

Krista Beth Nadakavukaren Schefer

PD; Dr. iur; J.D.; Attorney-at-Law (NY)

PERSONAL

Citizenship: Switzerland (AR; since 2002), United States of America

Birth: 2 July 1968 in Normal, Illinois, USA

Civil status: Married; two children (1999, 2002)

EMPLOYMENT

Institut suisse de droit comparé/Swiss Institute for Comparative Law (Vice Director of Legal Services, April 2017- continuing)

Dorigny, 1015 Lausanne

Coordinating legal research and advisory opinion activities, managing team of 13 foreign legal experts, and leading research activities in a job-share position

Law Faculty, Universität Basel

Peter Merian-Weg 8, 4002 Basel (Adjunct Instructor, Fall 2016-continuing; SNF-Research Professor, Aug. 2009 – Aug. 2012; resumed Sept. 201- June 2016; Interim Professor, Sept. 2012-Sept. 2015; Adjunct, Fall 2006-2008)

Research and teaching in various areas of international law; head of research project on positive duties in international law; act as doctoral advisor as well as advisor to Master students; faculty administration

Universität Bern – Institut für Europa- und Wirtschaftsvölkerrecht/World Trade Institute
Hallerstr. 6, 3012 Bern (Adjunct Instructor/Senior Research Fellow, previously Research Assistant, September 1995 – continuing)

Teaching in the Law Faculty's Master program and in the interdisciplinary Master of International Law and Economics (MILE) program; advise theses

Instructor – LL.M. Internationales Wirtschaftsrecht, Universität Zürich

Hirschengraben 56, 8001 Zürich (2015- continuing)

Teach courses on IMF, Investment law, WTO law to CAS International Finance students

Center for Human Rights Studies, University of Zurich (Acting Director, October 2016-March 2017)

Rämistrasse 74/75, 8001 Zurich

Leading the Business and Human Rights branch of the Swiss Center for Competence in Human Rights; leading local programming, coordinating research; managing team and performing research as well as organizing public events

Faculty Member – Center for Transnational Legal Studies, London

Swan House, 37-39 High Holborn, London WC1V 6AA (Spring 2016; continuing to teach individual classes)

Teach course on international legal framework for poverty reduction and teach three sessions in Core Course

Instructor – EuropaInstitut, Universität Basel

Gellertstr. 27, Postfach, 4020 Basel (Spring Semester 2002 – 2014)

Taught courses on World Trade Organization law and the European Communities

Visiting Professor – National University of Advanced Legal Studies, Kochi, India

H.M.T. Colony, Kalamassery, Ernakulam 683 503 (January – July 2010)

Taught course on International Investment Law, advised on new Master Program in international trade law

Trade and Human Rights Project – World Trade Institute, Universität Bern

Hallerstr. 6, 2012 Bern (Expert Advisor, Aug. 2007–Aug. 2009; Alt. Leader Dec. 2005–July 2007)

Led independent research project on trade liberalization and corruption within SNF NCCR; Co-led team research project in the framework of a SNF National Center for Competence in Research grant

Visiting Professor – School of Law, University of Florida

425 W. Jefferson St., Tallahassee, Florida (February – March 2002)

Taught course on Trade Sanctions for Non-Economic Purposes

Associate – Baker & McKenzie, Geneva

6 Rue Bellot, 1206 Geneva (mid-November 1998 – March 2000)

Attorney for international WTO Group; research and drafting of texts and memoranda

Advisor – Bundesamt für Aussenwirtschaft und Industrie

Bundeshaus Ost, 3001 Bern (June – August 1995)

Developed a proposal for Swiss position in the World Trade Organization on how multilateral environmental agreements should be treated in the World Trade Organization's legal framework (Special Project)

Legal Researcher – The Law Office of Laurence J. Ochs, Esq.

1748 N. St., NW, Washington, DC (October 1993 – June 1994)

Short-term legal research projects for independent general practitioner; wrote legal memoranda on various questions of real property, contract, and statutory law

Research Assistant – Professor Edith Brown Weiss, Georgetown University Law Center

600 New Jersey Ave., NW, Washington, DC (May 1993 – August 1993)

Researched topics of international environmental law and drafted chapters of textbook for professor of international environmental law

PROFESSIONAL MEMBERSHIPS

ICSID List of Conciliators, *Swiss designee* (20 Jan 2021–19 Jan 2027)

Series Editor, Hart series, *Studies in International Trade and Investment Law* (2017- continuing)

