

CURRENT ISSUES IN INVESTMENT TREATY ARBITRATION

Treaty Shopping v Treaty Planning & The EU as a New Actor

Monday 6 June, from 14:30 to 19:30 with reception to follow

Location: Chiomenti Premises at Via di Monte Savello 30, Rome

CHIOMENTI
STUDIO LEGALE

What this event is about:

This conference addresses two pressing issues in contemporary practice. In the first session, panellists will consider the distinction between prudent corporate planning which seeks to take advantage of favourable protections under investment treaties and improper corporate structuring amounting to treaty-shopping and a possible abuse of rights. Is there a clear line to be drawn between the legitimate and illegitimate? When does treaty-planning become treaty-shopping? Should it be a bar to jurisdiction?

The second session addresses the emerging role of the European Union in international investment law. Among the questions raised will be: Why is the EU Commission concerned about claims being brought under investment treaties between member states of the EU? What role is the Commission playing in the cases in which it has intervened? Can investment protection through BITs or the ECT coexist with EU law? What is the Commission proposing for investment-protection treaties between EU member states and third countries? Will there be EU BITs and if so what kind of protection will they offer to investors and to States? What are the implications of the interim period in which the existing treaties will remain in place?

Among the participants in the event will be:

- **N. Jansen Calamita** (Investment Treaty Forum, British Institute of Int'l & Comparative Law, London)
- **Andrea Carlevaris** (Bonelli Erede Pappalardo, Rome)
- **Domenico Di Pietro** (Chiomenti Studio Legale, Rome)
- **Ferdinando Emanuele** (Cleary Gottlieb Steen & Hamilton LLP, Rome)
- **Luigi Fumagalli** (Università degli Studi di Milano)
- **Bart Legum** (Salans, Paris)
- **Vaughan Lowe QC** (University of Oxford; Essex Court Chambers)
- **Loretta Malintoppi** (Eversheds, Paris)
- **Federico Ortino** (King's College London)
- **Lluís Paradell** (Freshfields Bruckhaus Deringer, Rome)
- **Leopoldo Rubinacci** (DG Trade, EU Commission)
- **Giorgio Sacerdoti** (Università Bocconi di Milano)
- **Anthony Sinclair** (Allen & Overy LLP, London)
- **Edouard Soubry** (GDF SUEZ, Brussels)

Bookings and Prices:

To register for this event, please visit the **British Institute of International and Comparative Law website (www.biicl.org)**.

The price for Members of the **BIICL and Arblt Members** is £71. The price for **Non-Members** is £133. **Members of the Investment Treaty Forum** pay no fee to attend this event. Payment may be made on the BIICL website in sterling or in the Euro equivalent according to the exchange rate on the day of registration. For further information about the British Institute of International Comparative Law, please visit www.biicl.org or telephone: 020 7862 5151. Charity number: 209425.

Cancellation Policy: **Cancellation by the organizers:** The organizers reserve the right to modify or cancel any event if unforeseen circumstances arise. If there is a cancellation you will be informed as soon as possible using the contact details provided by you on registration and offered a full refund. **Cancellation by you:** All requests for cancellation must be made in writing via email to eventsregistration@biicl.org and be made no less than one week prior to the event. If sufficient written notice of cancellation is received, a full refund will be given. If insufficient notice is given, no refund will be given. By registering for an event, you have confirmed that you have read and understood our cancellation policy.