



ESIL International Economic Law Interest Group
Workshop of the ESIL IEL IG
Side-event to the ESIL 2021 Annual Conference in Stockholm

Wednesday 8 September 2021

International Economic Law
‘In the Making’: New Actors and Policies

Online Event

This workshop will be held as an online event via Zoom.

If you are interested in attending our workshop, please send an email to cristani@iir.cz (Dr Federica Cristani) in order to receive the Zoom link

Onsite connection and gathering: for those present in Stockholm, a meeting room would be available, so that to connect and gather in person. For the relevant information, please visit the 2021 ESIL Conference website: <https://esil2021.se/pre-conference-workshops/>

Programme

h. 11:00 – 12:00

Opening remarks: Professor Peter-Tobias Stoll, Georg-August-Universität Göttingen

PANEL ONE – AN OPEN, SUSTAINABLE AND ASSERTIVE TRADE POLICY: THE 2021 EU TRADE POLICY REVIEW

Chair: Dr. Anna-Alexandra Marhold (Leiden University)

WTO Law: Pre-Existing Legal Framework and Normative Underpinnings for EU FTAs - Cédric Henet (UCLouvain)

Sustainable trade to the core: Towards a targeted approach in the EU’s GSP scheme and TSD Chapters - Alessandra Arcuri, Sophia Paulini and Federica Violi (Erasmus University Rotterdam)

Informal Negotiating Practices in the WTO Decision-Making System and the Joint Statement Initiatives: The Case of an Investment Facilitation Agreement - Ana Peres (King's College London)

Discussion

h. 12:00 – 13:00: lunch break

h. 13:00 – 14:30

PANEL TWO - NEW ACTORS IN THE REGULATION OF FOREIGN INVESTMENT

Chair: Professor Dr. Marina Trunk-Fedorova (St. Petersburg State University)

Private Actors' Push for International Legal Status: How Should Investment Courts Respond? - Caroline E. Foster (University of Auckland)

Overcoming the Assumption of Inevitable Bias of Judges on the Multilateral Investment Court: Time for a Doctrine of Precedent? - Martin Jarrett (Max Planck Institute for Comparative Public Law and International Law)

Particularism and Universalism in ISDS: Limitations and Prospects of Recent Developments in the Methodology of Systemic Integration in Arbitral Practice - Diego Mejía-Lemos (Xi'an Jiaotong University)

The Meaning of Silence in Investment Treaties - Andrew Larkin and Simon Batifort (Curtis, Mallet-Prevost, Colt & Mosle LLP)

Discussion

h. 14:30 – 15:00: coffee break

h. 15:00 – 18:00

PANEL THREE - GOVERNANCE OF THE DIGITAL ECONOMY AND INTERNATIONAL ECONOMIC LAW

Chair: Dr. Federica Cristani (Institute of International Relations, Prague)

Electronic Commerce or Digital Economy – Who and How is Shaping New Regulatory Frameworks? - Magdalena Slok-Wódkowska and Łukasz Nawaro (University of Warsaw)

Liberalizing Blockchain: What Role for International Rules on Trade in Services? - Leonardo Borlini and Marta Soprana (Bocconi University)

May a Cryptocurrency be a Protected Investment under Investment Treaties? - Zdeněk Nový (Masaryk University)

The Digital State Capitalism: A Game-Theoretic Perspective on Global Data Governance in Flux - Qingxiu Bu (Sussex University)

Cybersecurity Through Data Protection: Three Regulatory Approaches - Jens Hillebrand-Pohl (Maastricht University)

Discussion

PANEL FOUR - METHODOLOGICAL PLURALISM AND THE FUTURE OF INTERNATIONAL ECONOMIC LAW

Chair: Professor Elisa Baroncini (Alma Mater Studiorum - Università di Bologna)

Consent and the System of International Law: Challenges for the WTO and Investor-State Dispute Settlement Mechanisms - Nicola Strain (Pluricourts, University of Oslo)

On the Fragmentation that Never Happened - Patrick Wasilczyk (Westfälische Wilhelms-Universität Münster)

A Feminist Approach to the Interpretation of the WTO Agreements: Systemic Integration as a Gender issue - Anna Ventouratou (University of Oxford)

Why Corporate Social Responsibility is Problematic as a Model of Governance: The Case of International Investment Law - Ksenia Polonskaya (Carleton University)

Discussion

Closing Remarks: Dr. Gustavo Prieto (Ghent University)

Convenors

Prof. Elisa Baroncini, *Alma Mater Studiorum* - Università di Bologna

Dr. Federica Cristani, Institute of International Relations, Prague

Dr. Anna Marhold, Leiden University

Dr. Gustavo Prieto, Ghent University

Prof. Peter-Tobias Stoll, Georg-August-Universität Göttingen

Prof. Marina Trunk Fedorova, St. Petersburg University