

Stockholm Centre for Commercial Law & Institute of European and Comparative Law, Oxford

The SCCL Research Panel on Arbitration and the IECL Oxford are pleased to invite you to

The Future of Arbitration in Europe

Draft Programme

The overall theme of the conference is the future of arbitration in Europe. In three sessions outstanding experts will discuss very topical issues. The first session will be devoted to the relationship between arbitration and European Union Law generally. In light of recent rulings of the Court of Justice of the European Union (ECJ) this session will discuss issues such as the autonomy of the EU legal order and the power of arbitral tribunals to make preliminary references to the ECJ in order to ensure that disputes are being adjudicated in conformity with Union law. The second session will discuss the future impact of the ECJ's *Achmea* ruling on Investor-State Arbitration in Europe and the EU. The most relevant questions here are the compatibility of bilateral investment protection agreements between Member States of the EU (so-called intra-EU BITs) with the autonomy of Union law and the exclusive power of the ECJ to interpret the EU-Treaties. An important issue for the future is to find the most efficient way to solve Investor-State disputes. Will Investor-State disputes be referred to national courts or other bodies or even to arbitration outside of the EU? Would awards rendered in Investor-State arbitration outside of the EU be recognized and enforceable? The third session will be a general discussion on the future of arbitration in Europe. Experts will examine current trends and developments from various angles.

Conference chair:

John Beechey CBE

26-27 October 2018

Sankta Clara, Klara Strand
Klarabergsviadukten 90, 111 64 Stockholm

To register please click [here](#).

Axel Calissendorff, Jan Kleineman and Andreas von Goldbeck



Friday 26 October

11.30 Registration

12.00 Lunch

13.00 Introduction and Welcome Address

Jan Kleineman, Professor, SCCL, Stockholm University

Axel Calissendorff, Partner, Calissendorff Swarting

Andreas von Goldbeck, Lecturer SCCL, Stockholm & Oxford Universities

Relationship between Arbitration and EU Law

13.20 Keynote-speaker: *George Bermann, Professor, Columbia Law School*

13.40 Comments: *Ulf Bernitz, Professor, Stockholm & Oxford Universities*

13.50 Autonomy of the EU legal order

14.10 Preliminary references by arbitral tribunals

14.30 Panel: *Robin Oldenstam, Partner, Mannheimer Swartling*

Chair: *Axel Calissendorff*

15.30 Coffee Break

Future of Investor-State Arbitration in Europe

15.50 Keynote-speaker: *Lucy Reed, Professor, National University of Singapore*

16.10 Comments

16.20 Illegal state aid

16.40 Investment arbitration and the Energy Charter Treaty

17.00 A Swiss solution?

17.20 Panel: *Alberto Mazzoni, Professor, President of the
Governing Council of UNIDROIT*

*Annette Magnusson, Secretary General, Arbitration
Institute of the Stockholm Chamber of Commerce*

Chair: *Kaj Hobér, Chair of the Arbitration Institute of the
Stockholm Chamber of Commerce*

18.20 Mingle & Drinks

Saturday 27 October

Future of Commercial Arbitration in Europe

- 09.30** Keynote-speaker: *The Rt Hon the Lord Hoffmann*, Former Lord of Appeal in Ordinary (Law Lord), Visiting Professor, Oxford University
- 10.00** Comments: *Carita Wallgren-Lindholm*, Chair of ICC Arbitration
- 10.30** Arbitration and EU public policy
- 11.00** Brussels Recast and arbitration, *Andreas von Goldbeck*
- 11.20** Panel: *Claes Lundblad*, Lundblad Zettermarck
Andreas von Goldbeck
Chair: *Jan Kleineman*
- 12.20** **Address**
John Beechey
- 12.30** **Closing of the Conference**
Axel Calissendorff
- 12.40** **Lunch**
- 15.30** **Guided tour of the Museum of Modern Art followed by Drinks and Canapés**

There will be no admission fee.

The programme will be updated continuously [here](#).