



The International Economic Law and Policy Working Group is delighted to invite you to its conference on

APPELLATE REVIEW AND RULE OF LAW IN INTERNATIONAL TRADE AND INVESTMENT LAW

with

[Professor Ernst-Ulrich Petersmann](#), European University Institute,
[Professor Fabrizio Marrella](#), Ca' Foscari University of Venice,
[Dr Maria Laura Marceddu](#), European University Institute, and
[Professor Bernard Hoekman](#), European University Institute

**Thursday, 20th January 2022, 14:30-17:30 (CET)
@Refettorio – Badia and Zoom**

Why is it that the EU promotes judicialization and appellate review in trade and investment relations while the US government has unilaterally disrupted the appellate review system of the World Trade Organization and seeks to limit judicial remedies in trade and investment agreements? Is appellate review necessary for protecting rule of law, sustainable development and prevention of trade, investment and climate conflicts? Answers to these questions are influenced by the prevailing conceptions of international economic law. Commercial law conceptions and Anglo-Saxon neo-liberalism often prioritize private autonomy and business-driven arbitration and market regulation. Authoritarian governments tend to prioritize state sovereignty and intergovernmental dispute settlements. European ordo-liberalism emphasizes the need for embedding economic markets into multilevel human and constitutional rights and judicial remedies. Do regulatory competition, geopolitical rivalries, climate change, regionalism and plurilateral agreements risk undermining the UN and WTO legal orders and sustainable development objectives? How should the EU respond?

This conference aims to create an interactive and targeted discussion on these intricate questions, with presentations by esteemed scholars in international economic law and policy. The International Economic Law and Policy Working Group is therefore delighted to invite you to join this discussion on **Thursday, 20th January 2022 at 14.30 (CET)**. Please find the programme of the conference below.

This event is open to all. Please register via the [following link](#) by **Wednesday, 19th January 2022**, indicating whether you would like to attend the event in person or online. The Zoom link as well as the participants allowed to attend the event in person will be shared with registered participants prior to the event.

Programme

- 14:30-14:45 Welcome and introduction
Professor Ernst-Ulrich Petersmann | European University Institute
- 14:45-15:15 *International Investment Arbitration, the EU Proposals for Appellate Review and the Liber Amicorum for Giorgio Bernini*
Professor Fabrizio Marrella | Ca' Foscari University of Venice
- 15:15-15:35 *The EU judicialization of international economic relations*
Dr Maria Laura Marceddu | European University Institute
- 15:35-16:05 Discussion
- 16:05-16:15 Short coffee break
- 16:15-16:35 *The US Destruction of the WTO Appellate Body: Can and Should it be Reconstructed in order to Prevent Trade and Climate Conflicts through Rule of Law?*
Professor Ernst-Ulrich Petersmann | European University Institute
- 16:35-16:50 *Alternative Policy Responses: A Permanent WTO Panel?*
Professor Bernard Hoekman | European University Institute
- 16:50-17:30 Discussion