



United Nations
UNCITRAL

MINISTRY OF LAW
SINGAPORE

CIL
CENTRE FOR INTERNATIONAL LAW
National University of Singapore

SIXTH INTERSESSIONAL MEETING OF UNCITRAL WORKING GROUP III

7 - 8 SEPTEMBER 2023 | SINGAPORE

Melati Ballroom (Level 4),
Sands Expo & Convention Centre



Please consider the environment. Before printing this e-booklet, please consider whether you really need a hard copy.

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Jointly organised by the Singapore Ministry of Law (MinLaw) and the United Nations Commission on International Trade Law (UNCITRAL) and supported by the National University of Singapore's Centre for International Law (CIL), the Sixth Intersessional Meeting of Working Group III will focus on the proposed standing multilateral mechanism and appellate mechanism for investor-State dispute settlement (ISDS).

The standing multilateral mechanism and appellate mechanism are two distinct, though overlapping, proposals. Of the range of reform elements being considered by [Working Group III](#), it is these two reform elements that involve the most significant structural change to the ISDS landscape.

UNCITRAL members and observers have had the opportunity to discuss certain aspects of these two reform elements but have not had the opportunity to discuss them fully. Working papers, initial drafts and background material on the standing multilateral mechanism may be found [here](#), and on the appellate mechanism, [here](#).

This Sixth Intersessional Meeting will be an opportunity for UNCITRAL members and observers to delve deeper into the issues that will need to be considered in developing these reform options and canvass the range of considerations and perspectives on these issues.

As this is a not a formal Working Group III meeting, discussions and views expressed by UNCITRAL members and observers during the sessions and roundtable will be informal. During the sessions, kindly allow the moderators flexibility to decide on the speaking order. Preference will generally be given to UNCITRAL members and observers. The intersessional meeting will be recorded and made available subsequently to all UNCITRAL members and observers. Simultaneous interpretation between English and French will be provided.

MEETING FORMAT

The Intersessional Meeting will be held at the Melati Ballroom (Level 4) of the Sands Expo & Convention Centre in Singapore.

UNCITRAL members and observers will be allowed to participate remotely via Zoom.

GETTING TO SANDS EXPO & CONVENTION CENTRE

Located in the heart of the central business district area, the Sands Expo & Convention Centre, which is part of the Marina Bay Sands, is a convenient 20-minute ride from Changi Airport and just minutes away from popular cultural and leisure spots like Chinatown, Little India and Orchard Road. For directions to the Sands Expo & Convention Centre, please click [here](#).

DRESS CODE

The dress code for this event is business attire (tie optional).

OPENING REMARKS

0900 - 0925 **Daphne Hong**
Solicitor-General
Director-General, International Affairs Division
Attorney-General's Chambers, Singapore

Shane Spelliscy
Chairperson, UNCITRAL Working Group III
Director General, Trade Law Bureau, Canada
Deputy Legal Adviser, Global Affairs Canada

Anna Joubin-Bret
Secretary, UNCITRAL

SESSION 1: A STANDING MECHANISM FOR ISDS: RATIONALE AND IMPLICATIONS

0925 - 1100 **Jae Sung Lee (Moderator)**
Secretary of Working Group III, Senior Legal Officer, UNCITRAL Secretariat

Colin Brown
Head of Unit, Legal Aspects of Trade and Sustainable Development and Investment,
Directorate General for Trade, European Commission

Michael Imran Kanu
Ambassador and Permanent Representative of Sierra Leone to the United Nations

Lauren Mandell
Special Counsel, WilmerHale

Taylor St John
Researcher, PluriCourts, University of Oslo

COFFEE BREAK

1100 - 1115 Refreshments provided

SESSION 2: STRUCTURE, SCOPE AND GOVERNANCE OF A STANDING MECHANISM FOR ISDS

1115 - 1300

Pasha Hsieh (Moderator)

Professor of Law, Singapore Management University

Evgeniya Goriatcheva

Senior Legal Counsel, Permanent Court of Arbitration

Susanna Kam

Counsel, Trade Law Bureau, Canada

Lai Thi Van Anh

Deputy Director General, Department of International Law, Ministry of Justice, Viet Nam

Ong Chin Heng

Senior Director & Senior State Counsel, International Affairs Division,
Attorney-General's Chambers, Singapore

LUNCH BREAK (1300-1430)

You may wish to refer to Page 12 for dining options nearby.

