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Eric De Brabandere is an international lawyer, with special expertise in international investment law and arbitration, and international dispute settlement. He is fluent in French, Dutch, English. He was admitted to practice in Belgium in 2002.

He currently holds the chair of international dispute settlement at Leiden University, where he also serves as Director of the Grotius Centre for International Legal Studies. He formerly was a Visiting Professor of International Investment Law and Dispute Settlement at the Universities of Lille (2010-2015), Trento (2014-2017) and Groningen (2013). He has published four books and over 80 articles and book chapters, relating to international investment law, arbitration, dispute settlement and international law. He regularly advises corporations and States on international investment law and arbitration and general international law and sits as arbitrator. As an academic, he also has vast experience in cooperating with governmental agencies and international institutions to conduct training sessions for government officials, attorneys, and lawyers in international investment law and arbitration, and corporate social responsibility. He has since more than five years been involved in a capacity-building project on international investment arbitration in Indonesia and has regularly trained African officials and lawyers in international investment arbitration.

SELECTION OF EXPERIENCE AS ARBITRATOR AND COUNSEL IN ARBITRATION

- Sole Arbitrator – Arbitration under CEPANI (2014) – Contract law < 1MIO EUR claim
- Sole Arbitrator – Arbitration under CEPANI (2015) – Contract law –< 1MIO EUR claim
- Co-Arbitrator – Arbitration under CEPANI (2016) – Contract law –< 1MIO EUR claim.
- Co-counsel for Claimant – Arbitration ICSID (2015) – Investment case – Belenergia v. State of Italy – < 50 MIO EUR – Case pending.

EXPERIENCE AS ACADEMIC CONSULTANT IN INTERNATIONAL LAW AND LITIGATION

- Consultant on the human rights and regulatory impact of the EU-China Investment Agreement (Ecorys – commissioned by the Commission of the European Union).
- Expert Report on intervention before the International Court of Justice in a maritime delimitation procedure between Latin-American States (confidential).
- Expert Report on the legal personality of a sub-division of a State in proceedings before Swiss Court proceedings (confidential).
- Expert Witness on Statehood and the Continuity of States under International Law in Judicial Proceedings before a Dutch Court.
- Consultant on the Feasibility of the Creation of a Biomass Dispute Settlement Facility (The Hague Institute for Global Justice, The Hague).
- Expert Report on the possibility to challenge an arbitral award rendered under the UNCITRAL Arbitration Rules in a dispute between an international organization and a former staff Members (confidential)
- Expert Report on the International Legal Obligations of the Belgian Government and Belgian Companies in view of the 2004 Advisory Opinion of the International Court of Justice on the ‘Legal Consequences of the Construction of a Wall in the occupied Palestinian Territory’ (confidential)

EDUCATION

2002-2007	Ph.D. (Law), Ghent University, Faculty of Law, Department of Public International Law
2003	Bar Exam – Brussels Bar
2001-2002	University of Geneva, Faculty of Law, LLM Public International Law (D.E.A. Droit International Public), mention « bien » (<i>cum laude</i>).
1996-2001	Ghent University, Faculty of Law, Cand Jur. and Lic. Jur. (<i>cum laude</i>)

PROFESSIONAL EXPERIENCE

2007-...	Director/Head of Department (since October 2017) Chair of International Dispute Settlement Law (since September 2016; previous appointments as assistant professor and associate professor) Grotius Centre for International Legal Studies, Leiden University
2013-...	Attorney-at-law, Member of the Brussels Bar (previously at the Ghent Bar with Lawfirm Lexlitis).

