

## THE ASIAN TURN IN FOREIGN INVESTMENT

This collection critically discusses the increasing significance of Asian States in the field of international investment law and policy. Consisting of contributions authored by a leading team of scholars and practitioners of international investment law, this volume presents analyses of both national and multilateral investment law rule-making in Asia, including a critical discussion of certain States' approaches to balancing the different tensions between investment protection and the preservation of States' regulatory sovereignty. It also contains thematic chapters on cutting-edge developments which are of relevance to Asia as well as the global community, such as investors' obligations of due diligence, additional transparency in treaty-based investment arbitration responses by the Association of Southeast Asian Nations (ASEAN) Member States to trans-boundary haze pollution and the relevance of human rights obligations in international investment law. It also contemplates future possibilities for investor–State dispute settlement, including the use of investor–State mediation in view of the Singapore Convention on Mediation.

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# The Asian Turn in Foreign Investment

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## Acknowledgements

The economies of China, India and ASEAN are, as a regional bloc, expected to grow at 6.3 per cent per year over the next five years, accounting for about one-third (or 32.1 per cent) of global economic growth. Australia is ranked as one of the world's top five capital-importing economies, with USD 5.1 billion worth of foreign direct investment inflows into the country. Foreign direct investment is at the heart of the Asian growth story. Nonetheless, there is an increased desire to balance this growth with the right of Asian States to set regulatory priorities and to protect legitimate public welfare objectives. Investor–State dispute settlement (ISDS) has stirred debate about the balance which should be struck between safeguarding the State's right to regulate in the public interest, on the one hand, and the need to ensure an adequate level of protection for foreign investment, on the other. There is also a call to reform the ISDS process to ensure consistency, accountability and transparency, which is evidenced in 'next generation' investment-related treaties to which certain Asian States adhere.

In this twenty-two-chapter book, expert contributing authors critically examine the pivot to Asia in foreign investment law and policy, which we term the 'Asian Turn'. We are confident that this volume will make a valuable contribution to the extant literature on the subject in Asia.

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## Table of Cases

### DECISIONS OF INTERNATIONAL COURTS AND TRIBUNALS

- Abaclat and others (formerly Giovanna a Beccara and others) v. Argentine Republic (ICSID Case No. ARB/07/5, Dissenting Opinion of Georges Abi-Saab of 28 October 2011)
- Achmea B.V. (formerly Eureko B.V.) v. Slovak Republic [I] (PCA Case No. 2008–13, Final Award of 7 December 2012)
- Adel A Hamadi Al Tamimi v. Sultanate of Oman (ICSID Case No. ARB/11/33, Award of 3 November 2015)
- ADF v. United States of America (ICSID Case No. ARB (AF)/00/1, Final Award of 9 January 2003)
- Alasdair Ross Anderson et. al. v. Republic of Costa Rica (ICSID Case No. ARB(AF)/07/31, Award of 29 May 2010)
- Alps Finance and Trade AG v. Slovak Republic, (UNCITRAL, Award of 5 March 2011)
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- Agreement between the Government of Japan and the Government of the Republic of the Union of Myanmar for the Liberalisation, Promotion and Protection of Investment, signed 15 December 2013 (entered into force 7 August 2014) (Japan–Myanmar BIT)
- Agreement between the Government of New Zealand and the Government of the People's Republic of China on the Promotion and Protection of Investments, signed 22 November 1988 (entered into force 25 March 1989) (China–New Zealand BIT)
- Agreement between the Government of the Czech Republic and the Government of the Kingdom of Cambodia for the Promotion and Reciprocal Protection of Investments, signed 12 May 2008 (entered into force 23 October 2009) (Cambodia–Czechia BIT)
- Agreement between the Government of the Democratic Socialist Republic of Sri Lanka and the Government of the People's Republic of China on the Reciprocal Promotion and

