

# LAWSG088: International Law of Foreign Investment : Robert Volterra

View Online



[1]

'Seminar List'. .

[2]

'ICSID - International Centre for Settlement of Investment Disputes'. [Online]. Available: [https://icsid.worldbank.org/ICSID/FrontServlet?requestType=CasesRH&actionVal=ShowHome&pageName=Cases\\_Home](https://icsid.worldbank.org/ICSID/FrontServlet?requestType=CasesRH&actionVal=ShowHome&pageName=Cases_Home)

[3]

'Cases - PCA'. [Online]. Available: [http://pca-cpa.org/showpage.asp?pag\\_id=1029](http://pca-cpa.org/showpage.asp?pag_id=1029)

[4]

'Energy Charter: Investor-State Disputes'. [Online]. Available: <http://www.encharter.org/index.php?id=213>

[5]

'List of All Cases International Court of Justice'. [Online]. Available: <http://www.icj-cij.org/docket/index.php?p1=3&p2=2>

[6]

'Permanent Court of International Justice'. [Online]. Available: <http://www.icj-cij.org/pcij/index.php?p1=9>

[7]

'Reports of International Arbitral Awards'. [Online]. Available: <http://www.un.org/law/riaa/>

[8]

'Investment Claims'. [Online]. Available: <http://oxia.ouplaw.com/home/ic>

[9]

'NAFTA Claims'. [Online]. Available: [http://www.naftaclaims.com./](http://www.naftaclaims.com/)

[10]

Paparinskis, Mārtiņš, Basic documents on international investment protection, vol. Documents in international law. Oxford: Hart, 2012.

[11]

Dolzer, Rudolf and Schreuer, Christoph, Principles of international investment law, 2nd ed. Oxford: Oxford University Press, 2012 [Online]. Available: [https://ucl.primo.exlibrisgroup.com/view/action/uresolver.do?operation=resolveService&package\\_service\\_id=14740378850004761&institutionId=4761&customerId=4760&VE=true](https://ucl.primo.exlibrisgroup.com/view/action/uresolver.do?operation=resolveService&package_service_id=14740378850004761&institutionId=4761&customerId=4760&VE=true)

[12]

Lowe, A. V., International law, vol. Clarendon law series. Oxford: Oxford University Press, 2007.

[13]

Dolzer, Rudolf and Schreuer, Christoph, Principles of international investment law, 2nd ed. Oxford: Oxford University Press, 2012 [Online]. Available: <https://opil-ouplaw-com.libproxy.ucl.ac.uk/view/10.1093/law/9780199651795.001.0001/law-9780199651795>

[14]

J. Crawford, 'Continuity and Discontinuity in International Dispute Settlement: An Inaugural Lecture', *Journal of International Dispute Settlement*, vol. 1, no. 1, pp. 3-24, Feb. 2010, doi: 10.1093/jnlids/idp001.

[15]

M. Paparinskis, 'Introduction', in *Basic documents on international investment protection*, vol. Documents in international law, Oxford: Hart, 2012, pp. 3-12.

[16]

Vandevelde, Kenneth J., 'Brief History of International Investment Agreements, A', *U.C. Davis Journal of International Law & Policy*, vol. 12, 2005 [Online]. Available: <http://www.heinonline.org/HOL/Page?handle=hein.journals/ucdl12&id=163&collection=journals&index=journals/ucdl#163>

[17]

'Asian Agricultural Products Ltd (AAPL) v Sri Lanka, ICSID Case no ARB/87/3, Final Award'. Jun. 27, 1990 [Online]. Available: <http://italaw.com/sites/default/files/case-documents/ita1034.pdf>

[18]

'Ahmadou Sadio Diallo (Guinea v DRC) (Preliminary Objections) [2007] ICJ Rep 582'.

[19]

'Ahmadou Sadio Diallo (Guinea v DRC) (Judgment: Merits) [2010] ICJ Rep 639, Joint Dissenting Opinion of Judges Al-Khasawneh and Yusuf 700'. [Online]. Available: <http://www.icj-cij.org/docket/files/103/16244.pdf>

[20]

'Franck Charles Arif v Moldova, ICSID Case no ARB/11/23, Award'. Apr. 08, 2013 [Online].

Available: <http://italaw.com/sites/default/files/case-documents/italaw1370.pdf>

[21]

'Philip Morris et al v Uruguay, ICSID Case no ARB/10/7, Decision on Jurisdiction'. Jul. 02, 2013 [Online]. Available:  
<http://italaw.com/sites/default/files/case-documents/italaw1531.pdf>

[22]

'1967 OECD Draft Convention on the Protection of Foreign Property', 1967. [Online]. Available:  
<http://www.oecd.org/daf/inv/investment-policy/oecdworkoninternationalinvestmentlaw.htm>

[23]

'1991 US-Argentina BIT'. 1991 [Online]. Available:  
[http://unctad.org/sections/dite/ia/docs/bits/argentina\\_us.pdf](http://unctad.org/sections/dite/ia/docs/bits/argentina_us.pdf)

[24]

'2006 International Law Commission's Articles on Diplomatic Protection'. [Online]. Available: [http://legal.un.org/ilc/texts/instruments/english/draft%20articles/9\\_8\\_2006.pdf](http://legal.un.org/ilc/texts/instruments/english/draft%20articles/9_8_2006.pdf)

[25]

V. Lowe, 'Changing Dimensions of International Investment Law', SSRN Electronic Journal, 2007, doi: 10.2139/ssrn.970727.

[26]

Newcombe, Andrew and Paradell, Lluís, 'Chapter 1 of Law and practice of investment treaties', in Law and practice of investment treaties: standards of treatment, Alphen aan den Rijn: Kluwer Law International, 2009.

[27]

Paparinskis, Mārtiņš, 'Chapters 1-3', in *The international minimum standard and fair and equitable treatment*, vol. *Oxford monographs in international law*, Oxford: Oxford University Press, 2011 [Online]. Available: [https://ucl.primo.exlibrisgroup.com/view/action/uresolver.do?operation=resolveService&package\\_service\\_id=14503354470004761&institutionId=4761&customerId=4760&VE=true](https://ucl.primo.exlibrisgroup.com/view/action/uresolver.do?operation=resolveService&package_service_id=14503354470004761&institutionId=4761&customerId=4760&VE=true)

[28]

A. R. Parra, *The History of ICSID*. Oxford University Press, 2012 [Online]. Available: <http://www.oxfordscholarship.com/view/10.1093/acprof:oso/9780199660568.001.0001/acprof-9780199660568>

[29]

J. Pauwelyn, 'At the Edge of Chaos? Emergence and Change in International Investment Law', *SSRN Electronic Journal*, 2013, doi: 10.2139/ssrn.2271869.

[30]

'Barcelona Traction, Light and Power Company, Limited (Belgium v Spain) (New Application: 1962) (Judgment) [1970] ICJ Rep 4'. [Online]. Available: <http://www.icj-cij.org/docket/files/50/5387.pdf>

[31]

'-Elettronica Sicula S.p.A. (ELSI) (US v Italy) [1989] ICJ Rep 15'. 1989 [Online]. Available: <http://www.icj-cij.org/docket/files/76/6707.pdf>

[32]

'Tokio Tokelés v Ukraine, ICSID Case no ARB/02/18, Decision on Jurisdiction'. Apr. 29, 2004 [Online]. Available: <http://italaw.com/sites/default/files/case-documents/ita0863.pdf>

[33]

'1927 Resolution of the Institute of International Law on the International Responsibility of

States for Damage Done in Their Territory to the Person or Property of Foreigner'. [Online]. Available: [http://legal.un.org/ilc/documentation/english/a\\_cn4\\_96.pdf](http://legal.un.org/ilc/documentation/english/a_cn4_96.pdf)

[34]

'1929 Harvard Draft Convention on the Responsibility of States for Damage Done in Their Territory to the Person or Property of Foreigner'. [Online]. Available: [http://legal.un.org/ilc/documentation/english/a\\_cn4\\_96.pdf](http://legal.un.org/ilc/documentation/english/a_cn4_96.pdf)

[35]

'1930 Text of Articles Adopted in First Reading by the Third Committee of the Hague Conference for the Codification of International Law'. [Online]. Available: [http://legal.un.org/ilc/documentation/english/a\\_cn4\\_96.pdf](http://legal.un.org/ilc/documentation/english/a_cn4_96.pdf)

[36]

'1959 Abs-Shawcross Draft Convention on Investment Abroad'. [Online]. Available: <http://unctad.org/sections/dite/ia/docs/Compendium/en/137%2520volume%25205.pdf>

[37]

'1961 Harvard Draft Convention on the International Responsibility of States for Injuries to Aliens'. [Online]. Available: [http://legal.un.org/ilc/documentation/english/a\\_cn4\\_217.pdf](http://legal.un.org/ilc/documentation/english/a_cn4_217.pdf)

[38]

'1961 García-Amador's Revised Draft on International Responsibility of the State for Injuries Caused in its Territory to the Person or Property of Aliens'. [Online]. Available: [http://legal.un.org/ilc/documentation/english/a\\_cn4\\_134\\_add1.pdf](http://legal.un.org/ilc/documentation/english/a_cn4_134_add1.pdf)

[39]

'1962 UNGA Res 1803 (XVII) Permanent Sovereignty over Natural Resources'. [Online]. Available: [http://www.un.org/ga/search/view\\_doc.asp?symbol=A/RES/1803%28XVII%29](http://www.un.org/ga/search/view_doc.asp?symbol=A/RES/1803%28XVII%29)

[40]

'1974 UNGA Res 3281 (XXIX) Charter of Economic Rights and Duties of States'. [Online]. Available: <http://www.un-documents.net/a29r3281.htm>

[41]

