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SYLLABUS:

Course 2020/2021

Litigation in Economic International Law:

Consent to International Commercial Arbitration & Investment Arbitration

(7th Edition)

24th to 28th May 2021.

From 11:00: AM to 13:00 PM.

Session 1: Consent in International Commercial Arbitration.

a) The arbitration agreement; b) The substantive elements of consent to international commercial arbitration (2 hrs).

Session 2: Scope and extension of Consent to International Commercial Arbitration.

a) Writing of Arbitration clauses; b) Choice-of-Law and procedural Issues; c) Problems of recognition and enforcement of awards (2 hrs).

Session 3: Consent in Investment Arbitration.

a) Conditions Prior to Consent to Arbitration; b) Requirement to exhaust local remedies (2 hrs).

Session 4: Ways of expressing Consent to Investment Arbitration.

a) The International Centre for Settlement of Investment Disputes (ICSID); b) Substantive and procedural issues: ICSID Convention; other arbitral fora (SCC, LCIA, ICC); c) Consent and Most-Favoured Nation Clauses (MFN-Clauses) (2 hrs).

Session 5: Consent and Arbitral Jurisdiction.

a) Consent to ICSID Arbitration: Conventional Practice. b) Investor-State dispute settlement mechanisms in European Union FTA's with third countries (CETA, Singapur, UK negotiations, MERCOSUR). (2 hrs).