1300 - 1400

SIDE EVENT BY CENTRE FOR INTERNATIONAL LAW

PRACTICAL TOOLS FOR THE AVOIDANCE OF INVESTOR-STATE DISPUTES: AN UNCITRAL WORKING GROUP III PRIORITY

This is an in-person only event. Please refer to Page 8 for more details. Light lunch will be provided, on a first come first served basis, courtesy of CIL.

SESSION 3: COMPOSITION AND PROCEDURE OF A STANDING MECHANISM FOR ISDS, INCLUDING STAKEHOLDER PARTICIPATION

1430 - 1600

Natalie Y. Morris-Sharma (Moderator)

Rapporteur, UNCITRAL Working Group III
Director & Deputy Senior State Counsel, International Affairs Division
Attorney-General's Chambers, Singapore

Nora Bellec

Legal Officer, Directorate General for Trade, European Commission

Malcolm Langford

Professor, University of Oslo

Arpit Mallick

Consultant (Legal), Ministry of External Affairs, India

Young Shin Um

Senior Deputy Director, International Dispute Settlement Division, Ministry of Justice, Republic of Korea

COFFEE BREAK

1600 - 1615

Refreshments provided

SESSION 4: ISSUES RELATED TO AN APPELLATE MECHANISM

1615 - 1800

Jean Ho (Moderator)

Associate Professor, National University of Singapore

Locknie Hsu

Professor of Law, Singapore Management University

Member, Multi-Party Interim Appeal Arbitration Arrangement pool of arbitrators

Margie-Lys Jaime

Chief of the Investment Arbitration Office, Ministry of Economy and Finance, Panama

Karin Kizer

Attorney Adviser, Office of the Legal Adviser, Department of State, United States

Sun ZhaoDirector, Investment Law Division, Department of Treaty Law, Ministry of Commerce,
People's Republic of China**RECEPTION AT ORCHID JUNIOR BALLROOM (LEVEL 4)**

1800 - 1900

All registered participants are invited. Canapés and drinks will be served.

(The Orchid Junior Ballroom is on the same floor as and near to the Melati Ballroom).

0800 - 0900 **SIDE EVENT BY SINGAPORE INTERNATIONAL DISPUTE RESOLUTION ACADEMY (SIDRA)**
RECENT TRENDS IN INVESTOR-STATE DISPUTE SETTLEMENT:
EXAMINING QUALITATIVE AND QUANTITATIVE DATA FROM 2020 TO 2023
This is an in-person only event. Please refer to Page 9 for more details. Cold brew coffee will be provided, courtesy of SIDRA.

SESSION 5: COMPATIBILITY OF AN APPELLATE MECHANISM WITH THE EXISTING ICSID SYSTEM

0930 - 1100 **Meg Kinnear (Moderator & Speaker)**
Secretary-General, International Centre for Settlement of Investment Disputes (ICSID)
Vice President, World Bank Group

Michele Potestà
Attorney, Lévy Kaufmann-Kohler

Mathieu Raux
Legal Advisor, Ministry of Foreign Affairs, France

COFFEE BREAK

1100 - 1115 Refreshments provided

SESSION 6: KEY COMMON IMPLEMENTATION AND ENFORCEMENT ISSUES

1115 - 1230 **N. Jansen Calamita (Moderator)**
Head of Investment Law & Policy and Research Associate Professor,
Centre for International Law, National University of Singapore

Laurence Bielen
Policy Advisor, EU & Multilateral Investment Files, Federal Public Service Foreign Affairs, Belgium

Chester Brown
Professor, University of Sydney

Meg Kinnear
Secretary-General, International Centre for Settlement of Investment Disputes (ICSID)
Vice President, World Bank Group

LUNCH BREAK

1230 - 1400 You may wish to refer to Page 12 for dining options nearby.

