1. Record Nr. UNINA9910808843403321 Autore Genest Alexandre **Titolo** Performance requirement prohibitions in international investment law / / Alexandre Genest Leiden Boston:,: Brill | Nijhoff,, 2019 Pubbl/distr/stampa **ISBN** 90-04-39210-6 Descrizione fisica 1 online resource (288 pages) Collana Nijhoff International Investment Law Series; ; volume13 Disciplina 346.092 Investments, Foreign (International law) Soggetti Lingua di pubblicazione Inglese **Formato** Materiale a stampa Livello bibliografico Monografia Based on author's thesis (doctoral - Faculty of Law, University of Ottawa Note generali and at the Faculty of Law, University of Leiden, 2017) Includes bibliographical references (pages 239-271) and index. Nota di bibliografia Nota di contenuto Front Matter -- Copyright -- Preface -- Acknowledgments --Abbreviations -- General Introduction -- Characteristics and General Objectives of Performance Requirements and PRPs -- Systemic Integration and Cross-Fertilisation for a Proper Understanding of PRPs in IIAs -- Typology and Analysis of PRPs in IIAs -- Recurring Features That Modulate the Scope and Coverage of PRPs in IIAs -- The Disruptive Broadening of PRPs by Virtue of MFN Treatment Clauses --General Conclusion and Proposals -- Back Matter -- Examples of the Main Types of Performance Requirement Prohibitions and Related Treaty Provisions -- Bibliography -- Index. In Performance Requirement Prohibitions in International Investment Sommario/riassunto Law, Alexandre Genest explores the prohibition of performance requirements in investment treaties. The author focuses on answering two questions: first, how do States prohibit performance requirements in investment treaties? And second, how should such prohibitions of performance requirements be interpreted and applied? In providing answers to these questions, Alexandre Genest breaks new ground by proposing the first empirical typology of performance requirement prohibitions in investment treaties and the first in-depth analysis of arbitral awards on the subject. Alexandre Genest formulates insightful remarks for a more deliberate and informed interpretation and

application of existing performance requirement prohibitions. These remarks will help improve the drafting of performance requirement