

LIST OF AUTHORITIES – Respondent:

International Treaties and Covenants:

Abbreviation	Full Citation	Citation appears at page
Argentina-France BIT	Agreement between the Argentine Republic and the Republic of France for the Promotion and Reciprocal Protection of Investments, signed on 3 July 1991	
Italy-Pakistan BIT	Agreement between the Government of the Italian Republic and the Government of the Islamic Republic of Pakistan on the Promotion and Protection of Investments, signed 19 July 1997	
Switzerland-Philippines BIT	Agreement between the Swiss Confederation and the Republic of the Philippines on the Promotion and Reciprocal Protection of Investments, signed on 31 March 1997	
	Canada Model BIT, 2004	
New York Convention	Convention for the Recognition and Enforcement of Foreign Arbitral Awards, 1958	
Mutual Assistance Convention	Convention on Mutual Assistance in Criminal Matters between the Government of the Republic of Djibouti and the Government of the French Republic, 1986	
ICSID Convention	Convention on the Settlement of Investment Disputes between States and Nationals of Other States, opened for signature 18 March 1965	
	Energy Charter Treaty, 1991	
China-Chile FTA	Free Trade Agreement between The Government of the People’s Republic of China and the Government of the Republic of Chile, 2005	
EFTA-Lebanon FTA	FTA between the European Free Trade Association States and Lebanon, 2004	
GATT	General Agreement on Tariffs and Trade, 1994	
India-Singapore CECA	India-Singapore Comprehensive Economic Cooperation Agreement , 2005	
NAFTA	North American Free Trade Agreement, signed on 17 December 1992	

US-Uruguay BIT	Treaty between the Government of the United States of America and the Oriental Republic of Uruguay Concerning the Encouragement and Reciprocal Protection of Investment, signed on November 2005	
	US Model BIT, 2004	
VCLT	Vienna Convention of the Laws of Treaties, opened for signature on 23 May 1969	

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Brownlie. Principles	Brownlie, I. <i>Principles of Public International Law. 5th Edition.</i> 1999. Oxford UP	
Dolzer, Schreuer	Dolzer, R., Schreuer, Ch. <i>Principles of International Investment Law.</i> 2008. Oxford University Press	
Dolzer, Stevens	Dolzer, R., Stevens, M. <i>Bilateral Investment Treaties.</i> 1995. Kluwer Law International	
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Oppenheim 's International Law	Jennings, R., Watts, A. <i>Oppenheim 's International Law,</i> 1992, Oxford UP	
McLachlan, Shore, Weiniger	McLachlan, C., Shore, L., Weiniger, M. <i>International Investment Arbitration – Substantive Principles.</i> 2007. Oxford UP	
Newcombe, Paradell	Newcombe, A., Paradell, L. <i>Law and Practice of Investment Treaties.</i> 2009. Kluwer Law International	
Shaw. International Law	Shaw, M. <i>International Law, 6th Edition,</i> 2008, Cambridge UP	
Schreuer, ICSID Commentary	Schreuer, Ch. <i>The ICSID Convention: A Commentary.</i> 2001. Cambridge UP	
Sornarajah	Sornarajah, M. <i>The International Law on Foreign Investment, 2nd Edition.</i> 2004. Cambridge UP	
Subedi	Subedi, S. <i>International Investment Law – Reconciling Policy and Principle.</i> 2008. Hart Publishing	
Tudor. FET	Tudor, I. <i>Fair and Equitable Treatment Standard in International Law of Foreign Investment,</i> 2008, Oxford UP	
Yakemtchouk. La Bonne Foi	Yakemtchouk, R. <i>La Bonne Foi dans la conduite internationale des Etats,</i> 2002, Paris	

Scholarly Articles:

Schreuer. Jurisdiction over Contract Claims In: Weiler	Schreuer, Ch. <i>Investment Treaty Arbitration and Jurisdiction over Contract Claims – the Vivendi I Case Considered</i> (2003) In: Weiler, T. (eds.) <i>International Investment Law and Arbitration: Leading cases from the ICSID, NAFTA, Bilateral Treaties and Customary International Law</i> . Cameron May, pp. 281-324	
Crawford. Treaty and Contract	Crawford, J. <i>Treaty and Contract in Investment Arbitration</i> , 2008, 24 <i>Arbitration International</i> 351	
Schwebel. Justice in International Law	Schwebel, S. <i>On Whether the Breach by a State of a Contract with an Alien is a Breach of International law</i> (1994) In: <i>Justice in International Law: Selected Readings</i> , p. 425 et seq.	
Douglas. Nothing if Not Critical	Douglas, Z. <i>Nothing if Not Critical for Investment Treaty Arbitration: Occidental, Eureko and Methanex</i> . 2006, 22 <i>Arbitration International</i> 27, p. 38 et seq.	
Kreindler	Kreindler, R.H. <i>The Law Applicable to International Investment Disputes</i> (2004) In: Horn, N. (eds.) <i>Arbitrating Foreign Investment Disputes – Procedural and Substantive Legal Aspects</i> . Kluwer Law International, pp. 401-424	
Congyan	Congyan, C. <i>International Investment Treaties and Application, Formation and Transformation of Customary International Law rule</i> , 2008, <i>CJIL</i> , Vol. 7, No. 3, p. 659-679	
Paulsson, Douglas	Paulsson, J., Douglas, Z. <i>Indirect expropriations in Investment Treaty Arbitration</i> In: Horn, N. (eds.) <i>Arbitrating Foreign Investment Disputes – Procedural and Substantive Legal Aspects</i> . Kluwer Law International, p. 137 et seq.	
Heiskanen	Heiskanen, V. <i>Arbitrary and unreasonable measures</i> (2008) In: Reinisch, A.(eds.). <i>Standards of Investment Protection</i> , Oxford UP, pp. 87-110	
Reinisch. Expropriation	Reinisch, A. <i>Expropriation</i> (2008) In: Muchlinski, P., Ortino, F., Schreuer, Ch. (eds.). <i>The Oxford Handbook of International Investment Law</i> . Oxford University Press, pp. 410-457	
Fitzmaurice. Law and Procedure	Fitzmaurice, G. <i>The Law and Procedure of the International Court of Justice</i> , 1986, p. 615	

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	<i>No. ARB/97/3</i> , Award, 21 November 2000	
Vivendi Annulment	<i>Compañía de Aguas del Aconquija S.A. and Vivendi Universal S.A. v. Argentine Republic</i> , ICSID Case No. ARB/97/3, Decision on Annulment, 3 July 2002	
Salini v. Morocco	<i>Salini Costruttori S.p.A. and Italstrade S.p.A. v. Kingdom of Morocco</i> , ICSID Case No. ARB/00/4, Decision on Jurisdiction, 23 July 2001	
Wena Hotels	<i>Wena Hotels Ltd. v. Arab Republic of Egypt</i> , ICSID Case No. ARB/98/4, Decision on Jurisdiction, 25 May 1999, 41 ILM (2002) p. 881	
SGS v. Pakistan	<i>SGS Société Générale de Surveillance S.A. v. Islamic Republic of Pakistan</i> , ICSID Case No. ARB/01/13, Decision on Jurisdiction, 6 August 2003	
Siemens	<i>Siemens A.G. v. The Argentine Republic</i> , ICSID Case No. ARB/02/8, Decision on Jurisdiction, 3 August 2004	
SGS v. Philippines	<i>SGS Société Générale de Surveillance S.A. v. Republic of the Philippines</i> , ICSID Case No. ARB/02/6, Decision on Jurisdiction, 29 January 2004	
Amco	<i>Amco Asia Corporation v. Republic of Indonesia</i> , ICSID Case No. ARB/81/1, Resubmitted Case, Decision on Jurisdiction, 10 May 1988	
Occidental	<i>Occidental Exploration and Production Company v. The Republic of Ecuador</i> , LCIA Case No. UN3467, Award, 1 July 2004	
Joy Mining	<i>Joy Mining Machinery Limited v. The Arab Republic of Egypt</i> , ICSID Case No. ARB/03/11, Award, 6 August 2004	
Azurix	<i>Azurix v. Argentine Republic</i> , ICSID Case No. ARB/01/12, Award, 14 July 2006	
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Certain Phosphate Lands in Nauru	Case Concerning Certain Phosphate Lands in Nauru (Nauru v. Australia), 1992, ICJ Reports 240, p. 260 et seq.	
UPS v. Canada	<i>United Parcel Services v. Canada</i> , UNCITRAL, Decision on Jurisdiction, 22 November 2002	
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Azinian v. Mexico	<i>Robert Azinian, Kenneth Davitian & Ellen Baca v. The United Mexican States</i> , ICSID Case No. ARB (AF)/97/2, Award, 1 November 1999	

