



United Nations Commission on International Trade Law
(UNCITRAL)



International Arbitral Centre
of the Austrian Federal Economic Chamber
(VIAC)

VIAC - UNCITRAL

2011 Conference

Vienna

14 and 15 April 2011

PROGRAMME

Thursday, 14 April 2011

Transparency in investment arbitration

09:00 - 09:30 Registration

09:30 - 09:45 Welcome address and programme introduction:
Renaud Sorieul
Secretary, UNCITRAL
Werner Melis
President, VIAC

Current work of the UNCITRAL Working Group on Arbitration: Preparation of a legal standard on transparency in investor-state arbitration

09:45 - 10:00 Introduction
Corinne Montineri and Claudia Gross
UNCITRAL

Questions regarding the content of a legal standard on transparency:

10:00 - 10:15 **James Castello**
King & Spalding, Paris

10:15 - 10:30 **Michael E. Schneider**
Lalive, Geneva

10:30 - 10:50 Discussion

10:50 - 11:30 Coffee Break

How to apply a legal standard on transparency:

11:30 - 11:45 **Salim Moollan**
Essex Court Chambers, London

11:30 - 11:45 **Prof. Giuditta Cordero Moss**
University of Oslo

Experiences of arbitral institutions regarding transparency in treaty-based investor-state arbitration:

11:45 - 12:00 ICSID
Aurélia Antonietti
Senior Counsel, ICSID, Washington D.C.

12:00 - 12:15 ICC
Simon Greenberg
Deputy Secretary General, ICC
International Court of Arbitration, Paris

12:15 - 12:30 SCC Institute
Linn Bergman
Deputy Secretary General, SCC
Arbitration Institute, Stockholm

12:30 - 12:45 Discussion

12:45 - 14:15 Buffet Lunch

Trends in the field of treaty-based investor-state arbitration worldwide and in the EU:

14:15 - 14:30 **Anna Joubin-Bret**
UNCTAD, Geneva

14:30 - 14:45 **Colin Brown**
European Commission, Brussels

Possible future work for the UNCITRAL Working Group on Arbitration:

14:45 - 15:00 Presentation on topical matters as reported in surveys conducted by UNCTAD and OECD
Anna Joubin-Bret
UNCTAD, Geneva
Catherine Yannaca-Small
Legal Advisor, OECD; Paris

15:00 - 15:15 The academic perspective
Prof. August Reinisch
University of Vienna

14:45 - 15:00 The practitioners' view
Yas Banifatemi
Shearman & Sterling, Paris
Barbara Helene Steindl
Brauneis Klauser Prändl, Vienna

15:00 - 15:30 Coffee Break

The revised UNCITRAL Arbitration Rules in practice

15:30 - 16:30 Round Table
Michael E. Schneider
Lalive, Geneva
Prof. Lawrence Boo
Arbitration Chambers, Singapore
Günther J. Horvath
Freshfields Bruckhaus Deringer, Vienna
Vojtech Trapl
Attorney-at-Law, Prague

16:30 - 16:50 Discussion

16:50 - 17:00 Closing Remarks
Werner Melis

18:30 Departure by coach to "Heurigen"

Friday, 15 April 2011

Legal Theory of international arbitration:

How different concepts of arbitration affect the interpretation of arbitration laws and rules?

- 9:00 - 9:15 Welcome address and programme introduction:
Werner Melis
- 9:15 - 9:45 Presentation of the topic:
Prof. Emmanuel Gaillard
Shearman & Sterling, Paris
- 9:45 - 11:00 Panel 1: Impact of legal theories on the work undertaken by UNCITRAL over the past 30 years in the field of arbitration:
Werner Melis
President, VIAC
Jernej Sekolec
Vice President, LCIA
Prof. Eric Bergsten
Director, Willem C. Vis International Arbitration Moot
Prof. Sergey Lebedev
Chairman, Maritime Arbitration Commission, Moscow
Prof. Ivan Szász
Squire Sanders & Dempsey, Budapest
Prof. Norbert Horn
University of Cologne
- 11:00 - 11:30 Coffee Break
- 11:30 - 12:30 Panel 2: Impact of legal theories on the work currently undertaken by UNCITRAL regarding efforts towards a harmonized interpretation and application of UNCITRAL texts in the field of arbitration:
Prof. Frédéric Bachand
McGill University, Montreal
Stefan Kröll
University of Cologne
Prof. Giuditta Cordero Moss
University of Oslo
Patricia Shaughnessy
University of Stockholm
Prof. Lawrence Boo
Arbitration Chambers, Singapore
Salim Moollan
Essex Court Chambers, London
- 12:30 - 12:45 Discussion
- 12:40 - 14:00 Buffet Lunch

Investing Across Borders

- 14:00 - 14:20 The World Bank Group Study
Selected Indicators of foreign direct
investment
Nina Mocheva
World Bank, Washington D.C.
- 14:20 - 15:15 The impact on International Arbitration
Prof. Frédéric Bachand
McGill University, Montreal
Yas Banifatemi
Shearman & Sterling, Paris
Maria Theresia Pflügl
Freshfields Bruckhaus Deringer, Vienna
- 15:15 - 15:30 Closing Remarks
Renaud Sorieul