



Max Planck Institute
LUXEMBOURG
for Procedural Law



Sonke Grottelang / www.humboldt.de

Transatlantic Trade and Investment Partnership (TTIP)

.....
Framing the Adequate System for
Investor-State Dispute Settlement
.....

Luxembourg, 3 & 4 December 2015

BIOGRAPHIES OF CONFERENCE SPEAKERS



François Aulner

François Aulner has been journalist and newsreader at Luxembourg's public radio "100,7" since October 2009. Since June this year he is also stringer for news agency Reuters. He obtained a master's degree in "international journalism" at City University London in 2009. In recent months, François Aulner has moderated a couple of round tables on different political issues like drug policies, education, or international taxation. Over the last years he has moderated live shows on a variety of topics, including debates about TTIP.



John Beechey

Professional Career:

November 1977: Admitted a Solicitor of the Supreme Court of England and Wales

1977-1983: Solicitor, Clifford-Turner

May 1983-December 2008: Partner in Clifford-Turner (subsequently, Clifford Chance LLP)

Founding partner of the Clifford Chance international arbitration practice and one of the first Solicitors to undertake the role of advocate before international arbitration tribunals.

Practice included: advising Governments; public sector entities; private sector corporations; employers, contractors and consultants on dispute resolution procedures and in respect of

proceedings relating to international commercial contracts and investor-state disputes in all parts of the world. Served as Counsel and Arbitrator and continues to be available to serve as an arbitrator in both "ad hoc" (including UNCITRAL) and institutional arbitrations under the Rules of, inter alia, the EDF, ICC, ICDR/AAA, ICSID, LCIA, PCA, SIAC and Stockholm Chamber. Among the 18 investor-state disputes and disputes with states in which he has served as an arbitrator are: ICSID Cases No. 06/10, 09/18, 11/26, 13/34 and 14/1.

January 2009 to June 2015: President of the ICC International Court of Arbitration

In the course of his term of office as President of the Court, John Beechey has overseen the introduction of the new ICC Arbitration and Mediation Rules and new Rules for Experts. He was primarily responsible for the Court's move to new premises and he proposed and implemented the establishment of the new Governing Body, which has the responsibility for long-term strategic planning for the Court. His term of office has seen the opening of the Court's operations in New York, the inception of the Jerusalem Arbitration Centre and many changes to the practices of the Court, the principal purpose of which has been to improve the efficiency of the Court and the quality of the service that it offers to its users.

Professional Appointments:

Fellow, Chartered Institute of Arbitrators

1993-2008: Member of the UK Delegation to the ICC Commission, and Member of the ICC UK's Arbitration Group under the Chairmanship of Lord Steyn

October 1998 to date: Member of the ICC Institute of World Business Law

1996-December 2008: member of the Board of the LCIA

May 2002-May 2007: Vice President of the LCIA Court

2000-September 2008: Member of the Board of the American Arbitration Association (Member of the Board's Executive Committee, 2001-2008).

Other Professional Matters:

2002-2008: President of the International Arbitration Club

1999: Member of the IBA Working Group responsible for drafting the IBA Rules on the Taking of Evidence in International Commercial Arbitration

2004: Member IBA Working Group on Guidelines on Impartiality, Independence and Disclosure in International Commercial Arbitration.





Professor Laurence Boisson de Chazournes

Laurence Boisson de Chazournes has been professor in international law and international organization at the Faculty of Law of the University of Geneva since 1999. She has been invited as guest lecturer in numerous universities all over the world. She has gained a wide-ranging reputation for her contribution to international law, in such fields as the law of international organizations, international economic law and international environmental law. In the area of dispute settlement, she has served as chairperson of WTO arbitration panels on pre-shipment inspections, has pleaded before the International Court of Justice (ICJ) and has been an arbitrator in investment arbitration (ICSID). She is a member of the

Permanent Court of Arbitration.

Colin Brown

Deputy Head of Unit, Dispute Settlement and Legal Aspects of Trade Policy, European Commission



Professor Diego Fernández Arroyo

Diego P. Fernández Arroyo is a professor at Sciences Po Law School. He teaches subjects related to international dispute resolution, conflict of laws, comparative law, and global governance. Fernández Arroyo is a member of the Curatorium of the Hague Academy of International Law, a former President of the American Association of Private International Law, and the Secretary-General of the International Academy of Comparative Law. Visiting Professor at many Universities of Europe, Asia, and the Americas, he has been awarded with Honorary Professorates by the Universities of Buenos Aires and National of Cordoba. He is actively involved in the practice of international arbitration as an arbitrator and an expert.

