)

José Gustavo Prieto Muñoz, Post-Doctoral Researcher, University of Verona
[Awarding damages in times of armed conflict: An emerging standard of 'economic capacity' of the host state](#)

15:30 – 16:00

Break

16:00 – 17:30

Parallel Sessions

Parallel Session 13

"Ioannis Drakopoulos" Amphitheater | Historical Central Building

Chair: Charalambos Pamboukis, Professor, Faculty of Law, National and Kapodistrian University of Athens

Speakers:

Georgios Petrochilos, Partner, Three Crowns LLP

[The obligation of due diligence under general international law and international investment law during armed conflicts](#)

Philippe Leboulanger, Founding Partner, Leboulanger & Associés

[Duty to Protect Foreign Investment in Armed Conflicts and International Arbitration](#)

Athina Fouchard Papaefstratiou, Counsel, Lazareff Le Bars

[Armed conflicts clause in investment treaties: minimum protection or lex specialis?](#)

Sebastian Wuschka, Associate, Luther Rechtsanwaltsgesellschaft; Visiting Lecturer & Doctoral Student, Ruhr-University Bochum

[The Obligation of Non-Recognition of Situations Created by an Illegal Use of Force before International Investment Tribunals](#)

Parallel Session 14

"Alkis Argiriadis" Amphitheater | Historical Central Building

Chair: Catharine Titi, Research Scientist, French National Centre for Scientific Research (CNRS) and CREDIMI, University of Burgundy

Speakers:

Markus Wagner, Associate Professor, University of Warwick School of Law

[The Parallel - Though Temporally Distinct - Development of the Principle of Proportionality in International Investment Law and International Humanitarian Law](#)

Jansen Calamita, Head, Investment Treaty Law & Policy, Centre for International Law; Research Associate Professor, Faculty of Law, National University of Singapore

[Investment Treaties and Peace Agreements: What Role for Lump Sum Settlements?](#)

Daniel Behn, Postdoctoral Research Fellow in International Dispute Settlement, PluriCourts Centre of Excellence, University of Oslo; **Taylor St. John**, Postdoctoral Research Fellow, PluriCourts Centre of Excellence, Department of Public and International Law, University of Oslo; and **Günes Ünüvar**, Postdoctoral Research Fellow, Centre of Excellence for International Courts (iCourts), Faculty of Law, University of Copenhagen

[Might Claims Commissions Work Better? A Comparative Analysis of Claims Commissions and Arbitral Tribunals to Settle Investment-Related Disputes in Conflict Zones](#)

Vaios Koutroulis, Lecturer in Public International Law, International Law Centre, Faculty of Law, Université libre de Bruxelles (ULB)

[Interpretation of military necessity in the context of international investment law](#)

17:30– 18:30

Keynote Lecture

Nicolas Politis Lecture Series

"Alkis Argiriadis" Amphitheater | Historical Central Building

Alain Pellet, Emeritus Professor, University Paris Nanterre

[The Paradox of the Prohibition on the Use of Force in Contemporary International Law: Some Remarks](#)

18:30

Closing Remarks

Colloquium Convenors

- Katia Fach Gómez (University of Zaragoza)
- Anastasiosourgourinis (National and Kapodistrian University of Athens)
 - Catharine Titi (CNRS & CREDIMI, University of Burgundy)

Colloquium Scientific Committee

- | | |
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TSETOS & LEBOULANGER LAW FIRM

Tsetos & Leboulanger Law Firm is the first Hellenic-French boutique law firm in Greece.

The firm was founded in 2015 by Philippe Leboulanger, a French renowned and internationally acclaimed arbitrator, and by Stamatios Tsetos, a Greek international lawyer practising law and arbitration in Athens (Greece), Paris (France) and London (UK).

The firm's clients – who are, in their majority, international – include notably financial institutions and multinational companies from all sectors located in Western Europe, the Balkans and the Mediterranean region.

Tsetos & Leboulanger Law Firm handles a broad range of corporate and litigation matters in both domestic and international transactions and disputes with a focus on international arbitration cases, where the firm acts as Counsel and its partners as arbitrators. The firm also represents clients in arbitration-related court proceedings (notably interim measures and annulment proceedings).

3C

Three Crowns

Located in London, Paris and Washington DC, Three Crowns is a firm dedicated to international arbitration – commercial, investment-treaty and inter-State. Founded in April 2014 with a vision of delivering high quality service with real value, Three Crowns brings together international specialists for international advice.

The partners come together from leadership positions at prominent international firms and bring extensive experience of international arbitration. Supported by an associate team composed exclusively of arbitration specialists, Three Crowns offers a complete counsel service, and conducts all of its own oral advocacy.

Our principles are:

- Partners hands-on throughout
- Lean dedicated teams
- Value without waste

We have represented corporate and sovereign clients in many of the most significant arbitrations of the past decades. This collective expertise is brought to bear with substantial, direct, and continuous partner involvement in each matter handled by the firm.

Through deployment of smaller teams of highly-experienced arbitration specialists, Three Crowns offers a bespoke service that is a unique combination of excellence and efficiency in arbitration counsel work.

The firm's structure and size also permits flexibility in pricing ensuring that clients receive value without waste.

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New Fetter Place
8-10 New Fetter Lane
London EC4A 1AZ

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104 avenue des Champs-Élysées
75008 Paris

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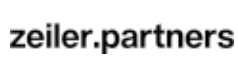
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Colloquium

Chairs & Speakers





OPENING KEYNOTE SPEAKER



CHRISTOPH SCHREUER

Christoph Schreuer is a graduate of the Universities of Vienna, Cambridge and Yale. Formerly Professor of International Law at the School of Advanced International Studies (SAIS) of the Johns Hopkins University in Washington and Professor of International Law at the University of Vienna, Austria. He is currently of counsel with the law office zeiler. partners, Vienna.

Professor Schreuer is an arbitrator in ICSID and UNCITRAL arbitrations and a member of the ICSID Panel of Conciliators and Arbitrators.

He has published numerous articles and several books in the field of international law including «The ICSID Convention: A Commentary». He has written expert opinions in many cases.

CLOSING KEYNOTE SPEAKER



ALAIN PELLET

Alain Pellet taught Public International Law (in particular International Economic Law) at the University Paris Ouest Nanterre La Défense. Director of the Centre de Droit International of the University between 1991 and 2001, he was the co-head of the Master 2 (research) Laws of International Relations and of the European Union. He is the author of numerous books and articles. Between 1990 and 2011, he was a Member of the United Nations International Law Commission and acted as Chair in 1997. He has been Counsel for numerous governments (including the French Government) and for international organisations. He has been and is counsel and advocate in about fifty cases before the International Court of Justice, the International Tribunal for the Law of the Sea, as well as in several arbitrations cases, in particular investment cases. He has been nominated by the French Government to the List of arbitrators under Annex VII of the United Nations Convention on the Law of the Sea and to the Panel of Arbitrators of the ICSID by the Chairman of the Administrative Council, and has been appointed Arbitrator or President in several cases. Alain Pellet also acted as expert to the Arbitration Commission of the Peace Conference on the former Yugoslavia, and as Rapporteur of the French Committee of Jurists on the Creation of an International Criminal for Former Yugoslavia that is at the origin of the French project of creation of the International Criminal Tribunal for the former Yugoslavia. Furthermore, he was the Legal Adviser of the World Tourism Organisation and he has been Independent Objector of the Internet Corporation for Assigned Names and Numbers (ICANN) for generic top level domain names (new gTLD) (2012-2015).



TOBIAS ACKERMAN

Tobias studied law with a focus on European and international law at Ruhr University Bochum (Germany). During his studies, he worked as student assistant at the IFHV and participated in the national and international rounds of the Jessup Moot Court 2013. Since 2015, he is a Research Associate at the IFHV. His doctoral thesis addresses the connection between armed conflicts and international investment treaties.



ALIA O. ALGAZZAR

Alia Algazzar is a Doctoral student in International Law at the Graduate Institute for International and Development Studies, Geneva, Switzerland. Her Ph.D. thesis focuses on the repercussions of internal armed conflicts on investment treaty protection standards. Alia is a qualified lawyer in Egypt and teaches international business law, dispute settlement and human rights law at the Arab Academy in Egypt. Currently, Alia is interning at Freshfields Bruckhaus Deringer LLP, Dubai. She has previously interned in Paris at Cleary Gottlieb Hamilton and Shearman & Sterling, as well as at Hafez Advocates in Egypt. Alia maintains broad experience in international dispute settlement with emphasis on investor-state, state-to-state, commercial, and maritime disputes. She handled cases under various ad hoc and institutional rules of arbitration, such as ICSID, ICC, UNCITRAL, and SCC. Alia holds two Master Degrees in international dispute settlement from the Geneva Masters in International Dispute Settlement (MIDS) in Switzerland, and in international maritime law from the International Maritime Organization's International Maritime Law Institute (IMO-IMLI) in Malta. She holds certificates from the International Arbitration Academy in Paris, the Hague Academy in the Netherlands, and the African International Legal awareness (Investment Treaty Arbitration) in London.



ANNA ASEEEVA

Dr. Anna Aseeva, Centre d'Etudes Juridiques et Politiques (CEJEP), University La Rochelle, and HEC Paris, France. In the Spring semester 2017, Anna was a visiting researcher at the Centre of Excellence for International Courts (iCourts), Faculty of Law of the University of Copenhagen, Denmark with a grant of the Danish National Research Foundation, where she has worked on the research topic 'Interface of sustainable development and transnational investment law and arbitration'. Anna holds a Degree in International Relations from the Geneva Graduate Institute of International and Development Studies (IHEID); a Master in European Law and Institutions from the University of Geneva; a Russian Law Degree (J.D. equivalent); and a PhD summa cum laude in Law from the Law School of the Institute of Political Studies (Sciences Po), Paris. After the completion of her legal clerkship in Brussels and Russia and obtaining the Barrister qualification, Anna continued in academia with a special interest in becoming a scholar. Today, Anna works in the fields of European and international economic law, specialising in WTO (World Trade Organisation) law and policy, and foreign investment law and policy, with a particular focus on non-economic issues and exceptions. She has worked and consulted for the Swiss and French governments, UN-ECE, and the ESEC (Economic, Social and Environmental Council, French Constitutional Consultative Assembly). Anna's most immediate research focus is presently at the interface of transnational trade and investment law and regulation, and international human rights and environmental law and climate justice.



FABIO BASSAN

Professor of International Law at the University of Roma Tre (in Rome), he is Founding Director of the Sovereign Wealth Funds Law Centre. Conciliator at the International Centre for Settlement of Investment Disputes (ICSID), he is Member of the ILA (International Law Association) Commission on Rule of Law and International Investments. He is name partner of VBL, an independent Law firm with offices in Rome, Tehran, Moscow, Sao Paulo. He is author of more than 100 books and articles. Among his recent books: *Research Handbook on Sovereign Wealth Funds and International Investment Law* (Edward Elgar, 2015); *From Saviour to Guarantor: EU member States' economic intervention during the financial crisis* (Palgrave, 2015); *The Law of Sovereign Wealth funds*, (Edward Elgar, 2011).



DANIEL BEHN

Dr. Daniel Behn is a Postdoctoral Research Fellow in International Dispute Settlement at the PluriCourts Centre for the Study of the Legitimate Roles of the Judiciary in the Global Order, Department of Public and International Law, Faculty of Law, University of Oslo. His research interests relate broadly to public international law and international adjudication. His work primarily focuses on empirical legal studies relating to international courts and tribunals. His previous working experience includes legal practice in international arbitration and legal consultancy positions for institutions such as the World Bank. He is currently an associate editor at the *Journal of World Investment and Trade*; and a member of the Executive Council for the Yale Policy Sciences Society.