- Protection of Investments, signed 13 March 1986 (entered into force 25 March 1987) (China–Sri Lanka BIT)
- Agreement between the Government of the Kingdom of Saudi Arabia and the Government of Malaysia concerning the Promotion and Reciprocal Protection of Investments, signed 25 October 2000 (entered into force 14 August 2001) (Malaysia–Saudi Arabia BIT)
- Agreement between the Government of the Kingdom of Thailand and the Government of Romania for the Promotion and Protection of Investments, signed 30 April 1993 (entered into force 20 August 1994) (Thailand–Romania BIT)
- Agreement between the Government of the Kingdom of Thailand and the Government of the Arab Republic of Egypt for the Promotion and Protection of Investments, signed 18 February 2000 (entered into force 27 February 2002) (Thailand–Egypt BIT)
- Agreement between the Government of the Lebanese Republic and the Government of Malaysia for the Promotion and Protection of Investments, signed 26 February 1998 (entered into force 20 January 2002) (Malaysia–Lebanon BIT)
- Agreement between the Government of the People's Republic of China and the Government of the Lao People's Democratic Republic concerning the Encouragement and Reciprocal Protection of Investments, signed 31 January 1993 (entered into force 1 June 1993) (China–Laos BIT)
- Agreement between the Government of the People's Republic of China and the Government of the Kingdom of Sweden on the Mutual Protection of Investments, signed 29 March 1982 (entered into force 29 March 1982) (China–Sweden BIT)
- Agreement between the Government of the People's Republic of China and the Government of the Republic of Korea on the Promotion and Protection of Investments, signed 7 September 2007 (entered into force 1 December 2007) (China–South Korea BIT (2007))]
- Agreement between the Government of the People's Republic of China and the Government of the United Republic of Tanzania concerning the Promotion and Reciprocal Protection of Investments, signed 24 March 2013 (entered into force 14 April 2014) (China–Tanzania BIT)
- Agreement between the Government of the People's Republic of China and the Government of the People's Republic of Bulgaria concerning the Reciprocal Encouragement and Protection of Investments, signed 27 June 1989 (entered into force 21 August 1994) (China–Bulgaria BIT)
- Agreement between the Government of the People's Republic of China and the Government of Romania concerning the Encouragement and Reciprocal Protection of Investments, signed 12 July 1994 (entered into force 1 September 1995) (China–Romania BIT)
- Agreement between the Government of the People's Republic of China and the Government of the Islamic Republic of Pakistan on the Reciprocal Encouragement and Protection of Investments, signed 12 February 1989 (entered into force 30 September 1990) (China–Pakistan BIT)
- Agreement between the Government of the People's Republic of China and the Government of the Republic of Chile concerning the Encouragement and the Reciprocal Protection of Investments, signed 23 March 1994 (entered into force 1 August 1995) (China–Chile BIT)
- Agreement between the Government of the People's Republic of China and the Government of the Republic of Peru concerning the Encouragement and Reciprocal Protection of Investments, signed 9 June 1994 (entered into force 1 February 1995) (China–Peru BIT)

- Agreement between the Government of the People's Republic of China and the Government of the Republic of Iceland concerning the Promotion and Reciprocal Protection of Investments, signed 31 March 1994 (entered into force 1 March 1997) (China–Iceland BIT)
- Agreement between the Government of the People's Republic of China and the Government of the Kingdom of Thailand for the Promotion and Protection of Investments, signed 12 March 1985 (entered into force 13 December 1985) (China–Thailand BIT)
- Agreement between the Government of the People's Republic of China and the Government of Malaysia concerning the Reciprocal Encouragement and Protection of Investments, signed 21 November 1988 (entered into force 31 March 1990) (China–Malaysia BIT)
- Agreement between the Government of the People's Republic of China and the Government of the Republic of the Philippines concerning Encouragement and Reciprocal Protection of Investments, signed 20 July 1992 (entered into force 8 September 1995) (China–Philippines BIT)
- Agreement between the Government of the People's Republic of China and the Government of the Socialist Republic of Vietnam concerning Encouragement and Reciprocal Protection of Investments, signed 2 December 1992 (entered into force 1 September 1993) (China–Vietnam BIT)
- Agreement between the Government of the People's Republic of China and the Government of the Kingdom of Cambodia for the Promotion and Protection of Investment, signed 19 July 1996 (entered into force 1 February 2000) (China–Cambodia BIT)
- Agreement between the Government of the People's Republic of China and the Government of the Union of Myanmar on the Promotion and Protection of Investments, signed 12 December 2001 (entered into force 21 May 2002) (China–Myanmar BIT)
- Agreement between the Government of the People's Republic of China and the Government of the Republic of France on the Encouragement and Reciprocal Protection of Investments, signed 26 November 2007 (entered into force 20 August 2010) (China–France BIT (2007))
- Agreement between the Government of the People's Republic of China and the Government of the Republic of Uzbekistan on the Promotion and Protection of Investments, signed 19 April 2011 (entered into force 1 September 2011) (China–Uzbekistan BIT)
- Agreement between the Government of the People's Republic of China and the Government of the Federal Republic of Nigeria on the Reciprocal Promotion and Protection of Investments, signed 27 August 2001 (entered into force 18 February 2010) (China–Nigeria BIT)
- Agreement between the Government of the People's Republic of China and the Portuguese Republic on the Encouragement and Reciprocal Protection of Investments, signed 9 December 2005 (entered into force 26 July 2008) (China–Portugal BIT (2005))
- Agreement between the Government of the People's Republic of China and the Government of the Republic of Singapore on the Promotion and Reciprocal Protection of Investments, signed 21 November 1985 (entered into force 7 February 1986) (China–Singapore BIT)
- Agreement between the Government of the Republic of Colombia and the Government of the Republic of Peru on the Promotion and Reciprocal Protection of Investments, signed 26 April 1994 (entered into force 21 March 2004, terminated 30 December 2010) (Peru–Colombia BIT)
- Agreement between the Government of the Republic of Finland and the Government of the Republic of Indonesia for the Promotion and Protection of Investments, signed 13 March 1996 (entered into force 7 June 1997, terminated 2 August 2008) (Indonesia–Finland BIT)

