

ORGANISERS



Department of Justice
The Government of the Hong Kong
Special Administrative Region



ICSID

International Centre for
Settlement of Investment Disputes
WORLD BANK GROUP



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2021/22 Investment LAW & Investor-State MEDIATOR TRAINING

Multilateral investments bring about new opportunities, interflow of capital and also, inevitably, investor-State disputes. Nowadays, an increasing number of parties are turning to mediation for a more expeditious, effective and parties-driven way to dispute settlement. Indeed, mediation has been rapidly gaining traction in resolving investor-State disputes as a component of, or even a substitute for arbitration. As such, the Department of Justice of the Hong Kong SAR Government, joining force with the International Centre for Settlement of Investment Disputes and the Asian Academy of International Law, is co-organising the 3rd Investment Law & Investor-State Mediator Training that comprises two modules to be held in Q4 of 2021 and Q1 of 2022 respectively.

The Investment Law Module is a one-day webinar, focusing on consolidating participants' knowledge in international investment law such as basic principles, dispute resolution process, selected international treaties and other topical issues raised in international investment disputes.

The Investor-State Mediation Module is a four-day intensive physical training on international mediation that covers considerations specific to investor-State mediation, inter-cultural competency, process design and conduct of an effective investor-State mediation as well as ethical challenges, among other topics. Participants will also have an opportunity to participate in interactive role-playing sessions, receiving feedback from A-list trainers of investor-State mediation.

4 OCT 2021

0930–1700 (GMT+8)

WEBINAR OF INVESTMENT LAW MODULE

REGISTRATION:

https://zoom.us/webinar/register/WN_53tc5ITZQnS4wpF08j18WA

Those attending this Investment Law Module would gain priority admission to the highly exclusive Investor-State Mediation Module at a special rate.

Investor-State Mediation Module

Date: 11–14 Mar 2022

Time: 0900–1730 daily

Venue: The Former French Mission Building,
Central, Hong Kong

Details about registration and fee to be announced in due course

Enquiries: events@aail.org

WEBINAR PROGRAMME & SPEAKERS

TIME (GMT+8)	TOPICS	SPEAKERS
09:30 – 11:00	A General Introduction on Admission and Establishment of Investment	Olga Boltenko
11:00 – 12:30	Investment Protection: Relative Standards and Expropriation	Julien Chaisse
14:00 – 15:30	Climate Change, the Net Zero Energy Transition, and International Investment Law	Paul Barker
15:30 – 17:00	The Illegality Defence / ICSID Procedure and Practice	Matthew Hodgson



OLGA BOLTENKO

Partner

Fangda Partners

Ms Boltenko is a partner at Fangda Partners in Hong Kong. She is an investment and trade lawyer with over ten years' experience in public international law and investor-State dispute resolution. She has acted as counsel in investor-State disputes under the auspices of the Permanent Court of Arbitration, the International Centre for Settlement of Investment Disputes, the Arbitration Institute of the Stockholm Chamber of Commerce, the International Chamber of Commerce, and the London Court of International Arbitration, as well as in commercial disputes in a wide array of industries, including oil and gas, infrastructure, construction, telecommunications, and pharmaceuticals across Asia and beyond. Ms Boltenko is an adjunct associate professor and a deputy executive director of LL.M. in Arbitration and Dispute Resolution at The University of Hong Kong, where she teaches arbitration and investment law. She is admitted to the roll of solicitors in Hong Kong and she is qualified to practice law in the Russian Federation. Ms Boltenko is listed as an arbitrator with the HKIAC (Hong Kong International Arbitration Centre), SIAC (Singapore International Arbitration Centre), AIAC (Asian International Arbitration Centre), RSPP (Russian Union of Industrialists and Entrepreneurs), and CIETAC (China International Economic and Trade Arbitration Commission), and is developing an active arbitrator practice.



JULIEN CHAISSE

Professor

School of Law, City University of Hong Kong

Professor Julien Chaisse currently serves as professor at the School of Law of City University of Hong Kong. He is an award-winning and world-renowned expert on international economic law (trade, investment, and tax), cyberlaw, and international dispute resolution. His work has garnered wide academic recognition and has been cited by international courts/tribunals as well as the US Courts. He is the awardee of the Humanities and Social Sciences Prestigious Fellowship (2021) and the recipient of the Smit-Loewenfeld Prize from the International Arbitration Club of New York (2020). He also sits on the editorial boards of several high-impact academic journals, and serves as Editor-in-Chief of the *Asia Pacific Law Review*. In addition, Professor Chaisse is also an experienced arbitrator and expert witness on issues regarding arbitration law and enforcement actions. He has advised international organisations, governments, law firms, and private investors, and has assisted with the drafting of legislation in Austria, Canada, France, Morocco, Pakistan, Vietnam, etc. Professor Chaisse is actively involved in various related professional bodies, including World Economic Forum, Board of Review (Inland Revenue Ordinance) of the Hong Kong SAR, Dot Trademark Policy Committee, etc.



PAUL BARKER

Barrister

Doughty Street Chambers

Paul Barker is a barrister in independent practice at Doughty Street Chambers in London, specialising in international commercial arbitration, investor-State dispute settlement, and ESG/sustainable investment matters. Paul has acted as counsel and advocate in ICSID (International Centre for Settlement of Investment Disputes) proceedings and has a particular focus on the net zero energy transition and technology sectors globally. Alongside private practice, Paul is a Research Fellow at Stanford Law School's Martin Daniel Gould Center for Conflict Resolution in Silicon Valley. He has been resident in London, Paris, New York, San Francisco, and Los Angeles, and frequently works on arbitrations in Hong Kong and Singapore. He has lectured on international investment law at Stanford Law School, Harvard Law School, and the School of Law of City University of Hong Kong. Paul holds law degrees from the University of Cambridge and Columbia University in New York. He is admitted to the bar in England, New York, and California and is recognised as a leading international arbitration lawyer by Who's Who Legal and Global Arbitration Review.



MATTHEW HODGSON

Partner

Allen & Overy

Matthew Hodgson is an international arbitration specialist. He is qualified in England and Wales, Hong Kong as well as New York. He is also a Solicitor Advocate, with Higher Rights of Audience before the Senior Courts of England and Wales and the Courts of Hong Kong. He has acted in commercial disputes under all major arbitral rules including those in relation to energy and infrastructure projects, financial instruments and private equity transactions, and in the telecommunications and technology sectors. He has represented investors and States (including Azerbaijan, Korea, Pakistan, and Poland) in 15 investment treaty arbitrations. He represented investors in the first claim to find that a complex financial product is a protected 'investment' (Deutsche Bank/Sri Lanka) and the first successful ICSID (International Centre for Settlement of Investment Disputes) claim against the Philippines (BDC). He has also sat as arbitrator in cases under the rules of the HKIAC (Hong Kong International Arbitration Centre), ICC (International Chamber of Commerce) and SIAC (Singapore International Arbitration Centre). Who's Who Legal 2021 describes him as 'a mainstay of international arbitration in the Asia-Pacific market who is "very knowledgeable and experienced at investment treaty disputes"'.