ANTAL BERKES

Antal Berkes holds a Master in Law from the Eötvös Loránd University (Budapest); two postgraduate degrees from the Central European University (Human Rights LLM) and Université Aix-Marseille III (Master in International Law). He completed his PhD at Université Paris 1 (Panthéon-Sorbonne) in co-supervision with the Eötvös Loránd University (Budapest) in 2015 with a thesis entitled "Grey Zones": the Protection of Human Rights in Areas out of the Effective Control of the State. In addition he has conducted studies in contemporary history (Bachelor in history from the Eötvös Loránd University (Budapest); MA in history from Université Aix-Marseille I and Ma in contemporary history from Université Paris 4 Paris-Sorbonne) and in Latin-american studies (MA from Université Paris 4 Paris-Sorbonne). His postdoctoral research broadens his PhD research topic and focuses on the rights and obligations of individuals in areas out of the effective control of the State under special branches of international law other than human rights law such as international humanitarian law, international criminal law, international labour law or refugee law.



ERIC DE BRABANDERE

Eric De Brabandere holds the Chair of International Dispute Settlement at the Grotius Centre for International Legal Studies of Leiden University's Law School where he has been since 2007. He is also Attorney-at-Law (Of Counsel) at the Ghent Bar (with Lexlitis Gent) practicing in international law and arbitration, Editor-in-Chief of the Leiden Journal of International Law, Visiting Professor of international investment law at the University of Trento in Italy, a member of the Board of Editors of the Journal of World Investment & Trade, the *Revue belge de droit international* (Belgian Review of International Law), and the Martinus Nijhoff Investment Law Book Series. Eric De Brabandere holds a Cand. Jur. and Lic. Jur. (cum laude) from Ghent University (Belgium), a Diplôme d'Etudes Approfondies en Droit International Public (LL.M. equivalent) from the University of Geneva (Switzerland), and a Dr. Jur. (PhD) from Ghent University (Belgium). Eric De Brabandere is a general international lawyer, with special expertise in international dispute settlement and international investment law. He is the author of several publications, including the book 'Investment Treaty Arbitration as Public International Law: Procedural Aspects and Implications' (CUP, 2014), and the edited volumes 'Foreign Investment in the Energy Sector: Balancing Private and Public Interests' (edited with T. Gazzini) (Martinus Nijhoff, 2014), 'Investment Law: The Sources of Rights and Obligations' (edited with T. Gazzini) (Martinus Nijhoff, 2012). Before joining Leiden University in 2007 Eric De Brabandere has held positions at the Department of International Law of Ghent University and as lecturer in international trade law and the international institutions at the Karel de Grote University College in Antwerp.



ANTONIS BREDIMAS

Emeritus Professor Antonis Bredimas taught international law and international economic law at the Faculty of Law of the National and Kapodistrian University of Athens. He is a member of the Special Legislative Drafting Committee of the Hellenic Parliament. In the past he has served in various positions, such as President of the Educational Council and member of the Scientific Council of the Hellenic Ministry of Foreign Affairs, while he has also represented Greece in the Steering Committee of the Council of Europe.

Professor Bredimas has published thirteen books and over 100 articles on various fields of public international law and international economic law, in Greek, French and English. Among his publications are: *Les opérations des Banques Internationales de Développement. Aspects juridiques* [Thèse, Univ. PARIS I, 1981], « Les accords de prêt et de garantie interétatique », [Revue Hellénique de Droit International (1976), pp. 74-150], *Les Etats-membres des Communautés Européennes et la Pacte relative aux droits civils et politiques (Le pacte et ordre interne-droit à l'autodétermination-protection des minorités-la participation de la Grèce)* [Athènes, 1996], « La notion des discriminations positives en droit international des droits de l'Homme-minorités » [Annuaire International des Droits de l'Homme 2009], « Le principe de la proportionnalité en droit international humanitaire » [in: S. Perrakis, M.D. Marouda(eds.), *Armed conflicts and international humanitarian law*, Athens/Brussels, 2009, pp. 321-334], « Droit à la santé et extrême pauvreté: problèmes et perspectives d'un droit d'une effectivité douteuse » [in: E. Decaux, A. Yotopoulos-Marangopoulos (eds.), *La pauvreté, un défi pour les droits de l'Homme*, Paris, 2009, pp. 125-170], « Le protocole de Kyoto sur le changement climatique et les engagements des Etats-parties » [Annuaire International des Droits de l'Homme, vol. I/2006, pp. 159-172], « Les droits de l'homme dans la coopération Euro-méditerranéenne », *Revue Hellénique de Droit International* (1996), pp. 41-72], « Les mesures spéciales en faveur des minorités » [in: L.-A. Sicilianos (ed.), *Nouvelles formes de discrimination*, Paris 1995, pp. 285-294], « Les droit des minorités nationales » [in: E. De-

caux, L.-A. Sicilianos (dir.), La CSCE: dimension humaine et règlement des différends, Paris 1993, pp. 61-87], « La situation juridique du demandeur d'asile », Revue Française de Droit Administratif (juillet et août 1993), pp. 767-772 – in collaboration with E. Spiliotopoulos], « Les relations Est-Ouest en matière d'environnement dans le cadre européen », in: I. Balmond, C. Stephanou, M. Torrelli (eds.), Les relations inter-européennes, Université de Nice, 1990, pp. 341-358], « Les relations entre l'Est et l'Ouest dans le cadre de la Commission Economique pour l'Europe des Nations Unies », Revue Hellénique de Droit International (1989-1990), pp. 55-67], « La nouvelle politique méditerranéenne de la CEE et la Grèce » [in: Torrelli (ed.), Les grands dossiers de la Communauté Européenne, Nice, 1986, pp. 73-96], « Les bases militaires américaines en Grèce. Le nouveau régime » [in: Sécurité, désarmement et flanc sud de l'Alliance Atlantique, Paris-Nice, 1986, pp. 113-122], « La participation de la Communauté et des Etats membres à la Conférence sur la Sécurité et le Coopération en Europe et aux Conférences sur le règlement pacifique des différends » [in: La Communauté Européenne et ses Etats membres dans les enceintes internationales, Paris, 1985, pp. 122-137], « Les bases militaires américaines en Grèce. Aspects juridiques, politiques et stratégiques », [Revue Hellénique de Droit International (1982-1983), pp. 41-63].



GABRIEL BOTTINI

Gabriel Bottini is partner in the Madrid office of Uría Menéndez specializing in international arbitration. He is the former National Director of International Affairs and Disputes of the Treasury Attorney-General's Office of Argentina. The Treasury Attorney General's Office defends Argentina before international arbitral tribunals. Mr. Bottini has extensive experience in ICSID, UNCITRAL, and ICC arbitrations, both as counsel and as arbitrator. Mr. Bottini teaches international law at the University of Buenos Aires, Argentina. He has lectured at many universities and international organizations around the world on issues of international investment law and has published extensively on such matters. He has been awarded scholarships by the Fulbright Commission and other international institutions. Mr. Bottini holds a law degree magna cum laude from the University of Buenos Aires, an LLM from New York University School of Law, and a post-graduate degree from Cambridge University.



TOMER BROUDE

Tomer Broude is the Sylvan M Cohen Chair, Faculty of Law and Department of International Relations, and Academic Director of the Minerva Center for Human Rights at the Hebrew University of Jerusalem. His interests are in public international law and international economic law, particularly international trade and investment, human rights, dispute settlement, development and cultural diversity.



JULIEN CHAISSE

Julien Chaisse is Professor at The Chinese University of Hong Kong (CUHK), Faculty of Law. He is an award-winning scholar of international law with a special focus on the regulation and development of economic globalization. In recognition of his outstanding academic performance, Dr. Chaisse received the CUHK Vice-Chancellor's Exemplary Teaching Award in 2015 and the CUHK Research Award in 2012. Dr. Chaisse has held the appointment of Director of the Centre for Financial Regulation and Economic Development at CUHK Law since 2013. In addition to his professorship, Dr. Chaisse is a member of the Trade and Investment Council of the World Economic Forum (WEF). He is also a well-experienced arbitrator and a leading consultant to international organizations, governments, multinational law firms, and private investors.



MARIA-ELENI CHRYSANTHAKOPOULOU

Maria Eleni Chrysanthakopoulou has completed her legal studies at the University of Athens, Faculty of Law and is also a senior student at the American College of Greece, Deree Business School, where she is completing her Bachelor of Science in Business Administration with a concentration on International Business. She has completed internships at OPAP S.A. and Ioannis Vassardanis & Partners Law firm, where she worked on business development and investment planning and was involved in several commercial arbitration cases. In 2015, Maria Eleni was a member of the UoA's team that won the Foreign Direct Investment International Arbitration Moot (FDI Moot) and was deemed a distinguished speaker. She currently holds the position of Vice President at the FDI Moot Alumni, a growing network of FDI Moot past participants that aims at the strengthening of alumni relations. Her interest areas include international arbitration, investment planning and business acceleration, as well as international business strategy.



HORIA CIURTIN

Associate Expert for New Strategy Center (Bucharest), a prominent Romanian think-tank in the field of strategy and international relations, Managing Editor of the EFILA Blog which appears under the auspices of the European Federation for Investment Law and Arbitration (Brussels), Legal Adviser in the field of international arbitration and investment law for Scandic Distilleries S.A. (claimant in the Micula II v. Romania case), as well as Editor at VERSO Journal (Bucharest and Cluj-Napoca, Romania), one of the leading cultural journals from Romania. Bachelor of Laws (2011), Babes-Bolyai University, Cluj-Napoca, Romania. Master of Laws in "European and National Business Law" (2012), Babes-Bolyai University, Cluj-Napoca, Romania, as valedictorian. In 2014, awarded with the Honorable Mention in the Nappert Prize in International Arbitration and International Commercial Law (organized by McGill University). Co-author of the volume dedicated to the ICSID Convention (edited by Dr. Crina Baltag) and published by Kluwer Law International (2017), signing the study "Paradoxes of (Sovereign) Consent: On the Uses and Abuses of a Notion in International Investment Law". Author of the constitutional law and legal philosophy volume "The Dilemmas of Constitutional Review: Inquiry in the Euro-American Paradigms" [original title: "Dilemele controlului de constitutionalitate: Incursiune în paradigmele spațiului euro-american"], Rosetti International, Bucharest, 2013. Author of the political and legal philosophy volume "The Temptation of the Political: Conservative Reflections after the End of History" [original title: "Tentativă politică: Reflecții conservatoare după sfârșitul istoriei"], Eikon, Bucharest, 2015. Author of more than twenty articles in the cultural press, as

well as of numerous studies and policy papers in domestic and international academic journals, in the field of international (investment) law, international relations and legal philosophy.



KEVIN CROW

Kevin Crow is a Lecturer and Senior Researcher at the University of Halle-Wittenberg Law School in Germany and a Research Associate at the Asia School of Business in Kuala Lumpur, Malaysia. His research focuses on international economic law and international criminal law in ASEAN, and most recently, on the private sector's role in authoring public international law. Prior to working in academia, Kevin worked as an international criminal lawyer, and continues to consult on human rights cases at the international level. He is also an active contributor to Columbia University's Freedom of Expression Initiative. He holds a B.A. from the University of Washington, a J.D. from the University of Southern California, and an LL.M. from the London School of Economics, all with honors, and is currently working on a Ph.D. at the Transnational Economic Law Research Centre at the University of Halle-Wittenberg. He is author of several articles that have appeared in American, Asian, and European international law journals.



