

**The Lauterpacht Centre for International Law, in collaboration
with Cambridge Judge Business School Executive Education**

INVESTMENT LAW AND ARBITRATION

A five-day, advanced introduction to international investment law and arbitration

20 - 24 September 2021





Programme Summary

International investment law has become a major area of international dispute settlement. The law on international investments and arbitration has attracted much attention recently, and saw a number of important developments that will leave their mark in the years to come.

Investment arbitration raises challenges distinct from those raised in other forms of international dispute settlement, including complex questions of how to value assets and how to develop and position an arbitration practice in a highly competitive arbitration market. At the end of the five days, participants will be equipped with a unique background in the substantive, procedural and strategic aspects of bringing or defending an investment arbitration.

This five-day programme provides an advanced introduction to international investment law in the context of public international law and practice focusing on recent developments. It offers the opportunity to learn from Cambridge law and business school academics, as well as leading practitioners drawn from major law firms and barristers' chambers. It is designed both for junior practitioners who are developing a practice in international investment law and for more senior lawyers who wish to re-orient themselves to investment arbitration or to analyse the most recent trends of this fast-moving field. Participants will receive a certificate of participation on successful completion of the course.

“The course was a great opportunity to learn from world-leading academics and practitioners with experience in the field.”

Course participant 2018

Who is the Programme for?

- Whether for lawyers in private practice, in government departments, or in-house counsel, a thorough understanding of the building blocks of international investment law and how it is embedded in general international law is becoming increasingly important.
- Lawyers in private practice who are developing a practice in international investment arbitration, and who seek to consolidate their knowledge of international investment law and general international law, and to keep abreast of the most recent developments in the field.
- In-house counsel or government lawyers working on investment arbitrations.
- Lawyers in private practice who aspire to expand their practice to include investment arbitration (e.g. lawyers specialised in commercial law or international commercial arbitration).



Course participants having lunch in the Lauterpacht Centre's garden, September 2018

Topics

- State responsibility, including attribution, defences and carve-outs
- Treaty interpretation: the VCLT framework and specificities in investment arbitration
- Strategy for your arbitration practice
- Jurisdiction and admissibility
- Expropriation
- Non-discrimination and fair and equitable treatment
- How to draft a request for arbitration
- Evidence
- Control mechanisms (challenge, nullity, recognition, enforcement)
- How finance professionals value assets and companies
- The challenge of diversity in international arbitration
- Procedural Choices

Dates & fees

Monday 21 - Friday 25 September 2021

£4,500

Early bird discount of 20% for registrations received before 1 May 2021.

Fees include all programme materials, daytime refreshments, 5 nights accommodation at Jesus College, Cambridge-based activities, an opening dinner and a formal gala dinner in a historic Cambridge College.

Please note: the organisers reserve the right to change any details of the programme without notice.

Learning objectives and benefits

- Understand how to use fundamental building blocks of general international law (state responsibility and treaty interpretation) in investment arbitration.
- Learn about substantive and procedural aspects of investment arbitration from fifteen leading practitioners and academics at the University of Cambridge.
- Experience first-hand a unique, customised programme delivered jointly by the Lauterpacht Centre for International Law and Cambridge Judge Business School Executive Education at the premises of one of the world's best universities and a world-leading research centre in international law.
- Develop a thorough grounding in central substantive treatment standards (expropriation, non-discrimination and fair and equitable treatment), and procedural aspects of investment arbitration.
- Network, exchange and debate with leading academics and practitioners.

For further details and how to book:

<https://www.lcil.cam.ac.uk/investment-law-and-arbitration>

If you have any queries please contact:

Pedro de Carvalho (ps785@cam.ac.uk)

 **LAUTERPACHT CENTRE
FOR INTERNATIONAL LAW**



Co-Academic Programme Directors

Prof Jorge Viñuales



Professor Jorge E. Viñuales holds the Harold Samuel Chair of Law and Environmental Policy at the University of Cambridge and is the founder and former Director of the Cambridge Centre for Environment, Energy and Natural Resource Governance (C-EENRG). Prior to joining Cambridge, he was the Pictet Chair of International Environmental Law at the Graduate Institute, Geneva, where he keeps a limited affiliation as Adjunct Professor of Public International Law. At Cambridge, he has served as head of research, director of the PhD programme, director of three MPhil programmes, and centre director.

Jorge has lectured widely around the world and published widely in his specialty areas. He has wide experience as a practitioner, both in an advisory and a litigation context. He was associate, counsel, and of counsel with two major law firms specialised in international law for a decade.

In addition to his work for the UNECE/WHO, he has served as arbitrator, counsel, co-counsel, expert and, earlier in his career, as secretary of arbitration tribunals in inter-State, investment and commercial disputes. He regularly advises governments, companies, international organisations or major NGOs on different matters of environmental law and policy, investment law, human rights, maritime delimitation and public international law at large.

Prof Michael Waibel



Professor Michael Waibel is a professor of international law at the University of Vienna.

Previously, he taught for a decade at the University of Cambridge, and was from 2015-2019 co-deputy director of the Lauterpacht Centre for International Law and Director of Studies at Jesus College. In 2010-2011 he was the Schmidheiny Visiting Assistant Professor in Law and Economics at the University of St. Gallen. In 2019, he was Nomura Visiting Professor of International Financial Systems at Harvard Law School.

The focus of his research is in international law, international economic law, and international dispute settlement. He received the Deák Prize of the American Society of International Law, the Book Prize of the European Society of International Law and a Leverhulme Prize for his research. He is co-author of *The Political Economy of the Investment Treaty Regime* (OUP, 2017, with Bonnitcha and Poulsen), and co-edits the ICSID Reports with Prof Viñuales.