



THE UNIVERSITY *of* EDINBURGH
Edinburgh Law School

**'DISCERNING SYSTEMIC FUNCTIONALITY AND GLOBAL VALUES IN
INTERNATIONAL LAW'**

Scoping Workshop: 8-9 JULY 2015

Raeburn Room, Old College, Edinburgh Law School

PROGRAMME

WEDNESDAY 8 JULY 2015

Chair: Veronica Ruiz Abou-Nigm, *University of Edinburgh* (Kasey McCall-Smith for Cluster 3)

8:45 Coffee & Registration

9:15 Welcome & Introduction to the Project and Its Methodology –

Veronica Ruiz Abou-Nigm, *University of Edinburgh*
Duncan French, *University of Lincoln*

9:30 First Keynote Speech – Discerning Systemic Functionality in Public and Private International Law

Alex Mills, *University College London*

10:30 Coffee break

11:00 Cluster 1 – ‘Setting the Scene’

- **Jean D’Aspremont & Francesco Giglio, *University of Manchester* & Lorna Gillies, *University of Leicester***
‘Windows On The Outside World: Methodological Reflections On Private And Public International Law’
- **Mercedes Albornoz, *CIDE Mexico* & Richard Collins, *University College Dublin***
‘Global Governance and the Foundational Myth of Autonomy: “Individual Sovereignty” and the Sovereignty of States’

Discussant: **Diego P. Fernandez Arroyo, *Sciences Po, Paris***

13:00 Lunch break

14:00

Cluster 2 – ‘Foundational Principles and their Interactions’

- **Jose M. De Dios Marcer**, *Universidad Autonoma de Barcelona* & **Gerry Maher**, *University of Edinburgh*
‘States as Players in Private International Law’
- **Ugljesa Grusic**, *University of Nottingham* & **Kirsty Hood**, *Faculty of Advocates, Edinburgh*
‘On Internal and External Aspects of the Regulatory Role of Private International Law through the Examples of the United Kingdom’s Internal and EU Arrangements and Gross Human Rights Violations Abroad’
- **Francesco Costamagna**, *University of Torino* & **Caroline Kleiner**, *University of Strassbourg*
‘Sovereign Bonds as an Investment Made in the Territory of the Host State? The Issue of Territoriality of an Investment from a Public/Private International Law Joint Perspective’

Discussant: Duncan French, *University of Lincoln*

16:00

Coffee break

16:30

Cluster 3 – ‘Global Values in Dispute Settlement’

- **Duncan French**, *University of Lincoln* & **Veronica Ruiz Abou-Nigm**, *University of Edinburgh*
‘(In)formal Rhetoric and (In)formal Reality: The Position –and Positioning- of Global Values in Domestic Courts’
- **Maria B. Noodt Taquela**, *University of Buenos Aires* & **James Upcher**, *Newcastle University*
‘Incidence of Global Values in the Evaluation of Public Policy as a Ground of Review of Arbitral Awards’

Discussant: Richard Collins, *University College Dublin*

Chair: Kasey McCall-Smith, *University of Edinburgh*

18:00

Closure

20:00

EVENT DINNER



THE UNIVERSITY of EDINBURGH
Edinburgh Law School



THE UNIVERSITY of EDINBURGH
Edinburgh Law School

THURSDAY 9 JULY 2015

Chair: Duncan French, *University of Lincoln*

8:45 Coffee & Registration

9:15 Second Keynote Speech– *Strengthening the Dialogue between Public and Private International Law*

Diego P. Fernandez Arroyo, *Sciences Po, Paris*

10:15 Coffee break

10:45 Cluster 4 – ‘Challenging the Private/Public Divide’

- **Sharon Foster**, *University of Arkansas & Ellen Hey*, *Erasmus University Rotterdam*
‘Investor-state Arbitrations: The Functionality of Privacy and Confidentiality versus the Value of Transparency’
- **Kati Kulovesi**, *University of Eastern Finland & Elisa Morgera*, *University of Edinburgh*
‘Filling Gaps in Public International Law through Private Contracts? Experiences from the Kyoto Protocol to the UNFCCC and the Nagoya Protocol to the CBD’

Discussant: Alex Mills, *University College London*

12:45 Lunch break

1:15 Cluster 5 – ‘Broadening the Scope of International Law’

- **Michael Mc Parland**, *Quadrant Chambers, London* & **Ruth Stirton**, *University of Sussex*
‘Cross-Border Health Care, Medical Tourism and the Boundaries of Public and Private International Law in Europe and Beyond’
- **Kasey McCall-Smith**, *University of Edinburgh* & **Andreas Ruemhkfart**, *University of Sheffield*
‘CSR and Global Supply Chain Management’

Discussant: Veronica Ruiz Abou-Nigm, *University of Edinburgh*

15:00 Coffee break

15:15 Wrap up & next steps in the Project

16:00 Closure