His books and articles have been published in more than 20 countries.



Marc Hansen

Marc Hansen was born on 10 April 1971 in Luxembourg City.

Education and qualifications:

Marc Hansen attended secondary school at the Lycée de garçons de Luxembourg and the Athénée de Luxembourg from 1983 to 1991.

Governmental posts:

Marc Hansen was appointed Secretary of State of Education, Children and Youth, Secretary of State for Higher Education and Research on 28 March 2014 in the coalition government formed by the Democratic Party (DP), the Luxembourg Socialist Workers' Party (LSAP) and the Green Party ("déli gréng"). He replaced André Bauler following his resignation from the

government for health reasons. On 27 March 2015, Marc Hansen was also appointed Secretary of State for Housing.
www.gouvernement.lu



Professor Matthew Happold

Matthew Happold is Professor of Public International Law at the University of Luxembourg. He previously held academic positions at several universities in the UK. He has been a Visiting Fellow at the Human Rights Program, Harvard Law School and a Visiting Professional in the Office of the Prosecutor of the International Criminal Court. A general public international lawyer, Matthew's publications include *Sanctions and Embargos in International Law* (editor) (forthcoming), *International Law in a Multipolar World* (editor) (2012), *Settlement of Investment Disputes under the Energy Charter Treaty* (co-author with Thomas Roe) (2011), *Child Soldiers in International Law* (2005) and *Constitutional Human Rights in the Commonwealth* (co-editor with Michael Anderson) (2003). Matthew is a member of the Luxembourg commission consultative des droits de l'homme, and of the editorial boards of the *Human Rights Law Review* and the *Revue trimestrielle des droits de l'homme*. He also practices as a barrister from 3 Hare Court, London.



Professor Burkhard Hess

Professor Dr. Dr. h.c. Burkhard Hess is the founding Director of the Institute. He graduated in Munich and has held chairs at the universities of Tübingen and Heidelberg, where he acted as Dean for four years. He has been a visiting professor in Beijing, in Paris (Sorbonne), at Georgetown and has served as a part-time judge at the Court of Appeal of Karlsruhe. His main research areas include European and comparative procedural law and dispute settlement. He regularly serves as an expert for the European Commission, the European Parliament, the Council of Europe and national governments. In March 2015, the University of Ghent awarded Professor Hess a doctor honoris causa. Burkhard Hess is Director of the Department of European and Comparative Procedural Law.



Professor Rainer Hofmann

Rainer Hofmann is Professor of Public Law, International Law, and European Law, and Co-Director of the Wilhelm Merton Centre for European Integration and International Economic Order at the University of Frankfurt/Main. He is Member of the Advisory Board on International Law of the German Ministry for Foreign Affairs and Secretary-General of the German Branch of the International Law Association (ILA). He sits on the Executive and the Management Board of the EU Fundamental Rights Agency, representing the Council of Europe. He was co-Rapporteur of the ILA Committee on Reparation for Victims of Armed Conflict (2003–12) and President (1998–2004 and 2008–12) of the Advisory Committee under the Council of Europe Framework Convention for the Protection of National

Minorities.



Professor Robert Howse

Rob Howse is Lloyd C. Nelson Professor of International Law at NYU Law School and a visiting fellow, London School of Economics Law Department (Autumn, 2015). He previously held professorships at the Universities of Michigan and Toronto, and has taught as a visitor at, among other institutions, the University of Paris I (Pantheon-Sorbonne), the Hebrew University of Jerusalem, Hamburg University, Tsing Hua University (Beijing) and Harvard University. He is the co-author of *Trebilcock, Howse, Eliason, The Regulation of International Trade*, 4th ed., 2012 and author of *The World Trading System: Law, Politics, and Legitimacy*, 2007, among other works. Professor Howse often advises NGOs, intergovernmental organizations, think tanks, law firms and corporations on international investment and trade





disputes and matters of international economic law and policy. He is the co-founder and co-convenor of the New York City Area International Economic Law Working Group. He tweets frequently on international law, international trade and investment, animal welfare, climate change and renewable energy at @howserob and is a regular contributor to the International Economic Law and Policy blog, www.worldtradelaw.net.