Editorial Board Member, Brill series, *World Trade Institute Advances Studies* (2015- continuing)

Member, New York State Bar Association (1994-continuing)

Co-Secretary, *Society of International Economic Law* (2016–2019)

Executive Committee Member, *Society of International Economic Law* (2014–2016)

Scientific Committee Member, *Swiss Network for International Studies* (2013–2019)

Co-leader, Development and IEL Network, *Society of International Economic Law* (2014–2019)

Member, *Legal Advisory Taskforce*, Energy Charter Secretariat (2015 – continuing)

Sounding Board Member, *The Lab: Investment and Human Rights Project*, London School of Economics (2013–2018)

MOOT COURT ACTIVITIES

Judge (International Rounds) – Foreign Direct Investment Moot Court (2011, 2012, 2013, 2015)

Judge (National Qualification Rounds) – Telders Moot Court (March 2014)

Judge (International Oral Rounds) – ELSA Moot Court (2009, 2012)

Case Author, Judge (Final Oral Round) – Gujarat International Moot Court (2011, 2012, 2013)

DOCTORAL STUDENTS (FIRST READER)

Stephanie Leinhardt (2013) – *Wiedergutmachung bei Umweltschäden verursacht durch gefährliche Tätigkeiten: Positive umweltvölkerrechtliche und menschenrechtliche Verpflichtungen*

Mintewab Gebre Woldesenbet (2014) – *The Duties of International Organizations to Respond to Corruption*

Rodrigo Polanco (2015) – *Diplomatic Protection and the Role of the Host State in Investment Protection* (co-advisor with Prof. Dr. Thomas Cottier)

Dimitrij Euler (2015) – *Confidentiality and Transparency in International Investment Arbitration*

Maria Nicole Cleis (2016) – *Die Unabhängigkeit und Unparteilichkeit von ICSID Schiedsrichtern*

Andreas Gmünder (2020) – *“Downgrading”: Eine wirtschaftsvölkerrechtliche Beurteilung der Bewertung von Staaten durch Ratingagenturen*

EDUCATION

Habilitation (*venia docendi* in: International law; International economic law; U.S. law)

Universität Bern, Hallerstr. 6, 3012 Bern (May 2008)

“Law-Supporting and Law-Creating Trade Sanctions and WTO Law”

Published as SOCIAL REGULATION IN THE WTO: TRADE POLICY AND INTERNATIONAL LEGAL DEVELOPMENT by Edward Elgar, 2010

Doctor of Law, *magna cum laude*

Universität Bern, Hallerstr. 6, 3012 Bern (June 1998)

“International Trade in Financial Services: The NAFTA Provisions and Their Effects on Banks”

Published under the same title by Kluwer International, 2000

Juris Doctor

Georgetown University Law Center, 600 New Jersey Ave NW, Washington, DC 20001, U.S.A. (September 1991 – May 1994)

Bachelor of Arts, *with Honors* (Political Science)

Bachelor of Arts, *with Honors* (Public Policy Studies)

University of Chicago, 801 S Ellis Ave, Chicago, IL 60637, U.S.A. (October 1987 – June 1990)

Dean’s List (1986-1987)

Wellesley College, 6 Central St, Wellesley, MA 02481, U.S.A. (August 1986-May 1987)

TEACHING EXPERIENCE

Universität Basel, Faculty of Law

*From 2006 to 2009; 2016-continuing as Lehrbeauftragte
2009-2011, 2015 (continuing) as SNF Förderprofessorin
2011-2015 as Stellvertretende Professorin*

Introduction to WTO Law; Einführung ins Recht der Welthandelsorganisation; International Investment Law; Selected Topics in International Economic Law: the International Law of Resources; Internationales Vertragsrecht; Internationale Finanzmarktarchitektur; International Law of Poverty; The Law of Sustainable Resource Use; Sustainable Governance of International Health Systems; Current Issues in International Law; Seminar: Positive Verpflichtungen im Völkerrecht; Seminar: Tabak; Seminar: Körper-Modifikationen

Universität Bern, Faculty of Law

Since 1999 as Lehrbeauftragte

Wirtschaftsvölkerrecht II (Rechtsressourcenrecht); International Investment Law; Negotiation Seminar

Université de Fribourg, LL.M. in Business Law

World Trade Organization Law (2017-continuing); International Financial Regulation (2021)

