



Recommended reading materials for the Special Course on Substantive Standards of Protection in International Investment Law

Books

Dolzer, Rudolf and Schreuer, Christoph, Principles of International Investment Law, 2nd ed., (Oxford University Press, 2008)

Kinnear, Meg et al. (eds.), Building International Investment Law: The First 50 Years of ICSID, (Kluwer Law International, 2015)

Legum, Barton (ed.), The Investment Treaty Arbitration Review, 5th ed., (The Law Reviews, 2020)

Mbengue, Makane Moïse and Schacherer, Stefanie (eds.), Foreign Investment Under the Comprehensive Economic and Trade Agreement (CETA), (Springer, 2019)

McLachlan, Campbell, Shore, Laurence and Weininger, Matthew, International Investment Arbitration: Substantive Principles, 2nd ed., (Oxford University Press, 2017)

Reinisch, August and Schreuer, Christoph, International Protection of Investments – The Substantive Standards, (Cambridge University Press, 2020)

UNCTAD materials

UNCTAD, Bilateral Investment Treaties 1995-2006: Trends in Investment Treaty Rulemaking (United Nations, 2007)

UNCTAD, Trends in International Investment Agreements: An Overview. (United Nations, 1999)

UNCTAD, Fair and Equitable Treatment: A Sequel (United Nations, 2012)

UNCTAD, Transfer of Funds (United Nations, 2000)

UNCTAD, Most-Favoured Nation Treatment, Series on Issues in International Investment Agreements II, (United Nations, 2010)

Treaties (with investment provisions) to be found on UNCTAD IIA Hub -
<https://investmentpolicy.unctad.org/international-investment-agreements>



The Comprehensive Economic and Trade Agreement (CETA) between Canada and the European Union and its Member States

The Energy Charter Treaty (+ current revisions of substantive standards)

The Comprehensive and Progressive Agreement for Trans-Pacific Partnership (CPTPP)

The Korea – United States Free Trade Agreement (KORUS) – revised investment chapter

The Regional Comprehensive Economic Partnership Agreement (RCEP) of 2020

The Dutch Model BIT of 2018

The Indian model BIT of 2015

Articles

Dumberry, Patrick, The Protection of Investors' Legitimate Expectations and the Fair and Equitable Treatment Standard under NAFTA Article 1105, (2014) 31(1) Journal of International Arbitration 47-74

Fietta, Stephen, The “Legitimate Expectations” Principle under Article 1105 NAFTA – International Thunderbird Gaming Corporation v. The United Mexican States, (2006) 7(3) Journal of World Investment & Trade 423-432

Schreuer, Christoph and Kriebaum, Ursula, At What Time Must Legitimate Expectations Exist? in Werner Jacques and Ali, Arif Hyder (eds.), A Liber Amicorum: Thomas Wälde – Law Beyond Conventional Thoughts, (Cameron May, 2009) 265-276