Marc Hübsch

Mr Marc Hübsch, Deputy Director, Directorate of International Economic Relations and European Affairs, Ministry of Foreign and European Affairs

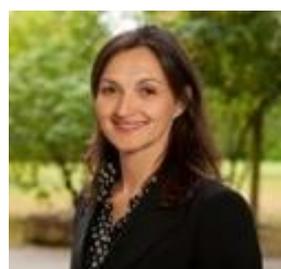
A career diplomat since 2005, Mr Hübsch currently serves as Deputy Director at the Ministry of Foreign and European Affairs in Luxembourg. He is specifically in charge of WTO issues and matters concerning the European trade policy. Before assuming these functions, Marc Hübsch served as Deputy permanent representative of Luxembourg to the OECD, in Paris. He then served as Director General for Trade and Investment Promotion, providing advice to the Minister on bilateral trade affairs as well as strategy and policy promoting Luxembourg's economy abroad. The Department of Foreign Trade also provided direct support to companies through trade missions and national pavilions at trade fairs. Mr Hübsch chaired the Committee for the Promotion of Luxembourg Exports, was a member of the Consultative Committee on Foreign Trade as well as a board member of the Office du Ducroire (the public export insurance provider). Marc took a leave to pursue a career path in the private sector and worked as a business consultant. He was educated at the Rheinisch Westfälische Technische Hochschule Aachen (RWTH Aachen University), in Germany, gaining a Master and a PhD in economic geography.



Professor Pieter Jan Kuijper

Pieter Jan KUIJPER is honorary Professor at the Faculty of Law of the University of Amsterdam (UvA), where between 2007 and 2014 he held the chair of the Law of International Organizations. Prior to his appointment at the UvA, he was principal Legal Advisor and Director of the 'External Relations and International Trade' team of the Legal Service of the European Commission (2002-2007). He also was Director of the Legal Affairs Division of the WTO Secretariat (1999-2002). He is editor-in-chief of LEGAL ISSUES OF ECONOMIC INTEGRATION and an editor of the JOURNAL OF INTERNATIONAL ECONOMIC LAW. Among his most recent publications are The Law of EU External Relations: Cases,

Materials and Commentary on the EU as an International Legal Actor (with Jan Wouters, Frank Hoffmeister, Geert De Baere and Thomas Ramopoulos) OUP 2nd ed. 2015 and From Treaty-Making to Treaty-Breaking: Models for ASEAN External Trade Agreements (with James H. Mathis and Natalie Y. Morris-Sharma), CUP 2015.



Professor Eleftheria Neframi

Eleftheria Neframi is professor of European law at the University of Luxembourg since 2012. Prior to joining the University of Luxembourg she held a post as professor at Paris 13 University (Sorbonne Paris-Cité) as "agrégée" of the faculties of law in France, in 2004. She graduated in law from the University of Athens and holds a PhD in European and International Law (University Paris 2, Panthéon-Assas), an advanced master in European Law (University Paris 2, Panthéon-Assas) and an advanced master in International Economic Law (University Paris 1, Panthéon-Sorbonne). Eleftheria Neframi holds a Jean Monnet Chair

at the University of Luxembourg since 2013. She is currently director of the Master 2 in European Litigation. Her main field of research and expertise is European Union law, and she has written widely on questions of European external relations, European litigation and Europeanisation of national law.





Professor Alain Pellet

Alain Pellet is Emeritus Professor of the University Paris Ouest, Nanterre/La Défense. He is the author of numerous books and articles with special emphasis on general international law, dispute settlement and international investment Law. He is a former Member (1990-2011) and Chairperson (1997) of the UN International Law Commission. He has acted as the ICANN Independent Objector for generic top level domain names (new gTLD) (2012-2014). He is the Legal Adviser of the World Tourism Organization. Professor Pellet has acted and is still acting as Counsel in more than 50 cases before the International Court of Justice and the International Tribunal for the Law of the Sea as well as several international and transnational arbitrations. He has also served and is still serving as an arbitrator in investor-State arbitration cases and has been designated to the ICSID Panel of Arbitrators by the Chairman of the Administrative Council (2011).



Viviane Reding

Viviane Reding is one of the most prominent personalities of Europe, completing 3 terms as member of the European Government, currently Member of the European Parliament in charge of International Trade and Rapporteur for the TiSA agreement (Trade in Services agreement).

Viviane Reding was born in 1951 in Esch-sur-Alzette, Luxembourg. After obtaining a PhD degree (University Sorbonne, Paris), she acted as professional journalist during 20 years.

In 1999, having served 10 years in the Luxembourg Parliament and 10 years in the European Parliament, she became European Commissioner for Education, Culture, Youth and Sport. In her first term she pushed through the "Erasmus World" Programme, expanding the co-operation between universities and the exchange of students worldwide.

She also strengthened the MEDIA programme for the promotion of European films.

In 2004, she became EU Commissioner for Information Society and Media, winning a major battle against telecom companies by capping mobile roaming charges by 70%. She was instrumental in the reform of the European telecom sector, opening the internal market to competition. In that period, she also reformed the European research area, reinforcing the technological research platforms.