'1959 Germany-Pakistan BIT'. [Online]. Available: [http://www.iisd.org/pdf/2006/investment\\_pakistan\\_germany.pdf](http://www.iisd.org/pdf/2006/investment_pakistan_germany.pdf)

[42]

'1965 Convention on the Settlement of Investment Disputes between States and Nationals of Other States'. [Online]. Available: <https://icsid.worldbank.org/ICSID/ICSID/RulesMain.jsp>

[43]

Dolzer, Rudolf and Schreuer, Christoph, Principles of international investment law, 2nd ed. Oxford: Oxford University Press, 2012 [Online]. Available: <https://opil-ouplaw-com.libproxy.ucl.ac.uk/view/10.1093/law/9780199651795.001.0001/law-9780199651795>

[44]

Z. Douglas, '1) The Hybrid Foundations of Investment Treaty Arbitration', British Year Book of International Law, vol. 74, no. 1, 2003, doi: 151-289 doi:10.1093/bybil/74.1.151. [Online]. Available: <http://bybil.oxfordjournals.org/content/74/1/151.full.pdf+html>

[45]

Douglas, Zachary, '2) Chapter 1', in The international law of investment claims, Cambridge: Cambridge University Press, 2009 [Online]. Available: [https://ucl.primo.exlibrisgroup.com/view/action/uresolver.do?operation=resolveService&package\\_service\\_id=14508605270004761&institutionId=4761&customerId=4760&VE=true](https://ucl.primo.exlibrisgroup.com/view/action/uresolver.do?operation=resolveService&package_service_id=14508605270004761&institutionId=4761&customerId=4760&VE=true)

[46]

Gus Van Harten, 'The Public-Private Distinction in the International Arbitration of Individual Claims against the State', The International and Comparative Law Quarterly, vol. 56, no. 2,

pp. 371–394, 2007 [Online]. Available: <http://www.jstor.org/stable/4498073>

[47]

M. Paparinskis, '1) Investment Treaty Arbitration and the (New) Law of State Responsibility', *European Journal of International Law*, vol. 24, no. 2, pp. 617–647, May 2013, doi: 10.1093/ejil/cht025.

[48]

M. Paparinskis, '2) Analogies and Other Regimes of International Law by Martins Paparinskis', in *The Foundations of International Investment Law: Bringing Theory into Practice*, Oxford University Press, 2014 [Online]. Available: [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=2312308](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=2312308)

[49]

M. Reisman, "'Case Specific Mandate" versus "Systemic Implications": How Should Investment Tribunals Decide?', *Arbitration International*, vol. 29, no. 2, pp. 131–152, 2013 [Online]. Available: <http://www.kluwerarbitration.com/CommonUI/document.aspx?id=KLI-KA-ARBI-290201>

[50]

'CLASH OF PARADIGMS: ACTORS AND ANALOGIES SHAPING THE INVESTMENT TREATY SYSTEM', *The American Journal of International Law*, vol. 107, no. 1, pp. 45–94, Jan. 2013, doi: 10.5305/amerjintelaw.107.1.0045.

[51]

'Archer Daniel Midlands et al v Mexico, ICSID Additional Facility Case no ARB(AF)/04/5, Award'. Nov. 21, 2007 [Online]. Available: [http://italaw.com/sites/default/files/case-documents/ita0037\\_0.pdf](http://italaw.com/sites/default/files/case-documents/ita0037_0.pdf)

[52]

'Archer Daniel Midlands et al v Mexico, ICSID Additional Facility Case no ARB(AF)/04/5, Award, Concurring Opinion of Arbitrator Rovine'. [Online]. Available: <http://italaw.com/sites/default/files/case-documents/ita0039.pdf>

[53]

'Burlington Resources Inc. v Ecuador, ICSID Case no ARB/08/5, Decision on Liability'. Jun. 14, 2012 [Online]. Available:  
[http://italaw.com/sites/default/files/case-documents/italaw1094\\_0.pdf](http://italaw.com/sites/default/files/case-documents/italaw1094_0.pdf)

[54]

'Loewen Group et al v US, ICSID Additional Facility Case no ARB(AF)/98/3, Award'. [Online]. Available: <http://italaw.com/sites/default/files/case-documents/ita0470.pdf>

[55]

J. E. Alvarez, 'Chapter II (What are Investment Treaties for?)', in *The Public International Law Regime Governing International Investment* (Pocket Books of the Hague Academy of International Law//Les) [Paperback], Martinus Nijhoff Publishers / Brill Academic (30 Nov 2011), 2009 [Online]. Available:  
[http://www.amazon.co.uk/Public-International-Governing-Investment-Academy/dp/9004186824/ref=sr\\_1\\_1?ie=UTF8&qid=1382438886&sr=8-1&keywords=Public+International+Law+Regime+Governing+International+Investment](http://www.amazon.co.uk/Public-International-Governing-Investment-Academy/dp/9004186824/ref=sr_1_1?ie=UTF8&qid=1382438886&sr=8-1&keywords=Public+International+Law+Regime+Governing+International+Investment)

[56]

Z. Douglas, 'The Enforcement of Environmental Norms in Investment Treaty Arbitration', in *Harnessing foreign investment to promote environmental protection: incentives and safeguards*, Cambridge: Cambridge University Press, 2013, pp. 418-424.

[57]

Yackee, Jason Webb, 'Controlling the International Investment Law Agency', *Harvard International Law Journal*, vol. 53, 2012 [Online]. Available:  
<http://www.heinonline.org/HOL/Page?handle=hein.journals/hilj53&id=395&collection=journals&index=journals/hilj#395>

[58]

M. Paparinskis, 'The Limits of Depoliticisation in Contemporary Investor-State Arbitration', *SSRN Journal*, 2010. [Online]. Available:  
[http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=1716833](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1716833)

[59]

J. Pauwelyn, 'At the Edge of Chaos? Emergence and Change in International Investment Law', SSRN Electronic Journal, 2013, doi: 10.2139/ssrn.2271869.

[60]

S. Puig, 'Emergence and Dynamism in International Organizations: ICSID, Investor-State Arbitration, and International Investment Law', SSRN Journal, 2013 [Online]. Available: [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=2297219](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=2297219)

[61]

Salacuse, Jeswald W., 'Emerging Global Regime for Investment, The', Harvard International Law Journal, vol. 51, 2010 [Online]. Available: <http://www.heinonline.org/HOL/Page?page=427&handle=hein.journals%252Fhilj51&collection=journals#431>

[62]

S. W. Schill, '1) The Multilateralization of International Investment Law - Emergence of a Multilateral System of Investment Protection on Bilateral Grounds', Trade, Law and Development, vol. 2, no. 1, 2010 [Online]. Available: <http://www.tradelawdevelopment.com/index.php/tld/article/view/2%25281%2529%2520TL%2526D%252059%2520%25282010%2529>

[63]

Schill, Stephan, 2) The multilateralization of international investment law, vol. International trade and economic law. Cambridge: Cambridge University Press, 2009 [Online]. Available: <https://doi.org/10.1017/CBO9780511605451>

[64]

Schill, Stephan W., 'Enhancing International Investment Law's Legitimacy: Conceptual and Methodological Foundations of a New Public Law Approach', Virginia Journal of International Law, vol. 52, 2011 [Online]. Available: <http://www.heinonline.org/HOL/Page?handle=hein.journals/vajint52&id=62&collection=journals&index=journals/vajint#62>

[65]

Dolzer, Rudolf and Schreuer, Christoph, 'Chapters 3-5', in Principles of international investment law, 2nd ed., Oxford: Oxford University Press, 2012 [Online]. Available: [https://ucl.primo.exlibrisgroup.com/view/action/uresolver.do?operation=resolveService&package\\_service\\_id=14740378850004761&institutionId=4761&customerId=4760&VE=true](https://ucl.primo.exlibrisgroup.com/view/action/uresolver.do?operation=resolveService&package_service_id=14740378850004761&institutionId=4761&customerId=4760&VE=true)

[66]

Alvarez, Jose E., 'Bit on Custom, A', New York University Journal of International Law and Politics, vol. 42, 2009 [Online]. Available: <http://www.heinonline.org/HOL/Page?handle=hein.journals/nyuilp42&id=21&collection=journals&index=journals/nyuilp>

[67]

McLachlan, Campbell, 'Investment Treaties and General International Law', International and Comparative Law Quarterly, vol. 57, 2008 [Online]. Available: <http://www.heinonline.org/HOL/Page?page=361&handle=hein.journals%252Ficolq57&collection=journals>

[68]

J. Paulsson, 'Treaty Arbitration and the Generation of Legal Norms'. [Online]. Available: [http://webcache.googleusercontent.com/search?q=cache:mU1wo0tzP\\_gj:www.biicl.org/files/3055\\_jan\\_paulsson\\_-\\_treaty\\_arbitration\\_and\\_international\\_law.doc&cd=1&hl=en&ct=clink&gl=uk&client=firefox-a](http://webcache.googleusercontent.com/search?q=cache:mU1wo0tzP_gj:www.biicl.org/files/3055_jan_paulsson_-_treaty_arbitration_and_international_law.doc&cd=1&hl=en&ct=clink&gl=uk&client=firefox-a)

[69]

M. Reisman, "'Case Specific Mandate" versus "Systemic Implications": How Should Investment Tribunals Decide?', Arbitration International, vol. 29, no. 2, pp. 131-152, 2013 [Online]. Available: <http://www.kluwerarbitration.com/CommonUI/document.aspx?id=KLI-KA-ARBI-290201>

[70]

Anthea Roberts, 'POWER AND PERSUASION IN INVESTMENT TREATY INTERPRETATION':,

The American Journal of International Law, vol. 104, no. 2, pp. 179–225, 2010 [Online]. Available: <http://www.jstor.org/stable/10.5305/amerjintelaw.104.2.0179>