EDITORSHIPS IN LAW JOURNALS AND BOOK SERIES

- Editor-in-Chief, Leiden Journal of International Law
- Series Editor and Initiator, Book Collection ‘International Investment Law’, Martinus Nijhoff Publishers
- Member of the Board of Editors, Journal of World Investment & Trade (JWIT)
- Member of the Board of Editors, Revue Belge de Droit International (Belgian Review of International Law)

SELECTION OF PUBLICATIONS

MONOGRAPHS

- *Investment Treaty Arbitration as Public International Law: Procedural Aspects and Implications* (Cambridge: Cambridge University Press, 2014)
- *Post-conflict Administrations in International Law. International Territorial Administration, Transitional Authority and Foreign Occupation in Theory and Practice* (Leiden: Martinus Nijhoff Publishers, 2009)

EDITED BOOKS

- *Foreign investment in the energy sector: Balancing private and public interests*, (edited with T. Gazzini) (Leiden/Boston: Martinus Nijhoff Publishers, 2014)
- *International Investment Law. Sources of Rights and Obligations*, (edited with T. Gazzini) (Leiden/Boston: Martinus Nijhoff Publishers, 2012)

BOOK CHAPTERS

- ‘Social Rights and International Investment Law’ in Christina Binder (ed.), *Research Handbook on Social Rights Actors* (Cheltenham: Edward Elgar, 2019) (forthcoming).
- ‘International Investment Arbitration, Non-State Actors and Human Rights’, in Stephanie Farrior (ed.), *Research Handbook on Human Rights and Non-State Actors* (Cheltenham: Edward Elgar, 2019) (forthcoming).
- ‘Amicus Curiae (Investment Arbitration) in Hélène Ruiz-Fabri, *Max Planck Encyclopedia of International Procedural Law* (Oxford: Oxford University Press, 2019).
- ‘Human Rights and International Investment Law’, in Markus Krajewski and Rhea Hoffmann (ed.), *Research Handbook on Foreign Direct Investment* (Cheltenham: Edward Elgar, 2018) (forthcoming).

- ‘Measures of Constraint and the Immunity of International Organisations’, in Tom Ruys and Nicholas Angelet, *Cambridge Handbook on Immunities and International Law* (Cambridge: Cambridge University Press, 2018) (forthcoming).
- ‘Corporate Responsibility and Human Rights – Navigating between international, domestic and self-regulation’ (with Maryse Hazelzet), in Yannick Radi (ed.) *Research Handbook on Human Rights and International Investment Law* (Cheltenham: Edward Elgar, 2018) (forthcoming).
- ‘Role of Courts in International Economic Law’, in Thomas Cottier and Krista Nadakavukaren Schefer (eds), *Elgar Encyclopedia of International Economic Law* (Cheltenham: Edward Elgar Publishing 2017) 46-47.
- ‘Sanctions and International Arbitration’ (with David Holloway), in Larissa van den Herik (ed.), *Research Handbook on UN Sanctions and International Law* (Cheltenham: Edward Elgar, 2017) 304-329.
