Investment arbitration in energy conflicts

Master Thesis

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Περίληψη
The purpose of this Thesis is to provide an overview of the world of international arbitration regarding investment protection in energy disputes under the ECT and BITs. Significant reverberations of globalisation can be seen in all sectors with no exception in the field of law. Rapid dispute settlement of many disputes is produced independently of national jurisdiction, specifically in the energy sector, as a result of international investors' and investments' mechanisms. International investment law and arbitration are one of the fastest-developing areas of public international law. International investment law has become increasingly prominent in the international legal order and the catalyst was the explosion of Bilateral Investment Treaties between States and a sharp increase in international investment disputes. In the past decades, there has been an impressive rise in the number of bilateral investment treaties and other agreements with investment-related provisions, followed by a drastic rise in the number of disputes between private investors and sovereign states. This Thesis will highlight decisions under the ECT jurisdiction, but it is not desirable and possible to discuss all issues raised in the field of international investment arbitration. This Thesis’ conclusion is that, since future investment disputes between companies and Host States are inevitable, there are some developing tendencies, that deal with the consideration of the Host States to reclaim part of their regulatory sovereignty.
Conflict Resolution Centre. Investment Dispute Settlement Cases. All Investment Dispute Settlement Cases. The Energy Charter Treaty has great significance in the investment arbitration world. This emerging interest came as a result not only of the arbitral awards recently rendered under the ECT, but also of recently initiated and highly visible arbitral proceedings. The first award issued under the ECT was rendered under the auspices of the Arbitration Institute of the Stockholm Chamber of Commerce in December 2003. In sum, Investment Arbitration and the Energy Charter Treaty is an essential tool and resource for anybody working with the Energy Charter Treaty in particular and investment arbitrati... investor-state conflicts - lateral investment treaties do not cover all foreign property present in the host country but only of the conflict and the conclusion of arbitration proceedings, and an ... a 2014] mediation of investor-state conflicts the initiativ e strengthening the global trade and - a new generation of investment treaties provides far more treaty-based guidance ... multilateral tax instrument and the modified tax treaties will coexist. intra-eu arbitration under the energy charter treaty - a ghouri Download Citation on ResearchGate | Investment Arbitration Under the Energy Charter Treaty - From Dispute Settlement to Treaty Implementation | The Energy Charter Treaty, completed in December 1994 and signed by June 1995 by 49 countries plus the European Communities (i.e. most OECD, CIS and East European countries apart from the US and Canada)1 constitutes the most ambitious project yet seen to set up an... Political reform towards democracy will be needed for these conflicts of interests to be reconciled and for the Energy Charter Treaty regime to become fully effective. View. Show abstract.