

ENERGY CHARTER TREATY FORUM

September 11, 2018
Paris

Key Issues in International Arbitration:
Advocacy, Damage Calculation,
Settlement and Cybersecurity

The Energy Charter Treaty (ECT) was established to address the legal challenges that arise in cross-border investment in the energy sector. It provides a multilateral framework for energy cooperation that is unique under international law. The ECT was designed to promote energy security through the operation of more open and competitive energy markets, while also respecting the principles of sustainable development and sovereignty over energy resources.

This conference on September 11, 2018, in Paris, examines key issues in international arbitration through the lens of energy-sector dispute settlement. Leading arbitration practitioners, legal experts, academics and arbitral institutions will explore:

- Advocacy in international arbitration involving energy disputes
- Settling investment disputes without tribunal rulings
- Damage calculations in international arbitration
- Cybersecurity in international arbitration and mediation

Organized by the International Centre for Settlement of Investment Disputes (ICSID), Arbitration Institute of the Stockholm Chamber of Commerce (SCC), Energy Charter Secretariat (ECS), and Permanent Court of Arbitration (PCA). Hosted by ICSID. Media partner: Transnational Dispute Management (TDM).



PROGRAM

9:00 am to 9:30 am **Welcome Address & Recent Developments at the Organizing Institutions**

- Meg Kinnear, Secretary-General, ICSID
- Urban Rusnák, Secretary-General, ECS
- Annette Magnusson, Secretary-General, SCC
- Brooks W. Daly, Deputy Secretary-General and Principal Legal Counsel, PCA

9:30 am to 10:15 am **Keynote Address: Advocacy in International Arbitration**

- Stephen Jagusch, Quinn Emanuel, London

10:15 am to 11:30 am **Advocacy in International Arbitration Involving Energy Disputes**

Leading arbitration practitioners will explore the do's and don'ts of oral and written advocacy, including drafting submissions, delivering opening/closing statements, cross-examination, and presenting damages.

- Carole Malinvaud, Gide Loyrette Nouel, Paris
- David Roney, Sidley Austin, Geneva
- Jakob Ragnwaldh, Vice Chairperson, SCC; Mannheimer Swartling, Hong Kong

Moderator: Anja Håvedal-Ipp, Legal Counsel, SCC

11:30 am to 11:45 am **BREAK**

11:45 am to 1:00 pm **Settlement of Investment Disputes without Tribunal Ruling**

This session will explore existing legal frameworks conducive to amicable settlement, settlement windows, and strategies. The panel will also address investment mediation and its role in investor-State dispute settlement.

- Bart Legum, Dentons, Paris
- Joseph Tirado, Garrigues, London
- Karl Mackie, CEDR, London

Moderator: Frauke Nitschke, Senior Legal Counsel, ICSID

Media Partner:



PROGRAM

1:00 pm to 2:00 pm **LUNCH**

2:00 pm to 3:15 pm **Damage Calculations in International Arbitration**

Leading legal and economic experts will share the work done by the ICCA-ASIL Task Force on Damages in International Arbitration, illustrating the lifecycle of a damages case and sharing the Task Force's newly developed tool for calculating damages.

- Catherine Amirfar, Debevoise & Plimpton, New York
- Alexis Maniatis, The Brattle Group, Washington, D.C.
- Richard Boulton, One Essex Court, London

Moderator: Evgeniya Goriatcheva, Senior Legal Counsel, PCA

3:15 pm to 3:45 pm **BREAK**

3:45 pm to 5:15 pm **Cybersecurity in International Arbitration and Mediation**

This session addresses the need for cybersecurity in arbitration and mediation practice, including a review of voluntary cybersecurity protocols for use in international arbitration and mediation proceedings. Panelists are members of the ICCA-NYC Bar-CPR Working Group and will share the consultation paper first revealed at the ICCA Congress in Sydney in April 2018.

- Brandon Malone, Brandon Malone & Company, Edinburgh
- Kathleen Paisley, Ambos NBGO, Brussels
- Maxi Scherer, WilmerHale, London
- Yoshihiro Takatori, Orrick, Tokyo

Moderator: Alejandro Carballo Leyda, General Counsel, ECS

5:15 pm **Closing Remarks followed by Reception**

- Meg Kinnear, Secretary-General, ICSID

REGISTRATION

ICSID-SCC-ECS-PCA Joint Conference

**KEY ISSUES IN INTERNATIONAL ARBITRATION:
ADVOCACY, DAMAGE CALCULATION, SETTLEMENT AND CYBERSECURITY**

September 11, 2018

The World Bank
66 avenue d'Iéna
75116 Paris, France

Fees

Early registration until July 20, 2018: US\$ 716
Regular registration on July 21, 2018 and after: US\$ 840
(Fees include conference materials, lunch and reception.)

Registration and Payment

All completed registration forms should be sent to:

International Centre for Settlement of Investment
Disputes (ICSID)
Attn: ECT Joint Conference 2018
MSN J2-200
1818 H Street, N.W.
Washington, D.C. 20433, U.S.A.
Tel: +1 (202) 458-1534
Fax: +1 (202) 522-2615 or +1 (202) 522-2027
E-mail: ICSIDsecretariat@worldbank.org

Registration fees may be paid by credit card, check, money order or wire transfer. For credit card payments, please click [here](#). Checks or money orders issued at a U.S. bank should be made payable to the International Centre for Settlement of Investment Disputes (ICSID).

To receive wire transfer instructions, please contact the ICSID Secretariat at the e-mail address listed above.

Cancellations and Substitutions

Cancellations must be made through ICSID at the above address or telephone number. A refund of 50% of the registration fee paid is available until July 11, 2018. We regret that no refunds can be made after that date. Registration may be transferred to another person at any time, free of charge.

Travel and Accommodations

Participants are responsible for making their own travel arrangements and hotel reservations.

Security

Please note that a government issued photo identification document is required to enter The World Bank premises.

REGISTRATION FORM

___ Mr. ___ Mrs. ___ Ms. ___ Prof. ___ Dr. ___ other prefix/suffix (please write in)

Family Name _____ First Name _____

Title _____

Organization _____

Office Address _____

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___ Check enclosed ___ Money order enclosed ___ Early Registration ___ Regular Registration