[71]

M. Paparinskis, 'EJIL: Talk! – The International Minimum Standard and Fair and Equitable Treatment', Aug. 12, 2013. [Online]. Available: <http://www.ejiltalk.org/the-international-minimum-standard-and-fair-and-equitable-treatment/>

[72]

F. Berman, 'EJIL: Talk! – The Interpretation and Application of Fair and Equitable Treatment: An Arbitrator's Perspective', Aug. 13, 2013. [Online]. Available: <http://www.ejiltalk.org/the-interpretation-and-application-of-fair-and-equitable-treatment-a-n-arbitrators-perspective/>

[73]

M. Paparinskis, 'EJIL: Talk! – A Reply to Sir Frank Berman', Aug. 15, 2013. [Online]. Available: <http://www.ejiltalk.org/a-reply-to-sir-frank-berman/>

[74]

F. Berman, 'EJIL: Talk! – Fair and Equitable Treatment: A Rejoinder to Martins Paparinskis', Aug. 16, 2013. [Online]. Available: <http://www.ejiltalk.org/fair-and-equitable-treatment-a-rejoinder-to-martins-paparinskis/>

[75]

'Ambiente Ufficio SpA et al v Argentina, ICSID Case no'. [Online]. Available: <http://italaw.com/sites/default/files/case-documents/italaw1276.pdf>

[76]

'Chemtura Corporation v Canada, UNCITRAL Case, Award'. Aug. 02, 2010 [Online]. Available: [http://italaw.com/sites/default/files/case-documents/ita0149\\_0.pdf](http://italaw.com/sites/default/files/case-documents/ita0149_0.pdf)

[77]

'CMS Gas Transmission Company v Argentina, ICSID Case no ARB/01/8, Decision of the ad hoc Committee on the Application for Annulment of the Argentine Republic'. Sep. 25, 2007 [Online]. Available: <http://italaw.com/sites/default/files/case-documents/ita0187.pdf>

[78]

'Loewen Group et al v US, ICSID Additional Facility Case no ARB(AF)/98/3, Award'. Jun. 26, 2003 [Online]. Available: <http://italaw.com/sites/default/files/case-documents/ita0470.pdf>

[79]

'Railroad Development Corporation v Guatemala, ICSID Case no ARB/07/23, Submission of the US'. Jan. 31, 2012 [Online]. Available: [http://italaw.com/sites/default/files/case-documents/ita0709\\_0.pdf](http://italaw.com/sites/default/files/case-documents/ita0709_0.pdf)

[80]

'Saluka Investments BV v Czech Republic, UNCITRAL Case, Partial Award'. Mar. 17, 2006 [Online]. Available: <http://italaw.com/sites/default/files/case-documents/ita0740.pdf>

[81]

'Statute of the International Court of Justice'. [Online]. Available: [http://www.icj-cij.org/documents/index.php?p1=4&p2=2&p3=0#CHAPTER\\_II](http://www.icj-cij.org/documents/index.php?p1=4&p2=2&p3=0#CHAPTER_II)

[82]

'Vienna Convention on the Law of Treaties'. [Online]. Available: [http://legal.un.org/ilc/texts/instruments/english/conventions/1\\_1\\_1969.pdf](http://legal.un.org/ilc/texts/instruments/english/conventions/1_1_1969.pdf)

[83]

'North American Free Trade Commission's Notes of Interpretation of Certain Chapter 11 Provisions', Jul. 31, 2001. [Online]. Available: <http://www.international.gc.ca/trade-agreements-accords-commerciaux/topics-domaines/disp-diff/NAFTA-Interpr.aspx?lang=eng>

[84]

'2006 Conclusions of the work of the ILC Study Group on the Fragmentation of International Law: Difficulties arising from the Diversification and Expansion of International Law'. [Online]. Available: [http://legal.un.org/ilc/texts/instruments/english/draft%2520articles/1\\_9\\_2006.pdf](http://legal.un.org/ilc/texts/instruments/english/draft%2520articles/1_9_2006.pdf)

[85]

Arsanjani, Mahnoush H., 'Interpreting Treaties for the Benefit of Third Parties: The Salvors Doctrine and the Use of Legislative History in Investment Treaties', *American Journal of International Law*, vol. 104, 2010 [Online]. Available: <http://www.heinonline.org/HOL/Page?page=597&handle=hein.journals%252Fajil104&collection=journals#605>

[86]

McLachlan, Campbell, 'Principle of Systemic Integration and Article 31(3)(C) of the Vienna Convention, The', *International and Comparative Law Quarterly*, vol. 54, 2005 [Online]. Available: <http://www.heinonline.org/HOL/Page?handle=hein.journals/incolq54&id=289&collection=journals&index=journals/incolq#289>

[87]

Nolte, Georg, *Treaties and subsequent practice*. Oxford: Oxford University Press, 2013.

[88]

M. Paparinskis, 'Analogies and Other Regimes of International Law', *SSRN Journal*, 2013 [Online]. Available: [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=2312308](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=2312308)

[89]

M. Paparinskis, '1) Investment Treaty Interpretation and Customary Investment Protection Law: Preliminary Remarks', in *Evolution in investment treaty law and arbitration*, Cambridge: Cambridge University Press, 2011 [Online]. Available: <https://doi.org/10.1017/CBO9781139043809>

[90]

M. Paparinskis, '2) Chapter 6', in *The international minimum standard and fair and equitable treatment*, vol. Oxford monographs in international law, Oxford: Oxford University Press, 2011 [Online]. Available:  
[https://ucl.primo.exlibrisgroup.com/view/action/uresolver.do?operation=resolveService&package\\_service\\_id=14503354470004761&institutionId=4761&customerId=4760&VE=true](https://ucl.primo.exlibrisgroup.com/view/action/uresolver.do?operation=resolveService&package_service_id=14503354470004761&institutionId=4761&customerId=4760&VE=true)

[91]

Schwebel, Stephen M., 'Influence of Bilateral Investment Treaties on Customary International Law, The', *American Society of International Law Proceedings*, vol. 98, 2004 [Online]. Available:  
<http://www.heinonline.org/HOL/Page?page=27&handle=hein.journals%252Fasilp98&collection=journals#41>

[92]

B. Simma and T. Kill, 'Harmonizing Investment Protection and International Human Rights: First Steps towards a Methodology', in *International investment law for the 21st century: essays in honour of Christoph Schreuer*, Oxford: Oxford University Press, 2009 [Online]. Available:  
[https://ucl.primo.exlibrisgroup.com/discovery/fulldisplay?docid=alma9930966404504761&context=L&vid=44UCL\\_INST:UCL\\_VU2&lang=en&search\\_scope=MyInst\\_and\\_CI&adaptor=Local%20Search%20Engine&isFrbr=true&tab=Everything&query=any,contains,International%20investment%20law%20for%20the%2021st%20century:%20essays%20in%20honour%20of%20Christoph%20Schreuer&sortby=date\\_d&facet=frbrgroupid,include,9011823993333656972&offset=0](https://ucl.primo.exlibrisgroup.com/discovery/fulldisplay?docid=alma9930966404504761&context=L&vid=44UCL_INST:UCL_VU2&lang=en&search_scope=MyInst_and_CI&adaptor=Local%20Search%20Engine&isFrbr=true&tab=Everything&query=any,contains,International%20investment%20law%20for%20the%2021st%20century:%20essays%20in%20honour%20of%20Christoph%20Schreuer&sortby=date_d&facet=frbrgroupid,include,9011823993333656972&offset=0)

[93]

B. Simma, '2) FOREIGN INVESTMENT ARBITRATION: A PLACE FOR HUMAN RIGHTS?', *International and Comparative Law Quarterly*, vol. 60, no. 03, pp. 573–596, Jul. 2011, doi: 10.1017/S0020589311000224.

[94]

J. E. Vinuales, 'Foreign Investment and the Environment in International Law: An Ambiguous Relationship', *British Yearbook of International Law*, vol. 80, no. 1, pp. 244–332, Jan. 2010, doi: 10.1093/bybil/80.1.244.

[95]

'HICEE BV v Slovakia, UNCITRAL, PCA Case 2009-11, Partial Award'. May 23, 2011 [Online]. Available: [http://italaw.com/sites/default/files/case-documents/ita0404\\_0.pdf](http://italaw.com/sites/default/files/case-documents/ita0404_0.pdf)

[96]

'Romp petrol Group v Romania, ICSID Case no ARB/06/3, Award'. May 06, 2013 [Online]. Available: <http://italaw.com/sites/default/files/case-documents/italaw1408.pdf>

[97]

'Yukos Universal Limited (Isle of Man) v Russia, PCA Case no AA 227, Interim Award on Jurisdiction and Admissibility'. Nov. 30, 2009 [Online]. Available: <http://italaw.com/sites/default/files/case-documents/ita0910.pdf>

[98]

Dolzer, Rudolf and Schreuer, Christoph, 'Chapters 22-23', in Principles of international investment law, 2nd ed., Oxford: Oxford University Press, 2012 [Online]. Available: [https://ucl.primo.exlibrisgroup.com/view/action/uresolver.do?operation=resolveService&package\\_service\\_id=14740378850004761&institutionId=4761&customerId=4760&VE=true](https://ucl.primo.exlibrisgroup.com/view/action/uresolver.do?operation=resolveService&package_service_id=14740378850004761&institutionId=4761&customerId=4760&VE=true)

[99]

M. Paparinskis, 'Investment Treaty Arbitration and the (New) Law of State Responsibility', *European Journal of International Law*, vol. 24, no. 2, pp. 617-647, May 2013, doi: 10.1093/ejil/cht025.