- Agreement between the Government of the Republic of India and the Government of the Republic of Cyprus for the Mutual Promotion and Protection of Investments, signed 9 April 2002 (entered into force 12 January 2004, terminated 22 March 2017) (India–Cyprus BIT)
- Agreement between the Government of the Republic of India and the Government of the Republic of Mauritius for the Promotion and Protection of Investments, signed 4 September 1998 (entered into force 20 June 2000, terminated 22 March 2017) (India–Mauritius BIT)
- Agreement between the Government of the Republic of India and the Government of the Republic of Iceland for the Promotion and Protection of Investments, signed 29 June 2007 (entered into force 16 December 2008, terminated 21 July 2019) (India–Iceland BIT)
- Agreement between the Government of the Republic of India and the Government of the Republic of Austria for the Promotion and Protection of Investments, signed 8 November 1999 (entered into force 1 March 2001, terminated 24 March 2017) (India–Austria BIT)
- Agreement between the Government of the Republic of India and the Government of the Republic of the Philippines for the Promotion and Protection of Investments, signed 28 January 2000 (entered into force 29 January 2001) (India–Philippines BIT)
- Agreement between the Government of the Republic of India and the Government of the Republic of Armenia for the Promotion and Protection of Investments, signed 23 May 2003 (entered into force 30 May 2006, terminated 22 March 2017) (India–Armenia BIT)
- Agreement between the Government of the Republic of India and the Government of the Kingdom of Bahrain for the Promotion and Protection of Investments, signed 13 January 2004 (entered into force 5 December 2007, terminated 4 December 2017) (India–Bahrain BIT)
- Agreement between the Government of the Republic of India and the Government of the People's Republic of Bangladesh for the Promotion and Protection of Investments, signed 9 February 2009 (entered into force 7 July 2011) (India–Bangladesh BIT)
- Agreement between the Government of the Republic of India and the Government of the Republic of Belarus for the Promotion and Protection of Investments, signed 27 November 2002 (entered into force 23 November 2003, terminated 22 March 2017) (India–Belarus BIT)
- Agreement between the Government of the Republic of India and the Belgium-Luxembourg Economic Union for the Promotion and Protection of Investments, signed 31 October 1997 (entered into force 8 January 2001, terminated 22 March 2017) (India–BLEU BIT)
- Agreement between the Government of the Republic of India and the Government of the Republic of Bulgaria for the Promotion and Protection of Investments, signed 29 October 1998 (entered into force 23 September 1999, terminated 22 March 2017) (India–Bulgaria BIT)
- Agreement between the Government of the Republic of India and the Government of the People's Republic of China for the Promotion and Protection of Investments, signed 21 November 2006 (entered into force 1 August 2007, terminated 3 October 2018) (India–China BIT)
- Agreement between the Government of the Republic of India and the Government of the Arab Republic of Egypt for the Promotion and Protection of Investments, signed 9 April 1997 (entered into force 22 November 2000, terminated 29 March 2016) (India–Egypt BIT)
- Agreement between the Government of the Republic of India and the Hashemite Kingdom of Jordan for the Promotion and Protection of Investments, signed 30 November 2006 (entered into force 22 January 2009) (India–Jordan BIT)

- Agreement between the Government of the Republic of India and the Government of the Republic of Latvia for the Promotion and Protection of Investments, signed 18 February 2010 (entered into force 27 November 2010) (India–Latvia BIT)
- Agreement between the Government of the Republic of India and the Government of Mongolia for the Promotion and Protection of Investments, signed 3 January 2001 (entered into force 29 April 2002, terminated 22 March 2017) (India–Mongolia BIT)
- Agreement between the Government of the Republic of India and the Government of the Kingdom of Morocco for the Promotion and Protection of Investments, signed 13 February 1999 (entered into force 22 February 2001, terminated 22 March 2017) (India–Morocco BIT)
- Agreement between the Government of the Republic of India and the Government of the Socialist Republic of Vietnam for the Promotion and Protection of Investments, signed 9 March 1997 (entered into force 1 December 1999, terminated 22 March 2017) (India–Vietnam BIT)
- Agreement between the Government of the Republic of India and the Government of the Republic of Mozambique for the Reciprocal Promotion and Protection of Investments, signed 19 February 2009 (entered into force 23 September 2009) (India–Mozambique BIT)
- Agreement between the Government of the Republic of India and the Government of the Sultanate of Oman for the Promotion and Protection of Investments, signed 2 April 1997 (entered into force 13 October 2000, terminated 22 March 2017) (India–Oman BIT)
- Agreement between the Government of the Republic of India and the Government of Romania for the Promotion and Reciprocal Protection of Investments, signed 17 November 1997 (entered into force 9 December 1999, terminated 22 March 2017) (India–Romania BIT)
- Agreement between the Government of the Republic of India and the Government of the Kingdom of Saudi Arabia concerning the Encouragement and Reciprocal Protection of Investments, signed 25 January 2006 (entered into force 20 May 2008, terminated 31 July 2019) (India–Saudi Arabia BIT)
- Agreement between the Government of the Republic of India and the Government of the Republic of Finland on the Promotion and Protection of Investments, signed 7 November 2002 (entered into force 9 April 2003, terminated 31 July 2019) (India–Finland BIT)
- Agreement between the Government of the Republic of India and the Government of the Kingdom of Denmark concerning the Promotion and Reciprocal Protection of Investments, signed 9 September 1995 (entered into force 28 August 1996, terminated 13 May 2017) (India–Denmark BIT)
- Agreement between the Government of the Republic of India and the Government of the Italian Republic on the Promotion and Protection of Investments, signed 21 November 1995 (entered into force 26 March 1998, terminated 23 March 2017) (India–Italy BIT)
- Agreement between the Government of the Republic of India and the Government of the Republic of Senegal for the Promotion and Protection of Investments, signed 3 July 2008 (entered into force 17 October 2009) (India–Senegal BIT)
- Agreement between the Government of the Republic of India and the Government of the United Arab Emirates on the Promotion and Protection of Investments, signed 12 December 2013 (entered into force 21 August 2014) (India–UAE BIT)
- Agreement between the Government of the Republic of India and the Government of the State of Qatar for the Reciprocal Promotion and Protection of Investments, signed

