



Prof. Dr. Peter-Tobias Stoll and Agata Daszko, LL.M. (Leiden)

### **Seminar: International and EU Investment Law – Current Developments**

For decades, the safeguarding of foreign investments and investors in the European Union (EU) has been regulated by international agreements and enforced through international investment arbitration. However, following the groundbreaking ruling by the Court of Justice of the European Union the Achmea case in 2018, such arbitration is no longer permissible within the EU legal framework, leading Member States to terminate numerous bilateral investment agreements among themselves. Consequently, EU investors' investments in other EU Member States will now be exclusively governed by EU law and the European Convention on Human Rights. This seminar aims to delve into the realm of intra-EU investment protection under these new regulations and assess the effectiveness and appropriateness of such safeguards. Additionally, it will explore the EU's potential positions and activities concerning "extra-EU" investments at the international level.

The seminar will address questions such as:

- What were the primary characteristics of investment protection under international investment law?
- Why did the EU shift away from the previous system?
- How can the four freedoms of the EU contribute to the protection of investors and investments?
- Does the Charter of Fundamental Rights of the European Union adequately safeguard investment activities?
- What role does the European Convention on Human Rights play in investment protection?
- What activities do the EU and its Member States undertake regarding "extra-EU" investments?

The seminar (limit: 20 students) will be conducted **in English** and is open to law students of specialization areas (Schwerpunktbereiche) II, IV, V and IX (vorbereitende Leistung / Seminararbeit / Studienarbeit), for Erasmus exchange and master students of related programs, including those of other Faculties.

Participation requires basic knowledges of public law, EU law, international law, economic or environmental law and some English language skills. Successful participants will also be afforded a language certificate (Sprachenschein).

It is intended that the oral part of the seminar will take place in Brussels in January or February alongside with a visit to EU institutions. We are currently seeking funds to offer financial support. In any case, online participation will be made available.

Participation in the seminar requires

- an application by mail to be sent to [intecolaw@jura.uni-goettingen.de](mailto:intecolaw@jura.uni-goettingen.de) before introductory meetings, indicating (1) the name, (2) mail-address, (3) the type of examination (vorbereitende Leistung/Seminararbeit/Studienarbeit/Erasmus), (4) the level of legal and language skills, (5) a short cv and (6) a short letter of motivation,
- participation in one of the introductory meetings.
- Acceptance will be notified within 3 days after introductory meetings.

### **Timeline**

#### **Mandatory introductory meetings**

Monday, 10 July 2023, 7:00 pm (hybrid\*)

Thursday, 26 October 2023, 7:00 pm (hybrid\*)

#### **Distribution of topics**

Tuesday, 18 July, 9 am at office\*\*

Monday, 6 November, 9 am at office\*\*

\* Seminarraum of the Institut für Völkerrecht und Europarecht, Blauer Turm (MZG), 13th floor, room 13.122 (access via 12th floor) and online access will be sent out prior to the introductory meetings on request by mail.

\*\* Office: Institut für Völkerrecht und Europarecht, Blauer Turm (MZG), 13th floor, room 13.129)