

BIBLIOGRAPHY OF WRITINGS RELATED TO THE WORK OF UNCITRAL

Compiled monthly (November 2023)

I. GENERAL

[No publications recorded under this heading.]

II. INTERNATIONAL SALE OF GOODS

Elkhammar, J. مصير العقود الدولية الخاصة في ظل فرض حالة الطوارئ الصحية بسبب انتشار فيروس كورونا المستجد (كوفيد-19) - قراءة في القانون المغربي والمقارن *Journal of international review of law* (Doha) 9:4:165-236, 2023. Translation of title: The fate of private international contracts under the imposition of a health emergency due to the spread of the emerging Corona virus (Covid-19): a reading of Moroccan and comparative law. Available online at <https://doi.org/10.29117/irl.2020.0139>.

III. INTERNATIONAL COMMERCIAL ARBITRATION AND MEDIATION

Alexander, N. and others. The Singapore Convention on Mediation: a commentary. Second edition. Alphen aan den Rijn, Netherlands (Kingdom of the), Kluwer Law International BV, 2023. 412 p. Selected contents: Foreword by Anna Joubin-Bret, p. xii.

Bantekas, I. Disability and transnational arbitration: human rights linkages and reasonable accommodations. *William and Mary business law review* (Williamsburg, Va.) 14:3:551-582, 2023. Available online at <https://scholarship.law.wm.edu/wmblr/vol14/iss3/3>.

Chakraborty, A. and S. Prosun Sarker. Resolving disputes with an healing effect: the practice of mediation in India. *Revista brasileira de alternative dispute resolution* (Belo Horizonte, Brazil) 4:8:61-84, 2023. Available online at <https://rbadr.emnuvens.com.br/rbadr/article/view/156>.

Fonseca Cometti, A.K. and V. Raizer Borges Moschen. The Singapore Convention in the framework of the investor-State dispute settlement system. *Revista brasileira de alternative dispute resolution* (Belo Horizonte, Brazil) 4:7:37-57, 2023. Available online at <https://rbadr.emnuvens.com.br/rbadr/article/view/116>.

Gaillard, E. Seven dirty tricks to disrupt an arbitration and the responses of international arbitration law. *Arbitration international* (Oxford, U.K.) 39:3:361-378, 2023.

Ghose, A. and others. Scope of counterbalancing public policy and execution of foreign arbitral awards in India. *Revista brasileira de alternative dispute resolution* (Belo Horizonte, Brazil) 4:8:105-121, 2023. Available online at <https://rbadr.emnuvens.com.br/rbadr/article/view/158>.

Ilhao Moreira, J. and M. Zhe. The arbitrability of corporate disputes in Macau: searching for answers under a new law. *Contemporary Asia arbitration journal* (Taipeh) 16:1:69-96, 2023. Available online at https://papers.ssrn.com/sol3/papers.cfm?abstract_id=4465817.

Kalisz, A. and A. Serhieieva. The development of mediation in Poland and Ukraine: a comparison and prospects for experience exchange. *Studia iuridica lublinensia* (Lublin, Poland) 32:3:89-109, 2023. Available online at <https://journals.umcs.pl/sil/article/view/14996>.

Ling, A. Neither express nor implied: rethinking governing law of the arbitration agreement. *Arbitration international* (Oxford, U.K.) 39:3:401-424, 2023.

Shaw, G.J. The 2022 ICSID Rules: a leap toward greater transparency in ICSID arbitration. *ICSID review* (Oxford, U.K.) 38:1:54-71, 2023.

Tsafack Djoumessi, C.C. Revers et envers de l'office du tribunal arbitral dans l'espace ohada. *Penant: revue trimestrielle de droit africain* (Paris) 923:309-336, 2023.

IV. INTERNATIONAL TRANSPORT

Pezoa Huerta, R. On the validity of the new Jason clause in charterparties and bills of lading under Chilean law. *Journal of international maritime law* (Witney, U.K.) 29:2:119-126, 2023.

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

Kleiner, C. The law(s) applicable to central bank digital currencies. In *Blockchain and private international law*. Leiden, Netherlands (Kingdom of the), Brill/Nijhoff, 2023, p. 351-371. Available online at https://doi.org/10.1163/9789004514850_014.