- 7 April 1999 (entered into force 15 December 1999, terminated 22 March 2017) (India–Qatar BIT)
- Agreement between the Government of the Republic of India and the Government of the Union of Myanmar for the Reciprocal Promotion and Protection of Investments, signed 24 June 2008 (entered into force 8 February 2009) (India–Myanmar BIT)
- Agreement between the Government of the Republic of India and the Government of the Democratic Socialist Republic of Sri Lanka for the Promotion and Protection of Investment, signed 22 January 1997 (entered into force 13 February 1998, terminated 22 March 2017) (India–Sri Lanka BIT)
- Agreement between the Government of the Republic of India and the Government of the United Mexican States on the Promotion and Protection of Investments, signed 21 May 2007 (entered into force 23 February 2008, terminated 30 July 2019) (India–Mexico BIT)
- Agreement between the Government of the Republic of India and the Government of the Republic of Poland for the Promotion and Protection of Investments, signed 7 October 1996 (entered into force 31 December 1997, terminated 22 March 2017) (India–Poland BIT)
- Agreement between the Government of the Republic of India and the Government of His Majesty the Sultan and Yang-Di-Pertuan of Brunei-Darussalam on the Reciprocal Promotion and Protection of Investments, signed 22 May 2008 (entered into force 18 January 2009) (India–Brunei BIT)
- Agreement between the Government of the Republic of India and the Government of the Syrian Arab Republic on the Mutual Promotion and Protection of Investments, signed 18 June 2008 (entered into force 22 January 2009) (India–Syria BIT)
- Agreement between the Government of the Republic of India and the Government of the Republic of Trinidad and Tobago for the Promotion and Protection of Investments, signed 12 March 2007 (entered into force 7 October 2007, terminated 15 August 2018) (India–Trinidad and Tobago BIT)
- Agreement between the Government of the Republic of Indonesia and the Government of the People's Republic of China on the Promotion and Protection of Investments, signed 18 November 1994 (entered into force 1 April 1995, terminated 31 March 2015) (China–Indonesia BIT (1994))
- Agreement between the Government of the Republic of Indonesia and the Government of the Kingdom of Denmark concerning the Promotion and Protection of Investments, signed 22 January 2007 (entered into force 15 October 2009) (Indonesia–Denmark BIT)
- Agreement between the Government of the Republic of Indonesia and Government of the Argentine Republic for the Promotion and Protection of Investments, signed 11 October 2018 (not yet in force) (Indonesia–Singapore BIT)
- Agreement between the Government of the Republic of Indonesia and Government of Serbia for the Promotion and Protection of Investments, signed 6 September 2011 (not yet in force) (Indonesia–Serbia BIT)
- Agreement between the Government of the Republic of Indonesia and Government of the Argentine Republic for the Promotion and Protection of Investments, signed 7 November 1995 (entered into force 1 March 2001, terminated 19 October 2016) (Indonesia–Argentina BIT)
- Agreement between the Government of the Republic of Indonesia and Government of the Republic of Malaysia for the Promotion and Protection of Investments, signed 22 January 1994 (entered into force 27 October 1999, terminated 20 June 2015) (Indonesia–Malaysia BIT)
- Agreement between the Government of the Republic of Indonesia and Government of the Lao People's Democratic Republic concerning the Promotion and Protection of

