

BIBLIOGRAPHY OF WRITINGS RELATED TO THE WORK OF UNCITRAL

Compiled monthly (February 2020)

I. GENERAL

[No publications recorded under this heading.]

II. INTERNATIONAL SALE OF GOODS

Belyaeva, A. Сборник юнситрал по прецедентному праву, касающемуся Конвенции оон о международной купле-продаже товаров 2008 г.: обзор и комментарии. *Russian juridical journal electronic supplement* 3:32-40, 2016. Translation of title: The UNCITRAL Digest of Case Law on the CISG (1980) of 2008: a review and comments.

Coyle, J.F. The role of the CISG in Canadian contract practice: an empirical study. *Social science research network* 15 April, 2019.

Ishida, Y. Identifying fundamental breach of articles 25 and 49 of the CISG: the good faith duty of collaborative efforts to cure defects - make the parties draw a line in the sand of substantiality. *Michigan journal of international law* (Ann Arbor, Mich.) 41:1:63-108, 2020.

Janssen, A. and N.G. Ahuja. The imperfect international sales law: revamp, supplement or leave it alone? *Internationales Handelsrecht* (Köln, Germany) 20:1:1-9, 2020.

Janssen, A.U. and N.G. Ahuja. The imperfect international sales law: time for a new go or better keeping the status quo? *Maandblad voor Vermogensrecht* (Den Haag) 9:318-326, 2019.

Kochanowski, M. Foreseeability of damage under CISG applied in international arbitration: new solutions to old problems? *Austrian yearbook on international arbitration* (Vienna) 233-263, 2020.

Organization of American States (OAS). Inter-American Juridical Committee, ed. Guide on the law applicable to international commercial contracts in the Americas. Washington, D.C., OAS, 2019. 277 p.

III. INTERNATIONAL COMMERCIAL ARBITRATION AND CONCILIATION

Abugu, U. and A. Oduwole. An overview of the principle of competence-competence in international commercial arbitration. *Chukwuemeka Odumegwu Ojukwu University journal of private and public law* (Igbariam, Nigeria) 2:1:1-7, 2019.

Alnaber, R. Emergency arbitration: mere innovation or vast improvement. *Arbitration international* (Oxford, U.K.) 35:4:441-472, 2019.

Arena, M. Uruguay makes significant progress in international arbitration: celebration of the first anniversary of the Law on International Commercial Arbitration (No. 19.636). *INSOL world* (London) fourth quarter 2019, p. 27.

Atlanta International Arbitration Society (AtIAS) and Atlanta Center for International Arbitration and Mediation (ACIAM), eds. International dispute resolution resource manual. 3rd ed. Atlanta, Ga., AtIAS, 2019. 548 p.

Cole, S.R. [et al.]. Mediation: law, policy & practice. 2019th-2020 ed. Danvers, Mass., Thomson Reuters, 2019. 3 vols.

Knieper, J. and I. (Huang Y.) Ng. Drafting an UNCITRAL arbitration instrument: an inclusive and universal discussion. *Austrian yearbook on international arbitration* (Vienna) 431-441, 2020.

- O'Connor, L.M. Should the implied duty of confidentiality be rejected for ICAs? *Arbitration* (London) 86:1:83-96, 2020.
- Parvanov, P.P. The "americanization" of the New York and Panama Conventions by the Federal Courts in Manhattan: unravelling the origins of an idiosyncratic approach to "non-signatories" at the enforcement stage. *Transnational dispute management* (Voorburg, The Netherlands) 17:2, February 2020.
- Pitkowitz, N. Confidentiality and protection of confidentiality in arbitration. *Austrian yearbook on international arbitration* (Vienna) 199-230, 2020.
- Qiu, D. A comparative analysis of the approaches used to determine the four laws of commercial arbitration. *Arbitration* (London) 86:1:50-67, 2020.
- Rubino-Sammartano, M. Can a "may" become a "must"?: (the New York Convention 1958 revisited). *Austrian yearbook on international arbitration* (Vienna) 333-339, 2020.
- Vij, S. and V. Mansinghka. Judicial (non)appointment of arbitrators in India: a case study of "inadequate stamping" as a ground for non-appointment. *Arbitration international* (Oxford, U.K.) 35:4:505-527, 2019.
- Wójtowicz, P. and F. Gevaerd. How the Singapore Convention will enforce mediated settlement agreements across borders [part 2 of 2]. *Alternatives to the high cost of litigation* (New York, N.Y.) 38:1:9-11, 2020.