In 2010, she became first Vice-President and EU Commissioner responsible for Justice, Fundamental Rights and Citizenship. She put in place a truly EU Justice policy, launching a series of ground-breaking proposals in the field of civil, commercial, consumer and criminal law, creating thus the basis for a European area of justice. She initiated the chapter "Justice for growth", enabling both businesses and consumers to benefit fully from their rights in the European single market. This chapter includes proposals in the field of consumer rights, cross border recovery of debts and recognition of documents, women on boards, a common European sales law and the reform of the EU data protection rules.

Viviane Reding also created the basis for a "fundamental rights culture" across the European institutions and initiated a new EU framework to strengthen the rule of law. In order to reach out to the general public, she launched the Europe-wide "Citizen Dialogue" – series, ahead of the EU-Elections.

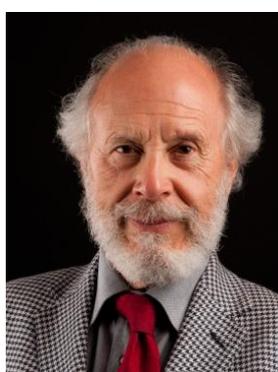
Viviane Reding was awarded numerous national, European and cultural awards as well as a number of "Honoris Causa" degrees by Universities. She published many articles, mainly on the reform of European Institutions, on the development of the European Union into a Federal Political Union, on data protection and the Digital Single Market as well as on economic and financial governance."



Professor H el ene Ruiz Fabri

Before becoming Director of the Max Planck Institute Luxembourg in 2014, Professor Dr. H el ene Ruiz Fabri held a chair at the Sorbonne Law School where she acted as Dean for four years. She has also been Director of the Joint Institute of Comparative Law of Paris for 11 years and Director of the Master 2 Degree Program in International Economic Law. Ruiz Fabri has published extensively in the fields of WTO Law and International Dispute Resolution, and Constitutional Law. She has taught at the Academy of European Law (Florence), the Academy of International Law (The Hague) and Cardozo Law School (New York). She was awarded the French CNRS Silver Medal in 2015 and is Honorary Member of the Institut Universitaire de France. H el ene Ruiz Fabri is Director of the Department of

International Law and Dispute Resolution.



Professor Giorgio Sacerdoti

Giorgio Sacerdoti is senior professor of international law at Bocconi University in Milan, where he has also held a Jean Monnet Chair in European law. He specializes in international trade and investment law and in arbitration on which subject he lectures at conferences and in universities, besides contributing extensively as author of books, papers and articles. In 1995-2001 he has been the vice-president of the OECD committee on bribery and chaired the drafting committee of the 1997 Convention against bribery in international business transactions. From 2001 to 2009 he was the European member of the Appellate Body of the WTO which he chaired in 2006-2007. His name is on the ICSID roster of arbitrators and he has been named among the European panellists in EU Free Trade Agreements. He is currently advising the Italian Ministry of Economic Development (MISE)

on matters relating to the TTIP negotiations.



Daniel Sahr

Private data: Born on 21st of March 1977, single

Company: Luxembourg Chamber of Commerce

Current job: Advisor International Affairs

Professional background:

Based on my educational background, mainly studies in Business Administration at Strasbourg University with specialization in Marketing paired with International Relations related to China at Antwerp Management School, Daniel Sahr had the following professional

experiences in operational and strategic functions in private businesses and within organizations:

- Marketing & Sales and General Administration in a small family-owned SME
- Course developer at the training academy of the Luxembourg Chamber of Commerce
- Consultant and Financial Advisor in a Consultancy and Advertising Agency
- Advisor in International Affairs at the Luxembourg Chamber of Commerce with a one-year assignment as Advisor in International Affairs to EUROCHAMBRES
- Member of the Executive Board of Luxembourg for Finance

Main task: Today Daniel Sahr successfully advises Luxembourg based companies in internationalizing their businesses.



Professor Stephan Schill

Stephan W. Schill, Dr. iur. (Frankfurt); LL.M. (NYU); LL.M. (2002) is Professor of International and Economic Law and Governance at the University of Amsterdam and Principal Investigator of a European Research Council-funded project on “Transnational Public-Private Arbitration as Global Regulatory Governance”. He is admitted to the bar in Germany and New York and is a Member of the ICSID List of Conciliators. He has published widely on international investment law and arbitration and serves as Editor-in-Chief of the Journal of World Investment and Trade.