ROUNDTABLE DISCUSSION

1400 - 1645

Natalie Y. Morris-Sharma

Rapporteur, UNCITRAL Working Group III
Director & Deputy Senior State Counsel, International Affairs Division
Attorney-General's Chambers, Singapore

Shane Spelliscy

Chairperson, UNCITRAL Working Group III
Director General, Trade Law Bureau, Canada
Deputy Legal Adviser, Global Affairs Canada

CLOSING REMARKS

1645 - 1700

Anna Joubin-Bret

Secretary, UNCITRAL

Daphne Hong

Solicitor-General
Director-General, International Affairs Division
Attorney-General's Chambers, Singapore

1. CENTRE FOR INTERNATIONAL LAW

Practical Tools for the Avoidance of Investor-State Disputes: An UNCITRAL Working Group III Priority

Date: Thursday, 7 September 2023

Time: 1300 - 1400

Synopsis:

Developing tools for the avoidance of investor-State disputes is a priority for many States in UNCITRAL Working Group III. Among the many challenges faced by States in this respect is that the application of investment treaties often falls to officials who are either unaware or not equipped to take account of the State's treaty obligations. As a result, the State is exposed to increased risk of violating its international commitments and, in turn, potential negative impacts on the attractiveness of the State as a destination for investment.

Dispute avoidance is a whole-of-government concern. To address these challenges, States need practical tools. This side event will discuss key tools currently available to States to promote the prevention and avoidance of investor-State disputes, including the use of government handbooks designed to provide non-specialist officials with practical explanations of how investment treaty obligations apply to day-to-day government decision making.

Speakers:

N. Jansen Calamita

Head of Investment Law & Policy and Research Associate Professor, Centre for International Law,
National University of Singapore

Chester Brown

Professor, University of Sydney

Young Shin Um

Senior Deputy Director, International Dispute Settlement Division, Ministry of Justice, Republic of Korea

Light lunch will be provided, on a first come first served basis, courtesy of CIL.

2. SINGAPORE INTERNATIONAL DISPUTE RESOLUTION ACADEMY

Recent Trends in Investor-State Dispute Settlement: Examining Qualitative and Quantitative Data from 2020 to 2023

Date: Friday, 8 September 2023

Time: 0800 - 0900

Synopsis:

The Singapore International Dispute Resolution Academy (SIDRA), a platform for thought leadership in international dispute resolution, theory and practice, invites you to a discussion on recent trends in investor-State dispute settlement (ISDS). The discussion will draw from [SIDRA's International Dispute Resolution Survey](#) and compare trends and data from 2020, 2022, and the first half of 2023.

The Survey examines how users of investment dispute resolution mechanisms, including business leaders and lawyers, make decisions about resolving investment disputes. The discussion will cover various topics such as the commonly used dispute resolution mechanisms for ISDS, user considerations in choosing mechanisms for ISDS, satisfaction with enforcement of outcomes in ISDS, the use of technology, and developments that would improve the dispute resolution procedure for investor-State disputes.

Speakers:

Mariam Gotsiridze

Principal Research Fellow, Singapore International Dispute Resolution Academy

Angela Abala

Research Associate, Singapore International Dispute Resolution Academy

Dimitrios Katsikis

Counsel, Shearman & Sterling



Zhang Yuying

Research Associate, Singapore International Dispute Resolution Academy

Cold brew coffee will be provided, courtesy of SIDRA.

A. FOR IN-PERSON PARTICIPANTS

Administrative notes for the event

<p>Venue</p>	<p>For directions to the Sands Expo & Convention Centre, please click here.</p>
<p>Date / Time</p>	<p>Day 1: Thursday, 7 September 2023</p> <ul style="list-style-type: none"> All meeting sessions (from 0900h to 1800h) will take place at the Melati Ballroom (Level 4). The drinks reception (1800h to 1900h) will take place at the Orchid Junior Ballroom (Level 4). <p>Day 2: Friday, 8 September 2023</p> <ul style="list-style-type: none"> All meeting sessions (from 0800h to 1700h) will take place at the Melati Ballroom (Level 4).
<p>Dress code</p>	<p>Business attire (tie optional).</p>
<p>Registration on Event Day</p>	<p>Participants may collect their badges at the registration counter outside Melati Ballroom (Level 4), by presenting your name and organisation to the crew. Participants are required to present their badges at all times during the meeting.</p>
<p>Interventions</p>	<p>UNCITRAL Members and Observers</p> <p>UNCITRAL members and observers will have access to table-top microphones. To request to speak, simply press the button on the right. There will be a green light around the microphone to signify you are in the queue.</p> <p>Upon being called upon by the moderator, there will be a red light around the microphone to signify the microphone is now active.</p> <p>To turn off your microphone, press the button on the right again.</p> <div style="display: flex; justify-content: space-around; align-items: center;"> <div style="text-align: center;">  <p>Microphone is not active, have requested to speak</p> </div> <div style="text-align: center;">  <p>Microphone is now active</p> </div> </div> <p>Other Participants</p> <p>There will be wireless microphones passed around. Kindly raise your hand if you wish to speak.</p>
<p>Simultaneous interpretation</p>	<p>Simultaneous interpretation between English and French will be provided.</p>
<p>Public CPD Points</p>	<p>10 Public CPD Points:</p> <ul style="list-style-type: none"> Day 1: 7 CPD Points Day 2: 3 CPD Points <p>Participants who wish to obtain CPD Points are reminded that they must comply strictly with the Attendance Policy set out in the CPD Guidelines. This includes signing in on arrival and signing out at the conclusion of each day of the activity in the manner required by the organiser, and not being absent from each day of the activity for more than 15 minutes. Participants may obtain Public CPD Points for each day of the event on which they comply strictly with the Attendance Policy. Participants who do not comply with the Attendance Policy on any particular day of the activity will not be able to obtain CPD Points for that day of the activity. Please refer to www.sileCPDcentre.sg for more information.</p>
<p>Additional notes</p>	<p>Coffee, tea, and water will be provided throughout the event.</p>

