



Investment State Arbitration in Latin America: Recent issues and future prospects

14 June 2010, Nikko Hotel, Mexico City

Sessions include:

- The effects of BIT's execution in Latin America
- Interim measures and enforcement of awards
- Management of arbitral institutions
- Practical issues of investor-state arbitration

Who should attend?

Arbitrators, litigators, judges, government officials and all those involved in dispute resolution

A conference co-presented by the IBA Arbitration Committee, the IBA Latin American Regional Forum, the ICC International Court of Arbitration and ICC Mexico

*As per the Solicitors Regulation Authority of England and Wales. The number of CPD points/hours available may vary for other bar associations and law societies depending on their criteria.

Monday, June 14

Conference Co-Chairs

Guido Santiago Tawil *M&M Bomchil Abogados, Buenos Aires; Co-Chair, IBA Arbitration Committee*
Claus Von Wobeser *Von Wobeser y Sierra SC, Mexico City; Vice-President, ICC International Court of Arbitration*

0800 – 0830

Registration at Hotel Nikko Mexico

0830 – 0900

Welcome and opening remarks

Speakers

Pierre Froidevaux Chavan *President, ICC Mexico, Mexico City*
Jason Fry *Secretary General, ICC International Court of Arbitration, Paris*
Fernando Peláez-Pier *Hoet Pelaez Castillo & Duque, Caracas; President, International Bar Association*

0900 – 1015

I The effects of BIT's execution in Latin America.

1 Foreign investment and corporate Governance: fact or fiction?

Speakers

Hugo Perezcano *International Trade Practices of the Ministry of Economy, Mexico City*
Guido Santiago Tawil

2 The future of investor-state arbitration: an empirical analysis

Speakers

Gaela Gehring Flores *Arnold & Porter LLP, Washington DC*

1015 – 1030 Coffee/tea break

1030 – 1300

II Interim measures and enforcement of awards

1 Interim measures against states: recent practice

Speakers

Donald Francis Donovan *Debevoise & Plimpton LLP, New York*
Stephen Jagusch *Allen & Overy LLP, London*

2 Enforcement of ICSID awards

Speakers

Carolyn B Lamm *White & Case LLP, Washington DC; President, American Bar Association*
Nigel Blackaby *Freshfields Bruckhaus Deringer LLP, Washington DC; Chair, IBA Investment Treaty Arbitration Subcommittee*

3 Recognition and enforcement of arbitral awards in local courts. Sovereign immunity and local review

Speakers

Roberto Aguirre Luzi *King & Spalding, Houston, TX*
Álvaro Galindo *Director of International Sponsorship of the Attorney General State of the Republic of Ecuador, Quito*
Ignacio Torterola *Liasion of the International Affairs Department of the Attorney General's Office of the Republic of Argentina in the United States, Buenos Aires*

1300 – 1430 Lunch

1430 – 1545

III Management of arbitral institutions

1 The ICSID in the 21st century

Speakers

Meg Kinnear *Secretary General of ICSID, Washington DC*

2 Managing investor-state arbitration by other institutions: the role of the ICC

Speakers

Jason Fry
Eduardo Silva Romero *Dechert LLP, Paris; Vice-President, ICC Commission on Arbitration*

1545 – 1815

IV Practical issues of investor-state arbitration

1 Disclosure obligations and conflicts of interest in international arbitration

Speakers

Lucinda A Low *Stephens & Johnson LLP, Washington DC*
Alexis Mourre *Castaldi Mourre & Partners, Paris; Vice-Chair, IBA Arbitration Committee*

2 Conflict of interest: challenges and prospects for investment treaty arbitration

Speakers

Philippe Pinsolle *Shearman & Sterling LLP, Paris*
Marco Schnabl *Skadden Arps Slate Meagher & Flom LLP, New York*

3 How to control costs in investor-state arbitration

Speakers

Eduardo Zuleta *Gómez-Pinzón Zuleta Abogados SA, Bogota; Vice-Chair, IBA Arbitration Committee*
Claudia Frutos-Peterson *Curtis Mallet-Prevost Colt & Mosle LLP, Mexico City*

1630 – 1645 Coffee/tea break

1815 – 1830 Closing Remarks

Speakers

Claus von Wobeser
Guido Santiago Tawil

Continuing Professional Development / Continuing Legal Education
For delegates from countries where CPD/CLE is mandatory, the International Bar Association will be pleased to provide a Conference Certificate of Attendance which, subject to the exact CPD/CLE requirements, may be used to obtain the equivalent accreditation in your jurisdiction.