- ‘Mercantile Adventurers’? The Disclosure of Third-Party Funding in Investment Treaty Arbitration’, in Willem van Boom (ed.), *Litigation, costs, funding and behaviour – implications for the law* (London: Routledge, 2017) 105-128.
- ‘States’ Reassertion of Control over International Investment Law - (Re)Defining ‘Fair and Equitable Treatment’ and ‘Indirect Expropriation’, in Andreas Kulick (ed.), *Reassertion of Control over the Investment Treaty Regime* (Cambridge: Cambridge University Press, 2016) 285-308.
- ‘Responsabilité internationale et régulation économique : la protection internationale des investissements en perspective’, in David Renders (ed.), *La responsabilité extracontractuelle des pouvoirs publics* (Brussels: Bruylant : 2016) 621-646. (Translation: ‘International Responsibility and Economic Regulation : Perspectives on the International Protection of Foreign Investments’).
- ‘Good Faith in Treaty Interpretation’ (with Isabelle van Damme), in A. Mitchell, M. Sornarajah and T. Voon (eds), *Good Faith and International Economic Law* (Oxford: Oxford University Press, 2015) 37-59.
- ‘The Settlement of Investment Disputes in the Energy Sector’ in Eric De Brabandere and Tarcisio Gazzini, *Foreign investment in the energy sector: Balancing private and public interests* (Leiden/Boston: Martinus Nijhoff Publishers, 2014) 130-168.
- ‘Co-existence, Complementarity or Conflict? Interaction between Preferential Trade and Investment Agreements and Bilateral Investment Treaties’, in Rainer Hofmann, Stephan Schill and Christian Tams (eds.), *Preferential Trade and Investment Agreements: From Recalibration to Reintegration* (Baden-Baden: Nomos, 2013) 37-69.
- ‘Human Rights Considerations in International Investment Arbitration’, in M. Fitzmaurice and P. Merkouris (eds.), *The Interpretation and Application of the European Convention of Human Rights: Legal and Practical Implications* (Boston/Leiden: Martinus Nijhoff Publishers, 2012) 183-216.
- ‘La doctrine en tant que source de droit à l’OMC’, in V. Tomkiewicz, T. Garcia and D. Pavot (ed.), *Les sources et les normes dans le droit de l’OMC* (Paris : Pedone, 2012) 209-221 (translation: ‘Legal Writings as a Source of Law at the WTO’).
- ‘Judicial and Arbitral Decisions as a Source of Rights and Obligations’, in T. Gazzini and E. De Brabandere, *International Investment Law. Sources of Rights and Obligations* (Leiden/Boston: Martinus Nijhoff Publishers, 2012) 245-288.
- ‘Pragmatism in International Law: Non-State Actors and International Dispute Settlement’, in J. d’Aspremont (ed.), *Participants in the International Legal System: Multiple Perspectives on Non-State Actors in International Law* (Abingdon: Routledge, 2011) 342-359.
- ‘Non-State Actors and the Individualization and Proliferation of International Dispute Settlement’, in B. Reinalda (ed.), *The Ashgate Research Companion to Non-State Actors* (Farnham: Ashgate, 2011) 347-359.

