



BUCERIUS LAW SCHOOL
HOCHSCHULE FÜR RECHTSWISSENSCHAFT



2nd Bucerius Conference on Investment Law and Arbitration

supported by Dr. Yas Banifatemi and Professor Dr. Kaj Hobér

Date: Saturday, April 2 to Sunday, April 3, 2022

Venue: Bucerius Law School, Room 1.21 (2G+ rules apply)

Fees: EUR 10 per conference day, EUR 15 for both days (waivable upon request for students and trainee lawyers)

Investment law and arbitration are the workhorses of international economic law. Having to cope with countless and increasingly complex proceedings while continuously being the subject of heated debate in the midst of public opinion, the evolving field of investment law and arbitration presents an abundance of challenges in its interpretation and application.

The conference is structured around the discussion of current challenges in investment law and arbitration bridging the gap between academia and practice: Up-and-coming jurists will present the topics of their conference papers in cross-topic discussion panels moderated by experienced professionals.

For more information and registration visit:
www.law-school.de/ila-conference



Schedule | Saturday, April 2, 2022

11:30am Opening Speech

12:00pm Panel 1:

Investment Treaties and Challenges in Their Interpretation

- Fiscal Sovereignty and Investor-State Dispute Settlement
- In solidum Liability and Scope of Waiver of “Other Proceedings” under International Investment Agreements
- Shareholders Protection under Investment Arbitration

1:30pm Lunch Break

2:30pm Panel 2:

Enforcement of Human Rights and Sustainability Goals

- Legitimation through Participation: Can Amicus Curiae Cure the Sustainable Development Wounds of ISDS?
- In Favour of Counterclaims by Host States in International Investment Proceedings
- Reimagine Eco Oro v. Columbia in Light of Reformed Investment Treaties: Winds of Change?

4:00pm Coffee Break

4:30pm Panel 3:

The Future of Investment Arbitration in the European Union

- New Frontiers of Investor-State Arbitration: The New EU Green Energy Deal and the EU as a Future Respondent under the Energy Charter Treaty
- Reconsideration of Intra-EU Decisions in Investment Arbitration: Is the Komstroy Judgment Enough?
- EU’s Role in Regulating Public Political Risk Investment Insurance
- Foreign Investors’ Access to Judicial Review in the Investor-State Disputes Regarding the EU FDI Screening

6:00pm End of Panel Discussions

7:30pm Dinner Buffet & Drinks



Schedule | Sunday, April 3, 2022

- 9:00am **Panel 4:**
“Domestic” Law Issues in the International Investment Law Regime
- The Rules on the Service of Process on a Foreign State
 - EU Law as a Matter of Fact: The Implementation of Domestic Law Clauses in EU Investment Agreements
 - Procedural Challenges in Investment Arbitration: The Standard of Proof for Corruption
- 10:30am **Coffee Break**
- 11:00am **Panel 5:**
Arbitrator Appointments: Challenges and Developments
- To Disclose or Not to Disclose: Addressing Conflicts of Interest in Investment Arbitration through Zero-Knowledge Proofs
 - Party Appointments and Unconscious Bias in Investment Arbitration
 - Practice and Theory (or Lack Thereof) of Arbitrator Appointment: Balancing Strategy, Rules, and Standards
- 12:30pm **Lunch Break**
- 1:30pm **Panel 6:**
Addressing Efficiency and Structural Parity: Procedural Reforms
- Structural Challenges in Investor-State Mediation and How to Address Them
 - Procedural Discretion in Investment Arbitration
 - The Emerging Regulation of TPF in ISDS: A Snapshot of the Reform Efforts of ICSID, UNCITRAL, and the European Union
- 3:00pm **Closing Speech**
- 3:30pm **End of Official Conference Program**



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[Further Information](#) | [Registration](#)

(Please register until 29 March 2022.)

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