- Investments, signed 18 October 1994 (entered into force 14 October 1995, terminated 13 October 2015) (Indonesia–Laos BIT)
- Agreement between the Government of the Republic of Indonesia and the Government of the Kingdom of Cambodia concerning the Promotion and Protection of Investments, signed 16 March 1999 (terminated 7 January 2016) (Indonesia–Cambodia BIT)
- Agreement between the Government of the Republic of Indonesia and the Government of the Socialist Republic of Vietnam for the Promotion and Protection of Investments, signed 25 October 1991 (entered into force 3 April 1994, terminated 7 January 2016) (Indonesia–Vietnam BIT)
- Agreement between the Government of the Republic of Kazakhstan and the Government of the Republic of Macedonia on the Reciprocal Promotion and Protection of Investments, signed 2 July 2012 (entered into force 21 May 2016) (Kazakhstan–North Macedonia BIT)
- Agreement between the Government of the Republic of Korea and the Government of the Socialist Republic of Vietnam for the Promotion and Protection of Investments, signed 15 September 2003 (entered into force 5 June 2004) (Korea–Vietnam BIT)
- Agreement between the Government of the Republic of Korea and the Government of the Republic of the Union of Myanmar for the Promotion and Protection of Investments, signed 6 June 2014 (entered into force 31 October 2018) (Korea–Myanmar BIT)
- Agreement between the Government of the Republic of Korea and the Government of Japan for the Liberalisation, Promotion and Protection of Investment, signed 22 March 2002 (entered into force 1 January 2003) (Japan–South Korea BIT)
- Agreement between the Government of the Republic of Korea and the Government of the Republic of Indonesia concerning the Promotion and Protection of Investments, signed 16 February 1991 (entered into force 10 March 1994) (Indonesia–South Korea BIT)
- Agreement between the Government of the Republic of Singapore and the Government of the Republic of Colombia for the Promotion and Protection of Investments, signed 27 September 2010 (entered into force 16 June 2012) (Singapore–Russia BIT)
- Agreement between the Government of the Republic of Singapore and the Government of the Republic of Colombia for the Promotion and Protection of Investments, signed 12 July 2013 (not yet in force) (Singapore–Colombia BIT)
- Agreement between the Government of the Republic of Singapore and the Government of the Republic of Uzbekistan on the Promotion and Protection of Investments, signed 15 July 2003 (entered into force 23 November 2003) (Singapore–Uzbekistan BIT)
- Agreement between the Government of the Republic of Singapore and the Government of Ukraine on the Promotion and Reciprocal Protection of Investments, signed 18 September 2006 (entered into force 14 July 2007) (Ukraine–Singapore BIT)
- Agreement between the Government of the Republic of Turkey and the Government of the State of Kuwait concerning the Reciprocal Promotion and Protection of Investments, signed 27 May 2010 (entered into force 8 May 2013) (Kuwait–Turkey BIT)
- Agreement between the Government of the Russian Federation and the Government of the Republic of India for the Promotion and Mutual Protection of Investments, signed 23 December 1994 (entered into force 5 August 1996, terminated 27 April 2017) (India–Russia BIT)
- Agreement between the Government of the Slovak Republic and the Government of the Republic of Kenya for the Promotion and Reciprocal Protection of Investments, signed 14 December 2011 (not yet in force) (Kenya–Slovakia BIT)

- Agreement between the Government of the Slovak Republic and the Government of Malaysia for the Promotion and Protection of Investments, signed 12 July 2007 (entered into force 5 February 2012) (Malaysia–Slovakia BIT)
- Agreement between the Government of the State of Israel and the Government of the Republic of the Union of Myanmar for the Reciprocal Promotion and Protection of Investments, signed 5 October 2014 (entered into force 5 September 2017) (Myanmar–Israel BIT)
- Agreement between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of the United Mexican States for the Promotion and Reciprocal Protection of Investments, signed 12 May 2006 (entered into force 25 July 2007) (UK–Mexico BIT)
- Agreement between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of the Kingdom of Thailand for the Promotion of the Investment of Capital and for the Protection of Investments, signed 28 November 1978 (entered into force 11 August 1979) (UK–Thailand BIT)
- Agreement between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of the Republic of Indonesia for the Promotion and Protection of Investments, signed 27 April 1976 (entered into force 24 March 1977) (UK–Indonesia BIT)
- Agreement between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of the Democratic Socialist Republic of Sri Lanka for the Promotion and Protection of Investments, signed 13 February 1980 (entered into force 18 December 1980) (UK–Sri Lanka BIT)
- Agreement between the Government of the United Mexican States and the Government of the People's Republic of China on the Promotion and Reciprocal Protection of Investments, signed 11 July 2008 (entered into force 6 June 2009) (China–Mexico BIT)
- Agreement between the Government of the United Mexican States and the Government of the Republic of Iceland on the Promotion and Reciprocal Protection of Investments, signed 24 June 2005 (entered into force 28 April 2006) (Mexico–Iceland BIT)
- Agreement between the Kingdom of Spain and the Russian Federation on the Promotion and Reciprocal Protection of Investments, signed 26 October 1990 (entered into force 28 November 1991) (Spain–Russia BIT)
- Agreement between the People's Republic of China and the Federal Republic of Germany on the Encouragement and Reciprocal Protection of Investments, signed 1 December 2003 (entered into force 11 November 2005) (China–Germany BIT (2003))
- Agreement between the People's Republic of China and the Kingdom of Spain on the Promotion and Reciprocal Protection of Investments, signed 14 November 2005 (entered into force 1 July 2008) (China–Spain BIT (2005))
- Agreement between the People's Republic of China and the Republic of Finland on the Promotion and Reciprocal Protection of Investments, signed 15 November 2004 (entered into force 15 November 2006) (China–Finland BIT (2004))
- Agreement between the Portuguese Republic and the Republic of India on the Mutual Promotion and Protection of Investments, signed 28 June 2000 (entered into force 19 July 2002, terminated 22 March 2017) (India–Portugal BIT)
- Agreement between the Republic of Austria and the Republic of the Philippines for the Promotion and Reciprocal Protection of Investments, signed 11 April 2002 (entered into force 1 December 2003) (Philippines–Austria BIT)