ARTICLES

- ‘Human Rights Counterclaims in Investment Treaty Arbitration’, *Revue Belge de Droit International* (2018) (forthcoming).
- ‘(Re)Calibration, Standard-Setting and the Shaping of Investment Law and Arbitration’, *Boston College Law Review* (2018) (forthcoming).
- ‘De Voorlopige Toepassing van het Verdrag inzake het Energiehandvest (ECT) - Een Commentaar op het Vonnis van de Rechtbank Den Haag in de Yukos-Zaak’ - Annotatie bij

- Rechtbank Den Haag 20 april 2016, nr. C/09/477160 / HA ZA 15-1, Tijdschrift voor Arbitrage (2017/1), 26-33 (translation: ‘The Provisional Application of the Energy Charter Treaty (ECT) – A Commentary on the Decision of the Hague District Court in the Yukos-case’)
- ‘De Achmea-zaak voor het Europees Hof van Justitie – Het Einde van Intra-EU Investeringsverdragen ?’, Nederlands Tijdschrift voor Europees Recht (NTER), 2018(3), 1-14 (translation: ‘The Achmea-case before the European Court of Justice – The End of Intra-EU Investment Treaties ?’ – Netherlands Journal of European Law)
 - ‘International Dispute Settlement – From Practice to Legal Discipline’, 31(3) *Leiden Journal of International Law* (2018), 1-10.
 - ‘Full Protection and Security and Fair and Equitable Treatment in African Investment Relations: Between Contextual Specificity and Generality’, 18(1) *Journal of World Investment and Trade* (2017), 530-555.
 - ‘The jurisdiction *ratione temporis* of international investment tribunals – Some observations on the Decision of the Tribunal in Ping An v Belgium’ (with Saskia Lemeire), 2016(2) *b-Arbitra – Belgian Review of Arbitration* (2016), 139-149.
 - ‘The Use of Precedent and External Case-Law by the International Court of Justice and the International Tribunal for the Law of the Sea’, 15(1) *The Law and Practice of International Courts and Tribunals* (2016), 24-55.
 - ‘Host States’ Due Diligence Obligations in International Investment Law’, 42(2) *Syracuse Journal of International Law and Commerce* (2015), 319-361.
 - ‘Complementarity or Conflict? Contrasting the Yukos-case before the European Court of Human Rights and Investment Tribunals’, 30(2) *ICSID Review – Foreign Investment Law Journal* (2015), 345-355.
 - ‘Teinver S.A., Transportes de Cercanías S.A. and Autobuses Urbanos del Sur S.A. v. The Argentine Republic’, 15 *Journal of World Investment and Trade* (2014), 295-304.
 - ‘Belgian Courts and the Immunity of International Organizations’, 10(2) *International Organizations Law Review* (2013), 464-504.
 - ‘Derde Partij Financiering en de onafhankelijkheid en onpartijdigheid van arbiters in internationale investeringsarbitrage’, 1(1) *b-Arbitra – Belgian Arbitration Review* (2013), 101-122 (Translation : Third Party Funding and the Independence and Impartiality of Arbitrators in International Investment Arbitration).
 - ‘Les obligations des États tiers et des acteurs non étatiques relatives au commerce des produits en provenance du Territoire palestinien occupé’, (with L. van den Herik), 45 *Revue Belge de Droit International* (2012/1), 147-176. (Translation : International Law and Commercial Activities with the Occupied Palestinian Territories).
 - ‘Third-Party Funding in International Investment Arbitration’ (with J. Lepeltak), 27(2) *ICSID Review – Foreign Investment Law Journal* (2012), 379-398.
 - ‘Good Faith, Abuse of Process, and the Initiation of Investment Treaty Claims’, 3(3) *Journal of International Dispute Settlement* (2012), 609-636.
 - ‘Individuals in Advisory Proceedings before the International Court of Justice: Equality of the Parties and the Court’s Discretionary Authority’, 11(2) *The Law and Practice of International Courts and Tribunals* (2012), 253-279.
 - ‘The ICSID Rule on Early Dismissal of Unmeritorious Investment Treaty Claims : Preserving the Integrity of ICSID Arbitration’, 9(1) *Manchester Journal of International Economic Law* (2012), 23-44.
 - ‘Le conflit entre le droit belge et le droit international: un conflit dont les multiples formes sont abordées par les juges sous différents angles’ (with Anne Lagerwall), 45 *Revue Belge de Droit International* (2012/2), 399-422 (Translation : Conflicts between Belgian Law and International Law : a multi-form conflict approached by Judges through different lenses).
 - ‘P.R.I.M.E. Finance: The Role and Function of the New Arbitral Institution’, 16 (3) *ASIL Insights* (2011), 1-6, available at <http://www.asil.org/sites/default/files/insight120208.pdf>.
 - ‘NGOs and the ‘Public Interest’: The Legality and Rationale of Amicus Curiae Interventions in International Economic and Investment Disputes’, 12 *Chicago Journal of International Law* (2011), 85-113.
 - ‘Opvolging van staten inzake bilaterale (dubbelbelasting)verdragen’, 332 *Tijdschrift voor Fiscaal Recht [België]* (2007), 1019-1028 (Translation: State succession in respect of bilateral (double taxation) treaties).

Cited and relied upon by Court of Cassation Advocate-General Thijs in his conclusions in the case Cour de Cassation, *S.B.T.C. SOTRAMAR v. Belgium*, Case nr. F.09.0061.N, 10 September 2010, at paras. 3-5

- ‘Democratic Governance and Post-Conflict Reconstruction’ (with Marc Cogen), 20 *Leiden Journal of International Law* (2007), 669-693.