[100]

'2001 International Law Commission's Articles on Responsibility of States for Internationally Wrongful Acts'. [Online]. Available: [http://legal.un.org/ilc/texts/instruments/english/draft%2520articles/9\\_6\\_2001.pdf](http://legal.un.org/ilc/texts/instruments/english/draft%2520articles/9_6_2001.pdf)

[101]

J. Crawford, '1) Investment Arbitration and the ILC Articles on State Responsibility', ICSID

Review, vol. 25, no. 1, pp. 127–199, Mar. 2010, doi: 10.1093/icsidreview/25.1.127.

[102]

Crawford, James, 2) State responsibility: the general part, vol. Cambridge studies in international and comparative law. Cambridge: Cambridge University Press, 2013 [Online]. Available: <https://doi.org/10.1017/CBO9781139033060>

[103]

Z. Douglas, 'Other Specific Regimes of Responsibility: Investment Treaty Arbitration and ICSID', in The law of international responsibility, vol. Oxford commentaries on international law, Oxford: Oxford University Press, 2010 [Online]. Available: [https://ucl.primo.exlibrisgroup.com/view/action/uresolver.do?operation=resolveService&package\\_service\\_id=14503354980004761&institutionId=4761&customerId=4760&VE=true](https://ucl.primo.exlibrisgroup.com/view/action/uresolver.do?operation=resolveService&package_service_id=14503354980004761&institutionId=4761&customerId=4760&VE=true)

[104]

M. Paparinskis, 'Investment Arbitration and the Law of Countermeasures', British Yearbook of International Law, vol. 79, no. 1, pp. 264–352, Jan. 2009, doi: 10.1093/bybil/79.1.264.

[105]

'ADC Affiliate Limited and ADC & ADMC Management Limited v. The Republic of Hungary, ICSID Case no ARB/03/16, Award'. Oct. 02, 2006 [Online]. Available: <http://italaw.com/sites/default/files/case-documents/ita0006.pdf>

[106]

'Archer Daniel Midlands et al v Mexico, ICSID Additional Facility Case no ARB(AF)/04/5, Award'. Nov. 21, 2007 [Online]. Available: [http://italaw.com/sites/default/files/case-documents/ita0037\\_0.pdf](http://italaw.com/sites/default/files/case-documents/ita0037_0.pdf)

[107]

'Chevron et al v Ecuador, UNCITRAL, PCA Case no 34877, Interim Award'. Dec. 01, 2008 [Online]. Available: <http://italaw.com/sites/default/files/case-documents/ita0150.pdf>

[108]

'CMS Gas Transmission Company v Argentina, ICSID Case no ARB/01/8, Decision of the ad hoc Committee on the Application for Annulment of the Argentine Republic'. Sep. 25, 2007 [Online]. Available: <http://italaw.com/sites/default/files/case-documents/ita0187.pdf>

[109]

'Corn Products, International, Inc. v Mexico, ICSID Additional Facility Case no ARB(AF)/04/1, Decision on Responsibility'. Jan. 15, 2008 [Online]. Available: <http://italaw.com/sites/default/files/case-documents/ita0244.pdf>

[110]

'Factory at Chorzow (Germany v Poland) (Merits) [1928] PCIJ Rep Series A no 17'. [Online]. Available: [http://www.icj-cij.org/pcij/serie\\_A/A\\_17/54\\_Usine\\_de\\_Chorzow\\_Fond\\_Arret.pdf](http://www.icj-cij.org/pcij/serie_A/A_17/54_Usine_de_Chorzow_Fond_Arret.pdf)

[111]

'Gustav F W Hamester GmbH & Co KG v Ghana, ICSID Case no ARB/07/24, Award'. Jun. 18, 2010 [Online]. Available: <http://italaw.com/sites/default/files/case-documents/ita0396.pdf>

[112]

'Loewen Group et al v US, ICSID Additional Facility Case no ARB(AF)/98/3, Award'. Jun. 26, 2003 [Online]. Available: <http://italaw.com/sites/default/files/case-documents/ita0470.pdf>

[113]

J. Crawford, 'Investment Arbitration and the ILC Articles on State Responsibility', ICSID Review, vol. 25, no. 1, pp. 127–199, Mar. 2010, doi: 10.1093/icsidreview/25.1.127.

[114]

'2006 International Law Commission's Articles on Diplomatic Protection'. [Online]. Available: [http://legal.un.org/ilc/texts/instruments/english/draft\\_articles/9\\_8\\_2006.pdf](http://legal.un.org/ilc/texts/instruments/english/draft_articles/9_8_2006.pdf)

[115]

J. Crawford, 'International Protection of Foreign Direct Investments: Between Clinical Isolation and Systemic Integration', in *International investment law and general international law: from clinical isolation to systemic integration?*, 1. Aufl., vol. *Schriften zur Europäischen Integration und internationalen Wirtschaftsordnung*, Baden-Baden: Nomos, 2011 [Online]. Available: <http://www.loc.gov/catdir/toc/fy12pdf01/2011291061.html>

[116]

Crawford, James, *State responsibility: the general part*, vol. *Cambridge studies in international and comparative law*. Cambridge: Cambridge University Press, 2013.

[117]

J. Crawford, 'Treaty and Contract in Investment Arbitration', *Arbitration International*, vol. 24, no. 3, pp. 351-374, 2008 [Online]. Available: <http://www.kluwerarbitration.com/CommonUI/document.aspx?id=ipn30591>

[118]

Crawford, James, Pellet, Alain, and Olleson, Simon, *The law of international responsibility*, vol. *Oxford commentaries on international law*. Oxford: Oxford University Press, 2010.

[119]

Z. Douglas, '1) The Hybrid Foundations of Investment Treaty Arbitration', *British Year Book of International Law*, vol. 74, no. 1, 2003, doi: 151-289 doi:10.1093/bybil/74.1.151. [Online]. Available: <http://bybil.oxfordjournals.org/content/74/1/151.full.pdf+html>

[120]

Douglas, Zachary, '2) Chapter 1', in *The international law of investment claims*, Cambridge: Cambridge University Press, 2009 [Online]. Available: [https://ucl.primo.exlibrisgroup.com/view/action/uresolver.do?operation=resolveService&package\\_service\\_id=14508605270004761&institutionId=4761&customerId=4760&VE=true](https://ucl.primo.exlibrisgroup.com/view/action/uresolver.do?operation=resolveService&package_service_id=14508605270004761&institutionId=4761&customerId=4760&VE=true)

[121]

M. Paparinskis, 'Investment Arbitration and the Law of Countermeasures', *British Yearbook of International Law*, vol. 79, no. 1, pp. 264–352, Jan. 2009, doi: 10.1093/bybil/79.1.264.

[122]

'Archer Daniel Midlands et al v Mexico, ICSID Additional Facility Case no ARB(AF)/04/5, Award, Concurring Opinion of Arbitrator Rovine'. [Online]. Available: <http://italaw.com/sites/default/files/case-documents/ita0039.pdf>

[123]

'Cargill, Incorporated v Mexico, ICSID Case no ARB(AF)/05/2, Award'. Sep. 18, 2009 [Online]. Available: [http://italaw.com/sites/default/files/case-documents/ita0133\\_0.pdf](http://italaw.com/sites/default/files/case-documents/ita0133_0.pdf)

[124]

'Corn Products, International, Inc. v Mexico, ICSID Additional Facility Case no ARB(AF)/04/1, Decision on Responsibility, Separate Opinion of Arbitrator Lowenfeld'. [Online]. Available: <http://italaw.com/sites/default/files/case-documents/ita0246.pdf>

[125]

'Enron Creditors Recovery Corp. et al v Argentina, ICSID Case no ARB/01/3, Decision on Application for Annulment by Argentina'. Jul. 30, 2010 [Online]. Available: <http://italaw.com/sites/default/files/case-documents/ita0299.pdf>

[126]

'Mytilineos Holdings SA v Serbia, UNCITRAL Case, Partial Award on Jurisdiction'. Sep. 08, 2006 [Online]. Available: <http://italaw.com/sites/default/files/case-documents/ita0549.pdf>

[127]

'Sempra Energy International v Argentina, ICSID Case no ARB/02/16, Decision on Argentina's Application for Annulment'. Jun. 29, 2010 [Online]. Available:

<http://italaw.com/sites/default/files/case-documents/ita0776.pdf>

[128]

'2001 International Law Commission's Articles on Responsibility of States for Internationally Wrongful Acts with Commentaries'. [Online]. Available: [http://legal.un.org/ilc/texts/instruments/english/commentaries/9\\_6\\_2001.pdf](http://legal.un.org/ilc/texts/instruments/english/commentaries/9_6_2001.pdf)

[129]

Dolzer, Rudolf and Schreuer, Christoph, 'Chapter 7', in Principles of international investment law, 2nd ed., Oxford: Oxford University Press, 2012 [Online]. Available: [https://ucl.primo.exlibrisgroup.com/view/action/uresolver.do?operation=resolveService&package\\_service\\_id=14740378850004761&institutionId=4761&customerId=4760&VE=true](https://ucl.primo.exlibrisgroup.com/view/action/uresolver.do?operation=resolveService&package_service_id=14740378850004761&institutionId=4761&customerId=4760&VE=true)

[130]

Douglas, Zachary, 'Chapter 5', in The international law of investment claims, Cambridge: Cambridge University Press, 2009 [Online]. Available: [https://ucl.primo.exlibrisgroup.com/view/action/uresolver.do?operation=resolveService&package\\_service\\_id=14508605270004761&institutionId=4761&customerId=4760&VE=true](https://ucl.primo.exlibrisgroup.com/view/action/uresolver.do?operation=resolveService&package_service_id=14508605270004761&institutionId=4761&customerId=4760&VE=true)

[131]

Schreuer, Christoph and International Centre for Settlement of Investment Disputes, The ICSID Convention: a commentary : a commentary on the Convention on the Settlement of Investment Disputes between States and Nationals of Other States. Cambridge: Cambridge University Press, 2009.

