World Trade Forum
University of Bern, Switzerland
25–26 October 2019

PROGRAMME

Multilateralism at Risk

UniS, University of Bern, Schanzeneckstrasse 1, 3012 Bern, Switzerland
Day 1: Friday, 25 October 2019

9:00–9:30  Registration for delegates  

9:30–9:40  Welcome and opening remarks  
Joseph Francois, World Trade Institute  
Bernard Hoekman, European University Institute

9:40–11:00  Plenary Session I  
*The future of international economic dispute resolution*  
Chair: Isabelle Van Damme, Van Bael & Bellis  
Panellists:  
- Karen Alter, Northwestern University  
- James Flett, European Commission  
- Jae Sung Lee, UNCITRAL  
- Gabrielle Marceau, University of Geneva  
- Stephan Schill, University of Amsterdam

11:00–11:30  Coffee break  

11:30–13:00  Parallel Session A: Book Track  
Chair: Claude Chase, Akin Gump Strauss Hauer & Feld LLP  
Panellists:  
- Kholofelo Kugler, Advisory Centre on WTO Law, “Considering arbitration as an alternative to WTO appellate review”  
- Cornelia Furculită, German University of Administrative Sciences, Speyer, “The time of PTAs dispute settlement mechanisms might have come: Assessing the risks”  
- Tetyana Payosova, Van Bael & Bellis, Geneva, “Re-designing mediation in the future WTO dispute settlement governance”  
- Sean Stacy, World Trade Institute, “WTO Dispute Settlement: ‘Will of the Strongest’ or ‘Rule of Law’?”
11:30–13:00  **Parallel Session B: National and international regulation on e-commerce and data flows**  

*Chair:* Iza Lejárraga, OECD  

*Panellists:*  
- Mira Burri, University of Lucerne, “Introducing TAPED: A database on trade agreement provisions on e-commerce and data flows”  
- Erik van der Marel, European Centre for International Political Economy, “Digital Trade Restrictiveness Index (DTRI)”  
- Rahel Schär, University of Lucerne, “The privacy shield: Facilitating data flows to the US under the GDPR”  
- Quan Zhao, International Trade Centre, “China’s e-commerce and digital regulations”  
- Nicolas Köhler, International Trade Intelligence, “Industrial policy and national security dimensions of data flow regulations in China and India”  

*Discussant:* Sebastian Klotz, World Trade Institute

11:30–13:00  **Parallel Session C: WTO reform**  

*Chair:* Thomas Rausch, Bertelsmann Stiftung  

*Panellists:*  
- Mark Wu, Harvard University, “SOEs, subsidies and the trading system”  
- Robert Wolfe, Queens University, “Improving the use of ‘specific trade concerns’ in WTO conflict management”  
- Bernard Hoekman, European University Institute, “Competition policy lessons for trade rules”  

*Discussants:*  
- Eddy de Smijter, European Commission  
- Arancha Gonzalez, International Trade Centre

13:00–14:00  Lunch  

Foyer
14:00–15:20  **Plenary Session II**  
*Climate change, trade and investment: Cross-regime learning?*

**Chair:** Thomas Cottier, World Trade Institute

**Panellists:**
- Marie Claire Cordonier Segger, University of Cambridge
- Arancha Gonzalez, International Trade Centre
- Jürgen Kurtz, European University Institute
- Simon Lester, Cato Institute

15:20–16:50  **Parallel Session D: Book Track**  
A003

**Chair:** Tetyana Payosova, Van Bael & Bellis

**Panellists:**
- Karen Alter, Northwestern University, “Legalizing international economic dispute resolution”
- Vyoma Jha, Stanford Law School, “The politics of renewables: Lessons for international economic dispute settlement from renewable energy-related disputes”
- Malebakeng Forere, University of Witwatersrand, “No lessons from the crises in the international trade and investment dispute settlement mechanisms: the African Continental Free Trade Area”
- Kathleen Claussen, University of Miami School of Law, “A future for trade agreement design after USMCA”

15:20–16:50  **Parallel Session E: Investment and labour relations**  
A201

**Chair:** Céline Carrère, University of Geneva

**Panellists:**
- Patrick Bigler, World Trade Institute, “Trade–labour linkages and international investment: Protectionism in disguise?”
- Patrick Wagner, World Trade Institute, “Unintended consequences: spillover of decent work from outward investment locations in Brazil”
- Damian Raess, World Trade Institute, “The demand-side politics of China’s global buying spree: Managers’ attitudes towards Chinese inward FDI flows in comparative perspective”
15:20–16:50  **Parallel Session F: Data collection on international investment agreements and its implementation**  

**Chair:** Roberto Echandi, World Bank  

**Panellists:**  
- Diana Rosert, UNCTAD, “Introducing the International Investment Agreements Navigator, and the Investment Dispute Settlement Navigator”  
- Daniel Behn, Queen Mary University of London and University of Oslo, “Introducing PluriCourts Investment Treaty Arbitration Database (PITAD)”  
- Rodrigo Polanco, World Trade Institute and Wolfgang Alschner, University of Ottawa, “Introducing EDIT – An Electronic Database of Investment Treaties”  

**Discussant:**  
- Krista Nadakavukaren Schefer, Swiss Institute of Comparative Law  

16:50–17:10  **Coffee break**  

17:10–18:30  **Plenary Session III**  

**Chair:** Christian Bluth, Bertelsmann Stiftung  

**Panellists:**  
- Kathleen Claussen, University of Miami  
- Lionel Fontagne, University Paris 1 Panthéon-Sorbonne  
- Kurt Haerri, Schindler  
- Monika Rühl, economiesuisse  
- André Sapir, Université libre de Bruxelles  