Universität Zürich, European Institute

Since 2016

Law of Regional Trade Agreements; International Investment Law

Center for Transnational Legal Studies, London

Spring semester 2016

International Poverty Law

Core Course (co-taught with Professor F. Werro, Université Fribourg/Georgetown University Law Center; *continuing to teach one session per semester*)

Universität Bern, World Trade Institute

Introduction to WTO Law (1999-2012, 2014); Investment Law (2014-continuing, including Summer School course); History of Trade Regulation (1999-2002); special course on WTO Law for governmental delegates from Bhutan (2010); special course on WTO Law for governmental delegates from Taiwan (2013)

Indian Institute of Foreign Trade, New Delhi, India

WTO in a Nutshell (2013 - continuing); Introduction to International Investment Law (2013 - continuing)

Universität Basel, EuropaInstitut

Introduction to WTO Law, with a European focus (2002-2012)

United Nations Institute for Training and Research (UNITAR) – E-Learning courses

International Investment for Development: Legal and Policy Perspectives (2012); Introduction to the World Trading System (2010)

National University of Advanced Legal Studies, Cochin, India

International Investment Law (2010)

Florida State University Law School, Tallahassee, Florida, USA

The International Law of Unilateral Sanctions (2002)

Street Law Clinic, Georgetown University Law Center, Washington, DC, USA

Introduction to Practical Law for Inmates of Lorton Penitentiary (1994)

CONFERENCE/WORKSHOP CONVENING

- *The Law of Adult Protection*, forthcoming 11 October 2021
- *New Developments in East Asian Private International Law*, 4 & 7 May 2021
- *Legal Aspects of AirBnB*, 22 November 2019 (in collaboration with the Swiss Federal Office of Housing)
- *Digital Lives: Family Law in the Digital Age*, 8 November 2019 (in collaboration with Prof. Michelle Cottier, Univ. Geneva)
- *Droit & ...: Law and Lies*, 26 September 2019
- *Comparing Comparative Law Institutions*, 27 June 2019 (in collaboration with the Law Library of Congress)
- *Harcèlement de Rue (Street Harassment)*, 6 February 2019 (in collaboration with the City of Lausanne)
- *Sustainable Supply Chains in Sport: From Mega-Event Management to Daily Due Diligence*, 21 November 2018
- *Fixing Societies by Fixing Business? Comparing Corporate Law Reform*, 24 May 2018
- *24 Years Texaco/Chevron v. Ecuador: What Happened in Lago Agrio and What a Quarter Century of Legal Action Has Accomplished*, 14 September 2017
- *Centre for Human Rights Studies Spring Lecture Series 2017*
 - Überwindung von Barrieren; 28 March 2017 (with Dr. iur Caroline Hess-Klein and Prof. Dr. Robert Rieger)
 - Das Recht von Personen mit Behinderung; 25 April 2017 (with Prof. Dr. Markus Schefer and Nadine Gemper)
 - Film Vorstellung und Diskussion: „Messies“; 16 May 2017 (with Urs Grossenbacher, Thomas Moll, Elmira Claude, and Prof. Dr. Matthias Jäger)
- *Datenschutz und Social Media – s Föjfi und s Weggli ha? Aktuelle Entwicklungen zum Recht auf Privatsphäre im digitalen Zeitalter*, 16 March 2017
- *International Transfer of Data: Finding a Place for International Economic Law*, 7 April 2016
- *Fat Chances? Weight Law, Health Governance, and Regulators’ Fight against Global Obesity*; 3 April 2014
- *Poverty and the International Economic Legal System: Duties to the World’s Poor*; 20-22 October 2011
- *University of Basel Faculty of Law’s Distinguished Life Sciences Speaker Series*
 - Frederick M. Abbott (Florida State Univ. Law School) - *Science, Scarcity and Public Health: The Search for New Pharma Models*; 23 May 2013
 - Lynn Stout (Cornell Univ. Law School) – *Does Shareholder Value Leave Room for Conscience? Some Lessons from Behavioural Economics for Corporate Law*; 7 May 2014
- *Forschungsplattform: Gesellschaftliche Normgenese und aussergerichtliche Konfliktlösung*
 - Bryan Mercurio (City Univ. Hong Kong, School of Law) – *Beyond the Rhetoric: What Exactly does the Anti-Counterfeiting Trade Agreement (ACTA) Do?*; 9 October 2012
 - Michael Hengartner (Univ. Zurich, Institute of Molecular Life Sciences) – *Selber die Hände binden? Die Basel Erklärung als Beispiel von der Normentstehung durch Selbstregulierung*; 14. März 2013
 - David Wyss (FINMA, Director, Enforcement Division) *Normentwicklung in der Praxis: Ein Schulbeispiel aus der Finanzmarktaufsicht*; 18 April 2013
 - Martha Kompter (Free Univ. Amsterdam) – *Intertextuality: the Interrelations between the Spoken and the Written Word in Judicial Contexts*; 29 May 2013

