1. Record Nr. UNINA9910746986003321 Autore Wang AnQi Titolo The Interpretation and Application of the Most-Favored-Nation Clause in Investment Arbitration Pubbl/distr/stampa Boston:,: BRILL,, 2022 ©2022 **ISBN** 90-04-51789-8 Edizione [1st ed.] Descrizione fisica 313 pages Collana World Trade Institute Advanced Studies; ; 12 Disciplina 346/.092 Soggetti international law investment court of arbitration international investment Lingua di pubblicazione Inglese **Formato** Materiale a stampa Livello bibliografico Monografia Introduction -- History of the MFN Clause in International Law --Nota di contenuto Interpretation of the MFN Clause -- Applying the MFN Clause for higher substantive treatment -- Applying the MFN Clause to avoid procedural preconditions -- Applying the MFN Clause to avoid jurisdictional obstacles -- Conclusion. "In The Interpretation and Application of the Most-Favored-Nation Sommario/riassunto Clause in Investment Arbitration, Dr. Angi Wang provides suggestions for MFN drafting in future international investment agreements (IIAs). as well as for MFN application by investor-state dispute settlement (ISDS) tribunals in case of ambiguity. Dr. Wang conducts a systemic review of MFN clause in history and maps all the relevant ISDS cases. She argues that ISDS tribunals should interpret the MFN clause according to the treaty text on a case-by-case basis, and that tribunals should also consider state consent as the foundation for the jurisdiction of international adjudication, current IIA reform, and

essential treaty interpretive principles. "--editor.