

16th Summer Academy

International Law and Economics

9 – 27 July 2018



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UNIVERSITÄT
BERN



This year, the programme will cover one common topic in the first week and will then offer two parallel tracks that both run for two additional weeks. The first track will focus on trade and sustainability issues and the second track will deal with investment topics.

Week 1 9-13 July
ECTS Credits: 3

The Future of Trade and Investment Regimes in a Protectionist World

**Chad Bown, Peterson Institute for International Economics, Washington, D.C.
and Andrew Newcombe, University of Victoria, British Columbia**

Recent political developments such as the decision of the United Kingdom (UK) to leave the European Union (EU) and the protectionist agenda of the Trump Administration in the United States (US) are generating profound changes in international economic relations. Although the US and the EU have been the main protagonists of the international economic system for a long time, now the US is turning inwards while the EU is dealing with political and economic challenges at home. In that context, both the multilateral trading system and the extensive network of current preferential trade and investment agreements are under heightened scrutiny. In a number of countries, there is a backlash against investor-state dispute settlement (ISDS) and the effectiveness of investment treaties has been questioned. There is a growing perception of uneven globalisation where trade and investment integration are blamed for negative effects. This course will address the reasons for anti-globalisation and protectionist movements and their most notable consequences, such as exiting from or renegotiating trade and investment agreements. What drives countries to do this and what are the consequences? Do they actually achieve what they want? How do they do it?

Track 1: TRADE AND SUSTAINABILITY

Week **2** 16-20 July
ECTS Credits: **3**

Climate Change and Sustainable Development in International Law

Marie-Claire Cordonier Segger, Centre for International Sustainable Development Law, Montreal and Markus Gehring, British Institute of International and Comparative Law, London

From the 2015 Paris Agreement under the 1992 United Nations Framework Convention on Climate Change (UNFCCC) to the global Sustainable Development Goals (SDGs), along with other international environmental, economic and human rights legal instruments, states and the broader international community are working to address the risk and reality of dangerous climate change. After nearly 17 years of deadlock, parties to the UNFCCC concluded the Paris Agreement and are now working to develop a rulebook for its implementation.

This course explores the Paris Agreement and its international regime, focusing on the challenges and opportunities of climate law and policy reform for sustainable development. It provides an analysis of the main relevant legal instruments and their implementation, an overview of the most important principles and policy discussions on different levels, as well as a participatory climate negotiations exercise. Upon successful completion, participants will be familiar with current international law and policy aspects of the Paris Agreement, the UNFCCC and its Kyoto Protocol, be equipped to analyse critical dimensions of climate law and policy, and be cognizant of the key legal and institutional reforms being undertaken to implement national and international climate change commitments and achieve SDG 13 on climate action. They will be in a position to make informed decisions regarding their future academic and professional roles in helping the world to tackle climate change.





Week 3 23-27 July
ECTS Credits: 3

Sustainable Human Mobility: Migration Governance in all its Dimensions

Elisa Fornalé, World Trade Institute, Bern and François Crépeau, McGill University, Montreal

From the 2016 New York Declaration for Refugees and Migrants to the future Global Compact for Migration, the international community is more committed than ever to develop a comprehensive framework to govern human migration, and respond to the causes and challenges of irregular, unsafe and disorderly migration.

In the context of increased large movements of migrants and refugees globally, this course aims to delineate the proponents of “sustainable migration”, whereby migration will be discussed respectively from the nexus of (i) human rights, (ii) security, (iii) governance, (iv) labour mobility, (v) trade and (vi) climate change.

This course will provide an analysis of the main relevant legal instruments and their implementation, an overview of the most important policy discussions at global and regional levels, and case studies.

Track 2: INVESTMENT

Week 2 16-20 July
ECTS Credits: 3

International Investment Law and Policy: Promotion, Protection and Facilitation

Roberto Echandi, World Bank, Washington, D.C. and Rodrigo Polanco, World Trade Institute, Bern

This course will analyse the latest trends in the negotiation and implementation of international investment agreements, devoting particular attention to investment promotion and facilitation, as well as the most recent jurisprudence on investment protection. Key differences in the substance of investment protection between bilateral investment treaties and the investment chapters of preferential trade agreements, particularly recent mega-regional agreements such as CETA, the failed TPP, and the pending TTIP, will be explored. Alternatives to regulatory fragmentation in investment law will also be addressed, including the relationship between investment and trade law and prospects for multilateral rule-making in the investment field.