ANA MARIA DAZA

Dr. Ana María Daza Vargas joined the University of Edinburgh in 2013 as teaching fellow in international economic law. She teaches international investment law, WTO Law, international commercial arbitration and public international law. Recently Ana María's research interests have focused on the intersection between international investment law and other areas of law, such as environmental, domestic and water law and policy, and the law of armed conflict. She acts as consultant and of counsel for AACNI Law Firm and is the editor of the online newsletter Arbitration Watch. For several years Ana María worked as Legal Officer and Legal Director at the Public Utility Regulatory System (SIRESE) in Bolivia, advising on appeals brought by foreign investors against the decision of utility regulators. She holds a PhD from the Centre for Water Law, Policy and Science at the University of Dundee and two LL.M.s in Law and Economics and International and EU Law at the Universities of Utrecht and Maastricht in the Netherlands, respectively.



MICHAIL DEKASTROS

Dr. Michail Dekastros is an associate in the Paris office of Three Crowns LLP. He specialises in international dispute settlement with a focus on investment treaty arbitration and WTO law. His experience covers disputes in the financial services, natural resources, gaming, and media sectors under a variety of arbitration rules (ICSID, UNCITRAL, and LCIA). Prior to joining Three Crowns, Michail trained with the international arbitration and public international law group of a leading international law firm in Paris.

Michail holds a PhD in international law from the European University Institute in Florence. His thesis concerns sovereign wealth funds in international investment and WTO law, with a particular emphasis on market access and dispute settlement. Michail has also received an LL.M. from the University of Cambridge and was a Visiting Researcher at Harvard Law School for a year. He is an editor of the European Journal of Legal Studies and has published articles in the areas of international investment law, as well as WTO and EU law.



PATRICK DUMBERRY

Patrick Dumberry is an Associate Professor at the University of Ottawa (Civil Law Section). He holds a B.Sc in Political Science and an LL.B. (University de Montréal), as well as a D.E.S. and a Ph.D. (Graduate Institute for International Studies, Geneva, Switzerland). Patrick practiced international law and international investment arbitration with law firms in Geneva (Lalive), Montreal (Norton Rose) as well as with Canada's Ministry of Foreign Affairs (Trade Law Bureau). His publications include three books, "State Succession to International Responsibility" (Martinus Nijhoff Publ., 2007, recipient of the prize "High Technical Craftsmanship and Utility to Practicing Lawyers and Scholars" 2008 from the American Society of International Law); "The Fair and Equitable Treatment Standard under International Law: A Guide to NAFTA Article 1105 Case Law", (Wolters Kluwer, 2013), and "The Formation and Identification of Rules of Customary International Law in International Investment Law" (Cambridge University Press, 2016). His next book is entitled "A Guide to State succession Issues Arising in the Context of International Investment Law" (to be published in 2018). He is the author of more than 60 publications in specialized journals and collective books in the field of international law and international investment arbitration.



KATIA FACH GÓMEZ

Katia Fach Gómez is Professor of International Arbitration, Business Transactions and Private International Law at the University of Zaragoza (Spain), Member of the Institute of European Law and Regional Integration at the University Complutense (Madrid) and member of the Spanish Research Projects DER2016-80568-R (subprograma Retos) and e-Procofis S 14/3 DGA. She was Adjunct Professor at Fordham University (New York), Visiting Scholar at Columbia Law School (NY), Pre- and Post-Doctoral Grantee at the Max-Planck Institut (Germany), and Senior Humboldt Scholar. She has also lectured at numerous European and Latin American Universities. She graduated with summa cum laude from the University of Zaragoza, holds a European PhD summa cum laude in International Environmental Law, and an LLM summa cum laude from Fordham University.

Professor Fach Gómez is author of numerous books and book chapters on international arbitration and international law. Her latest edited volume EU Policy on International Investment Law was published in 2017. Her articles have appeared in a number of international peer-reviewed law journals.

Admitted to the Spanish bar, Professor Fach Gómez has been involved in various international litigation and arbitration cases in the USA and Europe, and has chaired several panels at the Arbitration Court of Madrid and the Consumer Arbitration Court of Zaragoza (Spain). She has been Executive Director of the Excellence Campus at the University of Zaragoza, seconded two years at the European Commission in Brussels, and served various times as scientific expert for the European Union and foreign funding agencies.



WEISS FRIEDL

Friedl Weiss is Professor emeritus in the Department of European, International Law, and Comparative Law at the University of Vienna. He holds a doctorate in law, a Licence spéciale en droit Européen from the European Institute of the Free University of Brussels, as well as an MA in Public International Law and European Law from the University of Cambridge. Previously he was Lecturer in Law at the London School of Economics and Political Science and held the Chair of International Economic Law and International Organisations at the University of Amsterdam where he also served as Director of the Amsterdam Law School, as well as various Visiting Professorships, including at the Universities of Louvain-la-Neuve, Panthéon-Assas Paris II, HEI Geneva, Bocconi Milano, Bratislava, Minnesota, Tulane, Wuhan and Tianjin. His research focus includes European and international (economic) law, international organizations, including those of international economic governance, WTO and European Union law. He has been legal adviser in the EFTA Secretariat as well as legal consultant in GATT. Other consultancies include contract research and expert advisory services for the UN (UNITAR, UNCTAD, ESCAP), the EU (EC TACIS/Poland, DG Trade/Vietnam, Legal Service/Reflection Group on WTO Law, European Energy Charter), as well as for several countries and their institutions including the United Kingdom (UK Economic and Social Research Council, Select Committee on the EC of the House of Lords, the House of Commons, the Royal Institute of International Affairs), the Netherlands (Ministry of Foreign Affairs), Ukraine (Donetsk University). He is member of the ILA Committee on the role of sustainable development in resource management for development and was member as well as former rapporteur of the ILA Committee on International Trade Law, as well as a member of the ILA Committees on International Law on Sustainable Development and on Foreign Investment. Publications include: *The Changing Landscape of Global Financial Governance and the Role of Soft Law* with A.Kammel (co-eds., 2015); *EU Internal Market Law* with Clemens Kaupa, (CUP, 2014); *Das Recht der Europäischen Union* with G.Hafner and A.Kumin (eds.), 2013; *Free Movement of Persons Within the European Community*, 2nd ed., (2007 with Frank Wooldridge); *Improving WTO Dispute Settlement Procedures. Issues and Lessons from the practice of other International Courts and Tribunals* (2000); *International Economic Law with a Human Face* (1998, with Paul de Waart, Eric Denters co-eds.); *International Law and Sustainable Development. Principles and Practice* (2004, with Nico Schrijver co-ed.); *Trade and Investment*, in *Oxford Handbook of International Investment Law* (2008); *The Principle of Non-Discrimination in International Economic Law: A Conceptual and Historical Sketch*, in *International Law between Universalism and Fragmentation, Festschrift in Honour of Gerhard Hafner* (2008); *Inherent Powers of National and International Courts: The Practice of the Iran-US Claims Tribunal*, in *International Investment Law for the 21st Century, Essays in Honour of Christoph Schreuer* (2009); *Sketching 'Community Interest' in EU Law*, in *From Bilateralism to Community Interest*, in *Essays in Honour of Judge Bruno Simma* (2011); *Good Governance in the Procedural Practice of the WTO*, in *Liber Amicorum in onore di Paolo Picone* (2011); *Article XIII GATT (with Hestermeyer)*, in *Rüdiger Wolfrum, Peter –Tobias Stoll, Holger P. Hestermeyer (eds.), WTO – Trade in Goods*, (2011); *Free Circulation of Goods*, with Silke Steiner, in *Rüdiger Wolfrum (ed.), Max Planck Encyclopedia of Public International Law* (2011). Awards include: EC Research grant (1978); Personal Research Grant by the British Academy (1985); Medal of Honour for services rendered to the European Forum Alpbach (2010); First Class Honour's Cross by the Pres. of the Republic of Austria for services rendered to Science and culture (2011); EU-ERASMUS Jean Monnet Lifelong Learning grant (2011).



MARIA FOGDESTAM-AGIUS

Dr. Maria Fogdestam-Agius is an associate with Volterra Fietta. She holds master and doctorate degrees in public international law from the University of Uppsala. Her expertise covers a wide array of public international law topics. Maria advises and represents States and private entities on a wide range of contentious and non-contentious public international law and international dispute resolution issues. Recent highlights of her practice include acting for an African State in an ICSID dispute relating to the oil industry, acting for a private investor in an ICSID annulment proceeding, advising a private investor on investment claims in a post-conflict setting, advising private investors on options for enforcing and collecting on international arbitral awards, advising a State in the Far East on issues relating to maritime boundary and territorial sovereignty claims, advising a State on matters pertaining to reservations and interpretative declarations under the United Nations Convention on the Law of the Sea, advising several States on issues relating to State immunity, advising a State in the Americas on issues relating to diplomatic immunity, advising another State on issues relating to the inviolability of diplomatic premises, advising a State on human rights issues in disputed territory and advising another State on issues relating to the transboundary use of force. Maria is a published author in the field of public international law, including a monograph on the interaction and delimitation of international legal orders within public international law, and articles relating to state of necessity under customary international law. Prior to joining Volterra Fietta, Maria worked as a post-doctoral researcher and teaching assistant of public international law at Uppsala University.



ATHINA FOUCHARD-PAPAEFSTRATIOU

Athina Fouchard Papaefstratiou is a counsel at Lazareff Le Bars in Paris. She specialises in international arbitration, public international law and general contract law. She has acted as counsel, arbitrator or administrative secretary in commercial and investment arbitrations in various sectors, such as energy, banking and finance, mining, construction and telecommunications. Her experience includes ad hoc as well as institutional arbitrations under the ICC, ICSID, LCIA, CRCICA and CCJA arbitration rules. Athina holds an LL.B. (Merits) from the University of Athens, an LL.M. (Merits) from Queen Mary College, University of London and a master's degree (Merits) from the University Paris II Panthéon-Assas (scholarship on the merits from the Greek Ministry of Education). Prior to joining Lazareff Le Bars, Athina worked as an associate in the international arbitration group of Freshfields Bruckhaus Deringer LLP in Paris for six years. She also served as assistant legal counsel in the Office of International Standards and Legal Affairs of UNESCO for one year, acted as an independent practitioner and trained in different international law firms in London, Paris and Athens. Athina regularly publishes and speaks at conferences on issues of arbitration and international law. She is a member of ICC Hellas, CIArb and several other arbitration practitioners' associations. She is registered with the Bar in Paris and in Athens and speaks English, French, Greek and Spanish.



GABRIELE GAGLIANI

Gabriele Gagliani is Contract Professor of International Law at Bocconi University in Milan (Italy). He is also Chargé de Cours/Lecturer at the Master en Etudes Internationales co-organized by Sciences Po Lille (France), the University of Szeged (Hungary) and the Université Senghor de la Francophonie and has served and still serves as external consultant on international law matters to intergovernmental organizations, sovereigns and individuals. He has been a visiting research fellow at the British Institute of International and Comparative Law (BIICL) in London (U.K.), an Intern in the Permanent Mission of Italy to the United Nations, World Trade Organization section, in Geneva (Switzerland) and has worked as a consultant for law firms on national and international law issues. He holds a Ph.D. from the École Normale Supérieure/Université Paris Saclay in Paris (France) and from the University of Palermo (Italy), under a thesis co-direction at Bocconi University, an LL.M. in international economic law (IELPO LL.M., with distinction) from the University of Barcelona and a Bachelor and Master of Laws (summa cum laude) from the University of Milan. He speaks fluently and works in English, French, Italian and Spanish.



