Selected Publications & Presentations

PUBLICATIONS

Books
• Droits de l’homme et droit international économique, Bruylant, 2019 (edited).
• Mediation in International Commercial and Investment Disputes, Oxford University Press, 2019 (edited with Katia Fach Gómez).
• The Latin American Challenge to the Current System of Investor-State Dispute Settlement, Journal of World Investment & Trade: Special Issue 17 (4), Brill, 2016 (edited with Katia Fach Gómez).

Think piece (peer reviewed)

Articles (peer reviewed)
• Investment Arbitration and the Controverted Right of the Arbitrator to Issue a Separate or Dissenting Opinion, The Law and Practice of International Courts and Tribunals 17 (1), 2018.
• Non-Adjudicatory State-State Mechanisms in Investment Dispute Prevention and Dispute Settlement: Joint Interpretations, Filters and Focal Points, in Hervé Ascensio, Nitish Monebhurrun and Catharine Titi (eds), International Investment Law, Brazilian Journal of International Law (Revista de Direito Internacional): Special Issue 14 (2), 2017.
  • This article has been translated by the journal and published in Chinese: 作为合法性保障的欧洲议会应当在欧盟投资政策的制定过程中发挥更大的作用, No. 209, 25 September 2017.
• The European Union’s Proposal for an International Investment Court: Significance, Innovations and Challenges Ahead, Transnational Dispute Management 14 (1), 2017 (advance publication on 25
May 2016).

- Overview of Recent ISDS Developments involving Latin America, Transnational Dispute Management 5 Special Issue on Latin America vol. 2, 2016 (eds Ignacio Torterola and Quinn Smith) (with Katia Fach Gómez).
- International Investment Law and the Protection of Foreign Investment in Brazil, Transnational Dispute Management 2, 2016, Special Issue on Latin America vol. 1 (eds Ignacio Torterola and Quinn Smith).
- The European Commission’s Approach to the Transatlantic Trade and Investment Partnership (TTIP): Investment Standards and International Investment Court, Transnational Dispute Management 6, 2015.
  - This article won the Smit-Lowenfeld Prize of the International Arbitration Club of New York as the best article published in the field of international arbitration in 2014 (awarded on 8 February 2016).
  - This article has also been translated and published in Russian: Arbitr kak Normotvorets: Pravotvorcheskiy Protess v Investitsionnom Arbitrazhe// Mezhdunarodnoe Pravosudie 14 (2), 2015, p. 85-99.
  - This article has been translated by the journal and published in Chinese: 欧盟投资协定与寻求新的平衡: 从自由放任主义到嵌入式自由主义的范式转变？哥伦比亚国际投资展望, 哥伦比亚大学维尔国际可持续投资中心, FDI 热点问题的观点, No. 86, 3 January 2013.
Chapters in edited volumes

- Mediation and the Settlement of Investment Disputes: Between Utopia and Realism, in Catharine Titi and Katia Fach Gómez (eds), *Mediation in International Commercial and Investment Disputes*, Oxford University Press (forthcoming).
- Recent Developments in International Investment Law, in C. Herrmann, M. Krajewski and J. P.

  - This chapter has been *cited in US Supreme Court pleadings in Ecuador v. Chervron* (US S. Ct Case No. 15-1088, docketed 29 February 2016, Bolivia’s Amicus Curiae Brief in Support of Petitioner, filed 30 March 2016).

**Editorials, introductions and prefaces**


**Other contributions**

- This article has been translated by the journal and published in English and in French: UNASUR Centre for the Settlement of Investment Disputes: Comments on the Draft Constitutive Agreement and Le Centre de règlement des différends relatifs aux investissements de l’UNASUR : Commentaires sur le projet de texte de l’Accord constitutif, *Investment Treaty News* 7 (3), August 2016.

• The prospective EU-China investment agreement and the new potential for multilateralism in international investment law, *UNCTAD Investment Policy Hub Featured Discussion*, November 2013 (with Marc Bungenberg) [http://investmentpolicyhub.unctad.org/Blog/Index/26](http://investmentpolicyhub.unctad.org/Blog/Index/26).

  - This article has been translated by the journal and published in French and in Spanish: L’évolution d’une pratique canadienne : commentaire sur le modèle d’accord de protection des investissements du Canada and La Evolución del TBI Canadiense: Comentario sobre el Acuerdo Modelo de 2012, *Investment Treaty News* 3 (4), June 2013.

**Conference reports**


**Book reviews**


• Book review: Investment Treaty Arbitration as Public International Law, written by Eric De Brabandere, *Journal of World Investment & Trade* 17 (6), 2016, p. 1047-1051.