Impregilo	<i>Impregilo S.p.A. v. Islamic Republic of Pakistan, ICSID Case No. ARB/03/3, Decision on Jurisdiction, 22 April 2005</i>	
Nagel v. Czech Republic	<i>Nagel v. Czech Republic, SCC Case 49/2002, Award, 10 September 2003</i>	
Genocide Convention Case	<i>Case concerning Genocide Convention (Bosnia v. Serbia), 2007, ICJ Reports</i>	
Serbian Loans	<i>Serbian Loans Case, Judgment No. 14, PCIJ, Series A, No. 20 (1929) 41</i>	
Aramco case	<i>Saudi Arabia v. Arabian American Oil Company, 27 ILR 117</i>	
Texaco case	<i>Texaco Overseas Petroleum Company v. The Government of the Libyan Arab Republic, ILM (1978) 1</i>	
Consortium RFCC Jurisdiction	<i>Consortium R.F.C.C. v. Kingdom of Morocco, ICSID Case No. ARB/00/6, Decision on Jurisdiction, 16 July 2001</i>	
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CMS Annulment	<i>CMS Gas Transmission Company v. Argentine Republic, ICSID Case No. ARB/01/8, Decision on the Annulment, 25 September 2007</i>	
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Ethyl v. Canada	<i>Ethyl Corp. v. Canada, UNCITRAL, Decision on Jurisdiction, 24 June 1998</i>	
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Lanco Jurisdiction	<i>Lanco International Inc. v. Argentine Republic, ICSID Case No. ARB/97/6 Preliminary Decision on Jurisdiction, 8 December 1998</i>	
Pennzoil	<i>Pennzoil Exploration and Production Co. v. Ramco Energy Ltd., Partial Award, ICC Case No. 7319 of 1992</i>	
Ryan v. Rhone Poulenc Textile	<i>J.J. Ryan & Son Inc. v. Rhone Poulenc Textile S.A., 863 F.2d 315, 321 (4th Cir. 1988)</i>	
ADF case	<i>ADF Group Inc. v. The United States of America, ICSID Case No. ARB (AF)/00/1 Award, 9 January 2003</i>	

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WTO EC Measures Concerning Meat	WTO Appellate Body Report, <i>EC Measures Concerning Meat and Meat Products (Hormones)</i> , WT/DS26/AB/R; WT/DS48/AB/R, 16 January 1998	
El Paso	<i>El Paso v. Argentina</i> , ICSID Case No. ARB/03/15, Decision on Jurisdiction, 27 April 200	
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CME	<i>CME Czech Republic B.V. v. Czech Republic</i> , UNCITRAL, Partial Award, 13 September 2001	
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Saluka	<i>Saluka Investments BV (The Netherlands) v. The Czech Republic</i> , UNCITRAL, Partial Award, 17 May 2001	
Waste Management Award	<i>Waste Management, Inc. v. United Mexican States</i> (Number 2), ICSID Case No. ARB(AF)/00/3, Award, 30 April 2004	
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