MARIA GAVOUNELI

Associate Professor of International Law, Faculty of Law, University of Athens

LL.B. (Honours) (Athens); LL.M. (Cantab); Ph.D. (Cantab) (Paul Guggenheim Prize)

Assistant Professor of International Law, Faculty of Law, University of Athens

Associate Research Fellow, Institute of Advanced Legal Studies, University of London

Associate, Hellenic Institute of International & Foreign Law

Visiting professor and lecturer in several universities and research institutions in Greece and abroad, including the University of London, the Royal Institute of International Affairs (Chatham House), Tulane University (USA), the University of Edinburgh.

Member of several academic organisations, including the British Institute of International & Comparative Law (visiting researcher in 2000); the American Society of International Law (co-chair of the Law of the Sea Interest Group – LOSIG, 2012-2015); the European Society of International Law (co-convenor of the Interest Group on the Law of the Sea – LAWSEA, 2014-2016); the Association internationale du droit de la mer (Assidmer); the International Law Association (treasurer and founding member of the Hellenic Branch); the Hellenic Society of International Law & International Relations (Secretary-General); the Hellenic Arbitration Association.

ILA, Committee on international law and sea-level rise (2013-); having served in the Committee on the legal principles relating to climate change, member and co-author of the 2014 Washington Declaration on the legal principles relating to climate change (2010-2014); and co-rapporteur, Committee on transnational enforcement of environmental law (2005-2006).

IUCN, Commission on Environmental Law, Mediterranean Sea Sub-Group, Co-chair.

Author of four monographs, including Pollution from offshore installations (Martinus Nijhoff 1995 – Prix Paul Guggenheim), State immunity and the rule of law (Athens 2001), Functional jurisdiction in the Law of the Sea (Martinus Nijhoff, 2007), Ενεργειακές Εγκαταστάσεις στη Θάλασσα (Νομική Βιβλιοθήκη, 2016); editor of several volumes; several chapters in books and numerous articles; co-editor-in-chief: Yearbook of International Environmental Law (2015-2018); member of the board of

several law journals.

Greek National Commission of Human Rights, Chair of the Sub-Commission for International Communication and Co-operation, 2015-2018; member of the European Coordination Committee (ECC), European Network of National Human Rights Institutions – ENNHRI, co-chair, Working Group on Asylum & Migration.

OECD, Working Group on Bribery in International Business Transactions, Vice-President (2005-2013), member of the Management Group (2014-) and lead examiner

European Commission, Expert Group on Corruption (2011-2015, 2015-2019)

Council of Europe, Group of States Against Corruption (GRECO), Head of delegation (since 2006) and examiner

UN Convention against Corruption (UNCAC), contact point for Greece (2007-2009), evaluator

Greece, National Coordinator for combatting corruption, Advisory Body (2014-2015)

Delegate of the Hellenic Republic in the General Assembly of the United Nations (Third Committee); The United Nations Environment Programme (UNEP).

Chair and member in numerous committees of the Council of Europe, including the Steering Committee on Criminal Matters (CDPC), member of the Bureau (2007-2011); Steering Group of the Pan-European Platform on Ethics, Transparency and Integrity in Education – ETINED (2016-)

President of the Committee of Article 36 (CATS), Council of the European Union (Justice and Home Affairs) (2003 and 2014)

Delegate and negotiator in numerous bilateral and multilateral treaties, including treaties with the USA, the Russian Federation, Canada, the Ukraine, Mexico, Brazil, Iran and Armenia.

Advisor to the Hellenic Ministry of Justice, member of several legislative drafting committees.

Attorney-at-law, Athens Bar; Managing Partner, Gavouneli Micha Law Firm.

Arbitrator under ICC rules, other domestic rules and Greek law; counsel, legal advisor and consultant in energy and environmental matters; arbitrator with the Regulatory Authority for Energy (RAE).

Fluent in Greek (native language), English, French, Italian and Spanish; comfortable with German



STRATIS G. GEORGILAS

Stratis G. Georgilas was called to the Athens' Bar in 1994. He is the Head of Chambers at G-H Law Chambers in Athens (2001 to this date). He holds a Master of Law Degree, LL.M. (i) (Cantab.) from Cambridge University, where he studied at Hughes Hall and the Faculty of Law (1994). He read "Ptychion" in Law at Democritus University of Thrace, where he studied at the Faculty of Law (1992). He has pleaded cases before all domestic (Greek) Courts, as well as the European Court of Justice, the European Court of Human Rights and other International Courts and Tribunals, in the fields of Public International Law (Human Rights, Settlement of International Disputes, Commercial Arbitration and ICSID), E.U. Law and Aviation Law. He has rendered his services to several States on issues of international dispute settlement, international criminal law – law of armed conflict and aviation law. He is the Legal Counsel and Liti-gator of scheduled air-carriers in Greece (2001 to this date). He has practiced in all relevant fields. G-H Chambers is a frequent sponsor of the universally known annual IATA's Legal Symposium. He holds an active membership in various organisations and societies. His recent activities include: drafting Greece's Intervention before the ICJ (Case Concerning the Jurisdictional Immunities of the State, Germany/Italy); counselling in EU programs in the fields of IT and MED (2008-2013); providing technical

assistance (legal expertise) to the EC/EU (DGEmp.-TFfG) and the Greek Ministry of Development & Competitiveness (2014-2015); member of the ILA Committee on the Rules of Procedure of International Courts and Tribunals (2016). He has published extensively articles and case-notes in Greek and English on various topics of public international law, aviation law and E.U. law. For more info, please, visit our Chamber's site at www.ghlaw.gr.



VLADIMIR GLADYSHEV

Graduated with honours from Moscow Institute of International affairs, International Law department, in 1981.

1981-1989: Ministry of Foreign Affairs, Treaty and Legal department, public international law section, dealing with law of the sea, delimitation of maritime areas, the Arctic, Antarctica. Took part in the UNCTAD conference that elaborated the convention on the registration of ships, IMO conference on the civil liability for oil & hazardous substances pollution damage, Soviet-British talks on bilateral maritime trade treaty, sessions of Commission on Antarctic Marine Living Resources, talks on delimitation of maritime boundaries with USA, Sweden, Norway, North Korea, Finland and Rumania; the Special Antarctic Consultative Meeting on Antarctic mineral resources, regular Antarctic consultative meetings, bilateral US-Soviet and UK-Soviet consultations on the law of the sea, UNEP conference on international convention on international trade in dangerous substances.

Prepared first drafts of Soviet decrees on EEZ, continental shelf and the International Seabed Area.

Took part in preparation of the first generation of Soviet BITs.

1989-1994: posted to the Soviet (Russian) embassy in Madrid, Spain.

After 1994: private law practice in Moscow, Russia. Managing partner of "Gladyshev and partners" AB. Represented foreign investors (Procter and Gamble in approx. 200 cases, PriceWaterhouseCoopers, Bristol Myers Squibb, Asahi Glass Company, etc) in civil, tax, customs, currency control domestic cases. Acted as a counsel in a number of international commercial and investment arbitrations.

Expert-witness on Russian law in a number of commercial and investment arbitrations, including the ECT case of Yukos shareholders v. the Russian Federation. Expert witness on Russian law in approx. 50 cases in the courts of the UK, the USA, the Netherlands, Cyprus, New Zealand, Austria, Sweden, Ireland, BVI, Cayman Islands.

Member of Russian Chamber of the Advocates.

Russian degree of Doctor of Law (International Law) (Kandidat yuridicheskikh nauk).

Currently practices in London, UK.



ANASTASIOS GOURGOURINIS

Dr Anastasios Gourgourinis is Lecturer in Public International Law at the Faculty of Law of the National and Kapodistrian University of Athens, specializing in International Economic Law. He is also a Research Fellow at the Academy of Athens. He holds an LL.B. and an LL.M from the Faculty of Law of the National and Kapodistrian University of Athens, as well as an LL.M. (awarded with Distinction) and a Ph.D. from University College London. He has taught at University College London, the Athens University of Economics and Business, and Panteion University of Athens. Anastasios has served in the past as Special Legal Advisor at Greece's Ministry for Development and Competitiveness, and the Ministry of State, advising on issues pertaining to investment, trade and state aid. Currently, he practises with the Athens Bar in Greece.



MARTIN HEMMI

Martin Hemmi is a Junior Researcher and PhD candidate at the Institute of Public Law and the Center for Migration Law of the University of Bern, Switzerland. Mr. Hemmi's research interests are in public international law including state immunity law, international human rights and international migration law. He holds academic degrees from University of Geneva and the University of Lucerne where he was awarded, as valedictorian of his class, the Prize for Best Master Degree with *summa cum laude* honors. Prior to his academic career, he worked for three different diplomatic outposts of Switzerland in the United States in the consular, cultural and political departments. As Project Manager at the Swiss State Secretariat for Research, Education and Innovation (SERI) he was further responsible for fostering university collaboration and scientific exchange between Switzerland and North America.



CAROLINE HENCKELS

Dr. Caroline Henckels is a Senior Lecturer in the Faculty of Law at Monash University. Caroline researches at the intersection of public international law and public law, with a focus on international investment law, WTO law and comparative public law. She is an Associate Editor of the *Journal of World Investment and Trade* and serves as peer reviewer for several academic journals and for the United Nations Conference on Trade and Development. Caroline is admitted to practice law in Victoria and in New Zealand. Before joining Monash, Caroline was a Vice-Chancellor's Post-doctoral Research Fellow in Law at the University of New South Wales. She has taught law at the University of Cambridge and the University of Melbourne, and has acted as consultant to the McCabe Centre for Law and Cancer and the Human Rights Law Centre. Recent publications include the monographs *Non-discrimination and the role of regulatory purpose in international trade and investment law* (Edward Elgar 2016, with Andrew Mitchell and David Heaton) and *Proportionality and Deference in Investor-State Arbitration: Balancing Investment Protection and Regulatory Autonomy* (Cambridge University Press, 2015).



ROBERT HOWSE

Robert Howse received his BA in philosophy and political science with high distinction, as well as an LLB with honors, from the University of Toronto, where he was co-editor-in-chief of the *Faculty of Law Review*. He also holds an LLM from Harvard Law School. Howse has been a visiting professor at, among other institutions, Harvard Law School, Tel Aviv University, the Hebrew University of Jerusalem, and the University of Paris 1 (Pantheon-Sorbonne). His books include *Leo Strauss Man of Peace* (Cambridge University Press, 2014), *The Regulation of International Trade* (with Michael Trebilcock and Antonia Eliason; fourth edition, 2013), and *The WTO System: Law, Politics, and Legitimacy* (2007). He is also co-translator and principal author of the interpretative commentary *Alexandre Kojève, Outline of a Phenomenology of Right* (2000). Howse has been a frequent consultant or adviser to government agencies and international organizations such as the OECD, UNCTAD, and the Inter-American Development Bank. He has also been a consultant to the investor's counsel in a number of investor-state arbitrations. Howse is a member of the Board of Advisers of the NYU Center for Law and Philosophy. He serves on the editorial advisory boards of the *London Review of International Law*, *The Journal of World Investment and Trade*, *Transnational Legal Theory*, and *Legal Issues of Economic Integration*. He is co-founder of the New York City Working Group on International Economic Law and is currently chair of the Executive Committee, AALS Economic Globalization and Governance Section.



