

EVERYTHING YOU NEED TO KNOW ABOUT ISDS: PROVISIONAL PROGRAMME

Friday 18 November 2016 (5.5 hours)

10.00 – 11.30	Overview of ISDS (including ICSID, PCA, and TPP) <i>Lead discussant: Professor Anselmo Reyes</i>
11.30 – 12.00	Coffee break
12.00 – 13.00	Procedural considerations: - <ul style="list-style-type: none"> • Jurisdictional Challenges • Bifurcation (Questions of Jurisdiction and Merits to be heard separately) • Trifurcation (Questions of Jurisdiction, Merits and Quantum to be heard separately). <i>Lead discussant: Professor Anselmo Reyes</i>
13.00 – 14.00	Lunch (Sandwiches and soft drinks will be provided at the venue.)
14.00 – 15.30	Typical issues:- <ul style="list-style-type: none"> • Whether matter is an “investment” within the scope of application of an investment treaty. • Jurisprudence on MFN (Most Favoured Nation), FET (Fair & Equitable Treatment), FPS (Full Protection & Security) and umbrella clauses • Whether there has been an “expropriation” of contractual rights <i>Lead discussant: Professor Anselmo Reyes</i>
15.30 – 16.00	Coffee break
16.00 – 17.30	Challenges to arbitrators and guerrilla tactics. Challenges by investors to the conduct of the domestic courts of a host state. <i>Lead discussant: Professor Colin Ong</i>

Saturday 19 November 2016 (4.5 hours)

10.00 – 11.00	Cost considerations <i>Lead discussant: Professor Colin Ong</i>
11.00 – 11:30	Investor-state mediation <i>Lead discussant: Professor Anselmo Reyes</i>
11.30 – 12.00	Coffee break
12.00 – 13.00	Soft law in investor-state disputes <i>Lead discussant: Professor Colin Ong</i>
13.00 – 14.00	Lunch (Sandwiches and soft drinks will be provided at the venue.)
14.00 – 14.30	Transparency and the Mauritius Convention <i>Lead discussant: Professor Anselmo Reyes</i>
14.30 – 15.30	Anatomy of recent leading investor-state cases (Yukos, Philip Morris, etc.) <i>Lead discussant: Professor Lucy Reed</i>
15.30 – 16:00	Coffee break
16.00 – 16.30	The Future of ISDS <i>Lead discussant: Professor Lucy Reed</i>

Application has been made to the Law Society for CPD points.