- Agreement between the Republic of Colombia and the Republic of India for the Promotion and Protection of Investments, signed 10 November 2009 (not yet in force) (India–Colombia BIT)
- Agreement between the Republic of India and the Commonwealth of Australia for the Promotion and Protection of Investments (signed 26 February 1999, entered into force 4 May 2000) (India–Australia BIT)
- Agreement between the Republic of India and the Commonwealth of Australia for the Promotion and Protection of Investments, signed 17 November 1992 (entered into force 29 July 1993) (Australia–Indonesia BIT)
- Agreement between the Republic of India and the Federal Republic of Germany for the Promotion and Protection of Investments, signed 10 July 1995 (entered into force 13 July 1998, terminated 3 June 2017) (India–Germany BIT)
- Agreement between the Republic of India and the Kingdom of Spain for the Promotion and Reciprocal Protection of Investments, signed 20 September 1997 (entered into force 15 December 1998, terminated 23 September 2016) (India–Spain BIT)
- Agreement between the Republic of India and the Kingdom of the Netherlands for the Promotion and Protection of Investments, signed 6 November 1995 (entered into force 1 December 1996, terminated 1 November 2016) (India–Netherlands BIT)
- Agreement between the Republic of India and the Republic of France for the Promotion and Protection of Investments, signed 2 September 1997 (entered into force 17 May 2000, terminated 15 April 2017) (India–France BIT)
- Agreement between the Republic of India and the Republic of Hungary for the Promotion and Protection of Investments, signed 3 November 2003 (entered into force 2 January 2006, terminated 29 March 2017) (India–Hungary BIT)
- Agreement between the Republic of India and the Slovak Republic for the Promotion and Reciprocal Protection of Investments, signed 25 September 2006 (entered into force 27 September 2007, terminated 22 March 2017) (India–Slovakia BIT)
- Agreement between the Republic of India and the United Kingdom of Great Britain and Northern Ireland for the Promotion and Protection of Investments, signed 14 March 1994 (entered into force 6 January 1995, terminated 22 March 2017) (India–UK BIT)
- Agreement between the Republic of Indonesia and the Federal Republic of Germany for the Promotion and Protection of Investments, signed 14 May 2003 (entered into force 2 June 2007, terminated 1 June 2017) (Germany–Indonesia BIT)
- Agreement between the Republic of Indonesia and the Government of the Republic of India for the Promotion and Protection of Investments, signed 10 February 1999 (entered into force 22 January 2004, terminated 7 April 2016) (India–Indonesia BIT)
- Agreement between the Republic of Indonesia and the Russian Federation for the Promotion and Protection of Investments, signed 6 September 2007 (entered into force 15 October 2009) (Indonesia–Russia BIT)
- Agreement between the Slovak Republic and the Islamic Republic of Iran for the Promotion and Reciprocal Protection of Investments, signed 19 January 2016 (entered into force 30 August 2017) (Iran–Slovakia BIT)
- Agreement between the State of Israel and Japan for the Liberalisation, Promotion and Protection of Investment, signed 1 February 2017 (entered into force 5 October 2017) (Japan–Israel BIT)

- Agreement between the State of Kuwait and the Republic of India for the Encouragement and Reciprocal Protection of Investments, signed 27 November 2001 (entered into force 28 June 2003, terminated 27 June 2018) (India–Kuwait BIT)
- Agreement between the Swiss Confederation and the Kingdom of Thailand on the Promotion and Reciprocal Protection of Investments, signed 17 November 1997 (entered into force 21 July 1999) (Thailand–Switzerland BIT)
- Agreement between the Swiss Confederation and the Republic of India for the Promotion and Protection of Investments, signed 4 April 1997 (entered into force 16 February 2000, terminated 6 April 2017) (India–Switzerland BIT)
- Agreement between the Swiss Federal Council and the Government of the People's Republic of China on the Promotion and Reciprocal Protection of Investments, signed 27 January 2009 (entered into force 13 April 2010) (China–Switzerland BIT (2009))
- Agreement between the United Arab Emirates, on the one hand, and the Belgian–Luxembourg Economic Union, on the other hand, on the Reciprocal Promotion and Protection of Investments, signed 8 March 2004 (entered into force 22 November 2007) (BLEU–UAE BIT)
- Agreement between the United States of America and the Oriental Republic of Uruguay concerning the Encouragement and Reciprocal Protection of Investment, signed 4 November 2005 (entered into force 31 October 2006) (US–Uruguay BIT)
- Agreement on Economic Co-operation between the Government of the Kingdom of the Netherlands and the Government of the Kingdom of Thailand, signed 6 June 1972 (entered into force 3 March 1973) (Netherlands–Thailand BIT)
- Agreement on Encouragement and Reciprocal Protection of Investments between the Government of the People's Republic of China and the Government of the Kingdom of the Netherlands, signed 26 November 2001 (entered into force 1 August 2004) (China–Netherlands BIT (2004))
- Agreement on Encouragement and Reciprocal Protection of Investments between the Kingdom of the Netherlands and the Czech and Slovak Federal Republic, signed 29 April 1991 (entered into force 1 October 1992) (Netherlands–Slovakia BIT)
- Agreement on Encouragement and Reciprocal Protection of Investments between the Kingdom of the Netherlands and the Czech and Slovak Federal Republic, signed 29 April 1991 (entered into force 1 October 1992) (Netherlands–Czechia BIT)
- Agreement on the Encouragement and Reciprocal Protection of Investments between the Kingdom of the Netherlands and the Sultanate of Oman, signed 17 January 2009 (not yet in force) (Oman–Netherlands BIT)
- Modification of the Agreement on the Promotion and Mutual Protection of Investments between China and Cuba, signed 20 April 2007 (entered into force 1 December 2008) (Modification to China–Cuba BIT)
- Treaty between Thailand and the Federal Republic of Germany concerning the Promotion and Reciprocal Protection of Investments, signed 13 December 1961 (entered into force 10 April 1965, terminated 20 October 2004) (Germany–Thailand BIT)
- Treaty with the Czech and Slovak Federal Republic concerning the Reciprocal Encouragement and Protection of Investment, signed 22 October 1991 (entered into force 19 December 1992, amended 1 May 2004) (US–Czechia BIT)