This conference has been accredited for CPD/CLE by the Solicitors Regulation Authority of England and Wales. Delegates should ask staff at the registration desk for information as to how to obtain the hours.

The organizers may at any time, with or without giving notice, in their absolute discretion and without giving any reason, cancel or postpone the conference, change its venue or any of the other published particulars, or withdraw any invitation to attend. In any case, neither the organizers nor any of their officers, employees, agents, members or representatives shall be liable for any loss, liability, damage or expense suffered or incurred by any person, nor will they return any money paid to them in connection with the conference unless they are satisfied not only that the money in question remains under their control but also that the person who paid it has been unfairly prejudiced (as to which, decision shall be in their sole and unfettered discretion and, when announced, final and conclusive).

Supported by



Date

14 June 2010

Venue

Hotel Nikko Mexico, Room Constelaciones B
Campos Elíseos, 204, Col. Polanco Chapultepec
Mexico City, Mexico
Tel: +52 (55) 5283 8700
Fax: +52 (55) 5280 9191
www.hotelnikkomexico.com

Language

All working sessions and conference materials will be in English and Spanish with simultaneous translation

How to register

Complete the attached registration form and return it to Laura Altamirano or Abigail Blanco at the ICC Mexico together with your payment.

Fees

Hard copy registration forms and fees received:

	on or before 28 May	after 28 May
IBA or ICC Member	US\$ 275 (P\$ 2.900)	US\$ 325 (P\$ 3.500)
IBA or ICC Non Member*	US\$ 325 (P\$ 3.500)	US\$ 375 (P\$ 4.000)

Fees include

- Attendance at all working sessions on 14 June
- Conference materials, including any available speaker's papers submitted to the IBA and the ICC
- Lunch on Monday 14 June
- Tea and coffee during breaks

* By paying the non-member fee, we welcome you as a delegate member of the IBA for the year in which this conference is held, which entitles you to the following benefits:

- (1) Password access to certain parts of the IBA website.
- (2) Receipt of *IBA E-news* and access online versions of *International Bar News*.
- (3) Pay the member rate for any subsequent conference registrations for this calendar year.
- (4) Take advantage of IBA Special Offers.

Please note that registrations are not transferable.

Registration confirmation

All documentation regarding your attendance at the conference can now be obtained from the ICC. Upon receipt of your payment for the conference a confirmation e-mail will be sent containing documents. Registration confirmation will not be distributed by post.

List of participants

In order for your name to appear in the list of participants, which will be distributed at the conference, your registration form must be received by **7 June** at the latest.

Payment of registration fees

Mexican Pesos: ICC Mexico at Bancomer Plaza 001, account number 0442903733, branch 3646, SWIFT code 01218000442903733-5.

US Dollars: ICC Mexico at Bancomer Plaza 001, account number 0442903725, branch 3646, SWIFT code 01218000442903725-4.

Please pay all bank charges so that the ICC Mexico receives the full invoiced amount.

Please ensure that a copy of the bank transfer details are attached to your registration form.

Credit card payments: by Visa, MasterCard or American Express. No other cards are accepted.

Cancellation of registration

If cancellation is received in writing at the ICC office by **28 May**, fees will be refunded. We regret that no refunds can be made after this date.

Travel arrangements and visas

Participants are responsible for making their own travel arrangements. It is recommended that you check your visa requirements with your local embassy or consulate. **We are unable to send out letters supporting visa applications to embassies prior to receipt of your registration form and full payment of registration fees.**

Please apply for your visa in good time.

Hotel accommodation

A limited number of rooms have been reserved at Hotel Nikko Mexico and Hotel Presidente for the nights of 13, 14 and 15 June. Be sure you mention the code: **ICC-IBA**

HOTEL NIKKO MEXICO

Campos Elíseos, 204, Col. Polanco
Chapultepec
Mexico City, Mexico
Tel: +52 (55) 5283 8700
Fax: +52 (55) 5280 9191
www.hotelnikkomexico.com

The following rate is per room, per night, exclusive of buffet breakfast, service charges and local taxes.