Notes for overseas participants joining in-person

<p>SG Arrival Card (SGAC) with Electronic Health Declaration</p>	<p>All travellers are required to submit their <u>SG Arrival Card</u> 3 days prior to your date of arrival in Singapore.</p> <p>What you need:</p> <ul style="list-style-type: none"> • Valid passport • Contact information • Travel information • Information on your accommodation in Singapore <p>What you should note:</p> <ul style="list-style-type: none"> • All information should be provided in English. • You should submit your arrival card information 3 days prior to your date of arrival in Singapore. • Please note that the SG Arrival Card is not a visa. The use of the SG Arrival Card e-Service is free of charge.
<p>Travelling to and from Singapore</p>	<p>Visiting Singapore is a fuss-free affair for most travellers.</p> <p>If you are planning your first-ever visit to our sunny island or have questions about getting through customs, here is a how-to guide to zip in and out of Singapore!</p> <p><i>Click here for more information.</i></p>
<p>Getting Around Singapore</p>	<p>Travelling around Singapore is a breeze.</p> <p>Our most popular attractions are just a short walk away from an MRT (Mass Rapid Transit) train station, making them a great way to get around. You may also hop on a bus for a more scenic route, or if you need to get somewhere quickly, taxis and ride-hailing services are readily available as well.</p> <p><i>Click here for more information.</i></p>
<p>Explore Singapore</p>	<p>Uncover the many charms of this Little Red Dot.</p> <p>From world-class shopping destinations to iconic landmarks, and charming heritage neighbourhoods that offer a glimpse into the city's fascinating past – Singapore offers a wide selection of leisure offerings within easy reach for everyone. Don't forget to indulge yourself in all the mouth-watering dishes our incredibly diverse food scene has to offer.</p> <p><i>Click here for more information.</i></p>
<p>Weather</p>	<p>Singapore enjoys a tropical climate with warm and humid weather all year round, with temperatures usually reaching over 30°C. You should be prepared for rain at any time, which can be torrential but usually brief.</p>
<p>Currency</p>	<p>The Singapore Dollar (SGD) is used here. Credit cards are widely accepted in the city-state, but it would be a good idea to always carry some cash for small transactions.</p>
<p>Language</p>	<p>As English is Singapore's official language, you will be able to speak English to local residents, most of whom are fluent in it. Many also speak an additional language, usually Mandarin, Malay or Tamil.</p>
<p>Time Zone</p>	<p>Singapore Standard Time (SST) is 8 hours ahead of Coordinated Universal Time (UTC+8). Singapore does not observe Daylight Saving Time, so the time difference remains constant throughout the year.</p>
<p>Plugs</p>	<p>Singapore uses the Type G electrical plug, which is also commonly known as the UK plug. The standard electrical current used here is 220-240 volts AC (50 cycles).</p>
<p>Useful Numbers</p>	<p>In case of emergency, please call:</p> <ul style="list-style-type: none"> Police: 999 Ambulance: 995 Tourist helpline: 1800-736-2000