[132]

'UNCTAD, "Scope and Definitions" in UNCTAD Series on Issues in International Investment Agreements II'. 2011 [Online]. Available: [http://unctad.org/en/Docs/diaeia20102\\_en.pdf](http://unctad.org/en/Docs/diaeia20102_en.pdf)

[133]

'1965 Convention on the Settlement of Investment Disputes between States and Nationals of Other States'. [Online]. Available: <https://icsid.worldbank.org/ICSID/ICSID/RulesMain.jsp>

[134]

'1990 UK-Argentina BIT'. [Online]. Available:  
[http://unctad.org/sections/dite/ia/docs/bits/uk\\_argentina.pdf](http://unctad.org/sections/dite/ia/docs/bits/uk_argentina.pdf)

[135]

'1991 US-Argentina BIT'. [Online]. Available:  
[http://unctad.org/sections/dite/ia/docs/bits/argentina\\_us.pdf](http://unctad.org/sections/dite/ia/docs/bits/argentina_us.pdf)

[136]

Paparinskis, Mārtiņš, '1991 Spain-Argentina BIT - art III(1)', in Basic documents on international investment protection, vol. Documents in international law, Oxford: Hart, 2012.

[137]

D. Krishan, 'A Notion of ICSID Investment', 2008. [Online]. Available:  
<http://www.devkrishan.com/Scholarship/mywritings.html>

[138]

C. Levesque, 'Abaclat and Others v Argentine Republic: The Definition of Investment', ICSID Review, vol. 27, no. 2, pp. 247-254, Dec. 2012, doi: 10.1093/icsidreview/sis023.

[139]

L. A. Mistelis, 'Award as an Investment: The Value of an Arbitral Award or the Cost of Non-Enforcement', ICSID Review, vol. 28, no. 1, pp. 64-87, May 2013, doi: 10.1093/icsidreview/sis035.

[140]

Mortenson, Julian Davis, 'Meaning of Investment: ICSID's Travaux and the Domain of

International Investment Law, The', Harvard International Law Journal, vol. 51, 2010 [Online]. Available: <http://www.heinonline.org/HOL/Page?page=257&handle=hein.journals%252Fhilj51&collection=journals#259>

[141]

'Ambiente Ufficio SpA et al v Argentina, ICSID Case no'. [Online]. Available: <http://italaw.com/sites/default/files/case-documents/italaw1276.pdf>

[142]

'Dissenting Opinion by Arbitrator Torres Bernárdez'. May 02, 2013 [Online]. Available: <http://italaw.com/sites/default/files/case-documents/italaw1487.pdf>

[143]

'Biwater Gauff (Tanzania) Ltd. v Tanzania, ICSID Case no ARB/05/22, Award'. Jul. 24, 2008 [Online]. Available: <http://italaw.com/sites/default/files/case-documents/ita0095.pdf>

[144]

'Deutsche Bank AG v Sri Lanka, ICSID Case no ARB/09/2, Award'. Oct. 31, 2012 [Online]. Available: <http://italaw.com/sites/default/files/case-documents/italaw1272.pdf>

[145]

'Fedax NV v Venezuela, ICSID Case no ARB/96/3, Award'. Mar. 03, 1998 [Online]. Available: [http://italaw.com/sites/default/files/case-documents/ita0316\\_0.pdf](http://italaw.com/sites/default/files/case-documents/ita0316_0.pdf)

[146]

'Fraport AG Frankfurt Airport Services Worldwide v Philippines, ICSID Case no ARB/03/25, Award'. Aug. 16, 2007 [Online]. Available: <http://italaw.com/sites/default/files/case-documents/ita0340.pdf>

[147]

'GEA Group Aktiengesellschaft v Ukraine, ICSID Case no ARB/08/16, Award'. Mar. 31, 2011 [Online]. Available: <http://italaw.com/sites/default/files/case-documents/ita0356.pdf>

[148]

'Inceysa Vallisoletana S.L. v El Salvador, ICSID Case no ARB/03/26, Award'. Aug. 02, 2006 [Online]. Available: [http://italaw.com/sites/default/files/case-documents/ita0424\\_0.pdf](http://italaw.com/sites/default/files/case-documents/ita0424_0.pdf)

[149]

'Patrick Mitchell v Congo, ICSID Case no ARB/99/7, Decision on the Application for Annulment of the Award'. Nov. 01, 2006 [Online]. Available: <http://italaw.com/sites/default/files/case-documents/ita0537.pdf>

[150]

'Philip Morris et al v Uruguay, ICSID Case no ARB/10/7, Decision on Jurisdiction'. Jul. 02, 2013 [Online]. Available: <http://italaw.com/sites/default/files/case-documents/italaw1531.pdf>

[151]

'Vanessa Ventures Ltd v Venezuela, ICSID Case no ARB(AF)/04/6, Award, 16 January 2013'. Jan. 16, 2013 [Online]. Available: <http://italaw.com/sites/default/files/case-documents/italaw1250.pdf>

[152]

Dolzer, Rudolf and Schreuer, Christoph, 'Chapters 6 and 8', in Principles of international investment law, 2nd ed., Oxford: Oxford University Press, 2012 [Online]. Available: [https://ucl.primo.exlibrisgroup.com/view/action/uresolver.do?operation=resolveService&package\\_service\\_id=14740378850004761&institutionId=4761&customerId=4760&VE=true](https://ucl.primo.exlibrisgroup.com/view/action/uresolver.do?operation=resolveService&package_service_id=14740378850004761&institutionId=4761&customerId=4760&VE=true)

[153]

Douglas, Zachary, 'Chapters 7-8', in The international law of investment claims, Cambridge: Cambridge University Press, 2009 [Online]. Available: <https://ucl.primo.exlibrisgroup.com/view/action/uresolver.do?operation=resolveService&>

mp;package\_service\_id=14508605270004761&institutionId=4761&customerId=4760&VE=true

[154]

Nick Gallus, 'Recent Bit Decisions and Composite Acts Straddling the Date a Treaty Comes into Force', *The International and Comparative Law Quarterly*, vol. 56, no. 3, pp. 491-513, 2007 [Online]. Available: <http://www.jstor.org/stable/4498087>

[155]

'UNCTAD, "Scope and Definitions" in UNCTAD Series on Issues in International Investment Agreements II'. 2011 [Online]. Available: [http://unctad.org/en/Docs/diaeia20102\\_en.pdf](http://unctad.org/en/Docs/diaeia20102_en.pdf)

[156]

'Apotex Inc. v US, UNCITRAL Case, 14 June 2013, Award on Jurisdiction and Admissibility'. [Online]. Available: <http://italaw.com/sites/default/files/case-documents/italaw1550.pdf>

[157]

'Hussein Nuaman Soufraki v UAE, ICSID Case no ARB/02/7, Award, 7 July 2004'. [Online]. Available: <http://italaw.com/sites/default/files/case-documents/ita0799.pdf>

[158]

'Ioan Micula et al v Romania, ICSID Case no ARB/05/20, Decision on Jurisdiction and Admissibility, 24 September 2008'. [Online]. Available: <http://italaw.com/sites/default/files/case-documents/ita0530.pdf>

[159]

'Loewen Group et al v US, ICSID Additional Facility Case no ARB(AF)/98/3, Award, 26 June 2003'. [Online]. Available: <http://italaw.com/sites/default/files/case-documents/ita0470.pdf>

[160]

'Romp petrol Group v Romania, ICSID Case no ARB/06/3, Decision on Respondent's

Preliminary Objections to Jurisdiction and Admissibility, 18 April 2008'. [Online]. Available: <http://italaw.com/sites/default/files/case-documents/ita0717.pdf>

[161]

'Teinver SA et al v Argentina, ICSID Case no ARB/09/1, Decision on Jurisdiction, 21 December 2012'. [Online]. Available: <http://italaw.com/sites/default/files/case-documents/italaw1090.pdf>

[162]

'Tidewater Inc. et al v Venezuela, ICSID Case no ARB/10/5, Decision on Jurisdiction, 8 February 2013'. [Online]. Available: <http://italaw.com/sites/default/files/case-documents/italaw1277.pdf>

[163]

'Vienna Convention on the Law of Treaties'. [Online]. Available: [http://legal.un.org/ilc/texts/instruments/english/conventions/1\\_1\\_1969.pdf](http://legal.un.org/ilc/texts/instruments/english/conventions/1_1_1969.pdf)

[164]

'2001 International Law Commission's Articles on Responsibility of States for Internationally Wrongful Acts'. [Online]. Available: [http://legal.un.org/ilc/texts/instruments/english/draft%2520articles/9\\_6\\_2001.pdf](http://legal.un.org/ilc/texts/instruments/english/draft%2520articles/9_6_2001.pdf)

[165]

Gallus, Nick and British Institute of International and Comparative Law, The temporal scope of investment protection treaties. London: British Institute of International and Comparative Law, 2008 [Online]. Available: <http://www.loc.gov/catdir/toc/fy11pdf03/2010286470.html>

[166]

Schreuer, Christoph and International Centre for Settlement of Investment Disputes, The ICSID Convention: a commentary : a commentary on the Convention on the Settlement of Investment Disputes between States and Nationals of Other States. Cambridge: Cambridge University Press, 2009.