PUBLICATIONS

MONOGRAPHS

- INTERNATIONAL INVESTMENT LAW, 3D ED. (Edward Elgar, 2020)
- SOCIAL REGULATION IN THE WTO: TRADE POLICY AND INTERNATIONAL LEGAL DEVELOPMENT (Edward Elgar, 2010)
- INTERNATIONAL TRADE IN FINANCIAL SERVICES: THE NAFTA PROVISIONS (Kluwer Law International, 2000)

EDITED BOOKS

- US LITIGATION TODAY: STILL A THREAT FOR EUROPEAN BUSINESSES OR JUST A PAPER TIGER? (Schulthess Éditions Romandes, 2018) (co-editor with Andrea Bonomi)
- ENCYCLOPEDIA OF INTERNATIONAL ECONOMIC LAW (Edward Elgar, 2017) (co-editor with Thomas Cottier; contributing author) (*second edition in progress*)
- POVERTY AND INTERNATIONAL ECONOMIC LAW: DUTIES TO THE POOR (Cambridge Univ. Press, 2013) (editor, contributing author)

CHAPTERS OF MULTI-AUTHORED BOOKS

- *Domestic Investors, the Rule of Law, and Equality*, in: August Reinisch and Stephan Schill, eds., *Investment Protection Standards and the Rule of Law* (Oxford Univ. Press, *forthcoming*)
- *Climate Change, National Security Threats and R2P*, in: Panagiotis Delimatsis and Leonie Reins, eds., *ENCYCLOPEDIA ON TRADE AND ENVIRONMENTAL LAW* (Edward Elgar, *forthcoming*)
- *Actors, Institutions, and Policy in Host Countries*, in: J. Anthony VanDuzer and Patrick Leblond, eds., *PROMOTING AND MANAGING INTERNATIONAL INVESTMENT: TOWARDS AN INTEGRATED POLICY APPROACH* (Routledge, 2020)
- *Crime in International Investment Arbitration*, in: Julian Chaisse, Leila Choukroune, and Sufian Jusoh (eds.), *HANDBOOK OF INVESTMENT LAW AND POLICY* (Springer, 2020)
- *Introduction*, in: Vincent Martenet and Sandrine Baume (eds.), *MISINFORMATION IN REFERENDA* (2020)
- *All that Glitters: Conflict Diamonds, Dirty Gold and the WTO Legal Framework on Trade and Human Rights*, in: Markus Krajewski et al. (eds.), *EUROPEAN YEARBOOK OF INTERNATIONAL ECONOMIC LAW* (Springer, 2018)
- *Judicial Ethics in the International Economic Law System*, in: Henrik Palmer Olsen, Laura Nielson, and Joanna Jemielniak, eds., *ESTABLISHING INTERNATIONAL JUDICIAL AUTHORITY IN ECONOMIC LAW* 215-239 (Cambridge University Press, 2018)
- *Preface and Acknowledgements (avec Thomas Cottier)*, in : *Thomas Cottier and Krista Nadakavukaren Schefer (Hrsg.)*, *ENCYCLOPEDIA OF INTERNATIONAL ECONOMIC LAW*, (Edward Elgar, 2017), pp. xxxv-xxxvi
 - *Maintaining Sovereignty and Policy Space*, in: *id.*, pp. 21-24
 - *United Nations Development Programme (UNDP)*, in: *id.*, pp. 125-127
 - *Corruption*, in: *id.*, pp. 228-230
 - *Human Rights*, in: *id.*, pp. 247-249
 - *Financial Services*, in: *id.*, pp. 449-451