NICOLAS JANSEN CALAMITA

N. Jansen Calamita is Principal Research Fellow, Centre for International Law, and Research Associate Professor (CIL), Faculty of Law, at the National University of Singapore. He is head of the Centre's programme on Investment Law and Policy. He was previously Director of the Investment Treaty Forum at the British Institute of International and Comparative Law in London. He has previously held posts on the law faculties of the University of Oxford and the University of Birmingham. Professor Calamita has served in the Office of the Legal Adviser in the U.S Department of State, representing the United States in international claims and investment disputes, including before the Iran-U.S. Claims Tribunal. Previously, he served in the U.N. Office of Legal Affairs in the UNCITRAL Secretariat. He began his career in New York in the litigation/arbitration practice of what is now Arnold & Porter Kaye Scholer. He is series co-editor (with L. Malintoppi) of *International Litigation in Practice* (Brill) and a member of the editorial board of the *Yearbook of International Law and Policy* (Oxford Univ. Press).



DAN JOYNER

Dan Joyner is the Elton B. Stephens Professor of Law, and the Director of International Programs, at the University of Alabama School of Law. He is the author of *International Law and the Proliferation of Weapons of Mass Destruction* (OUP 2009), *Interpreting the Nuclear Nonproliferation Treaty* (OUP 2011), and *Iran's Nuclear Program and International Law: From Confrontation to Accord* (OUP 2016). Prior to joining the Alabama faculty in 2007, he was on the faculty of the University of Warwick School of Law in the U.K. from 2003. He holds a B.A. in Japanese from Brigham Young University, a J.D. from Duke University School of Law, a M.A. in Political Science from the University of Georgia, and a Ph.D. in Law from the University of Warwick. In addition to his scholarly work, he is a frequent advisor of state governments on strategic trade control law.



VAIOS KOUTROULIS

Having studied law at the University of Athens (LLB) and the ULB (LLM), Vaios Koutroulis received his PhD in 2011 for a thesis on the relations between *jus contra bellum* and *jus in bello*. He is currently a lecturer in public international law at the Faculty of Law of the Université libre de Bruxelles (ULB) and his courses include the law of armed conflict, international criminal law, and public international law. His publications focus mainly on *jus in bello* and *jus contra bellum* and include a monograph on belligerent occupation published by Pedone editions (Paris) in 2010. Vaios Koutroulis was an adviser to the Counsel and Advocate of Belgium in the case concerning Questions relating to the Obligation to Prosecute or Extradite (Belgium v. Senegal) before the International Court of Justice. He is also the Director of the Military Law and Law of War Review.



URSULA KRIEBAUM

Professor Dr. Ursula Kriebaum is Professor for Public International Law at the University of Vienna, Department of European, International and Comparative Law.

Ursula Kriebaum received her legal education at the University of Vienna (Austria) and the University of Bourgogne (Dijon, France). She received the Diploma of the International Human Rights Institute - Strasbourg in 1995, her Dr. jur (JD) with distinction in 1999, and her Dr. jur. habil. in 2008 (both University Vienna). She is the author of *Eigentumsschutz im Völkerrecht. Eine vergleichende Untersuchung zum Internationalen Investitionsrecht sowie zum Menschenrechtsschutz* (property protection in international law, a comparative study of international investment law and human rights law - «habilitation» thesis - Duncker & Humblot, 2008). Member of the Permanent Court of Arbitration.

She is the author of several publications in the fields of international investment law as well as human rights law. She has also published on Austrian holocaust restitution issues. Her primary research interests lies in the areas of international investment protection law and arbitration and in international and European human rights law.

She teaches International Law, investment law and human rights law at the University of Vienna, acts as legal expert in international investment law and human rights law cases and as consultant for law firms and advisor to governments on investment law and arbitration issues.



YARIK KRYVOI

Professor Yarik Kryvoi, BIICL and the University of West London

Professor Yarik Kryvoi is the Senior Research Fellow in International Economic Law and Director of the Investment Treaty Forum. Prof Kryvoi's expertise is primarily in the areas of international dispute resolution, including investor-state arbitration and international commercial arbitration, international administrative law and international public law.

In addition to his role at the BIICL, he is a Professor of Law at the University of West London (part-time) and teaches arbitration at the Chartered Institute of Arbitrators. He has several years of experience practicing international dispute resolution with Freshfields Bruckhaus Deringer in London, Morgan Lewis & Bockius in Washington, DC and Baker & McKenzie in Saint Petersburg.

He has advised governments, international organisations and major international corporations on issues of international commercial law and dispute resolution and worked on cases decided under ICSID, UNCITRAL, ICC, LCIA and SCC rules.

He is the founding editor of the CIS Arbitration Forum and serves on editorial boards of several international legal periodicals, including International Legal Materials published by the American Society for International Law.

Professor Kryvoi is a former Co-Chair of the ABA International Courts and Tribunals Committee and has also served as a counsel for the Economic Court of the Commonwealth of Independent States advising on issues of international administrative law.

He holds law degrees from Harvard, Moscow, Nottingham, Utrecht and St Petersburg. He is admitted to practice in the State of New York



GEORGE KYRIAKOPOULOS

Dr. George Kyriakopoulos is Lecturer in International Law at the Faculty of Law of the National and Kapodistrian University of Athens.

Born in Athens, Greece. BA in Law Studies, Faculty of Law, University of Athens. DEA in International Law, DEA in Political Science, Paris 2 University, France. PhD in International Law, Paris 2 University (Subject: «La sécurité de l'aviation civile en droit international public»). Prix de thèse of the French Society of Air and Space Law. Attorney at Law, member of the Athens Bar Association.

1998-2002, Professor of International and Air Law, Military Aviation Academy.

2005-2006, Legal adviser of the Minister of National Defense (Greek Government) in Air Law and International Law matters.

2008-2010, Member of the Greek Air Accident Investigation and Aviation Safety Board.

2009-, Lecturer in International Law, University of Athens (Fields of teaching and research: Public International Law, Air Law, Space Law, Law of the Sea, Telecommunications Law, International Institutions, International Criminal Law, International Investment Law).

2010-2014, Guest Lecturer in International Law, Law of International Institutions, Air Law, Space Law, Aristotle University of Thessaloniki, Faculty of Law and University of Macedonia, Department of International and European Studies, Greece.

2011-, Member of the Board of Directors of the Hellenic Society of International Law and International Relations.

2014-, Visiting Professor in Air & Space Law, Panteion University, Athens, Greece.

2014-, Visiting Professor in Space Law, Université Nice Sophia Antipolis, Faculté de droit et science politique, France. Point of contact (Greece) for the European Center of Space Law (ECSL). Member of the International Institute of Space Law (IISL).

2016-, Member of the Greek Delegation at the United Nations Committee on the Peaceful Uses of Outer Space (UN COPUOS) and its Legal Subcommittee.

2016-, Member of the Editorial Board of the "Room, The Space Journal".



MERRYL LAWRY-WHITE

Meryll Lawry-White is member of the International Dispute Resolution Group based in London. Ms. Lawry-White has particular expertise across different areas of public international law, including years of practice advising clients in investor-state disputes brought under bilateral investment treaties and investment laws, and on issues related to transitional justice. Ms. Lawry-White is the co-lead associate in London on Debevoise's Business Integrity Initiative. She is also a member of the Justice Rapid Response Roster of Experts that may be deployed to assist in the investigation, analysis and reporting of human rights, international humanitarian law and international criminal law violations. Ms. Lawry-White has an active pro bono practice, most recently advising the interveners on questions of state responsibility and international humanitarian law in *R (Campaign Against Arms Trade) v Secretary of State for Business Innovation & Skills*, and on an amicus brief relating to reparation under international law for sexual violence against girls in schools. Prior to joining Debevoise, Ms. Lawry-White was a Juriste Adjointe at the International Court of Justice in the Hague, where she worked as the Legal Officer to the Former Vice-President of the Court, and, upon his retirement, to his successor. In this capacity Ms. Lawry-White worked on cases implicating general rules of public international law (treaty interpretation, interrelationship of different bodies, state responsibility and consequent obligations, succession, etc.), international

environmental law, international human rights law, international criminal law, maritime delimitation, law of the sea, land boundaries, use of force, reparations and remedies, and, jurisdiction, admissibility, interim measures, and other procedural questions. Prior to working at the Court, Ms. Lawry-White was an associate in the Public International Law and International Arbitration Group of a leading international law firm, where she acted on arbitrations brought under the auspices of ICSID, the LCIA, the ICC, under the UNCITRAL Rules, as well as the rules of three arbitration centres in the Middle East. Most of these matters arose under treaties or investment laws and related predominantly to the telecommunications, financial services or energy/extractives sectors. Ms. Lawry-White also had an active advisory practice, frequently advising state and commercial clients on issues of jurisdiction, conflict of laws, enforcement of arbitral awards, drafting arbitration clauses, as well as advising governments on issues of international law, transitional justice and treaty drafting. Ms. Lawry-White has also worked with a human rights NGO in Nepal, advising on the international law aspects of two strategic litigation projects; with a leading transitional justice NGO in New York; and as the Project Coordinator of an HIV/AIDS Prevention Project in Rwanda. Ms. Lawry-White frequently presents at conferences on issues of international law, transitional justice, business and human rights and commercial arbitration, including at BIICL and the ILA. She has also published articles and book chapters on similar issues, including in the ICLQ, the JWIT, and, recently, in *Arbitration International* (co-authored with Bernardo Sepúlveda-Amor). Ms. Lawry-White holds degrees from Cambridge (MA) and New York University (LLM), where she was a transitional justice scholar. She speaks French and Spanish. Ms. Lawry-White is admitted to practice as an Attorney in New York (New York Bar) and as a Solicitor Advocate in the UK.



PHILIPPE LBOULANGER

Philippe Leboulanger, Founding Partner of Leboulanger & Associés, is an Attorney called to the Paris and Athens Bars. Doctor of Laws (Private International Law), LLM Private Law, LLM Comparative Law, LLM Criminal Law, Mr. Leboulanger is lecturer on International Arbitration at Panthéon-Assas University (Paris II) and former Chairman (2010-2012) of the Comité français de l'arbitrage (CFA). His specialisations include international business law, litigation and international arbitration. He has appeared as Counsel, and has been appointed as Co-Arbitrator, Sole Arbitrator and Chairman of Arbitral Tribunals in numerous international arbitrations (ICC, UNCITRAL, ICSID, CRCICA, DIAC, LCIA, CCJA – OHADA, Ad Hoc) concerning State Contracts, Construction, Sales, Distribution, Investments, Oil and Gas, Transfer of Technology, Joint-Ventures, etc. He is a member of various Panels including ICC (French Committee, ICC Institute of World Business Law); Cairo Regional Centre for International Commercial Arbitration (CRCICA) (Vice-President, Advisory Committee, Member of the Board of Trustees); Dubai International Arbitration Centre (DIAC) (Member of the Board of Trustees); London Court of International Arbitration; Kuala Lumpur Regional Centre for Arbitration (KLRC); Lecturer and visiting professor at various universities in Paris, Cairo and Bucharest, Mr. Leboulanger is the author of “Les contrats entre Etats et entreprises étrangères” and has written numerous articles and notes on international arbitration. He has spoken at various conferences and seminars in the UK, Europe, Africa, India, North and South America and the Middle East.