[167]

'Barcelona Traction, Light and Power Company, Limited (Belgium v Spain) (New Application: 1962) (Judgment) [1970] ICJ Rep 4'. [Online]. Available: <http://www.icj-cij.org/docket/files/50/5387.pdf>

[168]

'Bayview Irrigation District et al v Mexico, ICSID Case no ARB(AF)/05/1, Award, 19 June 2007'. [Online]. Available: <http://italaw.com/sites/default/files/case-documents/ita0800.pdf>

[169]

'Certain Property (Liechtenstein v Germany) (Preliminary Objections) [2005] ICJ Rep 6'. [Online]. Available: <http://www.icj-cij.org/docket/files/123/8234.pdf>

[170]

'Hussein Nuaman Soufraki v UAE, ICSID Case no ARB/02/7, Decision of the ad hoc Committee on the Application for Annulment of Mr Soufraki, 5 June 2007'. [Online]. Available: <http://italaw.com/sites/default/files/case-documents/ita0800.pdf>

[171]

'Mobile Corporation, Venezuela Holdings, BV et al v Venezuela, ICSID Case no ARB/07/27, Decision on Jurisdiction, 10 June 2010'. [Online]. Available: <http://italaw.com/sites/default/files/case-documents/ita0538.pdf>

[172]

'Saluka Investments BV v Czech Republic, UNCITRAL Case, Partial Award, 17 March 2006'. [Online]. Available: <http://italaw.com/sites/default/files/case-documents/ita0740.pdf>

[173]

'Tokio Tokelés v Ukraine, ICSID Case no ARB/02/18, Decision on Jurisdiction, 29 April 2004'.

[Online]. Available: <http://italaw.com/sites/default/files/case-documents/ita0863.pdf>

[174]

'Dissenting Opinion by Chairman Weil'. [Online]. Available:  
<http://italaw.com/sites/default/files/case-documents/ita0864.pdf>

[175]

Dolzer, Rudolf and Schreuer, Christoph, 'Chapter 13', in Principles of international investment law, 2nd ed., Oxford: Oxford University Press, 2012 [Online]. Available: [https://ucl.primo.exlibrisgroup.com/view/action/uresolver.do?operation=resolveService&package\\_service\\_id=14740378850004761&institutionId=4761&customerId=4760&VE=true](https://ucl.primo.exlibrisgroup.com/view/action/uresolver.do?operation=resolveService&package_service_id=14740378850004761&institutionId=4761&customerId=4760&VE=true)

[176]

J. Paulsson, 'Indirect Expropriation: Is the Right to Regulate at Risk?' 2005 [Online]. Available: <http://www.oecd.org/daf/inv/internationalinvestmentagreements/36055332.pdf>

[177]

Steven R. Ratner, 'Regulatory Takings in Institutional Context: Beyond the Fear of Fragmented International Law', *The American Journal of International Law*, vol. 102, no. 3, pp. 475-528, 2008 [Online]. Available: <http://www.jstor.org/stable/20456640>

[178]

UNCTAD, "'Expropriation' in UNCTAD Series on Issues in International Investment Agreements II". 2012 [Online]. Available:  
[http://unctad.org/en/Docs/unctaddiaeia2011d7\\_en.pdf](http://unctad.org/en/Docs/unctaddiaeia2011d7_en.pdf)

[179]

'ADC Affiliate Limited and ADC & ADMC Management Limited v. The Republic of Hungary, ICSID Case no ARB/03/16, Award'. Oct. 02, 2006 [Online]. Available:  
<http://italaw.com/sites/default/files/case-documents/ita0006.pdf>

[180]

'Burlington Resources Inc. v Ecuador, ICSID Case no ARB/08/5, Decision on Liability, 14 December 2012'. [Online]. Available:  
[http://italaw.com/sites/default/files/case-documents/italaw1094\\_0.pdf](http://italaw.com/sites/default/files/case-documents/italaw1094_0.pdf)

[181]

'Electrabel SA v Hungary, ICSID Case no ARB/07/19, Decision on Jurisdiction, Applicable Law and Liability, 30 November 2012'. [Online]. Available:  
<http://italaw.com/sites/default/files/case-documents/italaw1071clean.pdf>

[182]

'Metalclad Corp. v Mexico, ICSID Additional Facility Case no ARB(AF)/97/1, Award, 30 August 2000'. [Online]. Available:  
<http://italaw.com/sites/default/files/case-documents/ita0510.pdf>

[183]

'Methanex Corporation v US, UNCITRAL Case, Final Award, 3 August 2005'. [Online]. Available: <http://italaw.com/sites/default/files/case-documents/ita0529.pdf>

[184]

'Técnicas Medioambientales Tecmed SA (Spain) v Mexico, ICSID Additional Facility Case no ARB(AF)/00/2, Award, 29 May 2003'. [Online]. Available:  
<http://italaw.com/sites/default/files/case-documents/ita0854.pdf>

[185]

'2012 US Model Bilateral Investment Treaty'. [Online]. Available:  
<http://www.state.gov/documents/organization/188371.pdf>

[186]

Christie, G. C., 'What Constitutes a Taking of Property under International Law', British

Year Book of International Law, vol. 38, 1962 [Online]. Available:  
<http://www.heinonline.org/HOL/Page?handle=hein.journals/byrint38&id=313&collection=journals&index=journals/byrint#313>

[187]

Rudolf Dolzer, 'New Foundations of the Law of Expropriation of Alien Property', *The American Journal of International Law*, vol. 75, no. 3, pp. 553-589, 1981 [Online]. Available: <http://www.jstor.org/stable/2200686>

[188]

R. Higgins, 'The taking of property by the state : recent developments in international law', in *Recueil des Cours, Collected Courses, Volume 176* (2007), Martinus Nijhoff Publishers, 1982, pp. 259-392 [Online]. Available:  
[http://www.nijhoffonline.nl/book?id=er176\\_er176\\_259-392](http://www.nijhoffonline.nl/book?id=er176_er176_259-392)

[189]

Maurice Mendelson, 'Bail-ins and the International Investment Law of Expropriation: in and beyond Cyprus', *Journal of International Banking & Financial Law*, vol. 28, no. 8, 2013 [Online]. Available:  
[http://www.lexisnexis.com/uk/legal/results/enhdocview.do?docLinkInd=true&ersKey=23\\_T18461728966&format=GNBFULL&startDocNo=0&resultsUrlKey=0\\_T18461728968&backKey=20\\_T18461728969&csi=280100&docNo=1&scrollToPosition=0](http://www.lexisnexis.com/uk/legal/results/enhdocview.do?docLinkInd=true&ersKey=23_T18461728966&format=GNBFULL&startDocNo=0&resultsUrlKey=0_T18461728968&backKey=20_T18461728969&csi=280100&docNo=1&scrollToPosition=0)

[190]

A. Newcombe, 'The Boundaries of Regulatory Expropriation in International Law', *ICSID Review*, vol. 20, no. 1, pp. 1-57, Mar. 2005, doi: 10.1093/icsidreview/20.1.1.

[191]

M. Paparinskis, 'Regulatory Expropriation and Sustainable Developments', in *Sustainable development in world investment law*, vol. Global trade law series, Alphen aan den Rijn: Kluwer Law International, 2010.

[192]

A. Reinisch, 'Expropriation', in *The Oxford handbook of international investment law*, Oxford: Oxford University Press, 2008, pp. 407–458 [Online]. Available: <https://academic.oup.com/edited-volume/42604/chapter/357546997>

[193]

A. Reinisch, '2) Legality of Expropriation', in *Standards of Investment Protection*, A. Reinisch, Ed. Oxford University Press, 2008 [Online]. Available: <http://www.oxfordscholarship.com/view/10.1093/acprof:oso/9780199547432.001.0001/acprof-9780199547432>

[194]

W. M. Reisman and R. D. Sloane, 'Indirect Expropriation and Its Valuation in the Bit Generation', *British Yearbook of International Law*, vol. 74, no. 1, pp. 115–150, Jan. 2004, doi: 10.1093/bybil/74.1.115.

[195]

Mavluda Sattorova, 'Judicial expropriation or denial of justice? A note on Saipem v Bangladesh', *International Arbitration Law Review Case Comment*, vol. 13, no. 2, pp. 35–41, 2010 [Online]. Available: <https://signon.thomsonreuters.com/federation/UKF?entityID=https://shib-idp.ucl.ac.uk/shibboleth&returnto=https://uk.practicallaw.thomsonreuters.com/Document/IEECA537049CB11DFB22484C1B1BFCC5F/View/FullText.html?skipAnonymous=true>

[196]

'Bernardus Henricus Funnekotter et al v Zimbabwe, ICSID Case no ARB/05/6, Award, 22 April 2009'. [Online]. Available: <http://italaw.com/sites/default/files/case-documents/ita0349.pdf>

[197]

'Deutsche Bank AG v Sri Lanka, ICSID Case no ARB/09/2, Award, 31 October 2012'. [Online]. Available: <http://italaw.com/sites/default/files/case-documents/italaw1272.pdf>

[198]

'Saluka Investments BV v Czech Republic, UNCITRAL Case, Partial Award, 17 March 2006'.