Standard room single/double US\$ 155
Executive room single/double US\$ 190

Cancellation and no-show policy

Any cancellation made within 48 hours before arrival will incur a cancellation fee of one night charge.

HOTEL PRESIDENTE

Campos Elíseos, 218, Col. Polanco
Mexico City, Mexico
Tel: +52 (55) 5327 7700
Fax: +52 (55) 5327 7730
www.intercontinental.com

The following rate is per room, per night, exclusive of buffet breakfast, service charges and local taxes.

Standard room single/double US\$ 139

Cancellation and no-show policy

Any cancellation made within 48 hours before arrival will incur a cancellation fee of one night charge.

Please complete the attached accommodation form and send it direct to the hotel to make your reservation. The hotel requires a credit card number to secure your reservation.

Please note that any reservation made after 1 June will be subject to availability and cannot be guaranteed at the special rate.

As a limited number of rooms have been blocked at the hotel, availability cannot be guaranteed once the room block is full.

Delegates are responsible for making accommodation reservations directly with the hotels and enter into an agreement with the hotels regarding credit card guarantees, cancellation terms and conditions, and room rates (should these differ from the special rate). The IBA or the ICC cannot accept responsibility for hotel accommodation disputes between a delegate and the hotels.

Disabled access

The Hotel Nikko Mexico and the Hotel Presidente are wheelchair accessible. Please notify us if you require special assistance.

Promotional literature

Please note that no individual or organisation may display or distribute publicity material or other printed matter during the conference, unless by prior arrangement with the IBA or the ICC. Organisations and companies wishing to discuss promotional opportunities should contact Flavia Alves at the IBA (flavia.alves@int-bar.org)

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14 June 2010

Please read the 'Information' section before completing this form and return it together with your payment to Laura Altamirano or Abigail Blanco at the address below.

Name _____

Membership number (if applicable) _____ Date of birth _____

Firm/company/organisation _____

Address _____

Tel _____ Fax _____

E-mail _____

Badge: name and country to be shown on badge, if not as above _____

Guest name: _____

Special dietary requirements: _____

Registration forms and fees received:

	On or before 28 May	After 28 May	Amount payable
IBA or ICC Member	US\$ 275 / P\$ 2.900	US\$ 325 / P\$ 3.500	US\$ / P\$
IBA or ICC Non Member*	US\$ 325 / P\$ 3.500	US\$ 375 / P\$ 4.000	US\$ / P\$
TOTAL AMOUNT PAYABLE			

Full payment must be received in order to process your registration.

Please note that registrations are not transferable.

***Join the IBA or the ICC today and register for this conference at the member rate. Please find the IBA membership application form at www.ibanet.org. Please find the ICC membership application form at www.iccmex.org.mx**

continued overleaf

Payment details

- ☐ I have transferred to the ICC Mexico (Mexican Pesos at Bancomer Plaza 001, account number 0442903733, branch 3646, SWIFT code 01218000442903733-5; US Dollars: ICC Mexico at Bancomer Plaza 001, account number 0442903725, branch 3646, SWIFT code 01218000442903725-4)

Please pay all bank charges so that the ICC Mexico receives the full invoiced amount.

- ☐ Please charge the total amount due to my:

- ☐ Visa
☐ MasterCard
☐ American Express

Card number _____ Expiry date _____

Name of cardholder _____

Signature _____ Date _____

IBA listings are provided to third parties for marketing purposes. The IBA will treat your personal information with the utmost respect and in accordance with UK data privacy laws.

- ☐ If you are agreeable to passing on your details, please tick this box
☐ If you do **not** wish to receive IBA information and materials, please tick this box

Contact details:

Please send the completed form to:
Laura Altamirano or Abigail Blanco

ICC Mexico

Indiana, 260 – Piso 5, Despacho 260, Cd de los Deportes, Mexico City 03710, Mexico

Tel: +52 (55) 5687 2203 +52 (55) 5687 2601 Fax: +52 (55) 5687 2207

E-mail: laltamirano@iccmex.org.mx; ablanco@iccmex.org.mx Website: www.iccmex.org.mx

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14 June 2010**GROUP CODE: ICC-IBA**