SÉBASTIEN MANCIAUX

Sébastien Manciaux is Law Professor (Maître de conférences) at the University of Burgundy (Bourgogne) and a member of the CREDIMI, Centre de Recherche sur le Droit des Investissements et des Marchés Internationaux (Research Centre on Investment and International Trade Law). He teaches International Investment Law, Investment Arbitration, International Trade Law and International Arbitration to graduated students in France (University of Burgundy, University of Paris Saclay) and abroad (Tunis 2007, 2012 and 2017, Marrakech 2008, 2011 and 2014, Quebec 2011, Rio de Janeiro 2013, Tehran 2015).

He is frequently invited to international conferences in France (mainly in Paris) and abroad (Panama, London, La Habana, Houston, Luxembourg, Tunis, Santo Domingo, Madrid, Geneva, etc.) and has written many articles dealing with International Arbitration and/or Investment Law in French, English and Spanish, including:

- « La régulation d'origine privée des opérations d'investissement » in *Le droit des investissements internationaux : perspectives croisées*, Sabrina Robert-Cuendet dir., Bruylant, 2017, pp. 171-190 ;

- « Quelles règles pour un droit méditerranéen des investissements ? Vision prospective », in *Vers une Lex mediterranea des investissements dans les pays de l'Union pour la Méditerranée*, Filali Osman et Lotfi Chedli dir., Bruylant, 2016, pp. 31-52 ;

- « The Paris Court of Appeal overturned the Tapie award », S.A. CDR-Consortium de réalisation and al. v. Bernard Tapie and al, *The Commercial, Shipping & Investment Arbitration Watch*, issue n° 25, January – March 2015, p. 4

- « L'arbitre est un juge » in *Le juge et l'arbitrage*, Sami Bostanji, Ferhat Horchani and Sébastien Manciaux dir., Pedone, 2014, pp. 31-43 ;

- « El consentimiento al arbitraje CIADI dado en una ley », in *Direito Internacional dos Investimentos*, Marilda Rosado dir., Editora Renovar do Rio de Janeiro, 2014, pp. 215-232 ;

- « The representation of States before ICSID Tribunals », *Journal of International Dispute Settlement*, n° 1, 2011, pp. 1-10.

- « La implicacion de inversionistas extranjeros en ciertas violaciones a los derechos humanos », *11 Actualidad Juridica*, n° 21, Enero 2010, pp. 71-87.

- « The Relationship between States and their Instrumentalities in Investment Arbitration », in *State Entities in International Arbitration*, Emmanuel Gaillard dir., Juris Publishing Inc., IAI series on International Arbitration n° 4, 2008, pp 195-221 ;

- « The notion of Investment : New controversies », *9 Journal of World Investment and Trade*, n° 6, Dec. 2008, pp. 801-824

- « Les mesures équivalentes à une expropriation dans l'arbitrage international relatif aux investissements », in *Où va le droit des investissements ?*, actes du colloque éponyme de Tunis des 3 et 4 mars 2006, Ferhat Horchani dir., Pedone, 2006, pp. 73-94 ;

- « Jurisdiction ratione temporis and Existence of a Dispute: Some Remarks about ICSID Recent Case-Law », 2006(6) *Int'l Bus. L.J. / Rev. Dr. Aff. Int.*, 789;

- « Changement de législation fiscale et arbitrage international » in *Arbitrage et Fiscalité*, actes du colloque éponyme organisé à Dijon le 6 octobre 2000, *Rev. arb.*, 2001, pp. 311-342.

Dr Manciaux main work consists in his book on ICSID activity: *Investissements étrangers et arbitrage entre Etats et ressortissants d'autres Etats: Trente année d'activité du CIRDI*, Travaux du Credimi, vol. 24, Paris, LexisNexis, 2004, 727p.

He also acts as counsel or expert (mainly in favour of States and State entities) in Commercial arbitration proceedings and Investment arbitration proceedings under the aegis of ICSID, ICC, or in ad hoc proceedings with application of the UNCITRAL Arbitration Rules.

Finally, Sébastien Manciaux is:

- an Editorial Board Member of the European Investment Law and Arbitration Review;
- a Member of the International Arbitration Institut (IAI);
- a Member of the Comité Français de l'Arbitrage (CFA);
- a Member of Francarbi (Belgian association for international arbitration);
- a Member of the Andrès Bello association (French and South-American lawyers);
- one of the three co-moderators of the international discussion forum OGEMID (Oil, Gas, Energy, Mining and Infrastructure Disputes) involving lawyers from around the world.



OFILIO J. MAYORGA

Ofilio J. Mayorga is an associate attorney at Foley Hoag's international Litigation and Arbitration Department in Washington, D.C. His practice focuses on State-State and investor-State disputes before the world's principal dispute resolution bodies, such as the International Court of Justice (ICJ), ICSID and the Permanent Court of Arbitration. Ofilio exclusively represents sovereign clients in their international disputes, including Uruguay, Perú, Nicaragua, Venezuela, Ecuador, Bangladesh and the Republic of India. He has also advised two Latin American States on the renegotiation of their Investment Treaties. Ofilio combines his experience in international arbitration with a solid background in Public International Law, which he acquired working at the United Nations' Office of Legal Affairs in New York, and as a Legal Associate at Harvard University's Humanitarian Initiative. Ofilio has also taught IHL courses at the Harvard Humanitarian Academy. His relevant publications include: *Occupants, Beware of BITs: Applicability of Investment Treaties to Occupied Territories* (forthcoming, *Palestine Yearbook of International Law*, Vol. XIX, 2017); and *Arbitrating War: Military Necessity as a Defense to the Breach of Investment Treaty Obligations* (Policy Brief, Harvard Program on Humanitarian Policy and Conflict Research, Aug. 2013). He has a LL.M from the University of Michigan Law School, a M.A. from the Fletcher School of Law and Diplomacy, and a LL.B. from Universidad Americana (Nicaragua).



ELENI MICHA

Dr. Eleni Micha holds a doctorate degree in law from the University of Athens and a Diploma from the International Committee of the Red Cross. Part of her studies had been carried out at Leiden University in the Netherlands. Dr. Micha specializes in public international law and her particular fields of interest are international & regional protection of human rights, international criminal law, international humanitarian law & law of war, and domestic application of international law. She currently holds a teaching post at the Department of International Studies at the School of Law of the University of Athens. She is attorney-at-law at the Athens Bar Association dealing mostly with cases regarding protection of human rights. She is Secretary General of the NGO "Human Rights Defense Centre" and an external evaluator of the law journal *International Community Law Review*, published by Brill/Nijhoff. She has recently been elected regular member of the ILA Committee on "Complementarity on International Criminal Law". Dr. Micha has participated in various conferences and published a number of articles in Greece and abroad. Her recent work deals with execution issues of the ECHR judgments, domestic application of treaties regarding human trafficking, justiciability of social rights and the implementation of the UN Convention on the Rights of the Child by Greece. She also contributed to the ECHR Commentary compiled and edited by the Greek judge in the European Court of Human

Rights, Professor Linos-Alexandre Sicilianos. She is currently engaged in a research dealing with issues of international investment law, the law of occupation and the law of armed conflict. On that occasion she has been accepted as a visiting researcher by the Max Planck Institute for Comparative Public Law and International Law in November 2016.



BELÉN OLMOS GIUPPONI

Dr. Belén Olmos Giupponi is a Senior Lecturer in EU and International Law at Liverpool Hope University. Ph.D. in International Law - University Carlos III of Madrid (2004 – Suma Cum Laude); she holds an LL.M in Human Rights (University Carlos III) and an MSc in International Relations. Prior to joining Liverpool Hope University, Dr Olmos Giupponi was a Lecturer in Law at the University of Stirling (2013-2016). From 2010 until 2013 she was an Associate Professor of EU and International Law at King Juan Carlos University in Madrid. DrOlmos Giupponi was a Max Weber Postdoctoral Fellow at the European University Institute (2007-2009) and, previously, a Research Fellow at the Istituto di Studi Giuridici Internazionali (Consiglio Nazionale delle Ricerche) in Rome in 2006. She has been a visiting scholar at: the Lauterpacht Centre for International Law (2016 and 2011); the Institute for Advanced Legal Studies of the University of London (2015); Freie Universität Berlin (2011 and 2013); Stanford Law School (2012) and Brown University (2011). Her research has been published in journals in EU law, international economic law, human rights and environmental law. Author and editor of various books such as *Rethinking Free Trade and Human Rights in the Americas* (Hart/ Bloomsbury 2016).



HARRIS P. PAMBOUKIS

Professor Harris P. Pamboukis studied law at Paris I- Pantheon- Sorbonne where he continued his studies and earned a PhD with honor's (Doctorat d' Etat en Droit) in 1990. In 2009 he has been elected as Professor of Private International Law at the Law School of the University of Athens (where he teaches private international law, international arbitration and international business law since 1991). In 2003 he taught a series of lessons at the prestigious Hague Academy of International Law. He is qualified to appear before the Supreme Court and he is one of the founding partners at Pamboukis Maravelis Nikolaidis & Associates Law Firm.

He served as Minister of State to the Prime Minister from October 2009 till June 2011. In August 2011 he resigned from the government.

He has been honored as Commandeur de la Légion d'honneur and he is the author of many books in the international legal field and several essays in politics. He is the first Greek Law Professor who taught in the Paris Arbitration Academy in July 2017, the special course on "The An-nuled Arbitral Award".



MARTINS PAPARINSKIS

Dr Martins Paparinskis is Reader in Public International Law and Director of Graduate Research Studies at University College London, Faculty of Laws. Martins is a member of the Panel of Arbitrators of the International Centre for Settlement of Investment Disputes, a member of the Permanent Court of Arbitration, and a member of the Management Board of the European Union Fundamental Rights Agency.



PHOTINI PAZARTZIS

Photini Pazartzis is Professor of International Law at the Faculty of Law of the University of Athens. She completed her undergraduate studies at the University of Athens (1983) and her graduate studies at the University of Paris-II Panthéon-Assas (DEA, 1984; Doctorat d'Etat, 1992, très honorable).

She has been Visiting Fellow at the Lauterpacht Research Centre for International Law of the University of Cambridge (1998), Visiting Professor at the Universities of Bordeaux, Paris-I, Paris-II (Institut des Hautes Etudes Internationales), Director of Studies in Public International Law at the Hague Academy of International Law (2003). She has taught international law in the Temple University School of Law/University of Athens joint summer program (1999-2003) and has lectured in various universities and institutions.

Member, Human Rights Committee (2015-), Member, Greek Delegation to the Sixth Committee of the United Nations General Assembly (1999-2007), Member (Alternate) of the Hellenic National Committee for the Implementation of International Humanitarian Law, Member (Alternate) of the Hellenic Council on Citizenship.

Between 2002-2015, she was President of the Hellenic Branch of the International Law Association. She is member of the American Society of International Law, the European Society of International Law, the French Society of International Law, the Hellenic Society of International Law and International Relations.

Her fields of interest are settlement of disputes, international judicial institutions and procedures, international criminal law.

She is the author of numerous articles, her principal monographs including:

- Les engagements en matière de règlement pacifique des différends entre Etats, Paris, L.G.D.J., 1992 (Paul Guggenheim Prize)
- La succession d'Etats aux traités multilatéraux à la lumière des mutations territoriales récentes, Paris, Pedone, 2002
- La répression pénale des crimes internationaux, Paris, Pedone, 2007
- La jurisprudence de la Cour internationale de justice, Paris, Pedone, 2008 (with P.-M. Eisemann)
- The Judicial Function in International Law, Athens, Nomiki Vivliothiki, 2015 [in Greek]



GEORGIOS PETROCHILOS

Formerly the head of the Paris arbitration team of a leading international firm and of that firm's public international law group, Georgios has a broad practice covering inter-State, investment, and commercial disputes. He has represented States, international organizations, and private parties in more than 70 disputes, including the largest maritime delimitation case to date in the International Court of Justice (Peru v Chile), the ground-breaking "Black Economic Empowerment" case before ICSID (Foresti and ors v South Africa), and some of the most critical cases in the European energy industry in the past decade. He is an Avocat (France), an Advocate of the Supreme Court (Greece), and he is registered with the Law Society of England & Wales.