PRESENTATIONS

- The CETA Opinion 1/17 of the European Court of Justice – Implications for the Future Trade and Investment Policy of the European Union, Commentary on Opinion 1/17, Workshop on Current Developments in the Reform Debate on Investor-State Dispute Settlement, Saarland University, Saarbrücken, 7 May 2019.
- Quel avenir pour le règlement des différends économiques ? (panellist), 50 ans du CREDIMI : Sources du droit, commerce international, éthique et marchés, CREDIMI, University of Burgundy, 13-14 December 2018.
- The Identity Conundrum: Legitimacy and Doubt on the International Bench, Religion and Ethnicity, Oslo University (PluriCourts) and Leiden University (Europa Instituut), The Hague, 4-5 October 2018.
- Shifting Paradigms in the Evolution of International Investment Dispute Settlement, (Lecture) University of Göttingen-University of Sao Paolo Summer School on Investment Law, University of Göttingen, 3-7 September 2018.
- Diversity and Intergenerationality (panellist), OGEIMID and TDM Past, Present and Future: A Celebration, Transnational Dispute Management (TDM), London, 10 May 2018.
• What Is the State of Play: Is Arbitration Still an Option for ISDS or Should it be Replaced by Other Mechanism(s)? (panellist), Arbitration Is Dead, Long Live Arbitration!, Sciences Po. Paris and Queen Mary University London, Paris, 12 April 2018.

• Enforcement of Decisions of an International Investment Court, 60 Years of the New York Convention on the Recognition and Enforcement of Foreign Arbitral Awards: Key Issues and Future Challenges, Loyola University Andalusia, Seville, 5-6 April 2018.

• Iura Novit Curia, ILA Committee on the Rule of Law and International Investment Law – Rome Meeting, Italian Association for Arbitration (AIA), Rome, 15 February 2018.


• Iura novit curia en droit international des investissements, Research Seminar of the Institut de Recherche en Droit International et Européen (IREDIES), University Paris 1 Panthéon-Sorbonne, 19 January 2018.

• Le contentieux en matière d'investissements pharmaceutiques internationaux (with Sébastien Manciaux), Le droit des affaires pharmaceutiques : vers la caractérisation d’une Lex pharmaceutica ?, University of Burgundy, Dijon, 8 December 2017.

• Res iudicata and Decisions under the ICSID Convention, Speech, Uria Menéndez, Madrid, 15 November 2017.

• The Life Cycle of Investment Protections in Times of Armed Conflict: Survival and Revival in Ius in Bello and Ius Post Bellum, International Investment Law & the Law of Armed Conflict, French National Centre for Scientific Research (CNRS), National and Kapodistrian University of Athens, University of Burgundy, University of Zaragoza, Athens, 5-6 October 2017.


• Dissenting Opinions and the Design of International Courts and Tribunals, Lunchtime Lecture, Centre for International Law (CIL), National University of Singapore, 15 June 2017.


• European Union and International Investment Law, Annual Lecture of the Institute for European Integration and Policy, National and Kapodistrian University of Athens, 24 April 2017.

• Dissenting Opinions and Independence of International Adjudicators, Presentation of work in progress, ILA Committee on the Rule of Law and International Investment Law – Vienna Meeting, University of Vienna, 6 April 2017.

• Mass Claims in International Investment Arbitration (Speech), University of Bologna, 3 April 2017.


• The Role of the European Parliament in the Design of the EU’s Investment Policy, The Role of


- International Investment Court and Public Law Trial in Transatlantic Relations, Transatlantic Relations and Institutionalisation, **City University London**, 15 July 2016.

- El presente y el futuro del arbitraje de inversiones en Latinoamérica, Videoconferencia (with Katia Fach Gómez), **Club Español del Arbitraje**, Madrid, 20 April 2016.


- Regulatory Chill, Research Seminar: Bilateral Investment Treaties – legitimacy and market power, **Centre Universitaire de Norvège à Paris (The French-Norwegian University Centre in Paris)**, Paris, 22-23 February 2016.


- Investment Law and Water Services Regulation, Managing the Globalization of Water Services in a World Affected by Climate Change, **Chinese University of Hong Kong**, 23-24 March 2015.

- The EU as a Respondent in ISDS and the Responsibility of International Organisations under Customary International Law, The EU and International Dispute Settlement, **European University Institute, ESIL Interest Group on The EU as a Global Actor and Centre for the Law of EU External Relations (CLEER)**, Florence, 19-20 February 2015.


- Towards a New Generation of European Investment Agreements, ESIL International Economic Law Interest Group Workshop, **ESIL 10th Anniversary Conference**, Vienna, 3 September 2014.

- Towards a New Generation of International Investment Agreements, **4th Biennial Global**
Conference, Society of International Economic Law (SIEL), Bern, 10-12 July 2014.
• La repolitisation du contentieux en matière d’investissement, Institut de Recherche en Droit International et Européen (IREDIES), University Paris 1 Panthéon-Sorbonne, 2 July 2014.
• The relevance of general exceptions clauses modelled after Article XX GATT for individual standards of treatment, University of Cologne, 26 April 2012.