- *Climate Change, Trade, and Investment Law: What Difference would a Real Responsibility to Protect Make?* in: Mitsuo Matsushita and Thomas J. Schoenbaum, eds., EMERGING ISSUES IN SUSTAINABLE DEVELOPMENT: INTERNATIONAL TRADE LAW AND POLICY RELATING TO NATURAL RESOURCES, ENERGY AND ENVIRONMENT 383-397 (Springer, 2016)
- *Responsibility to Protect, Climate Change, and the WTO*, in: Panagiotis Delimatsis, ed., RESEARCH HANDBOOK ON CLIMATE CHANGE AND TRADE LAW (with Pablo Arnaiz) 49-75 (Edward Elgar, 2016)
- *Government Procurement*, in: Simon Lester, Bryan Mercurio, and Lorand Bartels, eds., BILATERAL AND REGIONAL TRADE LAW, 2d ed. (Cambridge Univ. Press, 2016) (with Arwel Davies)
- *Addressing the Meta-Vulnerability: Poverty in European Law*, in: Francesca Ippolito and Sara Iglesias Sanchez, eds., CONCEPTUALIZING VULNERABILITY IN EUROPEAN LAW 401-428 (Hart Publishing, 2015)
- *Article 1*, in: Dimitrij Euler and Markus Gehring, eds., TRANSPARENCY IN INTERNATIONAL ARBITRATION: A GUIDE TO THE UNCITRAL STANDARD ON TRANSPARENCY IN TREATY-BASED INVESTOR STATE ARBITRATION 28-63 (Cambridge Univ. Press, 2015)
- *State Powers and ISDS*, in: Shaheez Lalani & Rodrigo Polanco, eds., THE ROLE OF THE STATE IN INVESTOR STATE ARBITRATION (Martinus Nijhoff, 2015)
- *The Law of Investment Protection and Poverty Reduction*, in: Stephan W. Schill, Christian J. Tams, Reiner Hofmann, eds., INTERNATIONAL INVESTMENT LAW AND DEVELOPMENT: BRIDGING THE GAP 369-389 (Edward Elgar, 2015)
- *Responsibility to Protect (R2P) and the Emerging Principle of Common Concern*, in: Peter Hilpold, ed., DIE SCHUTZVERANTWORTUNG (R2P): EIN PARADIGMENWECHSEL IN DER ENTWICKLUNG DES INTERNATIONALEN RECHTS? 123-142 (Martinus Nijhoff, 2013) (with Thomas Cottier)
- *A Call for a WTO Ministerial Decision on Trade and Human Rights*, in: Thomas Cottier and Panagiotis Delimatsis, eds., THE PROSPECTS OF INTERNATIONAL TRADE REGULATION: FROM FRAGMENTATION TO COHERENCE 323-358 (Cambridge Univ. Press, 2011) (with Barnali Choudhury, Katja Gehne, Simone Heri, Franziska Humbert, and Christine Kaufmann)
- *Public Procurement and Corruption: The Approach of the WTO*, in: P.L. Jayanthi, ed., PUBLIC PROCUREMENT POLICY AND LAW (ICFAI Books, Hyderabad, 2010)
- *Stopping Trade in Conflict Diamonds: Exploring the Trade and Human Rights Interface with the WTO Waiver for the Kimberley Process*, in: T. Cottier, J. Pauwelyn, and E. Bürgi, eds., HUMAN RIGHTS AND TRADE 391-450 (Oxford Univ. Press, 2005)
- *The Use of Trade Instruments in the Pursuit of Human Rights: European Foreign Policy*, in: Frederick M. Abbott, Christine Breining-Kaufmann and Thomas Cottier, eds., INTERNATIONAL TRADE AND HUMAN RIGHTS 305-320 (Univ. Michigan Press, 2005)
- *Comments on the Papers by Adrian Otten and Jerome H. Reichman*, in: Thomas Cottier and Petros Mavroidis, eds., INTELLECTUAL PROPERTY: TRADE, COMPETITION AND SUSTAINABLE DEVELOPMENT 141-147 (Univ. Michigan Press, 2003)
- *Non-Violation Complaints in GATT/WTO Dispute Settlement: Past, Present, and Future*, in: Ernst-Ulrich Petersmann, ed., INTERNATIONAL TRADE LAW AND THE GATT-WTO DISPUTE SETTLEMENT SYSTEM 145-183 (Kluwer Law Publishers, 1997) (with Thomas Cottier)
- *Switzerland: The Challenge of Direct Democracy*, in: John H. Jackson & Alan Sykes, eds., IMPLEMENTING THE URUGUAY ROUND 334-363 (Oxford Univ. Press, 1997) (with Thomas Cottier)
- *Assessing the Story So Far: Hope on the Horizon?* (Royal Institute of International Affairs, London, 1999) (with Thomas Cottier)

