

YOUNG ARBITRATORS FORUM

PROGRAMME

THE LAW APPLICABLE TO INTERNATIONAL INVESTMENT DISPUTES

Rome, 12 May 2017 (16:00 – 18:45)

Venue: LUISS Guido Carli, Department of Law (Via Parenzo 11, Rome)

[Free of charge](#)

Event description

The outcome of a dispute may greatly depend on the rules determined to be applicable. International investment arbitration does not differ from other arbitral procedure: the principle of party autonomy is the primary rule governing the arbitration. Only in absence of a choice of law, arbitrators are entitled to exercise a certain degree of discretion in the determination of the applicable law. But, what are the solutions adopted in absence of such choice? What are the interactions between the different legal systems involved (*i.e.*, domestic and international law)? Moreover, given the new European Union competence over foreign investment, can EU law be deemed applicable to the resolution of a dispute?

This event will bring together authorities, academics and young practitioners to consider and discuss this issue. The ICC YAF Conference will be an ideal forum for young practitioners to exchange thoughts on international arbitration and to enrich their network.

After the conference, the discussions continue at an informal get-together at La Limonaia.

Programme

16:00 – 16:30	Arrival and registration
16:30 – 16:45	Welcome and opening remarks
16:45 – 18:15	Discussions
18:15 – 18:45	Closing remarks

After the conference

Reception at **La Limonaia** (via L. Spallanzani 1/A)

Welcome Address

Maria Beatrice Deli
ICC Italy

Barbara De Donno
LUISS

Giulio Palermo
Lalive /YAF Regional Representative

Keynote Speaker

Zachary Douglas
Matrix Chambers/ Graduate Institute of International and Development Studies
How Investment Tribunals Decide Applicable Law Issues: The Good, the Bad and the Ugly

Moderator

Michele Curatola
Lombardi Segni e Associati

Registration

Please send your contact details (full name, firm/institution, email) to: jessup@luiss.it

Speakers

Giovanni Zarra
Università degli Studi di Napoli Federico II
Treaty Claims v. Contract Claims: Influences on Applicable Law

Hege Elisabeth Kjos
Universiteit van Amsterdam
Who's Afraid of Domestic Law? The Continuing Relevance of the Law of the Host State in Investment Arbitration

Maria de la Colina
Curtis, Mallet-Prevost, Colt & Mosle LLP
The Relevance of General Principles of Law in Investment Arbitration

Domenico Pauciulo
LUISS
Integration or Fragmentation? Applying Other Branches of International Law in Investment Arbitration

Maria Laura Marceddu
King's College London
EU Investment Agreements: Issues of Applicable Law

Isabella Seif
Volterra Fietta
A Comparative Analysis of the Application of EU Law by Investment Tribunals