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International Arbitration Audley William Sheppard, Chiann Bao, 2025-12-15 International arbitration is built not only on legal norms and procedural frameworks but by the individuals who craft interpret and implement them This book explores how human qualities such as perception reasoning and culture inform the daily practice of international arbitration The volume gathers contributions presented at the twenty sixth Congress of the International Council for Commercial Arbitration ICCA held in Hong Kong in May 2024 under the theme International Arbitration A Human Endeavour Framed as both a statement and a provocation the theme invites critical reflection on the role of the individual in a system often portrayed as neutral objective and abstract Across fifty one chapters from fifteen thematic panels the book explores questions at the heart of arbitral practice Unveiling the Human Dimension in International Arbitration The Arbitrator Decision Making and Biases Sociology and Education Judging the New York Convention Culture Localisation and Regionalism The Advocate Procedures and Behaviours It s Not Just Semantics The Hidden Power of Language Inter Personal Conduct and Ethics Dispute Resolution and the Global Community Working in an Adversarial Environment Costs and Economics and International Arbitration An AI Endeavour Set against a backdrop of global change and increased attention to inclusivity transparency and accountability in arbitration the chapters offer timely and candid reflections on the lived experience of arbitration They examine how the human element continues to shape arbitral justice today but also how it may be redefined in a future increasingly influenced by social and technological changes Together the contributions paint a picture of international arbitration as a profoundly human endeavour shaped by those who practice it and those who will redefine its future [Energy Dispute Resolution:](#)

[Investment Protection, Transit and the Energy Charter Treaty](#) Graham Coop, 2011-06-01 Energy Dispute Resolution Investment Protection Transit and the Energy Charter Treaty is a compilation of written contributions prepared in the context of a conference organized by the Energy Charter Secretariat in cooperation with five other well known legal institutions the Arbitration Institute of the Stockholm Chamber of Commerce the British Institute of International and Comparative Law the International Centre for Settlement of Investment Disputes the International Chamber of Commerce and the Permanent Court of Arbitration This highly successful conference took place in Brussels in October 2009 Energy Dispute Resolution Investment Protection Transit and the Energy Charter Treaty focuses on investment arbitration under the Energy Charter Treaty or ECT and on transit dispute resolution under the ECT Part I consists of a review of awards decisions and other developments in ECT investment arbitrations of which nearly 30 were in the public domain as of 1 January 2011 Part II deals with the relationship between bilateral investment treaties the ECT as a multilateral investment treaty and European Union EU law and addresses the question of whether conflict between these legal systems is inevitable In Part III the book reviews the highly developed provisional application mechanism of the ECT particularly in relation to Russia which signed the ECT in 1994 but has never ratified it Part IV deals with the energy transit provisions of the ECT and the Treaty s

potential application with respect to East West energy transit and supply disputes The book also contains an Editor s Preface introductory and closing remarks a table of contents a detailed index and an Appendix in the form of a CD ROM containing the rules of arbitration of the three international arbitration mechanisms provided by the ECT ICSID SCC and ad hoc UNCITRAL arbitration The book is of international application particularly within the 51 country Energy Charter constituency Western Central and Eastern Europe the former Soviet Union Japan Turkey Mongolia and Australia but is relevant to energy and international arbitration lawyers worldwide

Practitioner's Guide to Global Investigations

Judith Seddon,2018-01-19 There s never been a greater likelihood a company and its key people will become embroiled in a cross border investigation But emerging unscarred is a challenge Local laws and procedures on corporate offences differ extensively and can be contradictory To extricate oneself with minimal cost requires a nuanced ability to blend understanding of the local law with the wider dimension and in particular to understand where the different countries showing an interest will differ in approach expectations or conclusions Against this backdrop GIR has published the second edition of The Practitioner s Guide to Global Investigation The book is divided into two parts with chapters written exclusively by leading names in the field Using US and UK practice and procedure Part I tracks the development of a serious allegation whether originating inside or outside a company looking at the key risks that arise and the challenges it poses along with the opportunities for its resolution It offers expert insight into fact gathering including document preservation and collection witness interviews structuring the investigation the complexities of cross border privilege issues and strategising effectively to resolve cross border probes and manage corporate reputation Part II features detailed comparable surveys of the relevant law and practice in jurisdictions that build on many of the vital issues pinpointed in Part I

Reshaping the Investor-State Dispute Settlement System Jean E. Kalicki,Anna Joubin-Bret,2015-02-04 In Reshaping the Investor State Dispute Settlement System Journeys for the 21st Century editors Jean E Kalicki and Anna Joubin Bret offer for the first time a broad compendium of practical suggestions for reform of the current system of resolving international investment treaty disputes The increase in cases against States and their challenge to public policy measures has generated a strong debate usually framed by complaints about a perceived lack of legitimacy consistency and predictability While some ideas have been proposed for improvement there has never before been a book systematically focusing on constructive paths forward This volume features 38 chapters by almost 50 leading contributors all offering concrete proposals to improve the ISDS system for the 21st century