Dining Options in Marina Bay Sands

- **Beanstro**
Western, Halal
5 min walk from the Meeting venue
- **Din Tai Fung**
Asian
5 min walk from the Meeting venue
- **Toast Box**
Asian
5 min walk from the Meeting venue
- **Roberta's Pizza**
Italian
5 min walk from the Meeting venue
- **Tim Ho Wan**
Asian
6 min walk from the Meeting venue
- **Black Tap**
Western
7 min walk from the Meeting venue
- **Bread Street Kitchen**
Western
7 min walk from the Meeting venue
- **So Pho**
Asian, Halal
8 min walk from the Meeting venue
- **Canton Paradise**
Asian, Vegetarian
9 min walk from the Meeting venue
- **Rasapura Masters**
Asian
10 min walk from the Meeting venue

Coffee Joints in Marina Bay Sands

- **Origin + Bloom**
1 min walk from the Meeting venue
- **Toast Box**
5 min walk from the Meeting venue
- **% Arabica**
6 min walk from the Meeting venue
- **Starbucks**
10 min walk from the Meeting venue

Click [here](#) for more dining options at Marina Bay Sands.

B. FOR VIRTUAL PARTICIPANTS*

**Please note that only UNCITRAL members and observers will be allowed to participate remotely via Zoom.*

Livestream	<p>All meeting sessions (Day 1: from 0900h to 1800h; Day 2: from 0800h to 1700h) will be livestreamed via the Zoom platform.</p> <p>However, please note that the side events by CIL and SIDRA will <u>not</u> be livestreamed.</p>
Links to livestream	Confirmed virtual participants will receive the relevant Zoom links in a separate e-mail.
Naming convention	<p>For purposes of verification, please display your name in the following format: Name (Country or organisation you are from) For example:</p> <ul style="list-style-type: none"> Jane DOE (Singapore)
Interventions	<p>To request to speak, please use the 'Raise Hand' function in the Zoom platform.</p> <p>When called upon by the moderator, please unmute your microphone and proceed to speak.</p>
Simultaneous interpretation	Simultaneous interpretation between English and French will be provided.
Additional notes	Wired internet connection is recommended for live virtual participation. You may check your internet speed by conducting an internet speed test online via http://www.speedtest.net . Your upload speed should be above 8Mbps to avoid slow-speed connection issues.



Daphne HONG

Solicitor-General
Director-General, International Affairs Division
Attorney-General's Chambers, Singapore

Daphne Hong is concurrently the Solicitor-General of the Attorney-General's Chambers of Singapore and the Director-General of its International Affairs Division (IAD). She is Singapore's Legal Adviser and heads IAD, the department that advises the Singapore government on all international law matters and represents Singapore in international negotiations and dispute resolution. She has been involved in, *inter alia*, the applications to the ICJ for the revision and interpretation of its 2008 judgement concerning the sovereignty over Pedra Branca / Pulau Batu Puteh, Middle Rocks and South Ledge, and Singapore's intervention as Third Party in the WTO Dispute on Australia's Plain Packaging measure. She is also the lead negotiator for the delimitation of Singapore's maritime boundaries.



Shane SPELLISCY

Chairperson, UNCITRAL Working Group III
Director General, Trade Law Bureau of Canada
Deputy Legal Adviser, Global Affairs Canada

Shane Spelliscy is currently the Director General of the Trade Law Bureau of Canada and the Deputy Legal Adviser at Global Affairs Canada. As the Director General, he is the Government's most senior international trade lawyer, responsible for all international trade related legal advice. He joined the Trade Law Bureau in 2008. He has provided advice on Canada's obligations under its trade and investment treaties and served as counsel in trade and investment treaty negotiations and disputes. He has acted as Canada's delegate at UNCITRAL since 2008, including with respect to the revision of the UNCITRAL Arbitration Rules, the development of the UNCITRAL Rules on Transparency, and the negotiation of the Mauritius Convention on Transparency in Treaty-Based ISDS. In November 2017, he was elected by the Member States of UNCITRAL as the Chair of Working Group III, which has been tasked with considering possible reforms in the field of ISDS.



Anna JOUBIN-BRET

Secretary, UNCITRAL

Anna Joubin-Bret is the Secretary of the United Nations Commission on International Trade Law and the Director of the International Trade Law Division in the Office of Legal Affairs of the United Nations. Prior to her appointment, Ms. Joubin-Bret practiced law in Paris, specializing in International Investment Law and Arbitration, as counsel and arbitrator. Prior to 2011, she was a Senior Legal Adviser with UNCTAD. She holds a DEA in Private International Law and a Master's Degree in International Economic Law from Paris I and a Bachelor Degree in Political Science.