Professor Christoph Schreuer

Christoph Schreuer is a graduate of the Universities of Vienna, Cambridge and Yale. Over an academic career spanning more than forty years, he has published numerous articles and several books in the field of international law. He has covered such diverse areas as human rights, adjudication by national and international courts and tribunals, sovereign immunity, the law of international organizations, the sources of international law and the future of sovereignty. Since 1992 he has concentrated on international investment law and has written many articles on the subject. The main product of this activity is a 1500 page commentary on the Convention on the Settlement of Investment Disputes between States

and Nationals of Other States under the title *The ICSID Convention: A Commentary*. He has also written expert opinions in many investment cases and has served as arbitrator in ICSID and UNCITRAL cases. He has spent most of his academic career at the Department of International Law of the University of Salzburg, Austria. From 1992 to 2000 he was the Edward B. Burling Professor of International Law and Organization at the Paul H. Nitze School of Advanced International Studies (SAIS) of the Johns Hopkins University in Washington, D.C. From October 2000 to September 2009 he was Professor of International Law at the University of Vienna, Austria. Since March 2015 he is Of Counsel with the law firm *zeiler.partners* in Vienna. He is currently working as an independent expert and arbitrator in investment cases.



Professor Jeremy Sharpe

Jeremy Sharpe is a partner in Shearman & Sterling’s International Arbitration and Public International Law practices, based in London. He previously was Chief of Investment Arbitration in the Office of the Legal Adviser at the U.S. Department of State, where he represented the United States in investor-State and State-to-State disputes arising under U.S. international investment agreements and advised on the negotiation of such agreements. He also is an adjunct professor at Georgetown University Law Center. He has served as the Legal Adviser to the U.S. Embassy in Baghdad and as an Attorney-Adviser in the State Department’s Office of the Legal Adviser. He previously practiced international arbitration in Washington, D.C. and served as Legal Assistant to Judge Charles Brower at the

Iran-U.S. Claims Tribunal.



Professor Patrick Thieffry

A partner of Paris Law firm Thieffry & Associés, Patrick Thieffry is a member of the Paris and New York Bars. A large part of his activities consist in advising the firm's clients and litigating in Environmental Law and Construction Law. He also teaches at the Sorbonne School of Law and is the author of both the *Traité de droit de l'environnement de l'Union européenne*, Bruylant, 3rd ed., 2015 and the *Manuel de droit de l'environnement de l'Union européenne*, Bruylant, 1st ed., 2014). His special knowledge of the European institutions was acquired in assisting businesses and administrations for more than three decades in their relationships with the European Commission, especially in Antitrust Law and State

Aids. He has a wide experience of negotiating international transactions, notably with the United States, and of the management of major construction disputes in litigation and in arbitration. He has been acting as Counsel, Sole Arbitrator and Chairman of ad hoc, AAA and ICC Arbitral Tribunals since the 1980's, mostly in the environmental and energy areas. His most significant experiences include:

- assisting businesses in corporate transactions, including of contaminated sites and IT businesses, and in all kinds of transactions relating to services, especially in the waste area;
- representing a leading steel construction company and a major international institution in litigation with respect to construction problems;
- acting as arbitrator (sole arbitrator, coarbitrator and president of the tribunal) in AAA and ICC construction disputes involving the construction of a waste treatment and storage facilities, sewerage and water treatment facilities in central Europe, a water treatment station in Iraq, a power plant in Maine, etc.;
- advising companies and/or public administrations with respect to contaminated sites as well as to producers' liability concerning the end-of-life of their products;
- assisting national and local administrations in obtaining clearance for State aids (in favor of the environment, agriculture or new air traffic routes).

Patrick Thieffry graduated in economics and in law from Paris 2 Panthéon-Assas University before obtaining a Master of Economics (European and International Economics) and a Master of Laws (International Private and Business Law). He practiced in the United States for five years. Upon returning, he presented a PhD thesis on the New Instruments of Environmental Law. He is listed by the Bar as a specialist in European Law, in Law and Economics and in Environmental Law. Patrick Thieffry is an Associate Professor at the Sorbonne School of Law (Paris 1 University) where he teaches Environmental Law (European, international and litigation practice). He is a member of the Sorbonne's doctoral school in international and European Law, of its Center for studies and research in environmental, zoning and tourism law (SERDEAUT) and of the Board of Trustees of the Academy of European Law in Trier.



Blanche Weber

Blanche Weber studied sociology before beginning to work at the Mouvement Ecologique, the Luxemburgish section of Friends of the Earth and is since a few years the president. Sustainable development is the key theme from Mouvement Ecologique. Besides, Blanche Weber is one of the 7 person who started the European citizen initiative against CETA and TTIP, which collected over 3 million signatures in Europe in one single year.