INSTITUTIONAL
ARBITRATION UNDER THE
ENERGY CHARTER TREATY

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Investor state arbitration overview

Source: UNCTAD (2013) & SCC
ECT CASES

- 6 pending
- 7 concluded

(28 February 2014) (31 October 2014)
Legal framework in brief

ICSID
- Washington Convention
- ICSID Rules

SCC
- SCC Rules
- *Lex Arbitri*
[Swedish Arbitration Act]
- New York Convention
SCC Arbitration

• Appointment of arbitrators
• Decisions on challenges
• Seat of arbitration
• Confidentiality?

→ UNCITRAL Transparency Rules
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Thank you!
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