



**IAI CONFERENCE**

**JURISDICTION IN INVESTMENT TREATY ARBITRATION**

**October 14, 2010 – Cercle de l'Union Interalliée (Paris)**

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- 09:00** Foreword  
*Emmanuel Gaillard, Chairman, International Arbitration Institute*
- 09:10** **Jurisdiction *ratione materiae*: the notion of 'investment'**  
*Discussion leader: Emmanuel Gaillard, Chairman, IAI*
- 09:15** Is there an economic definition of an 'investment'?  
*Vicky Pryce, Senior Managing Director, FTI Consulting (London); Former Joint Head of the United Kingdom Government Economics Service*
- 09:25** Is there a legal definition of an 'investment'?  
*Stanimir Alexandrov, Partner, Sidley Austin LLP (Washington, D.C.)*
- 09:40** The so-called requirement of a contribution to the economic development of the host State  
*Pierre-Marie Dupuy, Professor of Law, Graduate Institute (Geneva)*
- 09:50** Does the consent of the contracting Parties govern the requirement of an 'investment' as specified in Article 25 of the ICSID Convention?  
*Stephen M. Schwebel, Former President of the International Court of Justice (Washington, D.C.)*
- 10:00** The so-called requirement of the legality of investments  
*Michael Polkinghorne, Partner, White & Case LLP (Paris)*
- 10:15** Coffee break
- 10:45** The so-called 'nationality' of investments  
*Peter Turner, Partner, Freshfields Bruckhaus Deringer LLP (Paris)*
- 11:00** Determining the States' intention when negotiating and entering into investment treaties  
*Megan Clifford, Deputy Director, Investment Trade Policy Division, Department of Foreign Affairs and International Trade, Government of Canada*  
*Roberto Echandi-Gurdián, Former Ambassador of Costa Rica to the European Union, Belgium and Luxembourg, Government of Costa Rica*  
*Jae-Hoon Kim, Former Trade negotiator, Ministry of Justice, Government of South Korea*
- 11:45** Comments and discussion
- 12:30** Luncheon

**14:00**     **Jurisdiction *ratione personae***

*Discussion leader: Laurent Lévy, Partner, Lévy Kaufmann-Kohler (Geneva)*

**14:05**     Is there a standard definition of an 'investor' in investment treaties?

*Doak Bishop, Partner, King & Spalding LLP (Houston)*

**14:20**     Taking into account control under denial of benefits clauses

*Yas Banifatemi, Partner, Shearman & Sterling LLP (Paris)*

**14:35**     Defining the defendant State: are there specific standards of jurisdiction?

*Geneviève Bastid Burdeau, Professor of Law, University of Panthéon-Sorbonne (Paris)*

**14:50**     Comments and discussion

**15:15**     *Coffee break*

**15:45**     **Jurisdiction *ratione temporis***

*Discussion leader: Charles Brower, 20 Essex Street Chambers and Judge, Iran-United States Claims Tribunal (London)*

**15:50**     Is there a distinction between jurisdiction *ratione temporis* and substantive protection *ratione temporis*?

*Veijo Heiskanen, Partner, Lalive (Geneva)*

**16:05**     Determining the critical date

*Zachary Douglas, Matrix Chambers (London)*

**16:20**     Comments and discussion

**16:45**     *End of Programme*

*The presentations and discussions will take place in French or in English with simultaneous translation.*

**Venue:**

Cercle de l'Union Interalliée

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**REGISTRATION FORM**

**IAI CONFERENCE - OCTOBER 14, 2010**

**JURISDICTION IN INVESTMENT TREATY ARBITRATION**



**Venue**

Cercle de l'Union Interalliée – 33 rue du Faubourg Saint-Honoré – Paris 8ème

**Contact information**

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**Registration fee:** EUR 600 (EUR 250 for full-time academics, government employees, and in-house corporate counsel)

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Acceptance of registration is subject to available space.

Payment must be received / will be processed on 30 September 2010. For cancellations received after that date, we regret that no refund can be made.

*Working languages: English and French, with simultaneous translation.*

**To be sent to**

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