

## The Fourth Annual Forum of Developing Country Investment Negotiators October 27–29, New Delhi, India

DAY 1 – October 27, 2010		
8:30	<b>Registration</b>	
<p><b>9:00 – 9:35 Opening Ceremony</b></p> <p>9:00 – 9:10 - Welcome remarks by Ms. Nathalie Bernasconi, Senior International Lawyer and Program Leader, Investment and Sustainable Development Program, International Institute for Sustainable Development (IISD)</p> <p>9:10 – 9:20 – Introductory remarks by Mr. Offah Obale, Program Officer, Trade and Services, South Centre</p> <p>9:20 – 9:35 – Inaugural Address by Shri. R. P. Singh, Secretary, Department of Industrial Policy and Promotion, Ministry of Commerce and Industry, Government of India</p>		
9:35	<p><b>Session 1: Breaking New Ground for the International Investment Regime?</b></p> <p>The discussion will center on two recent reports:</p> <ul style="list-style-type: none"> <li>• <i>UNCTAD 2010 World Investment Report</i></li> <li>• <i>WAIPA/VALE Survey: Moving toward the fourth generation of investment promotion.</i></li> </ul>	<p>Chair: Mr. Howard Mann, IISD</p> <p>Speakers:</p> <ul style="list-style-type: none"> <li>• Mr. Carlos Bronzatto, WAIPA</li> <li>• Mr. Sergey Ripinsky, UNCTAD</li> </ul> <p>Commentators:</p> <ul style="list-style-type: none"> <li>• Mr. Nagesh Kumar, UNESCAP</li> <li>• Ms. Nirmala Jeetah, Board of Investment, Mauritius</li> </ul>
<b>11:00</b>	<b>Break</b>	
11:15	<p><b>Session 2: Critical Developments in Investment Treaties and Arbitrations: Issues facing developing countries today</b></p> <p>This session provides an overview of recent developments, including on the number of IIAs, disputes, the competence shift at the EU, evolving jurisprudence, the FTA-investment link, ICSID annulment decisions, and developments at UNCITRAL.</p>	<p>Chair: Mr. Muzikayise Dube, Swaziland</p> <p>Speakers:</p> <ul style="list-style-type: none"> <li>• Ms. Mahnaz Malik, IISD</li> <li>• Ms. Nathalie Bernasconi, IISD</li> </ul>

<b>12:30</b>	<b>Lunch</b>	
14:00	<p><b>Session 3: India's International Investment Treaties: A new way forward</b></p> <p>This session provides an overview of the approaches and thinking of the Indian government on investment frameworks and international investment treaties.</p>	<p>Chair: Dr. Neeru Chadha, Ministry of External Affairs, India</p> <p>Speakers:</p> <ul style="list-style-type: none"> <li>• Mr. V. L. Kanta Rao, Ministry of Commerce and Industry, India</li> <li>• Dr. Ram Upendra Das, Research and Information System for Developing Countries, India</li> <li>• Mr. Prabhash Ranjan, King's College</li> </ul>
<b>15:30</b>	<b>Break</b>	
16:00	<p><b>Break out session 1: Defining developing country goals in international investment regimes</b></p> <p>Each group will brainstorm on goals its participants would like to achieve by entering into international investment treaties or other investment-related instruments. How are these goals addressed in the current instruments?</p>	Group leaders and rapporteurs to be nominated by the group.
16.45	Reporting back	
<b>18:00</b>	<b>End of day</b>	
<b>18:30</b>	<b>Welcome Dinner</b>	
<b>DAY 2 – October 28, 2010</b>		
9:00	<p><b>Session 4: South-South Regional Agreements: What is different from the post-colonial North-South template? What should be different?</b></p> <p>This session will discuss South-South Agreements, including regional agreements, such as ASEAN, COMESA, and selected BITS</p>	<p>Chair: Thierry Mutombo, Senior Investment Promotion Officer, COMESA</p> <p>Speakers:</p> <ul style="list-style-type: none"> <li>• Ms. Mahnaz Malik, IISD</li> <li>• Mr. Nagesh Kumar, UNESCAP</li> <li>• Mr. Offah Obale, South Centre</li> <li>• Mr. Ancelmo Cesar Lins de Gois, Ministry of Foreign Affairs, Brazil</li> </ul>