Jae Sung LEE

Secretary of Working Group III, Senior Legal Officer, UNCITRAL Secretariat

Jae Sung Lee is a senior legal officer at the International Trade Law Division of the United Nations Office of Legal Affairs, which functions as the substantive secretariat for UNCITRAL. He currently functions as the secretary of Working Group III on Investor-State Dispute Settlement Reform and has served as secretary of working groups on dispute settlement, secured transactions and electronic commerce. Before joining the United Nations in 2007, Mr. Lee served in the Korean Ministry of Foreign Affairs. A Korean national, Mr. Lee is a graduate of Seoul National University College of Law, holds LL.M. degrees from Seoul National University Graduate School of International Studies and NYU School of Law as well as a Ph.D. in Law from Seoul National University.



Colin BROWN

Head of Unit, Legal Aspects of Trade and Sustainable Development and Investment,
Directorate General for Trade, European Commission

Colin Brown is an international trade and investment lawyer. Since November 2020, he is Head of Unit, Legal Aspects of Trade and Sustainable Development and Investment, in the Directorate General for Trade of the European Commission. From 2013 to 2020 he was Deputy Head of Unit of Dispute Settlement and Legal Aspects of Trade Policy. He leads the team of lawyers working on investor-State dispute settlement in the trade and investment policy of the European Union, in particular the Investment Court System and now the work on the Multilateral Investment Court project. He is the head of the EU Delegation to UNCITRAL Working Group III on ISDS reform. He also leads the teams providing legal advice on EU FTAs and on Trade and Sustainable Development.

Before joining the Directorate General for Trade in October 2006 he worked for 6 years for the Legal Service of the European Commission, where he litigated WTO and EU law cases. He was Chair of the Legal Advisory Committee of the Energy Charter Treaty between 2004 and 2017. He is guest lecturer in EU External Economic Relations Law at the Law School of the University of Edinburgh and the Academy of Internal Economic Law and Policy (Athens). He has taught EU and WTO law at IELPO, University of Barcelona and the Université catholique de Louvain.

He holds an LLB (first class Honours) from the Faculty of Law of the University of Edinburgh, Scotland, a Diploma in International Relations from the Bologna Center of the School of Advanced International Studies (SAIS), Johns Hopkins University, Bologna, Italy and an LLM in European Law from the College of Europe, Bruges. He has UK and Belgian nationality.





Michael Imran KANU

Ambassador and Permanent Representative of Sierra Leone to the United Nations

Michael Imran Kanu currently serves as Ambassador and Permanent Representative of the Republic of Sierra Leone to the United Nations in New York. He is a member of the Legal and Technical Commission of the International Seabed Authority. Prior to his recent appointment as Permanent Representative, Ambassador Kanu served for 5 years as the Deputy Permanent Representative for Legal Affairs in the Permanent Mission of Sierra Leone and covered the Main Committees of the United Nations General Assembly including the Sixth (Legal) Committee, human rights in the Third Committee, treaty negotiations in the First Committee, Ocean and Law of the Sea issues, the International Seabed Authority and the International Criminal Court where he currently serves as co-chair of the Review Mechanism. In addition to other roles, he also coordinated the African Group in the negotiations leading to the conclusion of the Agreement on the conservation and sustainable use of marine biological diversity of areas beyond national jurisdiction (BBNJ). He currently coordinates the African Group in New York on investor-State dispute settlement reform work being undertaken by the United Nations Commission for International Trade Law Working Group III.



Lauren MANDELL

Special Counsel, WilmerHale

Lauren Mandell is an international trade and investment attorney at WilmerHale in Washington. Mr. Mandell specializes in the negotiation of free trade agreements and bilateral investment treaties and the resolution of disputes arising under such agreements. Prior to joining WilmerHale, Mr. Mandell served for six years at the Office of the U.S. Trade Representative. There, Mr. Mandell was the U.S. government's lead negotiator of the investment chapter of the US-Mexico-Canada Agreement (USMCA) and lead counsel in the negotiation of the investment chapter of the Trans-Pacific Partnership (TPP). Mr. Mandell was also a U.S. delegate to Working Group III, beginning with the first meeting under the current mandate in November 2017. Since 2019, Mr. Mandell has represented the U.S. Council for International Business (USCIB) in Working Group III. The USCIB is an association of international companies, law firms, and business associations from every sector of the economy dedicated to promoting international trade and investment.



