Record Nr. UNINA9910300051103321 Autore **Bungenberg Marc** Titolo From Bilateral Arbitral Tribunals and Investment Courts to a Multilateral Investment Court: Options Regarding the Institutionalization of Investor-State Dispute Settlement / / by Marc Bungenberg, August Reinisch Cham: .: Springer International Publishing: .: Imprint: Springer. . Pubbl/distr/stampa 2018 **ISBN** 3-030-01189-5 Edizione [1st ed. 2018.] Descrizione fisica 1 online resource (213 pages) Collana Special Issue, , 2510-6880 Disciplina 347.09 346.092 Soggetti Mediation Dispute resolution (Law) Conflict management International law Trade Dispute Resolution, Mediation, Arbitration International Economic Law, Trade Law Sources and Subjects of International Law, International Organizations Lingua di pubblicazione Inglese **Formato** Materiale a stampa Livello bibliografico Monografia Nota di bibliografia Includes bibliographical references. Nota di contenuto Executive Summary -- Introduction -- Targets for the Reorganization of the Investment Protection Regime -- Design and Implementation of a Two-Tiered MIC -- Applicable Law -- Pronoucement of Decisions and Consequences -- Recognition and Enforcement of Awards.-Possibilities for the Establishment of an MIC and a Possible Connection to Existing Institutions and System Conformity -- Pure Appelate Body/Pur Appeal Mechanism - "Multilateral Investment Appeals Mechanism". Sommario/riassunto This book considers the potential setup for a future Multilateral Investment Court (MIC). The option of an MIC was first discussed by the

> EU Commission in 2016 and has since been made an official element of the EU Common Commercial Policy. In 2017, UNCITRAL also decided to discuss the possibility of an MIC, and on 20 March 2018, the Council of

the EU gave the EU Commission the mandate to negotiate the creation of an MIC. The "feasibility study" presented here is intended to contribute to a broader discussion on the options for a new international court specialized in investment protection. The cornerstones of such a new permanent court are a strict orientation on the rule of law, reduced costs of investment protection, transparency considerations, aspects of consistency in case law, and the effective enforceability of MIC decisions.