18:30–20:00  **Apéro riche at Restaurant Grosse Schanze (Parkterrasse 10, 3012 Bern)**
Day 2: Saturday, 26 October 2019

9:00–10:30  Parallel Session G: Book Track  A022

Chair: Nicolas J.S. Lockhart, Sidley Austin LLP

Panellists:  
- Krzysztof J. Pelc, McGill University, Montreal, “Authorship of rulings at the WTO: Does it matter who holds the pen?”
- Lauge Poulsen, University College London, “A world without ISDS? Costs and benefits”
- Stephan Schill and Geraldo Vidigal, University of Amsterdam, “Investment dispute settlement à la carte: Vision for the UNCITRAL reform process?”
- Daniel Behn, Malcolm Langford and Runar Lie, University of Oslo and Queen Mary University of London, “Who writes arbitral awards? A stylometric analysis of investment treaty arbitration”

9:00–10:30  Parallel Session H: Realising Europe’s Soft Power in External Cooperation and Trade – RESPECT  A-122

Chair: Matteo Fiorini, European University Institute

Panellists:  
- Miriam Manchin, World Trade Institute, “Assessing the effects of non-trade provisions of trade agreements”
- Mattia Di Ubaldo, University of Sussex, “The impact of trade policy uncertainty removal in the EU GSP scheme”
- Kamala Dawar, University of Sussex, “Do EU export credit agencies comply with international norms?”
- Hugo Rojas Romagosa, World Trade Institute, “The effectiveness of the EU’s impact assessment and consultation mechanisms”
9:00–10:30 Parallel Session I: GVCs, investments and PTAs (co-organised with OECD)

Chair: Manfred Elsig, World Trade Institute

Panellists:
- Iza Lejarraga, OECD, “The rationale of a new GVC-database in trade agreements”
- Selina Hauser, World Trade Institute, “Coding GVC provisions in PTAs”
- Marietta Angeli, World Trade Institute, “Coding RoO provisions in PTAs”
- Julien Gourdon, OECD, “The rationale for better RoO data”

Discussant:
- Joseph Francois, World Trade Institute

10:30–11:00 Coffee break Foyer

11:00–12:30 Plenary Session IV Revisiting special and differential treatment for developing countries

Chair: Michael Hahn, Institute of European and International Economic Law / World Trade Institute

Panellists:
- Sean Doherty, World Economic Forum
- Roberto Echandi, World Bank
- David W.F. Huang, Délégation culturelle et économique de Taipei à Berne
- Sergio Toro, Permanent Mission of Chile to the WTO
- Cherise Valles, Advisory Centre on WTO Law

12:30–13:30 Lunch Foyer
13:30–15:00  **Parallel Session J: Book Track**  

**Chair:** Marina Foltea, Trade Pacts

**Panellists:**
- Gabrielle Marceau, University of Geneva, “Current crisis of WTO dispute settlement”
- Simon Lester and Huan Zhu, Cato Institute, “Innovation in the enforcement of international economic law: Can the United States make auto-interpretation work?”
- James Flett, European Commission, “Keep calm and carry on litigating”
- Philippe Lionnet, SECO, “International economic dispute settlement and digital trade – new legal challenges in substance and concerning choice of forum?”

13:30–15:00  **Parallel Session K: Challenges of establishing an international framework for investment facilitation (organised by DIE)**  

**Chair:** Axel Berger, German Development Institute / Deutsches Institut für Entwicklungspolitik (DIE)

**Panellists:**
- Matthew Stephenson, World Economic Forum, “The practitioner’s perspective: insights on investment facilitation from global firms and from projects in Cambodia and Ghana”
- Malebakeng Forere, University of Witwatersrand, “The WTO Facilitation Framework without Africa: Unpacking the conundrum”
- Lauge Poulsen, University College London, “UK investment policy post-Brexit: A role for investment facilitation?”

**Discussant:** Colette van der Ven, Pro Bono Initiative, Sidley Austin LLP
13:30–15:00  
**Parallel Session L: Research collaboration and communication beyond the ivory tower (organised by SNIS)**  

**Chair:** Raymond Saner, CSEND

**Panellists:**
- Bernhard Fuhrer, SNIS, “Why do research funding organisations insist on new communication formats?"
- Petru Dumitriu, UN Joint Inspection Unit, “How can we improve the influence of academic research in policy making and how can we make research more palatable in international organisations?”
- Christophe Gironde, IHEID, “Designing effective and efficient joint academic–policy maker–practitioner research proposals”
- Mirko Winkler, Swiss TPH, “What value added for multimedia productions as part of the research output”
- Ruxandra Stoicescu, SNIS, “How to be heard and seen; ‘advertising’ research results to the broader public”

15:00–15:30  
**Coffee break**

15:30–16:45  
**Plenary Session V**

*The ILO at 100, the fourth industrial revolution, trade and employment*

**Chair:** Damian Raess, World Trade Institute

**Panellists:**
- Dorothee Baumann-Pauly, University of Geneva and NYU Stern Center for Business and Human Rights
- Jean-Jacques Elmiger, SECO
- Renate Hornung-Draus, Confederation of German Employers’ Associations
- Sangheon Lee, ILO
- Esther Lynch, European Trade Union Confederation

16:45–16:50  
**Closing remarks**

Peter Van den Bossche
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