Martindale-Hubbell International Arbitration and Dispute Resolution Directory ,2000

Enforcement of Arbitral Awards Against Sovereigns R. Doak Bishop,2009-09-01 The past decade has seen a veritable explosion of investment treaty and other arbitration claims brought against sovereigns Many of those cases have been filed before the International Centre for Settlement of Investment Claims ICSID which has its own self contained rules for enforcement Given this significant increase in sovereign cases and the issues attendant to sovereign immunity this treatise is timely in addressing

the various issues that arise in enforcing arbitral awards against sovereigns One of the first questions posed to their counsel by clients considering the initiation of an arbitration proceeding against a sovereign state is whether and how the resulting award can be enforced The origin of the client s question is usually based in some knowledge that a state possesses sovereign immunity along with an uncertain concern about the exceptions to such immunity and the difficulties of enforcement against a sovereign s assets This uncertainty is understandable especially in light of the sometimes confusing and even contradictory court decisions in certain jurisdictions It is these inquiries in their broadest application that form the subject of this treatise With contributions by eminent and experienced practitioners of the multiple issues that have arisen in various jurisdictions and the key cases that have created the law of enforcement of obligations against sovereigns this book will provide access to valuable information add to the transparency of this subject and further spur the consistent development of this area of law This book is divided into three parts The first part is general in nature and includes chapters encompassing the subjects of sovereign immunity in general including both immunity from jurisdiction and immunity from enforcement treaty obligations to honor awards diplomatic protection by a claimant s government to obtain payment of awards and conciliation and settlement The second part of the book deals with the means of enforcing awards Part three of this treatise addresses the enforcement issues that arise in specific jurisdictions in which enforcement against sovereign assets is often sought in particular the United States the United Kingdom Switzerland France The Netherlands and South America

, International Arbitration Review James H Carter,2017-09-19 The International Arbitration Review edited by James H Carter of Wilmer Cutler Pickering Hale and Dorr provides an analytical review of what has occurred in each of the important arbitration jurisdictions during the past year capturing recent developments and putting them in the context of the jurisdiction s legal arbitration structure and selecting the most important matters for comment In this book leading practitioners seek to provide current information on both general international commercial arbitration and international investment arbitration treating important investor state dispute developments in each jurisdiction as a separate but closely related topic There are in depth examinations of arbitration in 41 jurisdictions as well as editorial chapters on The Impact of Corporate Taxation on Economic Losses and overviews on ASEAN and Africa Contributors include Bart Legum Michelle Bradfield and Jean Christophe Honlet Dentons James Nicholson FTI Consulting This new and timely publication promises to tackle pressing and present day global concerns and to make valuable contributions to the ongoing dialogue on international arbitration Peter Tomka President International Court of Justice The Hague Comprehensive and topical an excellent reference Professor Christine Mallin University of Birmingham Business School The most discursive and engaging survey of the world of arbitration today Jamie Maples Weil Gotshal Manges LLP **Investment Protection and the Energy Charter Treaty** Graham Coop,Clarisse Carvalho Ribeiro,2008 *Martindale-Hubbell International Dispute Resolution Directory* ,2002

Appeals Mechanism in International Investment Disputes Karl P Sauvant,2008-04-08 This volume brings together

significant contributions from leading voices in academia the legal profession and government on the increasingly important topic of international investment and the legal system in which it operates With the burgeoning size of international capital flows matched only by an explosion in international agreements intending to regulate the field there is increasing potential for incoherence amongst and between treaties and arbitral decisions Appeals Mechanism in International Investment Disputes compiles compares and contrasts the analysis and arguments of the leading scholars practitioners and government officials on the future of the international investment law regime Its special emphasis is on the question of an appellate body for international investment disputes The authors also seek ways to streamline and improve the system channeling the benefits of free trade and investment flows to people in both the developing and emerging markets The Appendices provide readers with extensive background material to place the chapters into context Selected sections include concise commentaries to further illuminate the timely themes covered by the chapters The volume is singular in its success at bringing together so many exceptional individuals on a question of growing import how to improve the international law regime to increase prosperity and further global development If a reader wants to know what the influential voices in international law are saying right now and in a concise and readable format this is the publication to have *Chambers UK*, 2003 **ICSID Review**, 2005 *The European Legal 500*, 2006 **Arbitration in China** Jerome Alan Cohen, Neil Kaplan, Peter Malanczuk, 2004 Chambers & Partners' Directory of the Legal Profession, 1996 Chambers Guide to the Legal Profession, 2001 *The Legal 500*, 2002 **Chambers Guide to the UK Legal Profession**, 2002 Chambers & Partners' the Legal Profession, 1999

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