



**Workshop of the ESIL Interest Group on
International Economic Law**

**GLOBAL PUBLIC GOODS, GLOBAL COMMONS,
FUNDAMENTAL VALUES: THE RESPONSES OF
INTERNATIONAL ECONOMIC LAW**

Naples, 6 September 2017

**Aula Pessina
Centrale – Main Building
Corso Umberto I, n. 40**

hrs 11:00 - 18:00

h. 11:00 - 11:20

Opening Speech Pavel Sturma (Charles University of Prague, International Law Commission) 20'

h. 11:20 - 12:45

Panel I: The Value Chains and Fair Trade – Properly Accommodated in Contemporary International Economic Law?

Chair Peter-Tobias Stoll (University of Göttingen)

Is It too Soon to Bring Labour Standards back to the WTO Table?, *Maria Panezi (Center for International Governance Innovation, Waterloo, Ontario, Canada)* 15'

Voluntary Sustainability Standards and WTO Law: Assessing the Extent of Responsibility, *Enrico Partiti (T.M.C. Asser Instituut - Den Haag)* 15'

Implementation of Labour Standards, WTO and Regional Trade Agreements in the light of US-Guatemala Dispute, *Bipin Kumar (National Law University, Jodhpur, Rajasthan)* 15'

Discussant Elisa Baroncini (*Alma Mater Studiorum - Università di Bologna*) 10'

Discussion 10'

Lunch Break

h. 13:30 - 14:40

Panel II: International Economic Law and Commodities: the State-of-the-Art and the Need for Innovative Interpretative Approaches and Treaty-Making

Chair Holger Hestermeyer (King's College, London)

Harmful Practices in International Energy Commodities Trade: Exploring Avenues for Tackling Fossil Fuel Subsidies under WTO Law, *Anna-Alexandra Marhold (Tilburg Law and Economics Center - TILEC)* 15'

Regulating Global Public Goods at the WTO for the Paris Agreement: Positive Integration of Minimum Carbon Price Commitments, *Wei Zhuang (WTI Advisors, Geneva)* 15'

Ensuring Ocean Conservation through Trade Measures: WTO Jurisprudence and New Development, *Geraldo Vidigal (Graduate Institute, Geneva)* 15'

Discussants Daria Boklan and Ilia Lifshits (University of Moscow) 10'

Discussion 10'

h. 14:45 - 16:20

Panel III: Investment Law and the Protection of Human Rights, Cultural Heritage – Collision and Co-existence

Chair Marina Trunk-Fedorova (St. Petersburg State University)

L'interaction du droit international des investissements et des biens publics mondiaux: les droits de l'homme dans le cadre de la protection substantielle et procédurale des investissements étrangers, *Carolina Olarte Bácsares (Pontificia Universidad Javeriana, Bogota, Colombia)* 15'

Revisiting the Margin of Appreciation in relation to Novel Cigarette Packaging Investor-State Disputes from a Public Health Perspective, *Pei-Kan Yang (National Chengchi University, Taipei, Taiwan)* 15'

Protecting Cultural Heritage in International Investment Law: Tracing the Evolution and Treatment of Cultural Consideration in Recent FTAs and Investor-State Jurisprudence, *Elsa Sardinha (Centre for International Law · National University of Singapore)* 15'

Settling Direct Disputes with Sovereigns: Striving for Transparency in the Settlement of Public-Private Partnership Disputes, *Tony Andriotis (Hughes Hubbard & Reed), João Ribeiro (UNCITRAL), Soo-hyun Lee (Asan Institute for Policy Studies & Columbia Centre for Sustainable Investment) & Jean-Isamu Taguchi (Nagoya Graduate School of Law)* 15'

Discussant Nikos Lavranos (Free University Brussels – Brussels Diplomatic Academy) (tbc) 10'

Discussion 10'

h. 16.30 - 18:00

Panel IV: Investment Law and Access to Water

Chair Catharine Titi (French National Centre for Scientific Research)

The Semantics of the Right to Water in International Investment Law, *Fernando Dias Simoes (University of Macau, China)* 15'

The Right to Water before Investment Tribunals, *Ursula Kriebaum (University of Vienna)* 15'

Urbaser v. Argentina: Private Actors and Public Goods in International Investment Law, *Edward Guntrip (University of Sussex)* 15'

International human rights obligations of investors in ICSID arbitration – The *Urbaser* award as an innovative but problematic approach to the protection of water as a public good in IIL, *Patrick Abel (University of Göttingen)* 15'

Discussant Attila Tanzi (*Alma Mater Studiorum - Università di Bologna*) 10'

Discussion 20'