



The Society of International Economic Law has launched SIEL Conversations, a series of webinars on international economic law

The aim of SIEL Conversations is to bring together authors and commentators to give talks that are idea-focused so as to foster learning and inspiration, and provoke conversations that matter. Each SIEL Conversation will last approximately one hour and will include commentary from the speakers, with questions from the public.

What's On

The Screening of Investment Activities in International Investment Law



Maria Laura Marceddu – *Moderator*

Max Weber Visiting Fellow
European University Institute



Sarah Bauerle Danzman

Associate Professor
Indiana University Bloomington



Agata Daszko

Research Fellow
University of Göttingen



Ksenia Polonskaya

Assistant Professor
Carleton University



Kilian Wagner

Researcher and Assistant Lecturer
University of Vienna

When

**Friday
20 October 2023**



10 am
New York



3 pm
London



4 pm
Berlin



10 pm
Singapore

Register here for the event: https://us06web.zoom.us/webinar/register/WN_vfo-qHM9T1GdbmWoSGdALA

More information available at www.sielnet.org



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Description

The Screening of Investment Activities in International Investment Law

Investment screening is an increasingly important tool for regulating and monitoring FDI. While the objectives for screening mechanisms differ, such procedures allow State authorities to investigate the effects of an intended economic activity and to take restrictive measures when necessary. The rules regulating investment screening are experiencing a rapid evolution and have the potential of fundamentally transforming international economic relations. Indeed, we already witness this when considering recent case law/policy developments, with potential tensions between negative screening decisions and investment protection standards. Moreover, non-compliance with screening requirements may entail the loss of protection and thereby indirectly impose obligations on investors.

Growing geo-economic fragmentation has spurred scepticism towards investors originating from geo-political antagonists, or those in fields deemed no longer welcomed (e.g. fossil fuels), and evoked caution to protect critical industries, secure the supply of strategic goods and align State investment policies with other international commitments (e.g. in human rights or environment law). Such considerations are most prominent in the areas of environment, national security and increasingly, in outbound screenings informed by, inter alia, geo-economic relations and the need to strengthen resilience.

In this SIEL Conversation, participants will analyse these fields and provide a fuller picture of what legal issues and obligations investment screening entails in the context of international investment law.

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Participant Bios



Maria Laura Marceddu is a Max Weber Visiting Fellow at the EUI. She earned her Ph.D. in international economic law from King's College London, where she has also been appointed as a fellow at the Centre of European Law. She is a fellow at the Edinburgh Centre for International and Global Law (ECIGL). She has been serving as the executive treasurer of the Society of International Economic Law since 2018.



Sarah Bauerle Danzman is an Associate Professor of International Studies at Indiana University Bloomington, faculty director of the Tobias Center for Innovation in International Development, and a non-resident senior fellow at the Atlantic Council. In 2019-2020, she was Council on Foreign Relations International Affairs Fellow, working in the U.S. Department of State on matters related to investment security. Prof. Bauerle Danzman specializes in the political economy of international investment and finance. Her research explores how domestic and multinational firms influence and adapt to investment regulation, the nexus of national security and investment, and how rules governing capital shape global networks of ownership and production. She is the author of *Merging Interests: When Domestic Firms Shape FDI Policy* (Cambridge University Press, 2019) and many articles published in outlets including *International Studies Quarterly*, *Perspective on Politics*, *Review of International Organizations*, *Review of International Political Economy*, *Business and Politics*, and *International Interactions*.

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Agata Daszko is a Research Fellow, lecturer and a doctoral candidate at the University of Göttingen, Institute of International and European Law. She holds a BA in law from University of Nottingham and an LLM in Public International Law from Leiden University. Her research interests lie in international investment law, international environmental law and international humanitarian law. She works as a consultant at the OECD and is the Editor in Chief of the EFILA Blog as well as Assistant General Editor of the Commentaries on World Trade Law (Brill).



Ksenia Polonskaya is an Assistant Professor at Carleton University, Department of Law and Legal Studies prior to which she was a post-doctoral fellow, then fellow, at the Centre for International Governance Innovation (CIGI). She publishes widely on the topics of international investment law, especially through the lens of investor obligations. Her research interests are in the fields of investor-state arbitration, international trade law, comparative law, international commercial arbitration and private law theory.



Kilian Wagner works as a Researcher and Assistant Lecturer (prae doc) at the University of Vienna, Section for International Law and International Relations. His research focus is on International Economic Law, Comparative Public Law and the EU's strategic autonomy. Prior to the current position, he worked as a student assistant at the Section for Constitutional and Administrative Law at the University of Vienna. Furthermore, he completed the judicial clerkship and worked in international law firms in Vienna. He graduated in Law at the University of Vienna and holds an undergraduate degree in Political Science from the University of Vienna.

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