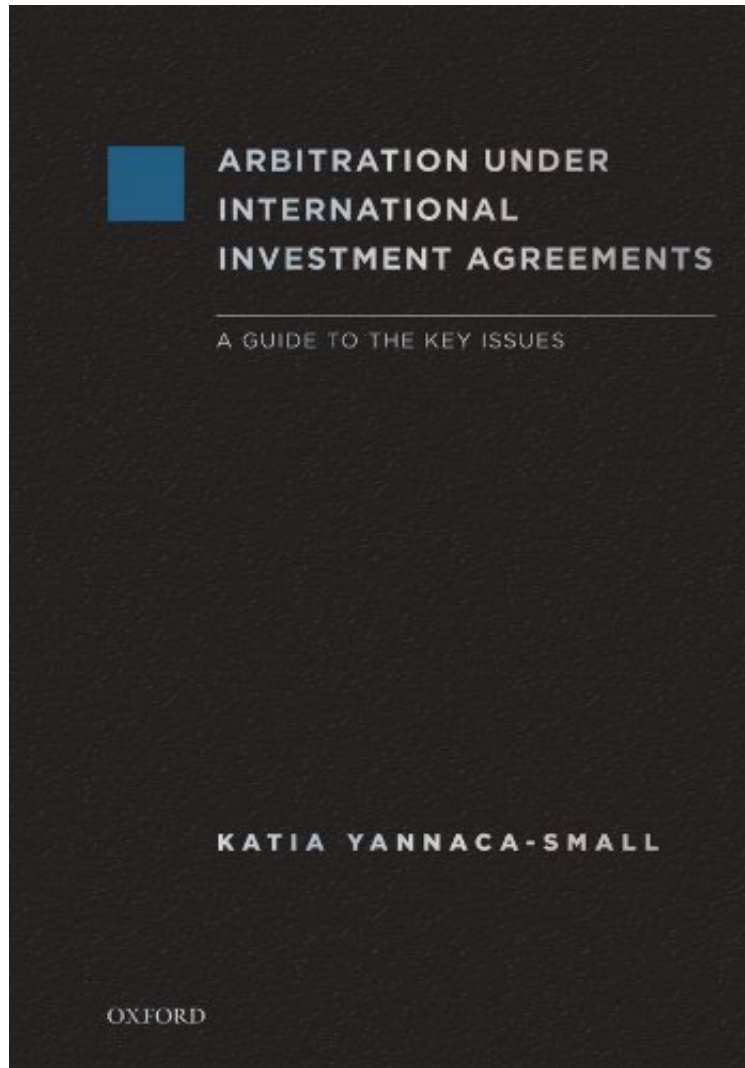


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Arbitration Under International Investment Agreements: A Guide to the Key Issues

Katia Yannaca-Small

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Katia Yannaca-Small : Arbitration Under International Investment Agreements: A Guide to the Key Issues before purchasing it in order to gauge whether or not it would be worth my time, and all praised Arbitration Under International Investment Agreements: A Guide to the Key Issues:

Investor-state arbitration is a relatively new dispute settlement mechanism that allows foreign investors the opportunity to seek redress for damages arising out of breaches of investment-related treaty obligations by the

governments of host countries. Claims are submitted to independent, international arbitration tribunals, which are called upon to interpret the treaty at hand. Because of the public interest involved in these cases, the awards of these tribunals are subject to much scrutiny and debate. Thus, it has already generated hundreds of cases and created new legal disciplines, inspiring a continuous string of legal writings. This book provides a comprehensive analysis of the main issues that arise in investor-state arbitration. It accompanies the reader through the phases of such a procedure, starting with an examination of the instruments, which provide, in the overwhelming majority of the cases, the legal basis for the requests for such arbitration. It then continues with the launching of the arbitration procedure, followed by the analysis of the main jurisdictional and substantive issues that the tribunals are confronted with, and the review procedures, when there is a request for setting aside of the award. It finally looks at the post-award phase and concludes with a reflection on the role of precedent in investment arbitration. *Arbitration under International Investment Agreements: a Guide to the Key Issues* contains in one volume what everybody needs to know on this evolving topic. Calling on the most renowned experts in this field, private practitioners, academics, government and international organization officials, it describes the process in all its phases from A to Z, providing a comprehensive insight in the way investor-state arbitration works from the perspective of the main actors involved. Its analyses of all key aspects of the topic are pragmatic and reliable.

"Katia Yannaca-Small's book provides an important contribution to the analysis of investment arbitration from the practical perspective. She has assembled a high-profile team of contributors, identified some of the key procedural and substantial issues that are likely to arise in investment arbitration, and expertly guided the reader through the process. I commend this book as one that will appeal to a wide audience of practitioners, government officials, and scholars alike." --Loretta Malintoppi Of Counsel, Eversheds LLP "Katia Yannaca-Small, both editor and author of key chapters, has provided a comprehensive appreciation of the most salient legal and policy issues arising under international investment agreements. These essays, authored by a global who's who of international arbitration, sparkle with an intelligence borne of both practical experience and academic reflection. As policy-makers, advocates, and arbitrators continue to wrestle with difficult questions of investment protection, sovereign prerogatives and dispute settlement, they would do well to turn to this fine work." --Daniel M. Price Partner, Sidley Austin LLP "This book, written by leading experts in the field, addresses some of the most burning issues in the law of international investments. Its coverage is comprehensive and includes jurisdiction, procedure, substantive standards, remedies, review of awards, and enforcement. A practical guide to the research tools in the field is a welcome supplement. This volume is valuable to the experienced practitioner and to the student alike." --Christoph Schreuer Of Counsel, Wolf Theiss Rechtsanwauml;lte "This is an invaluable guide, filled with practical advice, lucid analysis, creative insights, fascinating anecdotes and crisp prose written by an all-star cast of practitioners, arbitrators, scholars, current and former government officials, and other leaders in the field." --Alexandre de Gramont Partner at Crowell Moring LLP, Washington, DC About the Author Katia Yannaca-Small is a Senior Counsel with the International Centre for the Settlement of Investment Disputes (ICSID), where she administers investment disputes brought before the Centre and works on issues of outreach policy related to the Centre's activities. Prior to joining ICSID, she was the Legal Advisor to the OECD Investment Division, where she was responsible for analytical work on all legal issues related to international investment agreements and, in particular, developments in investor-state dispute settlement. She is an often-cited writer and speaker on this subject.