## MULTILATERAL INVESTMENT TREATIES AND FREE TRADE AGREEMENTS

- Agreement among the Government of Brunei Darussalam, the Republic of Indonesia, Malaysia, the Republic of the Philippines, the Republic of Singapore and the Kingdom of Thailand for the Promotion and Protection of Investments, signed 15 December 1987 (entered into force 2 August 1988)
- Agreement between Japan and the Republic of Singapore for a New-Age Economic Partnership Agreement, signed 13 January 2002 (entered into force 30 November 2002) (Japan–Singapore EPA)
- Agreement between New Zealand and Singapore on a Closer Economic Partnership, signed 14 November 2000 (entered into force 1 January 2001) (NZ–Singapore CEPA)
- Agreement between New Zealand and the Territory of Taiwan, Penghu, Kinmen and Matsu on Economic Cooperation, signed 10 July 2013 (entered into force 1 December 2013) (ANZTEC)
- Agreement between the Government of Japan and the Government of Malaysia for an Economic Partnership, signed December 2005 (entered into force 13 July 2006) (Japan–Malaysia EPA)
- Agreement Establishing the Association of South–East Asian Nations (ASEAN)– Australia–New Zealand Free Trade Area, signed 27 February 2009, [2010] ATS 1 (entered into force 1 January 2010 for Australia, New Zealand, Brunei, Burma, Malaysia, the Philippines, Singapore and Vietnam; 12 March 2010 for Thailand; 1 January 2011 for Laos; 4 January 2011 for Cambodia) (ASEAN–Australia–New Zealand FTA)
- Agreement on Investment Among the Governments of the Hong Kong Special Administrative Region and the Member States of ASEAN, signed 12 November 2017 (entered into force 17 June 2019) (ASEAN–Hong Kong Investment Agreement)
- Agreement on Investment of the Framework Agreement on Comprehensive Economic Cooperation between China and the ASEAN, signed 15 August 2009 (entered into force 1 January 2010) (ASEAN–China Investment Agreement)
- Agreement on Investment under the Framework Agreement on Comprehensive Economic Cooperation among the Governments of the Member Countries of ASEAN and India, signed 12 November 2014 (not yet in force) (ASEAN–India Investment Agreement)
- Agreement on Investment under the Framework Agreement on Comprehensive Economic Cooperation among the Governments of the Member Countries of ASEAN and the Republic of Korea, signed 2 June 2009 (entered into force 1 September 2009) (ASEAN–Korea Investment Agreement)
- Agreement on Trade and Economic Cooperation between the European Economic Community and the People’s Republic of China, signed 21 May 1985 (entered into force 1 October 1985) (EU–China Trade and Economic Cooperation Agreement)
- ASEAN–Japan Comprehensive Economic Partnership Agreement, signed 28 March 2008 (entered into force 1 December 2008) (Japan–ASEAN EPA)
- ASEAN Comprehensive Investment Agreement, signed 26 February 2009 (entered into force 1 March 2012) (ACIA)
- Canada–Colombia Free Trade Agreement, signed 21 November 2008 (entered into force 15 August 2011) (Canada–Colombia FTA)
- Canada–Honduras Free Trade Agreement, signed 5 November 2013 (entered into force 1 October 2014) (Canada–Honduras FTA)