Taylor ST JOHN

Researcher, PluriCourts, University of Oslo

Taylor St John is a Lecturer at the University of St Andrews, currently on leave to co-direct the Compliance Politics of International Investment Disputes (COPIID) project at PluriCourts, University of Oslo. She researches the development and design of international institutions, especially institutions related to investment. Her book, *The Rise of Investor-State Arbitration: Politics, Law, and Unintended Consequences*, was published in 2018. She has attended UNCITRAL Working Group III discussions on ISDS reform as an observer since 2018 and co-authored a series of articles and blogs on the process with Professor Anthea Roberts. She received a D.Phil from the University of Oxford and previously worked at the London School of Economics.





Pasha HSIEH

Professor of Law, Singapore Management University

Professor Pasha L. Hsieh is Jean Monnet Chair Professor at the Singapore Management University Yong Pung How School of Law. He received J.D. and LL.M. degrees from the University of Pennsylvania Law School, where he was a Senior Editor of the University of Pennsylvania Law Review. He also holds a Ph.D. in Political Science from the Free University of Brussels. Prior to academia, he served as a Legal Affairs Officer at the WTO Appellate Body Secretariat and as an associate at Shearman & Sterling LLP.

Professor Hsieh's teaching and research focus on international economic law, public international law, and Asian legal studies. His monograph, *New Asian Regionalism in International Economic Law*, was published by Cambridge University Press in 2022. He was the Co-Chair of the American Society of International Law-Asia-Pacific Interest Group and was re-elected as an Executive Council Member of the Society of International Economic Law in 2021.



Evgeniya GORIATCHEVA

Senior Legal Counsel, Permanent Court of Arbitration

Evgeniya Goriatcheva is Senior Legal Counsel at the Permanent Court of Arbitration (PCA), an intergovernmental organization established by treaty in 1899 which provides services for the resolution of disputes involving various combinations of States, State entities, intergovernmental organizations and private parties. Ms. Goriatcheva is based in the PCA's Vienna Office inaugurated in 2022.

In her post at the PCA, Ms. Goriatcheva has acted as registrar and secretary in international commercial, investment and inter-State arbitrations, as well as in expert determinations, and has assisted the PCA Secretary-General with the appointment of arbitrators and the resolution of challenges. Ms. Goriatcheva has also represented the PCA at various intergovernmental fora such as the UN Sixth Committee, UNCITRAL Working Groups II (Dispute Settlement) and III (ISDS Reform) and the Meeting of States Parties to the UN Convention on the Law of the Sea. She is a co-author of the Guide to the PCA Arbitration Rules (Oxford University Press, 2014, with B. Daly and H. Meighen).

Ms. Goriatcheva earned her B.C.L. and LL.B. degrees from the McGill Faculty of Law (2010) and is a qualified lawyer in Quebec, Canada.



Susanna KAM

Counsel, Trade Law Bureau, Canada

Susanna Kam is Counsel in the Investment and Services Division of the Government of Canada's Trade Law Bureau and a representative for Canada in UNCITRAL Working Group III. Over the last decade, she has represented Canada in investor-State dispute settlement cases and has been involved in the negotiation of many of Canada's international trade and investment agreements, including the Canada – European Union Comprehensive Economic and Trade Agreement, the Comprehensive and Progressive Agreement on Trans-Pacific Partnership and various Foreign Investment Promotion and Protection Agreements ("FIPAs"). Additionally, she advises federal government departments and agencies on Canada's international trade and investment commitments and on Canada's most recent update of its model FIPA (Canada's 2021 FIPA Model).





LAI Thi Van Anh

Deputy Director General, Department of International Law, Ministry of Justice, Viet Nam

For more than 20 years working at the Ministry of Justice of Viet Nam, Lai Thi Van Anh has been directly involved in drafting and scrutinizing legislations governing investment, trade and commerce, and participated in the negotiation of numerous international treaties particularly the CPTPP, Viet Nam – EU Free Trade Agreement, and Viet Nam - EU Investment Protection Agreement.

Mrs. Lai currently leads a specialized team in the Ministry of Justice to represent the Government and Government Agencies in Investor – State disputes and represents Viet Nam in Working Group II on Dispute Settlement and Working Group III on ISDS Reforms of the United Nations Commission on International Trade Law.