JOURNAL ARTICLES

- *Sustainability in International Investment Law: Building on What Exists by Enhancing the Right to Regulate*, 31 Swiss Rev. Int'l & Europ. L. 193 (forthcoming, 2021)
- *Social Justice and Legal Justice in International Economic Law*, Special Edition on International Courts and Social Justice: L. & Dev. Rev. (forthcoming, 2021)
- *Social Powers, Social Responsibilities and Corporations: From CSR to Business and Human Rights*, Zeitschrift für schweizerisches Recht II (forthcoming, 2020)
- *Gains from Trade? How WTO Law Could Affect Members' Efforts to Fight Obesity by Encouraging Physical Activity*, Asian J. WTO Law and Int'l Health L. & Pol'y (solicited submission, under review; January 2015)
- *Rethinking Sources of International Law: as Politics, as Law and the Difference it Makes*, Jusletter 31 March 2014
- *Ein völkerrechtlicher Schutz der kollektiven Privatsphäre? Der Schutz der Privatsphäre und die Anonymität im Zeitalter von Gewinn-orientierten Sammlungen von aggregierten Daten durch Drohnen* ZSR 2014 I:3, 259 (2014)
- *The International Law of Overweight and Obesity*, 9:1 Asian J. WTO and Int'l Health L. & Pol'y 1 (2014)
- *Poverty and Investment Law: Starting the Discussion*, 15:5-6 J. World Investment & Trade 908 (2014)
- *The Revised Agreement on Government Procurement and Corruption*, 47:5 J. World Trade 1129 (2013) (with Mintewab Gebre Woldeesenbet)
- *Causation in the Corruption-Human Rights Relationship*, 1:4 Rechtswissenschaft 397 (2010)
- *Corruption and the WTO Legal System*, 43:4 J. World Trade 737 (2009)
- *Dancing with the Devil: A Heretic's View of Protectionism in the WTO Legal System*, 4:2 Asian J. WTO and Int'l Health L. & Pol'y 423 (2009)
- *The Relationship Between World Trade Organization Law, National and Regional Law*, 1:1 J. Int'l Econ. L. 83 (1998) (with Thomas Cottier)

OTHER

- *Power-politics in the age of a tempestuous International Economic Law system*, blogpost for Society of International Trade and Competition Law (September 2018) (available at <https://nujssitc.wordpress.com/2018/09/15/power-politics-in-the-age-of-a-tempestuous-international-economic-law-system/>)
- *Headnote ILDC 1935 (CH 2010)*, Oxford International Law in Domestic Courts On-line Reporter (2016)
- *Introductory Note to Fag og Arbejde v. Kommunernes Landsforening (CJEU)*, 54 ILM 735 (2015)
- *Standards in Energy Agreements between a Host Government and an Investor*, contribution to Energy Charter Treaty Secretariat project on improving Host Government Agreements (October 2015)
- *Who Wants to Get This Bill? Third Parties Funding in the ISDS*, Trade Pacts blog, 9 October 2015 (<http://tradepacts.com/index.php/2015/10/09/who-wants-to-get-this-bill-third-parties-in-the-isds/>)
- *The European Court of Justice Rules on Obesity Discrimination*, 19:9 ASIL INSIGHTS (24 April 2015)
- *The Revised Agreement on Government Procurement and Corruption*, ICTSD Newsletter "Mosty" and "Pontes" ("Bridges" in Russian and Portuguese) (forthcoming)

- *How Independent? How Impartial? Decision making in International Economic Law*, Open Democracy blog, 1 May 2014 (<http://www.opendemocracy.net/openglobalrights-blog/krista-nadakavukaren-schefer/independent-and-impartial-rethinking-adjudication>)
- *Headnote ILDC 843 (CH 2007)*, Oxford International Law in Domestic Courts On-line Reporter (2013)
- *Will the WTO Finally Tackle Corruption in Public Purchasing? The Revised Agreement on Government Procurement*, ASIL INSIGHTS (15 April 2013)
- *Korruption im Handel und die Menschenrechte: Ein beikles Abwägen*, 136 UniPress (April 2008)
- *Economic Sanctions and Human Rights/Preferential Trade and Human Rights*, NCCR Working Paper No. 2007/02 (January 2007)
- *The GATS Financial Services Provisions: A Glimpse at the Issues*, in: European Legal Developments Bulletin (1999)
- *Consistent Interpretation – A Way Around Direct Effect, A Way Toward the Rule of Law*, submission to the International Trade Law Committee of the International Law Association Meeting, (June 1999, unpublished) (with Thomas Cottier)
- *The Banana Dispute and Implementation of WTO Legal Rulings*, 11:2 European Legal Developments Bulletin, 16-18 (1999) (with Serge Pannatier)
- Associate Editor of Thomas Cottier and Petros Mavroidis, *STATE TRADING IN THE TWENTY-FIRST CENTURY* (Univ. Michigan Press: Ann Arbor 1998)