Week 3 23-27 July
ECTS Credits: 3

New Frontiers in Investor-State Dispute Settlement: From Arbitration to Courts, Prevention and Management of Disputes

Krista Nadakavukaren Schefer, University of Basel, Basel and Ricardo Ramírez-Hernández, National Autonomous University of Mexico (UNAM), Mexico City, and former member of the WTO Appellate Body, Geneva

This course will examine the latest trends in the negotiation and implementation of international investment agreements, with respect to investment dispute settlement and dispute prevention and management. Lectures will focus on the most recent jurisprudence in investor-state arbitration and proposals for ISDS reform. These include the creation of standing and multilateral investment courts, following developments in the EU, Canada and the United Nations Commission on International Trade Law (UNCITRAL), as well as proposals for improving ISDS or replacing it with an alternative. Key features of investor-state arbitration procedures will be explored, such as consent and jurisdiction, the implications of the choice of different procedural rules (with particular focus on the International Centre for Settlement of Investment Disputes, ICSID, and UNCITRAL), available remedies and post-award remedies.

The World Trade Institute (WTI) is a leading academic institution dedicated to studies, teaching and research in international trade and investment regulation, economic globalisation and sustainability.

With an interdisciplinary foundation fusing law, economics and international relations, the WTI equips tomorrow's leaders with the knowledge required to understand and negotiate today's most challenging international issues and agreements.

Admission and tuition fees

The Summer Academy is led by Peter Van den Bossche, Director of Studies at the WTI.

Admission

Admission is limited to 65 participants per week. We accept individuals who have completed (or who are nearing completion of) an undergraduate degree in law, economics or political science, or an unrelated field, supplemented by relevant working experience. Participants are expected to have a strong command of English.

Tuition Fees

Summer Academy courses can be attended in a flexible, 'à la carte' manner. Tuition for one week is **1,200 Swiss francs**. Summer Academy modules may lead to a Diploma of Advanced Studies (DAS) or a Certificate of Advanced Studies (CAS) with a specialisation in International Law and Economics. A DAS may be awarded to participants having obtained 30 ECTS (8 weeks of course work plus a scientific research paper) and a CAS to those who have obtained 12 ECTS (3 weeks of course work plus a scientific research paper). With some exceptions, the tuition fee for courses leading to a DAS is **10,000 Swiss francs** and for courses leading to a CAS **4,000 Swiss francs**. Please note that the CAS and DAS option is only available to participants who have completed an undergraduate degree in one of the fields mentioned above.

How to apply

Applying to the Summer Academy is straightforward: send the completed and signed **application form** (downloadable from our website at www.wti.org) together with **your CV** and **a digital photo** to **summer@wti.org**.

Applications are accepted until the maximum number of participants is reached.

The Summer Academy at the WTI has it all – academic rigour, inspiring lecturers with an extensive trade background, and fellow participants who add both to the fun and your network. And if that wasn't enough, you get to swim in the river too.



Ingrid E. Persson

Manager, Government Affairs
International Trade and Customs, Nike



The WTI Summer Academy programme is an opportunity for practitioners to access a wealth of knowledge on cutting-edge trade policy and regulatory issues. The mix of academic rigour, creativity in research and practical reality checks that are factored into the programme make it a mind-opener.

Jean-Sébastien Roure

Senior Officer, Trade Facilitation and Policy for
Business Section, International Trade Centre

The Summer Academy is a unique experience. It is intellectually challenging, offering insight into the pertinent issues affecting international trade today and providing a forum for the development of ideas which can be applied in the everyday work of trade policy. All this in a great location with remarkable participants.



Jonathan Evans

Deputy Director: Trade in Services,
South African Department of Trade
and Industry



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