



**Workshop of the ESIL Interest Group on
International Economic Law**

**Challenges to the Governance of the Global
Economy: Dispute Settlement in the WTO
and International Investment Law**

12 September 2019

**Economides Hall
Faculty of Law of the National and Kapodistrian University of Athens
57 Solonos Str.
h. 08.15-13.30**

h. 08:15

Opening Speech: Peter Tobias Stoll (University of Göttingen)

h. 08:40 – 10:40

PANEL ONE - THE BLOCKING OF THE WTO APPELLATE BODY AND THE NEED FOR REFORM OF THE WTO DISPUTE SETTLEMENT MECHANISM

Chairs: Elisa Baroncini (*Alma Mater Studiorum* – Università di Bologna)
Marina Trunck-Fedorova (St. Petersburg State University)

Speakers:

Freya Baetens (University of Oslo)

High Jacking Anticipated, Prevented and Overcome: How to Safeguard the WTO Appellate System – and Beyond

Mariana Clara De Andrade (University of Milano-Bicocca)

Precedent in the WTO: Retrospective Reflections for a Prospective Dispute Settlement Mechanism

Stefano Saluzzo (University of Piemonte Orientale)

Domestic Law Beyond Facts: The Scope of the WTO Appellate Body's Review Regarding Domestic Law

Kathleen E. Claussen (University of Miami School of Law)

Reimagining Trade “Enforcement”

Belen Olmos Giupponi (Kingston University, London)

Hybridisation of Dispute Settlement Mechanisms in International Economic Law? Exploring the Interactions between Different Systems in Mega-Regional Agreements

Discussant: Ulrich Petersmann (European University Institute)

Debate

h. 10:40 – 11:00

Break

h. 11:00 – 13:00

PANEL TWO - REFORM OF INVESTMENT DISPUTE SETTLEMENT

Chair: Catharine Titi (CNRS-CERSA, University Paris II Panthéon-Assas)

Speakers:

Stephan Schill and Geraldo Vidigal (University of Amsterdam)

Designing ‘Dispute Settlement à la Carte’ for Investment Law: Insight from International Courts and Tribunals

Yuka Fukunaga (Waseda University)

Precedent in Investment Arbitration: Comparison with Institutionalized International Courts and Tribunals

Esmé Shirlow (Australian National University)

The Promises and Pitfalls of Investor-State Mediation

Markus P. Beham (University of Passau)

Protection Against Developed States: The Case for Investment Dispute Settlement in the European Union

Annalisa Signorelli (LUISS University)

Intra-EU Investment Dispute Settlement after Achmea: Towards the EU Law System as an “Autonomous” Municipal Legal Order of Transnational Dimension?

Discussant: Pavel Sturma (Charles University in Prague)

Debate

h. 13:00 – 13:30

Final Remarks: Giorgio Sacerdoti (Bocconi University)

Convenors

Prof. Elisa Baroncini, Alma Mater Studiorum - Università di Bologna

Prof. Holger Hestermeyer, King's College

Prof. Catharine Titi, CNRS-CERSA, University Paris II Panthéon-Assas

Prof. Marina Trunk Fedorova, St. Petersburg State University

Prof. Peter-Tobias Stoll, University of Göttingen