[Online]. Available: <http://italaw.com/sites/default/files/case-documents/ita0740.pdf>

[199]

'Vanessa Ventures Ltd v Venezuela, ICSID Case no ARB(AF)/04/6, Award, 16 January 2013'. [Online]. Available: <http://italaw.com/sites/default/files/case-documents/italaw1250.pdf>

[200]

'Waste Management v Mexico (II), ICSID Additional Facility Case no ARB(AF)/00/3, Award, 30 April 2004'. [Online]. Available: <http://italaw.com/sites/default/files/case-documents/ita0900.pdf>

[201]

Dolzer, Rudolf and Schreuer, Christoph, Principles of international investment law, 2nd ed. Oxford: Oxford University Press, 2012 [Online]. Available: <https://opil-ouplaw-com.libproxy.ucl.ac.uk/view/10.1093/law/9780199651795.001.0001/law-9780199651795>

[202]

UNCTAD, "'Fair and Equitable Treatment" in UNCTAD Series on Issues in International Investment Agreements II'. 2012 [Online]. Available: [http://unctad.org/en/Docs/unctaddiaeia2011d7\\_en.pdf](http://unctad.org/en/Docs/unctaddiaeia2011d7_en.pdf)

[203]

'Asian Agricultural Products Ltd (AAPL) v Sri Lanka, ICSID Case no ARB/87/3, Final Award, 27 June 1990'. [Online]. Available: <http://italaw.com/sites/default/files/case-documents/ita1034.pdf>

[204]

'Chevron et al v Ecuador, UNCITRAL, PCA Case no 34877, Partial Award on the Merits, 30 March 2010'. [Online]. Available: <http://italaw.com/sites/default/files/case-documents/ita0151.pdf>

[205]

'Deutsche Bank AG v Sri Lanka, ICSID Case no ARB/09/2, Award, 31 October 2012'.  
[Online]. Available: <http://italaw.com/sites/default/files/case-documents/italaw1272.pdf>

[206]

'Loewen Group et al v US, ICSID Additional Facility Case no ARB(AF)/98/3, Award, 26 June 2003'. [Online]. Available: <http://italaw.com/sites/default/files/case-documents/ita0470.pdf>

[207]

'Occidental Petroleum Corporation et al v Ecuador, Award, ICSID Case no ARB/06/11, 5 October 2012'. [Online]. Available:  
<http://italaw.com/sites/default/files/case-documents/italaw1094.pdf>

[208]

'Saluka Investments BV v Czech Republic, UNCITRAL Case, Partial Award, 17 March 2006'.  
[Online]. Available: <http://italaw.com/sites/default/files/case-documents/ita0740.pdf>

[209]

'Técnicas Medioambientales Tecmed SA (Spain) v Mexico, ICSID Additional Facility Case no ARB(AF)/00/2, Award, 29 May 2003'. [Online]. Available:  
<http://italaw.com/sites/default/files/case-documents/ita0854.pdf>

[210]

'Waste Management v Mexico (II), ICSID Additional Facility Case no ARB(AF)/00/3, Award, 30 April 2004'. [Online]. Available:  
<http://italaw.com/sites/default/files/case-documents/ita0900.pdf>

[211]

Bjorklund, Andrea K., 'Reconciling State Sovereignty and Investor Protection in Denial of Justice Claims', *Virginia Journal of International Law*, vol. 45, 2004 [Online]. Available:

<http://www.heinonline.org/HOL/Page?handle=hein.journals/vajint45&id=819&collection=journals&index=journals/vajint#819>

[212]

A. Diehl, 'Part II Chapter 3', in *The core standard of international investment protection: fair and equitable treatment*, vol. *International arbitration law library*, Alphen Aan den Rijn: Wolters Kluwer, 2012.

[213]

M. Paparinskis, 'Chapter 8 (on denial of justice) and Chapter 9 (on investment mistreatment under fair and equitable treatment other than denial of justice)', in *The international minimum standard and fair and equitable treatment*, vol. *Oxford monographs in international law*, Oxford: Oxford University Press, 2011 [Online]. Available: [https://ucl.primo.exlibrisgroup.com/view/action/uresolver.do?operation=resolveService&package\\_service\\_id=14503354470004761&institutionId=4761&customerId=4760&VE=true](https://ucl.primo.exlibrisgroup.com/view/action/uresolver.do?operation=resolveService&package_service_id=14503354470004761&institutionId=4761&customerId=4760&VE=true)

[214]

J. Paulsson, 'Chapters 4-7', in *Denial of justice in international law*, vol. *Hersch Lauterpacht memorial lectures*, Cambridge: Cambridge University Press, 2005.

[215]

M. Potesta, 'Legitimate Expectations in Investment Treaty Law: Understanding the Roots and the Limits of a Controversial Concept', *ICSID Review*, vol. 28, no. 1, pp. 88-122, May 2013, doi: 10.1093/icsidreview/sis034.

[216]

C. Schreuer, 'Full Protection and Security', *Journal of International Dispute Settlement*, vol. 1, no. 2, pp. 353-369, Aug. 2010, doi: 10.1093/jnlids/idq002.

[217]

'Apotex Inc. v US, UNCITRAL Case, 14 June 2013, Award on Jurisdiction and Admissibility'. [Online]. Available: <http://italaw.com/sites/default/files/case-documents/italaw1550.pdf>

[218]

'Franck Charles Arif v Moldova, ICSID Case no ARB/11/23, Award, 8 April 2013'. [Online]. Available: <http://italaw.com/sites/default/files/case-documents/italaw1370.pdf>

[219]

'Parkerings-Compagniet AS v. Republic of Lithuania, ICSID Case no ARB/05/8, Award, 11 September 2007'. [Online]. Available: <http://italaw.com/sites/default/files/case-documents/ita0619.pdf>

[220]

'Romp petrol Group v Romania, ICSID Case no ARB/06/3, Award, 6 May 2013'. [Online]. Available: <http://italaw.com/sites/default/files/case-documents/italaw1408.pdf>

[221]

'Vanessa Ventures Ltd v Venezuela, ICSID Case no ARB(AF)/04/6, Award, 16 January 2013'. [Online]. Available: <http://italaw.com/sites/default/files/case-documents/italaw1250.pdf>

[222]

'White Industries Ltd v India, UNCITRAL Case, Final Award, 30 November 2011'. [Online]. Available: <http://italaw.com/sites/default/files/case-documents/ita0906.pdf>

[223]

Dolzer, Rudolf and Schreuer, Christoph, 'Chapter 14, p. 19-20', in Principles of international investment law, 2nd ed., Oxford: Oxford University Press, 2012 [Online]. Available: [https://ucl.primo.exlibrisgroup.com/view/action/uresolver.do?operation=resolveService&package\\_service\\_id=14740378850004761&institutionId=4761&customerId=4760&VE=true](https://ucl.primo.exlibrisgroup.com/view/action/uresolver.do?operation=resolveService&package_service_id=14740378850004761&institutionId=4761&customerId=4760&VE=true)

[224]

M. Paparinskis, 'MFN Clauses and International Dispute Settlement: Moving beyond Maffezini and Plama?', *ICSID Review*, vol. 26, no. 2, pp. 14-58, Sep. 2011, doi: 10.1093/icsidreview/26.2.14.

[225]

DiMascio, Nicholas, 'Nondiscrimination in Trade and Investment Treaties: Worlds Apart or Two Sides of the Same Coin', *American Journal of International Law*, vol. 102, 2008 [Online]. Available: <http://www.heinonline.org/HOL/Page?page=48&handle=hein.journals%252Fajil102&collection=journals#56>

[226]

A. Sinclair, 'The Umbrella Clause Debate', in *Investment treaty law: current issues, III: Remedies in international investment law, Emerging jurisprudence of international investment law*, London: British Institute of International and Comparative Law, 2009.

[227]

'Corn Products, International, Inc. v Mexico, ICSID Additional Facility Case no ARB(AF)/04/1, Decision on Responsibility, 15 January 2008'. [Online]. Available: <http://italaw.com/sites/default/files/case-documents/ita0244.pdf>

[228]

'CMS Gas Transmission Company v Argentina, ICSID Case no ARB/01/8, Decision of the ad hoc Committee on the Application for Annulment of the Argentine Republic, 25 September 2007'. [Online]. Available: <http://italaw.com/sites/default/files/case-documents/ita0187.pdf>

[229]

'Eimilio Augustín Maffezini v Spain, ICSID Case no ARB/97/7, Decision of the Tribunal on Objections to Jurisdiction, 25 January 2000'. [Online]. Available: <http://italaw.com/sites/default/files/case-documents/ita0479.pdf>

[230]

'Impregilo SpA v Argentina, ICSID Case no ARB/07/17, Award, Concurring and Dissenting Opinion of Arbitrator Stern, 21 June 2011'. [Online]. Available: <http://italaw.com/sites/default/files/case-documents/ita0420.pdf>

[231]

'Methanex Corporation v US, UNCITRAL Case, Final Award, 3 August 2005'. [Online]. Available: <http://italaw.com/sites/default/files/case-documents/ita0529.pdf>

[232]

'MTD Equity Sdn Bhd et al v Chile, ICSID Case no ARB/01/7, Decision on Annulment, 21 March 2007'. [Online]. Available: <http://italaw.com/sites/default/files/case-documents/ita0546.pdf>

[233]

'Occidental Exploration and Production Company v Ecuador, LCIA Case no UN3467, Final Award, 1 July 2004'. [Online]. Available: <http://italaw.com/sites/default/files/case-documents/ita0571.pdf>

[234]

'Plama Consortium Limited v Bulgaria, ICSID Case no ARB/03/24, Decision on Jurisdiction, 8 February 2005'. [Online]. Available: <http://italaw.com/sites/default/files/case-documents/ita0669.pdf>

[235]

'SGS Société Générale de Surveillance SA v Philippines (SGS II), ICSID Case no ARB/02/6, Decision of the Tribunal on Objections to Jurisdiction, 29 January 2004'. [Online]. Available: <http://italaw.com/sites/default/files/case-documents/ita0782.pdf>

[236]

A. Bjorklund, 'National Treatment', in Standards of Investment Protection, A. Reinisch, Ed. Oxford University Press, 2008 [Online]. Available: <http://www.oxfordscholarship.com/view/10.1093/acprof:oso/9780199547432.001.0001/acprof-9780199547432>

[237]

Z. Douglas, '1) The MFN Clause in Investment Arbitration: Treaty Interpretation Off the Rails', *Journal of International Dispute Settlement*, vol. 2, no. 1, pp. 97–113, Feb. 2011, doi: 10.1093/jnlids/idq015.