LEGAL OPINIONS AS EXPERT

- *TTIP's TBT Chapter and Nutrition Labelling* (December 2015)
- *International Health Regulations and the SPS Agreement* (November 2015)
- *Tracking and Tracing in the FCTC: Assessment of Switzerland's Proposed Legal Framework* (October 2014)
- *Requirements on Air Pilot Training Services: A GATS Perspective* (May 1999)
- *Certain Questions Regarding the WTO Agreement on Financial Services* (September 1996)
- *The Accession of Customs Territories to the World Trade Organization (WTO): An Analysis of "Full Autonomy"* (March 1996) (with Thomas Cottier)

PRESENTATIONS

- *From CSR to Business and Human Rights*, Juristentag des schweizerisches Juristenvereins (*upcoming*: Biel, 11-12 September 2020)
- *What Now?*, Arbitration and Crime (Basel, 10 January 2020)
- *Finding Space for Social Justice in Trade and Investment Dispute Settlement*, Centre of Excellence for International Courts (iCourts) Conference (Copenhagen, 20-21 May 2019)
- *International Economic Law and Crime*, University of Eastern Finland (Joensuu, 29 March 2019)
- *Harcelment du Rue: qu'est-ce que c'est?* (Lausanne, 6 February 2019)
- *Conclusions*, Arbitration and Crime (Basel, 11 January 2019)
- *National Security and the International Economic Law System*, CTLS Anniversary Conference (London, 30 November 2018)

- *Herausforderungen in – und für - Regionalismus (Current Challenges of - and to - Regionalism)*, Annual Conference of the Schweizerische Vereinigung für internationales Recht (Zurich, 23 November 2018)
- *Welcome and Introduction, Sustainable Supply Chains in Sport* (Lausanne, 21 November 2018)
- *Extraterritorial Aspects of Common Concern: Its Implications on International Law*, Towards a Principle of Common Concern in Global Law (Bern, 22-23 June 2018)
- *Welcome and Introduction, Les enjeux juridiques de l'e-sport* (Lausanne, 15 June 2018)
- *Re-thinking Investor-State Relations: What are the Critiques? What are the Possible Responses?* Swiss Embassy Event to Celebrate 70 Years Swiss-Indian Friendship (New Delhi, 12 June 2018)
- *Expert Testimony on the Federal Foreign Policy Report*, Swiss Parliamentary Committee on Foreign Affairs (Bern, 13 February 2018)
- *Where the Discussion Stands, Arbitration and Crime* (Basel, 12 January 2018)
- *The Investor-State Dispute Cases, 24 Years of Texaco/Chevron v. Ecuador* (Lausanne, 14 September 2017)
- *Philip Morris v. Uruguay*, Talking Disputes No. 18 (Geneva, 27 October 2016)
- *International Regulation of Extractive Industries: Multilateral Trade Agreements*, Human Rights in the Extractive Industries: Conflicts and Regulatory Responses (Frankfurt, 20-22 July 2016)
- *The Scope of the UNCITRAL Transparency Rules: Room for Improvement*, Society of International Economic Law Biennial Conference (Johannesburg, 6-8 July 2016)
- *Independent Decisionmaking in International Dispute Resolution*, Transnational Law Conference (Turin, 16 June 2016)
- *Data Protection, Big Data, and International Economic Law*, Indian Institute of Foreign Trade (New Delhi, 14 June 2016)
- *Regulating Big Data: International Perspectives*, Big Data and Privacy, Turkish-Swiss Law Conference (Lausanne/Fribourg, 28/29 April 2016)
- *Rethinking International Law on Economic Sanctions*, European University Institute (Florence, 30 May 2016)
- *What are we Regulating? Characterizing Data as a Legal 'Res'*, International Regulation of Data Transfers (Basel, 7 April 2016)
- *Reimagining Responsibility to Protect*, Transnational Law Colloquium (London, 29 March 2016)
- *Judicial Independence in International Economic Law: Looking for Legitimacy in TTIP Investor-State Dispute Settlement*, Université catholique de Louvain (Louvain-la-Neuve, 1 February 2016).
- *Moderator: Panel on International Trade and Investment*, EDA Experte Dialogue: Globale Finanzflüsse und nachhaltige Entwicklung (Bern, 29 October 2015)
- *The Individual in WTO Dispute Resolution*, International WTO Forum, Kaliningrad Technical State University (Kaliningrad, 25-26 March 2015)
- *Climate Change, Trade, and Investment Law: Why We Must Move Beyond R2P to Progress*, Symposium on International Trade Law and Policy Relating to Natural Resources, Energy and Environment – Perspectives on Sustainable Development (Tokyo, 2-3 March 2015)
- *Gains from Trade? How WTO Law Could Affect Members' Efforts to Fight Obesity by Encouraging Physical Activity*, Conference on Public Health and Trade, National Taiwan University (Taipei, 6-7 October 2014)
- *Wenn Russland den Gasbahn zudreht: wirtschaftliche Zwangsmassnahmen und völkerrechtlichen Normen*, Probevortrag (Basel, 19 May 2014)