Georgios has published extensively on international law and international arbitration, including the well-known monograph *Procedural Law in International Arbitration*, and he is the co-author, with Jan Paulsson, of a forthcoming commentary on the UNCITRAL Arbitration Rules. Georgios has represented a Member State at UNCITRAL since 2007. He is also a visiting professor at the University of Fribourg in Switzerland, and the current rapporteur of the International Law Association's International Arbitration Committee. He holds graduate degrees, including a doctorate from Oxford, as well as degrees from Strasbourg and Athens. His working languages are English, French, and Greek.

Chambers Europe notes that he is praised for his "responsiveness and expert analysis" by clients, further highlighting that he is "well respected by commentators across Europe". He is also regularly recognised by Legal 500 and Who's Who Legal in their directories.



NICOLAS PRALICA

Nicolas Pralica focuses his practice on international arbitration and international law. Prior to joining Dechert, Mr. Pralica worked in two leading American arbitration law firms in France. He also previously worked as a financial analyst in a consulting firm and a quantitative analyst in a bank. Mr. Pralica is a lecturer as well as the supervisor of a specialized course on investment treaty arbitration at the Paris Bar School (EFB). Mr. Pralica is also a member of the Working Group on Arbitration and Energy of the Comité Français de l'Arbitrage, chaired by Prof. Sophie Lemaire. In the Foreign Direct Investment (FDI) Moot 2016, his team from the Paris Bar School (EFB) won the competition over more than 100 universities and received the Skadden Arps' FDI Moot Trophy. Mr. Pralica was also awarded the prize for Best Advocate of the Final Match.



JOSE GUSTAVO PRIETO MUÑOZ

Researcher focused in the areas of International Investment Law and International Economic Law. PhD in Corporate Law and Economics – Doctor Europaeus, University of Verona, Italy (2017); visiting fellow at the Max Planck Institute for Comparative Public Law and International Law, Heidelberg, Germany (2014- 2017); Professor of 'EU External Relations Law' of the Jean Monnet Module on European Law, Sponsored by EACEA and managed by V.N. Karazin Kharkiv National University, Ukraine (2015-2017); Invited lecturer at the Fulbright Bulgarian Commission Summer Institute FISI, Course of International Investment Law, at Bansko, Bulgaria, (2011); former lecturer of International Business Law at Simon Bolívar Andean Community University in Quito, Ecuador (2011-2012); invited by the US Department of State to the 'Donahue Institute for American Politics and Political Thought' (2010), University of Massachusetts; Juris Doctorate from the University of the Americas "UDLA" in Quito, Ecuador (2005). Lawyer accepted at the Quito BAR association, Ecuador (2004).



YANNICK RADI

Yannick Radi is a Professor of Public International Law at the Law Faculty of the University of Louvain (UCLouvain). He is Editor-in-Chief of the Brill Research Perspectives in International Legal Theory and Practice. He was formerly a Judge at the French National Court of Asylum and a Consultant for the United Nations. He is a member of various scientific committees and research projects, especially the International Committee of the International Law Association on the 'Rule of Law and International Investment Law'. He holds a Ph.D. and an LL.M. from the European University Institute and an LL.M. from the University Paris II Panthéon-Assas. His areas of expertise include international dispute settlement, global economic governance and international investment law. He is the author of several publications in these fields and of a MOOC on international investment law.



LAURA REES-EVANS

Laura is an English-qualified solicitor and Solicitor-Advocate (Higher Courts Civil Proceedings) at Fietta, a boutique law firm in London specialising in public international law. Laura has wide-ranging experience in public international law and international arbitration. She is a founding board member of the Young Public International Law Group, a network of public international law practitioners from law firms, the bar, international organisations, governments and academic institutions around the world. Laura has acted for both claimants and respondent States in international investment arbitrations under all of the major arbitral rules, as well as in ad hoc inter-State and commercial proceedings. She has also advised on public international law in domestic courts. Laura has represented clients in a wide range of industry sectors, particularly in the Government (including international organisations), energy and finance industries, but also in the mining & infrastructure, gaming & hospitality, defence and manufacturing industries. She has advised, and delivered bespoke practical training courses and presentations to, States and private clients on a range of public international law issues, including the law of the sea, treaty interpretation, the use of force, international humanitarian law, the relationship between public international law and domestic law, and international human rights law. Laura holds an MA in Jurisprudence with Law Studies in Italy (first class honours) from the University of Oxford and an LL.M. in International Legal Studies from New York University. Prior to joining Fietta, Laura worked at a leading US law firm, a leading public international law firm, and a UK "magic circle" firm. Prior to qualifying as an English solicitor, Laura worked as a legal and disarmament affairs advisor at the European Union Delegation to the United Nations in New York.



MICHAIL RISVAS

Dr Michail Risvas is an Associate at Three Crowns in Paris specialising in public international law, international arbitration, and WTO law. Prior to joining Three Crowns, Michail taught public international law at the University of Oxford and is currently Adjunct Professor at IE Law School in Madrid. Michail holds two masters and a doctorate on non-discrimination in international economic law from the University of Oxford.

IRA RYK-LAKHMAN

Ira Ryk-Lakhman is a teaching fellow at UCL (international arbitration and foreign investments) and an associate at Tadmor Levy & Co. (commercial litigation). Her PhD thesis focuses on the protection and regulation of foreign investments in times of hostilities. She served as the managing editor of the UCL Journal of Law and Jurisprudence and co-editor of the UCL law & jurisprudence blog. She is a member of the Association for Promotion of International Humanitarian Law (ALMA - IHL) and an officer in the reserves.



KONG SOON LIM

Kong graduated from University of Northumbria, Newcastle in July 2017 with an LLM in Bar Practice. He attained an LLB (Hons) from the same university in 2015, having completed two years of studies in Kuala Lumpur before transferring to Newcastle. He is a member of Middle Temple and will be called to the Bar in England and Wales in October 2017. His recent LLM dissertation focuses on reconciling sovereignty and global constitutionalism through an examination of international monetary law as a framework of understanding. Kong is passionate about international law and has keen interest in international monetary and investment law.



SUZANNE SPEARS

Suzanne Spears is a partner at Volterra Fietta. She is an experienced public international lawyer who specialises in international dispute resolution and business and human rights. Qualified in New York, she holds graduate degrees in law and international relations from Columbia University, and an undergraduate degree in international relations from Tufts University. She was a United States Fulbright Scholar in Spain. Suzanne advises and represents private clients, governments and international organisations on a wide range of contentious and non-contentious public international law and international dispute resolution issues. Her practice focuses on investor-State disputes arising under international investment agreements and treaties; international commercial arbitration and transnational litigation; and business and human rights matters. Suzanne has represented and advised multinational corporations in high-stakes and complex international disputes under all the major arbitration rules and in transnational litigation before United States courts. She has particular experience with disputes involving Latin America, Africa and the energy and natural resource industries. Suzanne co-heads the firm's Business and Human Rights practice. In that capacity, Suzanne advises multinational corporations on dispute prevention and resolution, risk management, compliance and governance focusing on the human rights impacts of business operations, and the emerging regulation of business and human rights. Before joining Volterra Fietta, Suzanne was counsel in the London office of one of the world's leading international arbitration practice groups. Before that, she worked in both London and New York in the international dispute resolution group of another leading global US firm. Suzanne has also held positions with international human rights and foreign relations organisations, including the United Nations, the Inter-American Institute for Human Rights and the Council on Foreign Relations. Suzanne speaks and publishes regularly on international investment law and arbitration, and on business and human rights. She teaches International Arbitration at Notre Dame Law School's London campus.



TAYLOR ST JOHN

Dr. Taylor St John is a Postdoctoral Research Fellow at the PluriCourts Centre of Excellence, University of Oslo, and a Senior Research Associate at the Global Economic Governance Programme, University of Oxford. Before coming to PluriCourts, she was a Fellow in International Political Economy at the London School of Economics. She holds an MSc and D.Phil from the University of Oxford. Her book, *The Rise of Investor-State Arbitration: Politics, Law, and Unintended Consequences*, will be published with Oxford University Press in late 2017.



STELIOS STAVRIDIS

Since December 2007, Dr. Stelios Stavridis has been an ARAID Senior Research Fellow in the Research Unit on European and International Studies/ZEIS (previously, Unit on Global Governance and the European Union) of the University of Zaragoza in Spain. He holds a PhD in International Relations (London School of Economics and Political Science/LSE, University of London, 1991), and to date he has held several posts in various European universities and research centres including as follows: King's College London; The University of Reading (where he also held a Jean Monnet Chair in the International Dimension of European Integration and was Director of its Center for Euro-Mediterranean Studies); the Robert Schuman Centre for Advanced Studies of the European University Institute/EUI in Florence (as a Jean Monnet Fellow); ELIAMEP Athens (as Marie Curie Experienced Fellow); and as a Visiting Professor in the Institut d'Études Européennes of the Université Libre de Bruxelles/ULB; UAB Barcelona; LUISS Guido Carli Università in Rome; Sciences-Po Bordeaux; the Institut d'études européennes/IEE de l'Université Paris-8; and the Institut d'Études Politiques de Rennes). His most recent publications include: S. Stavridis & D. Jančić (eds), *Parliamentary Diplomacy in European and Global Governance*, Brill/Nijhoff, 2017; S. Stavridis, M. Gianniou, Editors of Special issue on «Parliamentary Diplomacy in the Mediterranean», *Mediterranean Quarterly: A Journal of Global Issues*, Vol. 27, No. 4, Dec 2016; S. Stavridis & D. Irrera (eds), *The European Parliament and its International Relations*, Routledge, 2015; S. Stavridis, C. Tsardanis & G. Christou (eds), Special Issue on "Crisis and De-Europeanization", *Études Héliennes/Hellenic Studies*, Vol. 23, No. 1, Spring 2015.



TOM SYRING

Tom Syring is currently a Visiting Scholar at the Norwegian Centre for Human Rights at the Faculty of Law, University of Oslo. He studied law and political science at the University of Oslo, Norway, and Johannes Gutenberg University Mainz, School of Law, Germany, where he also conducted his doctoral studies. He has been a Lecturer in International Law, Political Philosophy, and International Relations at the University of Oslo and a Visiting Fulbright Scholar and Lecturer in International Law at Boston University. Syring has particularly published and lectured on issues at the intersection of international humanitarian law, international criminal law, refugee law, and human rights. Recent and current research projects include a book on the root causes of protracted refugee crises (*Still Waiting for Tomorrow: The Law and Politics of Unresolved Refugee Crises*, co-edited, with Susan Akram); an inquiry into Constitutional Coups d'état's in Sub-Saharan Africa; and a forthcoming, co-edited volume (with Richard Falk) on state responsibility for refugees and other people in need of protection in the context of war and occupation (*War, Occupation, and Refugees*). Tom Syring is a Co-Founder and former Co-Chair of the American Society of International Law's Interest Group on International Refugee Law, a member of the Norwegian Resource Bank for Democracy and Human Rights (NORDEM), and Co-Chair of the European Society of International Law's Interest Group on Migration & Refugee Law.