SELECTION OF CONFERENCES PRESENTATIONS AND GUEST LECTURES

- 26 October 2018: Presentation, ‘Parallel Proceedings in International Investment Law and Human Rights’, Investment Treaty Forum, British Institute for International and Comparative Law, London (United Kingdom).
- 4-5 July 2018: Chair, ‘Panel: Public Participation in and Public Scrutiny over Investment Projects’, Public Participation in Foreign Investment Law, 6th Expert Seminar on Contemporary Perspectives on International Investment Law, University of East Anglia, Norwich (United Kingdom).
- 21-22 June 2018: Presentation, ‘Environmental Law Counterclaims in Investment Treaty Arbitration’, A Multifaceted Approach to Trade Liberalization and Investment Protection in the Energy Sector, University of Geneva and Graduate Institute, Geneva (Switzerland).
- 1 June 2018: Panelist, ‘Investment Court Model: A Practical Review’, Conference on ‘The Future of Investment Arbitration in Europe’, Association for International Arbitration, Brussels (Belgium).
- 3 May 2018: Panelist, Roundtable ‘Achmea, BITs, and the Netherlands: Reining in Investor-State Dispute Settlement’, Asser Institute, The Hague (Netherlands).
- 19 April 2018: Presentation, ‘Gender and Racial Diversity before International Courts and Tribunals’, American Bar Association – Section of International Law, 2018 Annual Conference, New York (USA).
- 6 March 2018: Panelist and commentator, ‘Be Careful What You Ask For: Can Recent Changes to BIT Models Satisfy ISDS Sceptics and Opponents?’, Twelfth Annual Juris Investment Treaty Arbitration, Washington DC (USA).
- 2 March 2018: Presentation, ‘Cross-Pollination between International Courts and Tribunals and Investment Arbitral Tribunals’, Columbia Arbitration Day, Columbia University, New York (USA).
- 1 March 2018: Presentation, ‘Coherence and Consistency in Investment Treaty Arbitration – the EU Investment Court Proposal’, Conference ‘Coherence and Consistency in Investment Treaty Arbitration’, Harvard University (USA).
- 7 December 2017: Presentation, ‘Host State Countermeasures in International Investment Arbitration’, Conference ‘Freedom under Pressure – 200 Years Ghent University’, Ghent University (Belgium).
- 25 October 2017: Keynote, ‘Recalibrating International Investment Law and Arbitration’, Conference ‘Principles of a 21st Century Investment Law Regime, Boston College (United States), available at <https://www.youtube.com/watch?v=Xt5xjZDXR3Y>.
- 4-6 October 2017: Presentation, ‘The Subjectivity of Full Protection and Security and the Due Diligence Standard’, Colloquium International Investment Law & the Law of Armed Conflict, University of Athens and ESIL International Economic Law Interest Group (Greece).
- 23-26 January 2017: Training Session on International Investment Law and Arbitration, University of Indonesia, Jakarta (Indonesia).
- 19 October 2016: Guest Lecture, ‘The Public International Foundation of Investment Treaty Arbitration’, Pontificia Universidad Católica de Chile.
- 26-28 September 2016: Training Session on International Investment Law and Arbitration, in cooperation with the African Institute for International Law, Abidjan (Ivory Coast).
- 25 August 2016: Principles of International Investment Arbitration, Leiden – PCA International Arbitration Training Course, The Hague (the Netherlands).
- 10 March 2016: Convener and speaker, CEPANI Arbitration Academy Class 7 ‘Investment Arbitration’, CEPANI (Belgian International Arbitration Institute), Brussels.
- 19 February 2016: Chair, Panel ‘Investment Facilitation: The Practical Experience’, 5th Expert Seminar on Contemporary Perspectives on International Investment Law, Investment Facilitation, University of Geneva.