ONG Chin Heng

Senior Director & Senior State Counsel, International Affairs Division,
Attorney-General's Chambers, Singapore

Senior State Counsel Ong Chin Heng serves as a Senior Director overseeing the International Economic Law practice group at the Attorney-General's Chambers International Affairs Division.

Mr. Ong currently serves as Singapore's head of delegation to UNCITRAL Working Group III on ISDS Reform, and previously also for the 2022 ICSID Rules amendment project. He has handled numerous other matters in this area of law, including negotiating Singapore's FTAs with the European Union, China, the Comprehensive & Progressive Transpacific Partnership (CPTPP) and ASEAN; as well as several of Singapore's investment treaties, including the Investment Protection Agreement with the European Union.

Mr. Ong has also acted as counsel in Singapore's third party interventions in various disputes at the WTO, and in a dispute under the CPTPP. He previously dealt with other international law matters, including a sovereignty dispute before the International Court of Justice. He holds an LL.M from New York University, and is called to the Bar in Singapore and New York.





Natalie Y. MORRIS-SHARMA

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Arpit Mallick is a Legal Consultant in the Economic Diplomacy Division, Ministry of External Affairs, Government of India. He represents the Government of India in negotiations and conclusion of Bilateral Investment Treaties (BIT), investment chapters of Free Trade Agreements (FTA), Investor-State Dispute Settlement (ISDS) cases arising out of BIT/FTAs, and investment related issues in international fora such as UNCITRAL, UNCTAD, G20, BRICS and WTO.

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Professor Hsu specializes in trade and investment law, including areas such as FTAs, digital economy issues and agreements, dispute settlement and ASEAN economic integration. A recipient of several teaching awards, she teaches Contract Law and Law & Digital Commerce (an elective course which she pioneered in 2019). Professor Hsu is a member of the pool of appeal arbitrators for the Multi-Party Interim Appeal Arbitration Arrangement (MPIA).



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Ms. Kinnear has frequently spoken on and published with respect to international investment law and procedure, including as a co-author of *Investment Disputes under NAFTA* (Kluwer Law Publications, June 2006; updated editions released January 2008 and June 2009).

Ms. Kinnear holds degrees from the University of Virginia (LL.M.) and McGill University (LL.B.). She is admitted to the Bar of the Law Society of Upper Canada (Ontario) and the District of Columbia Bar.

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As a legal advisor on investment and arbitration at the Foreign Affairs Ministry of France, Mathieu Raux represents the State in investment disputes and negotiations, including in UNCITRAL's Working Group III and OECD's work on the future of investment treaties. Before joining the Foreign Affairs Ministry in June 2023, Mr. Raux worked for 12 years at the French Treasury as a legal advisor for trade policy and a deputy head of unit in charge of French investment treaties and EU investment negotiations. Mr. Raux also worked as a lawyer at Teynier Pic (Paris), where he was involved in the representation of States or investors in several investment disputes. He has a PhD degree in public and economic international law, a field in which he authored several publications and lectured in several French universities.



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Prior to joining SIDRA, Ms. Gotsiridze worked for the government of Georgia. For 10 years (2012-2022) she was a Head of Department in the Ministry of Justice in charge of state representation in international arbitration. Ms. Gotsiridze has been involved in major investment and commercial arbitration matters before ICSID, ICC, SCC arbitrations, as well as before ad hoc arbitration under UNCITRAL rules. She has negotiated number of Bilateral Investment Treaties and Free Trade Agreements on behalf of Georgia. Ms. Gotsiridze was the Head of Delegation for Georgia in UNCITRAL Working Group III, in ICSID Rule amendment process and in Modernization of the Energy Charter Treaty. Ms. Gotsiridze has contributed to legislative reforms and other developments in arbitration and mediation in Georgia.



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Zhang Yuying is a Research Associate at SIDRA and recently called to the bar in Singapore. She has always had an interest in amicable dispute resolution (ADR), which led to her taking courses on International Commercial Arbitration and Professional Mediation Skills during her studies at the Yong Pung How School of Law at Singapore Management University. She then went on to join IMSG in 2019 and 2020, which is the first ever international moot competition organised in Singapore that focusses on mediation advocacy and mediation. She competed in the teams that won gold for Mediation and silver for Mediation Advocacy in 2019, and gold for Mediation Advocacy and bronze for Mediation in 2020.

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