RAFAEL ALBERTO TAMAYO ALVAREZ

Attorney, LL.M in International Law and PhD (candidate) from the Doctoral Program in Law at Universidad de los Andes, Bogotá, Colombia, where he also teaches International Economic Law and International Law on Foreign Investment Protection. Member of the Research Group on International Economic Law from the same University. His doctoral Research addresses the question of why do capital-importing countries sign BITs. He approaches this subject-matter from a post-structuralist approach, based on how foreign investment law constructs the subjectivity of capital importing-countries, and how that subjectivity is then internalized by decisionmakers.



ATTILA MASSIMILIANO TANZI

Attila Tanzi, Ph.D., is Chair of International Law at the University of Bologna. Counsel or arbitrator in various inter-state and investment arbitrations. Currently a Member of the PCA, a Member of the PCA specialised list of arbitrators for environmental disputes, Conciliator at the OSCE Court of Conciliation and Arbitration, Chairman of the Compliance Committee of the UNECE 1992 Water Convention. He advises governments and international organisations on international law issues. He has held numerous academic positions and has published extensively in English, Spanish, French and Italian on State responsibility, foreign investment law, environmental law, law of the sea, law of international organisations and jurisdictional immunities.



MARIA TELALIAN

Maria Telalian is currently the Principal Legal Adviser of the Ministry of Foreign Affairs of the Hellenic Republic and the Head of the Legal Department. She is a Member of the Panel of Arbitrators of the Permanent Court of Arbitration as well as the Representative of Greece to the Sixth Committee of the UN General Assembly, to the Committee of Legal Advisers on Public International Law of the Council of Europe (CAHDI) and to the Working Party of the European Union on Public International Law (COJUR). At the UN Ms. Telalian has served (2005-2007) as Deputy Permanent Representative of Greece to the UN and as Counselor/legal advisor at the Permanent Mission of Greece to the United Nations. She has chaired over many committees of the G.A. as well as of the Security Council (SC Committees dealing with the UN sanctions on Cote d'Ivoire and Sudan as well as SC Working Group on General Issues of Sanctions). Ms. Telalian has served as the Agent of Greece before the International Court of Justice (2008-2011), and for several years she was a member of the Appeals Board of the Western European Union for the settlement of disputes arising out of violations of the WEU Staff Rules. She was the Head of the Greek Delegation at the presentation of the Greek Report before the Human Rights Council (2011 and 2012) in the context of the Universal Review Mechanism (UPR) as well as before the Human Rights Committee of the United Nations Covenant on Civil and Political Rights in 2005, and the UN Committee on the Elimination of Racial Discrimination in 2002 and 2009. She has served as the Legal Counsel of the Ministry of Foreign Affairs in many hearings before the European Commission and the European Court of Human Rights. She teaches public international law, human rights law and law of the sea at the Diplomatic Academy of the Ministry of Foreign Affairs. Since 2013 she lectures at the Rhodes Academy of Oceans Law and Policy. She has given courses on the Law of the Sea during the International Law Fellowship Programme of the United Nations (The Hague 22-31 July 2015). She participates in many international conferences and colloquies on public international law issues, including human rights and is the author of a series of articles on questions related to public international law and human rights law.



CATHARINE TITI

Catharine Titi is a Research Scientist (tenured) at the French National Centre for Scientific Research (CNRS) and Member of the CREDIMI, Law Faculty of the University of Burgundy. She is Co-Chair of the ESIL Interest Group on International Economic Law and Member of the International Law Association (ILA) Committee on the Rule of Law and International Investment Law. She co-directs the research project The impact of international investment agreements on FDI flows financed by the French Ministry of Justice (2017-2019). Catharine holds a PhD from the University of Siegen in Germany (Summa cum laude). She has previously worked at the University Paris II Panthéon-Assas and as a consultant at the United Nations Conference on Trade and Development (UNCTAD). She has published extensively in international law journals, such as *Arbitration International*, *European Journal of International Law*, *Journal of World Investment & Trade*, and she is member of the Editorial Committee of the *Yearbook on International Investment Law & Policy* (OUP). Her monograph *The Right to Regulate in International Investment Law* (Nomos & Hart) was published in 2014. In 2016, Catharine received the prestigious Smit-Lowenfeld Prize of the International Arbitration Club of New York for the best article published in the field of international arbitration.



MARINA TRUNK-FEDOROVA

Marina Trunk-Fedorova is associate professor at the Law Faculty of St. Petersburg State University and at the Ural State Law University, where she teaches courses on International Law and International Economic Law. She is also coordinator of the research area „WTO and EurAsEC law“ at KEEL – the Kiel Center for Eurasian Economic Law (Kiel University, Germany). Marina Trunk-Fedorova has a number of publications on international economic law with a particular focus on WTO dispute settlement. She holds a summa cum laude law degree from St. Petersburg State University, an LL.M. degree from the University of Connecticut School of Law and a Ph.D. degree from St. Petersburg State University. She is also a member of the editorial board of the Russian law journal “International Justice”, a Co-Chair of the ESIL Interest Group on International Economic Law and a member of the ILA Committee “Procedure of International Courts and Tribunals”.



STAMATIOS TSETOS

Stamatis Tsetos focuses his practice on international arbitration matters conducted under the auspices of numerous arbitration centres (notably ICC, LCIA, ICSID, CRCICA, AFA, French-Arab Chamber of Commerce, etc.) and on ad hoc international arbitration proceedings.

In his capacity as lawyer qualified in Greece and France as well as solicitor in England & Wales, Stamatis acts as Counsel and legal advisor for major European, North African and Middle Eastern corporate clients and State entities covering the full spectrum of legal and technical issues typically arising from complex arbitration cases. His extensive arbitration experience includes various business sectors (in particular technology, telecommunications, aeronautics, defence, resources, construction and engineering, hotel management, agency, distribution and joint ventures).

Stamatis also acts as arbitrator in commercial disputes and as Counsel in post-arbitration proceedings (enforcement and setting aside of awards) before the French and Greek State Courts. Moreover, he regularly advises clients on French, Greek and English private international law matters.

In addition to his capacity as Partner of Leboulanger et Associés, Stamatis is also the Founding Partner of Tsetos & Leboulanger Law Firm, a niche practice in Athens (Greece) which advises and represents domestic and international clients not only in the field of international arbitration but also in litigation, private international law and international business law.

Stamatis is the Chairman of the ICC Greece Arbitration Commission, Member of the ICC Commission on Arbitration and ADR and Member of numerous ICC Task Forces. He also lectures on international arbitration in various Universities (in Greece and France) and regularly contributes as speaker at major international arbitration events.



GÜNES ÜNÜVAR

Dr. Günes Ünüvar is a Carlsberg Foundation Postdoctoral Research Fellow at the Centre of Excellence for International Courts (iCourts), University of Copenhagen. He obtained his Ph.D. in Law from the University of Copenhagen and his LL.M. from the Institute for European Studies, Vrije Universiteit Brussel. He has conducted research as a Visiting Scholar at Columbia Law School, and a research fellow at the Energy Charter Secretariat. He teaches various courses on international economic law at the University of Copenhagen, in addition to his teaching and tutoring at Uppsala University on international investment arbitration as a visitor. His current research focuses on international investment and trade law, international dispute settlement, and treaty interpretation in international economic law.



LUKAS VANHONNAEKER

Lukas Vanhonnaeker is a doctoral candidate at McGill University. He completed his bilingual (French/English) bachelor's degree in law at the Facultés Universitaires Saint-Louis (Brussels, Belgium) in 2010 and his master's degree in law at the Catholic University of Louvain, Belgium, in 2012. Before enrolling at McGill, he received his LL.M. in international business law from the Free University of Brussels in 2013. At McGill, Lukas pursued an LL.M. in 2014, where he specialized in the fields of international trade law and international investment law. As a D.C.L. candidate, he is currently conducting research on international investment law, investor-State arbitration and international corporate law.



MARKUS WAGNER

Professor Wagner teaches and writes in the areas of international economic law and international humanitarian law (IHL). His recent IHL scholarship has focused on the development of autonomous weapon systems (AWS) and its compatibility with international humanitarian law. He has also explored the options for regulating AWS, ranging from a ban to a light touch approach. Professor Wagner has also published and given testimony before the Council of Europe on the legality of using unmanned aerial vehicles in international and non-international armed conflicts. In the field of international economic law (IEL) his work covers the interplay between law and scientific uncertainty, second and third generation barriers to trade (including measures to regulate toxicity and other public health measures), as well as the intersection between the global trade and investment regimes. He is currently undertaking a book project entitled *Investment Law's Uruguay Moment* which analyzes the institutional, substantive and procedural parallels between the trade and investment regimes. In addition to having published in edited collections, Professor Wagner's work has appeared or is forthcoming in the *Journal of World Trade*, the *Harvard Journal of International Law*, the *University of Pennsylvania Journal of International Law*, the *Vanderbilt Journal of Transnational Law*, and the *Fordham International Law Journal*. He serves as Co-Secretary for the Society of International Economic Law (SIEL) and is Associate Editor for the *Journal of World Investment and Trade* (JWIT).



TEERAWAT WONGKAEW

He is a legal officer at the Department of Treaties and Legal Affairs, Ministry of Foreign Affairs of Thailand. His current practices focus on treaty-making and public international laws issues, in particular, international investment law, international humanitarian law and the laws of international organizations. He was previously at the Department of International Economic Affairs, involved with the negotiations of bilateral and regional investment treaties as well as free trade agreements. He earned the degrees in Bachelor of Laws in Law with French Law and Master of Laws (LLM) from University College London. In 2016, he completed his PhD study at the Graduate Institute of International and Development Studies, Geneva, with the thesis on "Protection of Legitimate Expectations in Investment Treaty Arbitration: A Theory of Detrimental Reliance". He worked as a legal consultant at International Investment Agreement Division, United Nations Conference on Trade and Development (UNCTAD). He has published some articles on his PhD topic and ASEAN investment agreements.



SEBASTIAN WUSCHKA

Sebastian Wuschka studied law with a particular focus on international and EU law at Ruhr-University Bochum, where he was part of the team winning the German National Rounds of the 2011 Jessup Moot Court Competition. After his undergraduate studies, he first worked as a research associate in the areas of both public and private international law at Ruhr-University Bochum. From 2013 to 2014, he completed the Geneva LL.M. in International Dispute Settlement (MIDS) and participated in the Hague Academy's 2014 Private International Law Summer Course. In October 2014, he joined the arbitration practice group of law firm Luther in Hamburg, focusing primarily on investment disputes. Additionally, Sebastian is a doctoral candidate and serves as a visiting lecturer at Ruhr-University Bochum's Faculty of Law. His research focuses on topics of general international law, investment law and arbitration, as well as international humanitarian law. His participation in the Colloquium is supported by the Ruhr-University Research School PLUS, funded by Germany's Excellence Initiative [DFG GSC 98/3].



JURE ZRILIC

Dr Jure Zrilc works as a Lecturer at Liverpool Law School. He gained academic experience at the University of Cambridge, Harvard Law School and Utrecht University. He completed his PhD at Cambridge, focusing on the protection of foreign investors in times of conflict. In 2012, Jure worked as a White & Case Fellow at the School of International Arbitration at Queen Mary, University of London. Prior to that, he worked at a The Hague-based NGO in the justice sector, and completed a clerkship at the Court of Appeal in Slovenia. Jure's research interests are principally in international law, in particular international investment law, and international arbitration. His research has been published in leading journals and selected for presentation at major conferences.

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