[238]

Douglas, Zachary, '2) Chapter 9', in *The international law of investment claims*, Cambridge: Cambridge University Press, 2009 [Online]. Available: [https://ucl.primo.exlibrisgroup.com/view/action/uresolver.do?operation=resolveService&package\\_service\\_id=14508605270004761&institutionId=4761&customerId=4760&VE=true](https://ucl.primo.exlibrisgroup.com/view/action/uresolver.do?operation=resolveService&package_service_id=14508605270004761&institutionId=4761&customerId=4760&VE=true)

[239]

N. Gallus, 'An Umbrella just for Two? BIT Obligations Observance Clauses and the Parties to a Contract', *Arbitration International*, vol. 24, no. 1, pp. 157–170 [Online]. Available: <http://www.kluwerarbitration.com/document.aspx?id=ipn28355>

[240]

S. W. Schill, 'Allocating Adjudicatory Authority: Most-Favoured-Nation Clauses as a Basis of Jurisdiction--A Reply to Zachary Douglas', *Journal of International Dispute Settlement*, vol. 2, no. 2, pp. 353–371, Aug. 2011, doi: 10.1093/jnlids/idr004.

[241]

'UNCTAD, "Most-Favoured-Nation Treatment" in UNCTAD Series on Issues in International Investment Agreements II'. [Online]. Available: [http://unctad.org/en/Docs/diaeia20101\\_en.pdf](http://unctad.org/en/Docs/diaeia20101_en.pdf)

[242]

F. Orrego Vicuna, 'Reports of [Maffezini's] demise have been greatly exaggerated', *Journal of International Dispute Settlement*, vol. 3, no. 2, pp. 299–327, Jul. 2012, doi: 10.1093/jnlids/ids004.

[243]

'BIVAC v Paraguay, ICSID Case no ARB/07/9, Decision of the Tribunal on Objections to Jurisdiction, 29 May 2009'. [Online]. Available:  
<http://italaw.com/sites/default/files/case-documents/ita0103.pdf>

[244]

'Further Decision on Objections to Jurisdiction, 9 October 2012'. [Online]. Available:  
<http://italaw.com/sites/default/files/case-documents/italaw1109.pdf>

[245]

'Hochtief AG v Argentina, ICSID Case no ARB/07/31, Decision on Jurisdiction, 24 October 2011'. [Online]. Available: <http://italaw.com/sites/default/files/case-documents/ita0405.pdf>

[246]

'ICS Inspection and Control Services Limited (UK) v Argentina, UNCITRAL, PCA Case no 2010-9, Award on Jurisdiction, 10 February 2012'. [Online]. Available:  
<http://italaw.com/sites/default/files/case-documents/ita0416.pdf>

[247]

'SGS Société Générale de Surveillance SA v Pakistan (SGS I), ICSID Case no ARB/01/13, Decision of the Tribunal on Objections to Jurisdiction, 6 August 2003'. [Online]. Available:  
<http://italaw.com/sites/default/files/case-documents/ita0779.pdf>

[248]

'SGS Société Générale de Surveillance SA v Paraguay (SGS III), ICSID Case no ARB/01/13, Decision on Jurisdiction, 12 February 2010'. [Online]. Available:  
<http://italaw.com/sites/default/files/case-documents/italaw1526.pdf>

[249]

'and Award, 10 February 2012'. [Online]. Available:  
<http://italaw.com/sites/default/files/case-documents/italaw1525.pdf>

[250]

'SGS Société Générale de Surveillance SA v Philippines (SGS II), ICSID Case no ARB/02/6, Decision of the Tribunal on Objections to Jurisdiction, 29 January 2004, Declaration of Arbitrator Crivellaro'. [Online]. Available: <http://italaw.com/sites/default/files/case-documents/ita0783.pdf>

[251]

Dolzer, Rudolf and Schreuer, Christoph, 'Chapter 16', in Principles of international investment law, 2nd ed., Oxford: Oxford University Press, 2012 [Online]. Available: [https://ucl.primo.exlibrisgroup.com/view/action/uresolver.do?operation=resolveService&package\\_service\\_id=14740378850004761&institutionId=4761&customerId=4760&VE=true](https://ucl.primo.exlibrisgroup.com/view/action/uresolver.do?operation=resolveService&package_service_id=14740378850004761&institutionId=4761&customerId=4760&VE=true)

[252]

Douglas, Zachary, 'Chapter 13', in The international law of investment claims, Cambridge: Cambridge University Press, 2009 [Online]. Available: [https://ucl.primo.exlibrisgroup.com/view/action/uresolver.do?operation=resolveService&package\\_service\\_id=14508605270004761&institutionId=4761&customerId=4760&VE=true](https://ucl.primo.exlibrisgroup.com/view/action/uresolver.do?operation=resolveService&package_service_id=14508605270004761&institutionId=4761&customerId=4760&VE=true)

[253]

J. Kurtz, 'ADJUDGING THE EXCEPTIONAL AT INTERNATIONAL INVESTMENT LAW: SECURITY, PUBLIC ORDER AND FINANCIAL CRISIS', International and Comparative Law Quarterly, vol. 59, no. 02, pp. 325-371, Apr. 2010, doi: 10.1017/S0020589310000047.

[254]

M. Paparinskis, 'Investment Arbitration and the Law of Countermeasures', British Yearbook of International Law, vol. 79, no. 1, pp. 264-352, Jan. 2009, doi: 10.1093/bybil/79.1.264.

[255]

'BG Group Plc v Argentina, UNCITRAL, Final Award, 24 December 2007'. [Online]. Available: <http://italaw.com/sites/default/files/case-documents/ita0081.pdf>

[256]

'Burlington Resources Inc. v Ecuador, ICSID Case no ARB/08/5, Decision on Jurisdiction, 2 June 2010'. [Online]. Available:  
<http://italaw.com/sites/default/files/case-documents/ita0106.pdf>

[257]

'Continental Casualty Company v Argentina, ICSID Case no ARB/03/9, Award, 5 September 2008'. [Online]. Available: <http://italaw.com/sites/default/files/case-documents/ita0228.pdf>

[258]

'Pac Rim Cayman LLC v El Salvador, ICSID Case no ARB/09/12, Decision on the Respondent's Jurisdictional Objections, 1 June 2012'. [Online]. Available:  
<http://italaw.com/sites/default/files/case-documents/ita0935.pdf>

[259]

'Plama Consortium Limited v Bulgaria, ICSID Case no ARB/03/24, Decision on Jurisdiction, 8 February 2005'. [Online]. Available:  
<http://italaw.com/sites/default/files/case-documents/ita0669.pdf>

[260]

'1991 US-Argentina BIT'. [Online]. Available:  
[http://unctad.org/sections/dite/ia/docs/bits/argentina\\_us.pdf](http://unctad.org/sections/dite/ia/docs/bits/argentina_us.pdf)

[261]

'2004 Canada Model Bilateral Investment Treaty'. [Online]. Available:  
<http://italaw.com/documents/Canadian2004-FIPA-model-en.pdf>

[262]

'2012 US Model Bilateral Investment Treaty'. [Online]. Available:

<http://www.state.gov/documents/organization/188371.pdf>

[263]

J. Alvarez and K. Khamsi, 'The Argentine Crisis and Foreign Investors: A Glimpse into the Heart of the Investment Regime', in *Yearbook on international investment law & policy*, 2008 [Online]. Available:  
[http://www.vcc.columbia.edu/pubs/documents/Alvarez-final\\_000.pdf](http://www.vcc.columbia.edu/pubs/documents/Alvarez-final_000.pdf)

[264]

C. Binder, 'Changed Circumstances in Investment Law: Interfaces between the Law of Treaties and the Law of State Responsibility with a Special Focus on the Argentine Crisis', in *International investment law for the 21st century essays in honour of Christoph Schreuer*, Oxford University Press, 2009 [Online]. Available:  
[https://ucl.primo.exlibrisgroup.com/discovery/fulldisplay?docid=alma9930966404504761&context=L&vid=44UCL\\_INST:UCL\\_VU2&lang=en&search\\_scope=MyInst\\_and\\_CI&adaptor=Local%20Search%20Engine&isFrbr=true&tab=Everything&query=any,contains,International%20investment%20law%20for%20the%2021st%20century:%20essays%20in%20honour%20of%20Christoph%20Schreuer&sortby=date\\_d&facet=frbrgroupid,include,9011823993333656972&offset=0](https://ucl.primo.exlibrisgroup.com/discovery/fulldisplay?docid=alma9930966404504761&context=L&vid=44UCL_INST:UCL_VU2&lang=en&search_scope=MyInst_and_CI&adaptor=Local%20Search%20Engine&isFrbr=true&tab=Everything&query=any,contains,International%20investment%20law%20for%20the%2021st%20century:%20essays%20in%20honour%20of%20Christoph%20Schreuer&sortby=date_d&facet=frbrgroupid,include,9011823993333656972&offset=0)

[265]

M. Paparinskis, 'Investment Treaty Arbitration and the (New) Law of State Responsibility', *European Journal of International Law*, vol. 24, no. 2, pp. 617-647, May 2013, doi: 10.1093/ejil/cht025.

[266]

'Fireman's Fund Insurance Company v Meico, ICSID Case no ARB(AF)/02/1, Decision on Preliminary Question, 17 July 2003'. [Online]. Available:  
[http://italaw.com/sites/default/files/case-documents/ita0330\\_0.pdf](http://italaw.com/sites/default/files/case-documents/ita0330_0.pdf)

[267]

'Occidental Exploration and Production Company v Ecuador, LCIA Case no UN3467, Final Award, 1 July 2004'. [Online]. Available:  
<http://italaw.com/sites/default/files/case-documents/ita0571.pdf>

[268]

'Yukos Universal Limited (Isle of Man) v Russia, PCA Case no AA 227, Interim Award on Jurisdiction and Admissibility, 30 November 2009'. [Online]. Available: <http://italaw.com/sites/default/files/case-documents/ita0910.pdf>