		<ul style="list-style-type: none"> <li>Ms. Roslyn Ngeno, Investment Authority, Kenya</li> </ul>
<b>10:30</b>	<b>Break</b>	
11:00	<p><b>Session 5: Investment Protection: Recent developments in fair and equitable treatment</b></p> <p>This session provides an overview of recent developments on the concept of fair and equitable treatment and gives a snapshot of some of the approaches taken by individual countries.</p>	<p>Chair: Mr. Gustavo Guerra, Ministry of Foreign Affairs, Ecuador</p> <p>Presenter: Mr. Howard Mann, IISD</p> <p>Speakers:</p> <ul style="list-style-type: none"> <li>Mr. Prabhash Ranjan, King's College</li> <li>Mr. Tewodros Tamiru, Investment Agency, Ethiopia</li> </ul>
<b>12:30</b>	<b>Lunch</b>	
14:00	<p><b>Break-out session 2: Fair and Equitable Treatment: Is it fair? Is it equitable? Is it necessary?</b></p> <p>In the break-out session, participants share the approach taken on FET in their country and design recommendations on what approach might be most useful, given the most recent cases dealing with FET.</p> <p>Reporting back and sharing conclusions and recommendations.</p>	Group leaders and rapporteurs to be nominated by the group.
<b>15:30</b>	<b>Break</b>	
16:00	<p><b>Session 6: Arbitrators and the Arbitration System: Systemic disarray?</b></p> <p>This session will examine developments on arbitrator independence in investment arbitration and recent annulment decisions.</p>	<p>Chair: Ms. Sanya Reid Smith, South Centre</p> <p>Speakers:</p> <ul style="list-style-type: none"> <li>Ms. Nathalie Bernasconi, IISD</li> <li>Mr. Norberto Ariel Martins Mogo, Office of the Attorney General, Argentina</li> </ul>
<b>17:30</b>	<b>End of day</b>	
<b>20:00</b>	<b>Cultural Visit &amp; Group Dinner</b>	
<b>DAY 3 – October 29, 2010</b>		
9:00	<b>Breakout session 3: Ethical standards in</b>	Group leaders and rapporteurs

	<p><b>Investor-State arbitration</b></p> <p>This session looks at options on how to deal with arbitrator independence investor-State arbitration, with a particular focus on the dual role of counsel and arbitrator.</p>	to be nominated by the group.
<b>10:30</b>	<b>Break</b>	
11:00	<p><b>Session 7: Gaining Control of the International Investment Regime: What needs to be done:</b></p> <ul style="list-style-type: none"> <li>• <b>within governments?</b></li> <li>• <b>among governments?</b></li> <li>• <b>in international organizations?</b></li> </ul> <p>This session considers the discussions that were held over the past days, and identifies who could take these issues of concern forward, and how.</p>	<p>Chair: Ms. Veniana Qalo, Commonwealth Secretariat</p> <p>Speakers:</p> <ul style="list-style-type: none"> <li>• Dr. Ram Upendra Das, Research and Information System for Developing Countries, India</li> <li>• Ms. Veronica Maseda Beaumont, Proinversión (Agency for the Promotion of Private Investment), Peru</li> <li>• Mr. Hasan Aslan Akpinar, Ministry of Treasury, Turkey</li> <li>• Mr. Suon Sophal, Council for the Development of Cambodia, Cambodia</li> </ul>
<b>12:30</b>	<b>Lunch</b>	
14:00	<p><b>Gaining Control of the International Investment Regime: What needs to be done? (continued)</b></p> <p>Recommendations on ways forward</p>	Panel, continued
15:00	<b>Adopting recommendations</b>	Final Plenary
16:00	<b>Closing ceremony</b>	
<b>17:00</b>	<b>Farewell</b>	