

INTERNATIONAL INVESTMENT LAW II: INVESTOR-STATE DISPUTE SETTLEMENT

Course description

This course focuses on Investor-State Dispute Settlement (ISDS), exploring the arbitral process, recent developments in practice, the different actors involved and the evolving body of jurisprudence in investor-State arbitration. It provides a specialized analysis of the rationale and main problems arising from ISDS, from the perspective of both States and investors. As we are presently in the midst of a period of unparalleled re-examination and innovation of the ISDS regime, this course will also address some of the most important policy and rules changes, both proposed and implemented, to improve Investor-State arbitration or as alternatives to that system. The main method of instruction will be the analysis of case studies, complemented with theoretical classes.

Course details

Participants: Open course (MILE, TRAIL+, DAS, CAS and à la Carte)

Requirement: Optional

Price: CHF 1'200 (only for à la Carte participants)

Format: Modular, Case study lecture

ECTS: 3 (only for MILE, TRAIL+, DAS and CAS)

Lecturers: Rodrigo Polanco, Georgios Petrochilos

Biographies

Rodrigo Polanco: Rodrigo is an Assistant Professor of International Economic Law at the Universidad de Chile where he has been teaching investment law, international trade law, and international environmental law, both at the Institute of International Studies and the Faculty of Law, where he also served as the Director of International Affairs. He joined the WTI as a senior researcher/lecturer, and also as coordinator of the SECO Project (which supports development of Regional Competence Centres for Trade Law and Policy in Peru, South Africa, Vietnam, Indonesia and Chile) and of the SNIS Project (Diffusion of International Law: A Textual Analysis of International

Investment Agreements). Rodrigo is a published scholar and legal practitioner with experience in both the public and private sectors. He holds a Bachelor and a Master of Laws from Universidad de Chile School of Law, an LL.M. in International Legal Studies from New York University (NYU) School of Law, and a PhD from the University of Bern, Graduate School of Economic Globalisation and Integration, specialised in international investment law. Rodrigo is a visiting professor at Universidad Externado Colombia and member of the editorial team of their Law and Economy Review (Contexto), and a visiting professor and research external evaluator of the Pontifical Catholic University of Peru (PUCP). He is also a co-founder of Fiscalía del Medio Ambiente (FIMA) a Chilean non-profit organization working in public interest environmental cases, and teaching local communities and members of the judiciary on environmental law. He serves as director of their environmental law journal (Justicia Ambiental).

Georgios Petrochilos: Georgios is partner at 3 Crowns and formerly the head of the Paris arbitration team of a leading international firm, and of that firm's public international law group. Georgios has a broad practice covering inter-state, investment, and commercial disputes. He has represented States, international organizations, and private parties in more than 70 disputes, including the largest maritime delimitation case to date in the International Court of Justice (*Peru v Chile*), the ground-breaking "Black Economic Empowerment" case before ICSID (*Foresti and Ors v South Africa*), and some of the most critical cases in the European energy industry in the past decade. He is an *Avocat* (France) and an Advocate of the Supreme Court (Greece), and registered with the Law Society of England & Wales. Georgios has published extensively on international law and international arbitration, including the well-known monograph *Procedural Law in International Arbitration*, and he is the co-author, with Jan Paulsson, of a forthcoming commentary on the UNCITRAL Arbitration Rules. Georgios represents a Member State at UNCITRAL since 2007; is a visiting professor at the University of Fribourg in Switzerland; and the current rapporteur of the International Law Association International Arbitration Committee. He holds graduate degrees, including a doctorate, from Oxford, as well as degrees from Strasbourg and Athens. His working languages are English, French, and Greek.