- *Gehört Dein Tato Dir?*, Internationaler Museumstag: Perfekt/Imperfekt: Ein Blick hinter Normen und Idealvorstellungen, Museum der Kulturen (Basel, 18 May 2014)
- *A Topic for Polite Company? Talking about Weight in International Law*, Fat Chances? Weight Law, Health Governance and Regulators' Fight against Global Obesity, Juristische Fakultät, University of Basel (Basel, 3 April 2014)
- *Article 1*, Transparency in International Arbitration, Lauterpacht Centre for International Law, University of Cambridge (Cambridge, 17-18 January 2014)
- *Judicial Independence and Impartiality in International Economic Law: Comparing International Judicial Ethics with the Ethical Standards of Investment Arbitration and WTO Panel Proceedings*, Establishing International Judicial Authority in Trade Law, Centre of Excellence for International Courts and Copenhagen Centre for Commercial Law (Copenhagen, 12-13 December 2013)
- *State Powers and ISDS*, BITS and the Role of the State, World Trade Institute (Bern, 8 November 2013) (moderator and commentator)
- *Science as Treaty Driver*, University of Basel – Swiss Network of International Studies Round Table (Basel, 1 November 2013) (organizer, moderator)
- *Prinzipien des Schutzes von Joint Venture-Investitionen*, Recht aktuell FORUM: Joint Ventures: Rechtliche Rahmenbedingungen einer erfolgreichen Unternehmenspartnerschaft (Basel, 14 September 2012)
- *Was hat die Finanzkrise mit Gender zu tun? Ökonomische Zusammenhänge und rechtliche Handlungsmöglichkeiten*, FRI Schweizerisches Institut für feministische Rechtswissenschaft und Gender Law (Basel, 2 June 2012)
- *Poverty Reduction and BITS*, Towards Better BITs? (Lausanne, 24 May 2012)
- *Poverty and Trade: Why Looking at the Poor Should Make a Difference to the WTO*, ELSA Academic Conference on Trade and Development, Montpellier (11 May 2012)
- *Responsibility to Protect and Common Concern*, Die Schutzverantwortung – Responsibility to Protect: Ein Paradigmenwechsel in der Entwicklung des Internationalen Rechts? (Innsbruck, 16 December 2011)
- *Armut und das Wirtschaftsvölkerrechtssystem*, SeniorenUni (Basel, October/November 2011)
- *Responsibility to Protect: A New Direction for International Law?* American Society of International Law International Economic Law Group: International Economic Law in a Time of Change (Minneapolis, MN, 17-20 November 2010)
- *Moderator*, Trade and Health, Society of International Economic Law Biannual Conference (Barcelona, 7-10 July 2010)
- *Handel und Menschenrechte: Wie die Welthandelsorganisation das Blut-Diamanten-Problem angeht*, SeniorenUni (Basel, December 2009)
- *Sanctions as Rescue?*, Purdue University, World Trade, World Poverty: A Critical Phenomenology of World Trade Regulation (Fort Wayne, IN, 18-19 September 2009)
- *Forget the Forest, Look at the Trees: Distinguishing Protection from Protectionism*, ELSA, International Conference on the Future of the WTO (Taipei, Taiwan ROC, 22-24 May 2009)
- *Dancing with the Devil: A (Limited) Defense of Protectionism*, Indian Society of International Law, International Law in the Contemporary World (New Delhi, India, 3-7 February 2009)
- *Trade and Corruption*, Society of International Economic Law Biannual Conference (Geneva, July 2008) (organizer, moderator, and presenter of panel)