9th Executive Training Programme
for Young Energy Professionals: Legal Session

Training on
Investment Dispute Resolution

19th - 21st October 2016
(with an optional info session on 18th October)

Energy Charter Secretariat
56, Boulevard de la Woluwe
1200 - Brussels
Belgium

About the Training Programme

The 2016 Autumn Session of the Executive Energy Training Programme of the International Energy Charter will focus on the practicalities of Investment Arbitration. This hands-on training and open discussion will guide participants through the main stages of a typical SCC and PCA investment arbitration process in a very practical way. The training will also cover the complex area of determination of damages. Upon completion of the training, participants will benefit from grasping a clear understanding, know how and skills necessary in order to help them face a typical investment arbitration process in a confident manner.

The training offers tuition and expertise from the following international legal specialists/arbitrators:

- NATALIA PETRIK
  Legal Counsel
  SCC
- DIRK PULKOWSKI
  Senior Legal Counsel
  PCA
- CELESTE SALINAS QUERO
  Legal Counsel
  SCC
- GINTA AHREL
  Senior Associate
  Lindahl
- CHRISTOPHE BONDY
  Partner
  Volterra Fietta
- MARIBEL RODRIGUEZ
  Senior Associate
  Cuatrecasas Gonçalves Pereira
- TRAVIS TAYLOR
  Director
  Navigant
- ELOÏSE OBADIA
  Partner
  Derains & Gharavi
- GARRETT RUSH
  Managing Director
  Navigant

Core topic areas coming under the scope of the training will include:

- Determination of damages: when to involve the economic experts, whom from the company should be involved, setting realistic compensation targets in the context of international investment arbitration
- How to prepare a request for arbitration and to discuss the first procedural order
- Investment arbitration practice and procedure under the Stockholm Chamber of Commerce, including the role of the emergency arbitrator, with express mention to the new expected changes in 2017
- Investment arbitration practice and procedure under the Permanent Court of Arbitration
Participants in the training will have the opportunity to review how the various stages of an arbitral process unfold in practice – from the initial phase of the request for arbitration until the award through the assessment of damages and relevant procedural issues. Participants will also benefit from engaging in mock exercises which will allow them to simulate the arbitration process under the guidance of senior legal professionals.

An optional, informative pre-training session on the Energy Charter Treaty will be offered in addition to the training, on Tuesday 18 October 2016, 17h00-18h30

During this session, Officials from the Energy Charter Secretariat will discuss the legal aspects of the Energy Charter Treaty focusing on key recent developments (including the recently endorsed Guide on Investment Mediation and the ongoing discussions on a potential supplementary treaty to provide for non-discrimination in the pre-investment phase).

The training sessions in focus: Wednesday 19 - Friday 21 October 2016

Knowledge Stream I: Assessing Damages

For many practitioners damages are the most important and least understood area in investment arbitration. Therefore, this initial part of the training will focus on the complex issues that arise in assessing damages and compensation in the context of international investment arbitration.

Participants will have an open discussion with a highly experienced damages expert and a learned investment lawyer, who will also engage participants in some simple mock exercises.

Knowledge Stream II: Procedural issues

Participants will have the unique chance to learn, discuss and put into practice the basic stages of a typical investment arbitration process. On Thursday 20th, the training will focus on a UNCITRAL arbitration managed by the Permanent Court of Arbitration (PCA) while on Friday 21st, the training will focus on the particularities of an arbitration under the Arbitration Institute of the Stockholm Chamber of Commerce (SCC) – including the emergency arbitrator.

Participants will be fully engaged in a drill exercise that will cover the main stages of the arbitration process. They will be guided by senior officials of the PCA and the SCC, as well as by two learned senior investment lawyers (a former ICSID Senior Counsel/Team Leader and a former lead counsel to Canada in investment disputes).

Who should attend

This training programme is designed to bring together around 30 participants from governments, energy industry and private practice. Participants should be interested in the workings of investment arbitration, although previous experience with such arbitration procedures is not mandatory.

Payment

The training programme fee is Euro 2,000 per participant. This covers the cost of all deliverable learning modules during the three days, including all course materials, networking, dinners, receptions, lunches and coffee breaks. Participants will cover the cost of their accommodation and travel to Brussels. They should also take care of all relevant visa requirements. Participants nominated by national authorities are likely to be exempt from the training fee.

Registration

Registration for the training is open until Monday 10 October 2016. Participants should complete a registration form on the event’s website (bit.ly/2b70Ghi). Further information, should be sent by email to training.course@encharter.org.

Disclaimer

Teaching and workshop materials will be in English. No interpretation is provided. All materials presented during the Training Programme by instructors constitute the opinions of the instructors themselves and not necessarily the opinion of the Energy Charter Secretariat. The latter cannot be held liable in any way for the information provided during the course. All materials are subject to copyright regulations and cannot be reproduced in any form without consent. Payment of the registration fee is required in order to secure a place in the Training. In the event you are unable to participate in the Training and you notify us in writing on or before Monday 10 October 2016, payment will be refunded minus an administrative fee of Euro 500. In case of no-show, no refund will be made. The Secretariat reserves the right to change or modify the agenda and instructors participating without prior notice.