IV. INTERNATIONAL TRANSPORT

- Yang, J.-H. Applicability of blockchain based bills of lading under the Rotterdam Rules and UNCITRAL Model Law on Electronic Transferable Records. *Journal of Korea trade* (Bingley, U.K.) 23:6:113-130, 2019.

V. INTERNATIONAL PAYMENTS (includes former INDEPENDENT GUARANTEES AND STAND-BY LETTERS OF CREDIT)

[No publications recorded under this heading.]

VI. ELECTRONIC COMMERCE

- Radionov, N. and M. Mišković Aguilar. EDI-CMR Protokol 2008: korak u pravom smjeru. *Poredbeno pomorsko pravo = Comparative maritime law* (Zagreb) 55:170:49-68, 2016. Translation of title: EDI-CMR Protocol 2008: a step in the right direction.
- Tood, P. Electronic bills of lading, blockchains and smart contracts. *International journal of law and information technology* (Oxford, U.K.) 27:4:339-371, 2019.
- Yang, J.-H. Applicability of blockchain based bills of lading under the Rotterdam Rules and UNCITRAL Model Law on Electronic Transferable Records. *Journal of Korea trade* (Bingley, U.K.) 23:6:113-130, 2019.

VII. SECURITY INTERESTS (includes former RECEIVABLES FINANCING)

- Esangbedo, G. Secured Transactions in Moveable Assets Act, company charges and funding micro, small and medium enterprises under Nigerian law. *Journal of African law* (Cambridge, U.K.) 64:1:81-105, 2020.

VIII. PROCUREMENT

[No publications recorded under this heading.]

IX. INSOLVENCY

Costa, D.C. and P.F. Teixeira. Enactment of the UNCITRAL Model Law on Cross-Border Insolvency and other insolvency law reforms in Brazil. *INSOL world* (London) fourth quarter 2019, pp. 6–10.

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Mevorach, I. UNCITRAL new Model Law on Enterprise Group Insolvency. *INSOL world* (London) fourth quarter 2019, p. 30.

X. INTERNATIONAL CONSTRUCTION CONTRACTS

[No publications recorded under this heading.]

XI. INTERNATIONAL COUNTERTRADE

[No publications recorded under this heading.]

XII. PRIVATELY FINANCED INFRASTRUCTURE PROJECTS

[No publications recorded under this heading.]

XIII. ONLINE DISPUTE RESOLUTION

[No publications recorded under this heading.]

XIV. MICRO, SMALL AND MEDIUM-SIZED ENTERPRISES

[No publications recorded under this heading.]

XV. INVESTOR-STATE DISPUTE SETTLEMENT

Arafa Hasaan, A. The 2013 amendments to the Arab Investment Agreement. *ICSID review* (Oxford, U.K.) 34:1:107-135, 2019.

Berg, A.J. van den. Appeal mechanism for ISDS awards: interaction with the New York and ICSID Conventions. *ICSID review* (Oxford, U.K.) 34:1:156-189, 2019.

Echandi, R. The debate on treaty-based investor-state dispute settlement: empirical evidence (1987-2017) and policy implications. *ICSID review* (Oxford, U.K.) 34:1:32-61, 2019.

El Ghadban, T. and others, eds. La protection des investissements étrangers: vers une réaffirmation de l'Etat? = The protection of foreign investments: a reaffirmation of the State? Actes du colloque du 2 juin 2017. Paris, Editions A. Pedone, 2019. 193 p. Selected contents: Transparency in investment treaty arbitration: criticism and practical solutions / J.S. Willems, M. Larbaoui, p. 179-193.

Karl, A. Security for costs as a default in investment arbitration: a workable protection for states when third-party funders are involved? *Austrian yearbook on international arbitration* (Vienna) 563-592, 2020.

Pantaleo, L. Investment disputes under CETA: taking the best from past experience? In *The European Union as a global model for trade and investment*. University of Oslo Faculty of Law Legal Studies Research Paper Series No. 2016-02. L. Pantaleo and M. Andenas, eds. Oslo, University of Oslo, 2016, p. 61-76.