Please select your chosen hotel

☐

HOTEL NIKKO MEXICO

☐

HOTEL PRESIDENTE

Name _____

Company _____

Address _____

Tel _____ Fax _____

E-mail _____

☐

Female

☐

Male

HOTEL NIKKO MEXICO**Standard room single/double: US\$155****Executive room single/double: US\$190**The rate exclusive of buffet breakfast,
service charges and local taxes.*Any cancellation made within 48 hours before arrival
will incur a cancellation fee of one night charge.***HOTEL PRESIDENTE****Standard room single/double: US\$139**The rate exclusive of buffet breakfast,
service charges and local taxes.*Any cancellation made within 48 hours before arrival
will incur a cancellation fee of one night charge.**Any reservations made after 1 June will be subject to availability and cannot be guaranteed at the above rates.*Please reserve: ☐ Double room ☐ Single room ☐ Standard ☐ Executive

Arrival date _____ Departure date _____

IF YOU NEED AN EARLY OR LATE CHECK IN OR CHECK OUT, PLEASE, CONTACT THE HOTEL IN ADVANCE

A credit card number is required to secure your reservation.

Payment details

Please charge my credit card:

☐ Visa☐ MasterCard☐ American Express

Card number _____ Expiry date _____

Name of cardholder _____

Signed _____ Date _____

*Please send to:***Hotel Nikko Mexico**

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E-mail: reservations@nikko.com.mxwww.hotelnikkomexico.com**Hotel Presidente**

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International Bar Association



International Chamber of Commerce



International Chamber of Commerce Mexican Chapter

The International Bar Association (IBA), established in 1947, is the world's leading organisation of international legal practitioners, bar associations and law societies. The IBA influences the development of international law reform and shapes the future of the legal profession throughout the world. It has a membership of 30,000 individual lawyers and more than 195 bar associations and law societies spanning all continents. It has considerable expertise in providing assistance to the global legal community.

Grouped into two divisions – the **Legal Practice Division** and the **Public and Professional Interest Division** – the IBA covers all practice areas and professional interests, providing members with access to leading experts and up-to-date information. Through the various committees of the divisions, the IBA enables an interchange of information and views among its members as to laws, practices and professional responsibilities relating to the practice of business law around the globe. Additionally, the IBA's high-quality publications and world-class conferences provide unrivalled professional development and network-building opportunities for international legal practitioners and professional associates.

The IBA's **Bar Issues Commission** provides an invaluable forum for IBA member organisations to discuss all matters relating to law at an international level.

The IBA's **Human Rights Institute** (HRI) works across the Association, to promote, protect and enforce human rights under a just rule of law, and to preserve the independence of the judiciary and the legal profession worldwide.

Other institutions established by the IBA include the **Southern Africa Litigation Centre** and the **International Legal Assistance Consortium**.

Latin American Regional Forum overview

The Latin American Regional Forum covers all countries in Latin America as well as Mexico, Puerto Rico and Spanish-speaking areas of the Caribbean. The Latin American Regional Forum provides a focus for all activities in the region. The group organises sessions at IBA Conferences and in particular has been instrumental in ensuring that a Latin American perspective is addressed during relevant special sessions. The Latin American Regional Forum is closely affiliated with the **North American Regional Forum** as the regions are geographically proximate and share many issues.

ICC (International Chamber of Commerce)

ICC is the voice of world business championing the global economy as a force for economic growth, job creation and prosperity. Because national economies are now so closely interwoven, government decisions have far stronger international repercussions than in the past.

ICC - the world's only truly global business organization responds by being more assertive in expressing business views. ICC activities cover a broad spectrum, from arbitration and dispute resolution to making the case for open trade and the market economy system, business self-regulation, fighting corruption or combating commercial crime.

ICC has direct access to national governments all over the world through its national committees. The organization's Paris-based international secretariat feeds business views into intergovernmental organizations on issues that directly affect business operations.

ICC International Court of Arbitration

ICC International Court of Arbitration is the leading body in international commercial arbitration. Founded to resolve business disputes of an international character, its strict impartiality and effectiveness are recognised everywhere. Countless business contracts, including many where one party is a government body, now refer to the ICC Rules of Arbitration.

www.iccarbitration.org

International Bar Association

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International Chamber of Commerce Mexican Chapter

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