

Agenda

Young Scholar Workshop on Investment

Event details

Date: Thursday, 20 August 2020
 Time: 2:30pm – 4:00pm (AEST)
 Format: Virtual webinar via Microsoft Teams Live
 Chair: Professor Leon Trakman,
 Member of Herbert Smith Freehills CIBEL Centre, UNSW Law

Agenda

2:30pm	<p>Welcome and introduction</p> <p>Professor Leon Trakman Member, Herbert Smith Freehills CIBEL Centre, UNSW Law</p> <p>Professor Trakman is Former Dean of Law at the University of New South Wales, 2002-2007 and currently a UNSW Professor of Law. He holds both Masters' and Doctorate degrees earned at the Harvard Law School. He is author or editor of 9 books, over 40 book chapters and more than 100 articles published in international law journals. His primary areas of research are international dispute resolution, international investment law and contract law. He is an international commercial arbitrator and inter-governmental trade adjudicator, appointed by the US, Canadian and Mexican Governments under the NAFTA.</p>
2:32pm	<p>Topic: Force Majeure Clauses, Investor-State Contract Disputes and the Covid-19 Pandemic</p> <p>Ms Kehinde Olaoye Chinese University of Hong Kong</p> <p>Kehinde Folake Olaoye is completing a PhD in law at the Chinese University of Hong Kong. Her doctoral dissertation focuses on the distinct trends and dynamics of foreign investment law in West Africa. Prior to her doctoral studies, Kehinde completed degrees in law at King's College London and the University of Ibadan Nigeria.</p>
2:44pm	<p>Commentary</p> <p>Dr Brooke Marshall UNSW Law</p> <p>Dr Marshall researches in the areas of private international and comparative law, with a particular focus on French, German, English and EU law. She is a recipient of the Diploma of The Hague Academy of International Law. Prior to joining UNSW, Dr Marshall was a Senior</p>

	<p>Research Fellow at the Max Planck Institute for Comparative and International Private Law in Hamburg, where she completed her doctorate summa cum laude. She will visit the Institute for European and Comparative Law and St Catherine's College, at the University of Oxford, in 2021. Outside of academia, Dr Marshall has worked as an Associate to the Honourable Justice Keane, while Chief Justice of the Federal Court of Australia, as a litigation lawyer at Allens Linklaters and at the intergovernmental organization, the Hague Conference on Private International Law, in the Netherlands.</p>
2:49pm	<p>Topic: Global FDI restrictions post COVID-19: Maintaining national security or deaccelerating Globalisation</p> <p>Ms Apeksha Chauhan Trade and Fiscal Policy Division, Ministry of Commerce and Industry, India</p> <p>Ms Apeksha Chauhan is currently working as a Legal Consultant with the Trade and Fiscal Policy Division under the Ministry of Commerce and Industry in India. Prior to this, she was working as a Research Fellow at the Centre for Trade and Investment Law, a think-tank under the Department of Commerce, Government of India. While pursuing her Master's in Law at the National Law University, she worked as a Teaching Assistant for International Investment Law to final year law students. During her time at the Centre for Trade and Investment Law she worked closely on various Free Trade Agreements and WTO disputes.</p>
3:01pm	<p>Commentary</p> <p>Dr Jonathan Bonnitcha UNSW Law</p> <p>Dr Bonnitcha is a Senior Lecturer in Law. His primary area of research interest is international economic governance, with a particular interest in investment treaties. Much of his research is inter-disciplinary, drawing on perspectives from the disciplines of economics and political science. Prior to joining UNSW Law, Dr Bonnitcha lived in Myanmar, where he worked as an advisor to the Myanmar Government on investment governance. For several years he also worked for the Australian Attorney General's Department, as a member of the team that successfully defended a multi-billion dollar challenge to Australia's tobacco plain packaging laws brought under an investment treaty. He has previously held academic positions as a Visiting Fellow at ANU's Crawford School of Public Policy and as ESRC Post-doctoral Fellow at the London School of Economics.</p>
3:06pm	<p>Topic: Assessing emergencies before investor-state arbitral tribunals: BITs fit for purpose to address global health pandemics?</p> <p>Ms Nicola Strain University of Oslo</p> <p>Nicola Strain is a Doctoral Research Fellow at the PluriCourts Centre at the University of Oslo. Nicola is working on an interdisciplinary research project evaluating the legitimacy of international courts and tribunals as well as completing her doctoral thesis on the jurisdiction and applicable law of the WTO and investment tribunals. Nicola holds a Master of Law degree from the University of Cambridge and she completed her undergraduate legal education at the University of Western Australia (Bachelor of Arts and Bachelor of Law). Nicola is also an experienced lawyer, having worked for Clayton Utz prior to commencing her PhD.</p>
3:18pm	<p>Topic: India, Health-related Regulatory Measures, and Investment Treaty Arbitration – Can Police Powers Doctrine be a Knight in Shining Armor?</p> <p>Mr Swargodeep Sarkar Indian Institute of Technology Kharagpur</p> <p>Swargodeep Sarkar holds B.A.LL.B. from the University of Calcutta and has obtained his LL.M. in International Law and Organisations from the Tamil Nadu Dr. Ambedkar Law University, Chennai. He is a Ph.D. candidate at the Rajiv Gandhi School of Intellectual Property Law, Indian</p>

	Institute of Technology, Kharagpur. His research areas are international investment law, international commercial arbitration, peaceful settlement of international dispute, international courts and tribunals. He is also a member of the Asian Society of International law.
3:30pm	Commentary Dr Lu Wang Member of Herbert Smith Freehills CIBEL Centre, UNSW Law
3:40pm	Q&A Moderator: Professor Leon Trakman
3:57pm	Closing remarks