Yüksel Ripley, B. When is a cryptocurrency transfer international in distributed ledger technology-based systems? *EU and comparative law issues and challenge series* (Osijek, Croatia) 7:2:181-201, 2023. Available online at <https://doi.org/10.25234/eclic/28263>.

VI. ELECTRONIC COMMERCE

Houkpe, J.C. La signature électronique en droit béninois. *Penant: revue trimestrielle de droit africain* (Paris) 923:383-406, 2023.

VII. SECURITY INTERESTS (includes former RECEIVABLES FINANCING)

Haentjens, M. and M. Lehmann. The law governing secured transactions in digital assets. In *Blockchain and private international law*. Leiden, Netherlands (Kingdom of the), Brill/Nijhoff, 2023, p. 456-478. Available online at https://doi.org/10.1163/9789004514850_018.

Lehmann, M. and H. Meyle. The law applicable to stablecoins. In *Blockchain and private international law*. Leiden, Netherlands (Kingdom of the), Brill/Nijhoff, 2023, p. 372-398. Available online at https://doi.org/10.1163/9789004514850_015.

VIII. PROCUREMENT

[No publications recorded under this heading.]

IX. INSOLVENCY

van den Berg, S. and others, eds. *Cross border restructuring & insolvency 2012-2022: Cases and developments*. Deventer, Netherlands (Kingdom of the), Wolters Kluwer, 2023. 355 p.

Mosleh Hamdan Masahla, T. إعادة التنظيم: إحدى إجراءات مراحل العسار للوقاية من التصفية؛ وفقا لأحكام قانون العسار الأردني-دراسة مقارنة. *Journal of international review of law* (Doha) 9:2:118-163 2023. Translation of title: Reorganization: an insolvency procedure preventing liquidation in accordance with the provisions of the Jordanian Insolvency Law: a comparative study. Available online at <https://doi.org/10.29117/irl.2020.0108>.

Poliakov, R. РОДІОН ПОЛЯКОВ Порівняльно-правовий аналіз Типового закону Юністрал про транскордонну неспроможність 1997 р. із регламентами ЄС 2000 та 2015 рр. про процедури неспроможності як основоположних міжнародних джерел регулювання процедури транскордонної неспроможності. *Law of Ukraine: Legal*

journal (Kyiv) 2023:5:143-164, 2023. Translation of title: A comparative legal analysis of the UNCITRAL Model Law 1997 on cross-border insolvency with the EEU Regulations of 2000 and 2015 on insolvency proceedings as the essential international legal sources for the regulation of cross-border insolvency proceedings. Available online at https://pravoua.com.ua/ua/store/pravoukr/pravo_2023_5/pravo_2023_5-s9.

Tan, K.W. A golden thread on the red dot: modified universalism and the law on cross-border insolvency in Singapore. *Singapore Academy of Law journal* (Singapore) 35:2:364-394, 2023. Available online at [https://journalonline.academypublishing.org.sg/Journals/Singapore-Academy-of-Law-Journal/Current-Issue/ctl/eFirstPublicAbstractView/mid/494/ArticleId/1873?Citation=\(2023\)+35+SALJ+364](https://journalonline.academypublishing.org.sg/Journals/Singapore-Academy-of-Law-Journal/Current-Issue/ctl/eFirstPublicAbstractView/mid/494/ArticleId/1873?Citation=(2023)+35+SALJ+364).

X. INTERNATIONAL CONSTRUCTION CONTRACTS

[No publications recorded under this heading.]

XI. INTERNATIONAL COUNTERTRADE

[No publications recorded under this heading.]

XII. PUBLIC-PRIVATE PARTNERSHIPS

[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

Kayali, D. Third-party funding in investment arbitration: how to define and disclose it. *ICSID review* (Oxford, U.K.) 38:1:113-139, 2023.

Ren, R. Shareholder reflective loss: a bogeyman in investment treaty arbitration. *Arbitration international* (Oxford, U.K.) 39:3:425-444, 2023.

Rogers, C.A. Reconceptualizing the party-appointed arbitrator and the meaning of impartiality. *Harvard international law journal* (Cambridge, Mass.) 64:1:137-202, 2023. Available online at https://journals.law.harvard.edu/ilj/wp-content/uploads/sites/84/HLI104_crop-3.pdf.