

Schedule**8:30 – 9:00 Registration**

Coffee and Tea upon arrival

9:00 – 9:15 Opening Remarks by Conference Co-Chairs

Ian A. Laird and Todd Weiler

9:15 – 10:45 – The Inherent Authority of an ICSID Tribunal – What is the Limit?

The fundamental basis of ICSID arbitration is the consent between the parties embodied in the Convention and other instruments of consent, such as international investment agreements or arbitration clauses. However, in the absence of specific consent, tribunals frequently take upon themselves wide powers of authority to conduct an ICSID arbitration. What are the limits of this “inherent” authority? And, is there a principled basis that can be identified to support it?

10:45 – 11:00 Coffee/Tea Break**11:00 – 12:30 - “Investment” under the ICSID Convention – Have We Moved Beyond Salini?**

The proper interpretation of the term “investment” under the ICSID Convention and applicable international investment agreements has been the battle ground for heated debate about the jurisdiction of ICSID tribunals in recent arbitral awards. The tension between state sovereignty and rule of law manifests itself in the conflict over such definitions and will continue to be a point of contention for novices and experts alike.

12:30 – 13:45 Lunch

Luncheon Speaker: Meg Kinnear, Secretary General, ICSID

13:45 – 15:15 – Compliance and Enforcement of Awards – Is There Really a Practical Difference between ICSID and *ad hoc* Arbitration?

One of the many benefits of ICSID arbitration has been its delocalized review and enforcement mechanism. However, as certain member states have resisted compliance, some commentators have questioned whether the enforcement of ICSID awards is for practical purposes different from *ad hoc* arbitration. Our authors and panelists provide their critical analysis on this key issue.

15:15 – 15:30 Coffee/Tea Break**15:30 – 17:00- Appeal versus Annulment: Is the ICSID Annulment Process Working or Is it Now Time for an Appellate Mechanism?**

The decisions of recent ICSID *ad hoc* Annulment Committees, such as in *Sempra v. Argentina*, have revived questions concerning the exact scope of the standard of review exercised by those Committees. If the standard of review is moving to one closer to an appeal standard, should ICSID itself not revive its efforts to an open appeal mechanism? Arguments are presented by our authors and panelists as to whether now is the time for a change at ICSID regarding the review of arbitral awards.

17:00 - 18:00 Cocktail Reception