- 5 February 2016: Presentation, 'Corruption and international investment law', Conference as part of the Research Project on the fight against corruption, University of Bologna.
- 4 December 2015: Chair, Panel 'Investor Protection and Enforcement', Conference 'The Transatlantic Trade and Investment Partnership (TTIP): an EU perspective on global economic governance, Europa Institute, Leiden University.
- 3 December 2015: Presentation, "Mercantile Adventurers?": The Disclosure of Third Party Founding in Investment Treaty Arbitration', Research Conference: Litigation, cost rules, funding and behavior – recent experiences and implications for the law', Civil Law Department, Leiden University.
- 11 September 2015: Chair, Panel 'Reasserting State Leadership: Can Governments Step Back from Judicialization?', Annual Conference, European Society of International Law, Oslo.
- 1-6 June 2015: Training Session on International Investment Law and Arbitration, in cooperation with the African Institute for International Law, Arusha, Tanzania.
- 20 March 2015 : Presentation, 'Responsabilité internationale et régulation économique : la protection internationale des investissements en perspective' (Translation : 'International Responsibility and Economic Regulation : the international protection of foreign investments'), XXII^{ème} Journées juridiques Jean Dabin relatives à « La responsabilité extracontractuelle des pouvoirs publics », Louvain-la-Neuve, Belgium.
- 25 February 2015: Guest lecture, 'Investment Treaty Arbitration as Public International Law', University of Uppsala, Sweden.
- 19 February 2015: Guest lecture, 11th Otto Riese Lecture, 'Investment Treaty Arbitration as Public International Law – An Enquiry into the Foundations of International Investment Law and Arbitration, University of Lausanne, Switzerland.
- 21 November 2014: Commentator/discussant, Panel on Investment in Indonesia, Netherland-Indonesia Legal Update, Hague Institute for Global Justice, The Hague.
- 3 October 2014, Presentation of a paper on Good Faith and Treaty Interpretation in International Economic Law, National University of Singapore, Singapore.
- April 2014: Lecture 'Investment Treaty Arbitration and Non-Investment Considerations, UN Audiovisual Library of International Law, United Nations, available at http://legal.un.org/avl/ls/De-Brabandere_IEL.html#
- 14-15 March 2014: Presentation, 'Restitution and Moral Damages in Investment Treaty Arbitration', Conference on Arbitration, University of Edinburgh (UK).
- 4-7 December 2013: Commentator, Panel on Economic Self-Determination in Africa, Conference "Africa 2013. Was there something missed in the decolonization process? The international law perspective", University of Trento (Italy)
- 20 September 2013: Round-table Member, 100 Years Peace Palace & 300 Years Peace Of Utrecht Conference, "The Art of Peace Making", Peace Palace, The Hague.
- 11-13 September 2013: Presentation, 'Human Rights, the Rule of Law, and Economic Growth and Development', Sixth Beijing Forum on Human Rights, Beijing (China).
- September 2012: Presentation of a paper on the 'Third-Party Funding in International Investment Arbitration', VIAC / YAAP / ArbAut Joint Conference, Vienna International Arbitral Centre, Austria.
- May 2012: Lecture on the 'Public-Private Divide in International Investment Arbitration – the Role of the Arbitrator', CEPINA-CEPANI (Belgian International Arbitration Institute), Brussels, Belgium.
- March 2012 : Presentation of a paper '*Comment le juge constate-t-il et résout-il le conflit entre le droit belge et le droit international ?*', Conference 'Conflicts between International Law and National Law', Belgian Society of International Law, Brussels, Belgium (translation : 'How does the national Judge identify and solve conflicts between Belgian national law and international law ?')
- November 2011 Co-convener, UNITAR E-Learning Course on the International Law of Treaties, Online.
- July 2011: Lecture at the 42nd Session of the summer course of the International Institute of Human Rights René Cassin, Strasbourg, on the topic 'Transnational Economic Actors and Economic, Social and Cultural Rights'.
- 15-16.06.2011: Presentation of a paper on "Judicial and Arbitral Decisions as a Source of Rights and Obligations in International Investment Law", Expert seminar organised by Leiden University and VU University Amsterdam, Leiden.

INTERVIEWS IN NEWSPAPERS/RADIO/TELEVISION

Regularly consulted for comments on TV, Radio and in Newspapers: RTL Nieuws (NL), VRT Nieuws (Flemish Public Broadcasting - TV), Radio 1 (Flemish Public Broadcasting - Radio), Radio Free Europe, Slovenian National Broadcasting, newspapers and news sites (De Standaard (BE), Trouw, De Verdieping (NL), de Volkskrant (NL)), Bloomberg Press, BBC, Apache.be), AFP, ...