The Point of View of Renewable Energy Investors in Dispute Resolution

Masako Takahata
Eurus Energy Holdings Corporation
Overview

1. ECT “Special Regime”
2. Features of Energy Sector
3. Features of “Renewable Energy” Sector
4. Conclusion
1. ECT “Special Regime”

(1) **Broad Scope**
➢ Investment, trade, energy, environment, and dispute resolution

(2) **Geographic Scope**
➢ Member States

(3) **Investor-State Dispute Resolution**
2. Features of Energy Sector

(1) Multi-Contract / Multi-Party Dispute
(2) National Security Concerns
(3) Political Sensitivity
(4) Environmental Concerns
3. Features of “Renewable Energy” Sector

(1) Multi-Contract / Multi-Party Dispute
✓ Yes

(2) National Security Concerns
✓ Yes

(3) Political Sensitivity
✓ Yes

(4) Environmental Concerns
✓ Yes
4. Conclusion

(1) The ECT regime is unique to the energy sector.
(2) The renewable energy sector has some of the typical features of the traditional energy sector.
(3) The ECT is an competent dispute resolution mechanism in the renewable energy sector.
Thank you!

Parque Eolico de Virxe de Monte SL