



2022 CIBEL Global Network Young Scholars Workshop – Changes in International Economic Law: Digitalisation, sustainability and beyond

Herbert Smith Freehills China International Business & Economic Law (CIBEL) Centre

Event Details

Event Date:	Wednesday, 28 September 2022
Time:	3:30pm-5:00pm AEST
Format:	Virtual roundtable via Microsoft Teams Live
Duration:	1.5 hours
Moderator:	Professor Heng Wang Co-Director, Herbert Smith Freehills CIBEL Centre, UNSW Law & Justice

Agenda

Welcome and Introduction

3:30pm-3:35pm (AEST)

Moderator:

Professor Heng Wang

Co-Director, Herbert Smith Freehills CIBEL Centre, UNSW Law and Justice, Australia



Professor Heng Wang is a co-director of UNSW Law & Justice's Herbert Smith Freehills China International Business and Economic Law (CIBEL) Centre, the largest centre in this field outside China. He is also a co-director of the Tsinghua-UNSW Joint Research Centre for International Commercial and Economic Law (JCICEL). He explores the future of international economic relationship, including digital currency and sustainable development. Heng is a recipient of major grants and awards. He has advised or spoken at events organized by international organizations and institutions (e.g., APEC, BIS, HCC, ICC, IMF, UNCITRAL, WTO), and the private sector.

Panel discussion

3:35pm-4:25pm (AEST)

Conceptualizing Investment in International Law: A Framework Proposal

Dr Dominik Moskvan,
Research Scholar, University of Antwerp



Dominik Moskvan is an Affiliated Researcher in the Business & Law Research Group at the Faculty of Law of the University of Antwerp and a Legal Expert at the European Insurance and Occupational Pensions Authority. He obtained his Ph.D. from the Faculty of Law of the University of Antwerp (Dehousse Fellowship) and he also holds Juris Utrisque Doctor degree in European Union law from the Charles University, LL.M. in International Business Law from Tilburg University (Tilburg University Merit Scholarship Awardee), and Master's degree in law from Masaryk University. During the course of his doctoral studies he was a visiting researcher at the University of Oslo and Peking University. Dominik gained further experience working in various legal roles at the European

Commission's Legal Service, the International Monetary Fund, the Energy Charter Secretariat, and the Czech National Bank. His research interests lie in the areas of International and European economic and financial law.

A Bottom-up Dilemma: International Investment Law and Environmental Governance

Dr Ying Zhu,
Assistant Professor, Renmin University of China Law School



Ying Zhu is an assistant professor at Renmin University of China Law School, and serves as Deputy Secretary-General of the Institute of International Commercial Dispute Prevention and Settlement at Renmin University of China. She earned LL.M. and J.S.D. degrees from Yale Law School. Her academic interests include international investment law and environmental law. She has published articles on Harvard International Law Journal, New York University Journal of International Law and Politics, Natural Resources Journal and Nordic Journal of Commercial Law.

Regulatory Discretion *vis-a-vis* Cultural Heritage in Investment Arbitration – Are ISDS Tribunals Able to Create a Sustainable Approach?

Mr Swargodeep Sarkar

Doctoral Candidate, Indian Institute of Technology Kharagpur



Swargodeep Sarkar studied Law at the University of Calcutta and obtained his LL.M. in International Law from the Tamil Nadu Dr Ambedkar Law University, Chennai. He is currently pursuing a PhD in international arbitration from the Indian Institute of Technology Kharagpur. His doctoral studies are fully funded by the Ministry of Education, Government of India. His research areas are public international law, international investment law, international commercial arbitration, and working of international courts and tribunals. He has been selected to attend the prestigious the Hague Academy of International Law, The Hague, Netherlands, and Arbitration Academy, Paris, France. Recently his works have been published in leading Journals in International Law, such as Cornell International Law Journal Online, International Arbitration Law Review, Liverpool Law Review, and Foreign Trade Review. He is also a member of the Asian Society of International Law.

Legal Stability and Renewable Energy Transition in Investment Arbitration: Towards More Deference to Regulatory Changes

Dr Chen Yu

Postdoctoral Researcher, National University of Singapore



Dr Chen Yu received her PhD degree from McGill University and is currently a postdoctoral researcher at NUS Faculty of Law. Her research interests include international investment and trade law, international adjudication, international relations and energy law. Her research has been published in various peer-reviewed journals, including ICSID Review, the Journal of International Dispute Settlement, the Journal of World Investment and Trade and Asia Pacific Law Review. Her monograph, titled "Dispute Settlement and the Reform of International Investment Law: Legalization Through Adjudication" will be published with Edward Elgar.

Commentator:

Dr Jonathan Bonnitcha

Member, Herbert Smith Freehills CIBEL Centre, UNSW Law and Justice



Jonathan Bonnitcha is a Senior Lecturer in UNSW's Faculty of Law and Justice. He is best-known for his research on investment treaties. His research also considers the inter-relationships between different systems of foreign investment governance, including investor-state contracts, national investment laws, national investment dispute management agencies and international principles, such as the UN Guiding Principles on Business and Human Rights.

From 2022 to 2025, Jonathan is a Chief Investigator on the ARC-funded project *China's Belt and Road Initiative: A New Model of Economic Governance?*, along with CIBEL colleagues Heng Wang, Kun Fan and Ross Buckley. Within this project, Jonathan is leading the research stream on investor-state contracting between Chinese firms engaged in outward foreign investment and government entities of the host states in which they invest.

Q&A

4:25pm-4:57pm (AEST)

Closing remarks

4:57pm-5pm (AEST)