

1 - Day Seminar | 13 September 2018

Introduction to Investor-State Dispute Settlement

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FACT: While the push for Foreign Direct Investment (FDI) continues to grow, disputes between investors and foreign countries have required adjudication for as long as there has been cross-border investment. When matters go wrong, a neutral dispute mechanism is important. Investor-State Dispute Settlement (ISDS) is an impartial international arbitration procedure specifically designed to protect foreign investors seeking to redress injury by providing an impartial, law-based approach to resolve investment disputes.

In fact, investment arbitration and the use of ISDS have expanded drastically in the past decade. Various forms of ISDS are now a part of over 3,000 trade agreements worldwide. As the number of investment agreements has risen, the cases brought to international dispute settlement have become increasingly complex too, encompassing multiple contracts with multiple parties and issues.

Are you a government official responsible for negotiations of investment treaties, an attorney frequently involved in representing a state or an investor in international dispute resolution proceedings, a member of in-house counsel, an international arbitrator aspiring to add or improve expertise in investment arbitration, a civil servant in state investment's policies, a professor or student looking to increase real-time knowledge, or an investor aiming to understand ISDS further? If so, BIAMC's 1-Day ISDS Seminar is ideal for you! At BIAMC, we merge practical, comprehensive curriculum with unparalleled instruction from top foreign and domestic experts currently working in ISDS.



Morning Session: Karen Mills

Time	Agenda
8.30 am	Registration & Morning Coffee
9.30 am	General Background
10.00 am	Investor-State Arbitration: <ul style="list-style-type: none"> • What is it? How does it differ from other/commercial arbitration? • Under Contract • Under Treaty • Under Treaty, primary provisions to consider • Provisions providing most problems • Summary of Indonesian cases • Recent Backlash • What can be done to preserve system?
12.30 pm	Lunch Break

Afternoon Session: Prof. Dr. Peter Malanczuk

Time	Agenda
1.30 pm	Investor-State Dispute Settlement (ISDS) Venues and Procedures <ul style="list-style-type: none"> • Investor-state arbitration institutions and regimes - Overview • ICSID arbitration proceedings– selected aspects • Non-ICSID arbitration proceedings Remedies Mediation in ISDS disputes Evaluation of ISDS options – advantages/disadvantages Recent developments, ISDS criticism and reform options
2.45 pm	Coffee Break
4.30 pm	The End of Session

Registration close on : Wednesday, 12th September 2018

Early Bird Price

IDR 2.600K

Registration before 7th September 2018

Standard Price

IDR 3.800K

Registration before 12th September 2018

SPEAKERS



Karen Mills, J.D., F.CI Arb, Chartered Arbitrator, KarimSyah Law Firm

Karen Mills is recognized as one of the leading arbitrators in Asia according to every publication and survey published. She sits as arbitrator in Indonesia, Singapore, Hong Kong, Malaysia and the US and is also on the panel of arbitrators of institutions in the Philippines, Hong Kong, Singapore, Malaysia, China, Korea, New Zealand, ICDR in the US, and several online Domain Name Dispute Panels, and teaches all level of courses for the Chartered Institute of Arbitrators and other institutions. Ms. Mills has sat as arbitrator in cases involving oil, gas, mining, power, insurance, finance, tax, commercial real estate, and various matters of general investment and trade. As counsel she often acts as lead counsel for the Indonesian Government in investor-state disputes, including successfully winning a multi-billion dollar mining dispute and successfully dismissing one ICSID claim for lack of jurisdiction, and another multilateral treaty case on the merits. She also represents a number of state-owned companies and acts for many multinational and local companies in arbitration as well as in structuring transactions in all sectors.



Prof. Dr. Peter Malanczuk

Professor Peter Malanczuk is an Adjunct Professor of the Faculty of Law of The University of Hong Kong (HKU) and a member of the Academic Advisory Council of the University of Heidelberg (where he graduated from law school). He also serves as a member of the Council of the Shenzhen Court of International Arbitration (SCIA), China, and as a member of the Advisory Committee of the Shenzhen Municipal People's Government on the Internationalization of Shenzhen. He also has specialized experience in international legal practice. Apart from his work with the Iran-U.S. Claims Tribunal, he has served as Legal Counsel to Iraq before the U.N. Compensation Commission in Geneva resolving claims arising out of the 1990 Gulf War, independent expert before the International Criminal Tribunal for the Former Yugoslavia (ICTY), Special Legal Counsel of Ethiopia on boundary and compensation claims issues arising from the 1998-2000 war with Eritrea, and as the first arbitrator appointed by Ethiopia in 2001 to the Eritrea-Ethiopia Claims Commission.

Registration & Information

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Registration Link

<https://buff.ly/2mDUgxC>

Venue

 Noble House 27th Floor,
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