- Canada–Panama Free Trade Agreement, signed 11 August 2009 (entered into force 1 April 2013) (Canada–Panama FTA)
- Canada–Peru Free Trade Agreement, signed 29 May 2008 (entered into force 1 August 2009) (Canada–Peru FTA)
- China–Australia Free Trade Agreement, signed 17 June 2015 (entered into force 20 December 2015) (China–Australia FTA)
- China–Hong Kong Closer Economic Partnership Arrangement, signed 29 June 2003 (entered into force 29 June 2003) (China–Hong Kong CEPA)
- China–Iceland Free Trade Agreement, signed 15 April 2013 (entered into force 2 July 2014) (China–Iceland FTA)
- China–Korea Free Trade Agreement, signed 1 June 2015 (entered into force 20 December 2015) (China–Korea FTA)
- China–New Zealand Free Trade Agreement, signed 7 April 2008 (entered into force 1 October 2008) (China–New Zealand FTA)
- China–Pakistan Free Trade Agreement, signed 24 November 2006 (entered into force 1 July 2007) (China–Pakistan FTA)
- China–Peru Free Trade Agreement, signed 28 April 2009 (entered into force 1 March 2010) (China–Peru FTA)
- China–Singapore Free Trade Agreement, signed 23 October 2008 (entered into force 1 January 2009) (China–Singapore FTA)
- China–Switzerland Free Trade Agreement, signed 6 July 2013 (entered into force 1 July 2014) (China–Switzerland FTA)
- Colombia–Korea Free Trade Agreement, signed 21 February 2013 (entered into force 15 July 2016) (Colombia–Korea FTA)
- Comprehensive and Progressive Agreement for Trans–Pacific Partnership, signed 8 March 2018 (entered into force 30 December 2018 for Australia, Canada, Japan, New Zealand, Mexico and Singapore; 14 January 2019 for Vietnam) (CPTPP)
- Comprehensive Economic Cooperation Agreement between the Republic of India and the Republic of Singapore, signed 29 June 2005 (entered into force 1 August 2005) (India–Singapore CECA)
- Comprehensive Free Trade Agreement for Closer Economic Partnership between Pakistan and Malaysia, signed 8 November 2007 (entered into force 1 January 2008) (Pakistan–Malaysia FTA)
- Comprehensive Trade and Economic Agreement between Canada and the European Union, signed 30 October 2016 (provisionally entered into force 21 September 2017) (CETA)
- Economic Partnership Agreement between the European Union and Japan, signed 17 July 2018 (entered in force 1 February 2019) (EU–Japan EPA)
- Energy Charter Treaty, signed 17 December 1994, (1995) 34 ILM 381 (entered into force 16 April 1998)
- European Union–Singapore Free Trade Agreement, signed 19 October 2018 (not yet in force) (EU–Singapore FTA)
- European Union–Singapore Investment Protection Agreement, signed 19 October 2018 (not yet in force) (EU–Singapore IPA)
- European Union–South Korea Free Trade Agreement, signed 15 October 2009 (entered into force 13 December 2015) (EU–Korea FTA)
- European Union–Vietnam Free Trade Agreement, signed 30 June 2019 (not yet in force) (EU–Vietnam FTA)

European Union–Vietnam Investment Protection Agreement, signed 30 June 2019 (not yet in force) (EU–Vietnam IPA)
Framework Agreement on Comprehensive Economic Cooperation between the Governments of the Member States of ASEAN and the Government of the People’s Republic of China, signed 4 November 2002 (entered into force on 1 January 2010) (ASEAN–China FTA)
Free Trade Agreement between Mexico and Central America, signed 22 November 2011 (entered into force 1 July 2013) (Mexico–Central America FTA)
Free Trade Agreement between the Islamic Republic of Pakistan and the Democratic Socialist Republic of Sri Lanka, signed 1 August 2002 (entered into force 12 June 2005) (Sri Lanka–Pakistan FTA)
Hong Kong–New Zealand Closer Economic Partnership Agreement, signed 29 March 2010 (entered into force 1 January 2011) (HK–NZ CEPA)
India–Japan Comprehensive Economic Partnership Agreement, signed 15 February 2011 (entered into force 1 August 2011) (India–Japan CEPA)
India–Korea Comprehensive Economic Partnership Agreement, signed 7 August 2009 (entered into force 1 January 2010) (India–Korea CEPA)
India–Malaysia Comprehensive Economic Cooperation Agreement, signed 18 February 2011 (entered into force 1 July 2011) (India–Malaysia CECA)
India–Sri Lanka Free Trade Agreement, signed 28 December 1998 (entered in to force 15 December 2001) (India–Sri Lanka FTA)
Indonesia–Australia Comprehensive Economic Partnership Agreement, signed 4 March 2019 (not yet in force) (IA–CEPA)
Indonesia–EU Comprehensive Economic Partnership Agreement (not yet signed) (IE–CEPA)
Investment Agreement for the COMESA Common Investment Area, signed 23 May 2007 (not yet in force) (COMESA Investment Agreement)
Investment Promotion and Protection Agreement between Japan, Republic of Korea and China, signed 13 May 2012 (entered into force 17 May 2014) (PRC–Japan–Republic of Korea Trilateral Investment Treaty)
Japan–Australia Economic Partnership Agreement, signed 8 July 2014 (entered into force 15 January 2015) (JAEPA)
Japan–Brunei Economic Partnership Agreement, signed 18 June 2007 (entered into force 31 July 2008) (Japan–Brunei EPA)
Japan–Chile Economic Partnership Agreement, signed 27 March 2007 (entered into force 3 September 2007)
Japan–Indonesia Economic Partnership Agreement, signed 20 August 2007 (entered into force 1 July 2008) (Japan–Indonesia EPA)
Japan–Malaysia Economic Partnership Agreement, signed 13 December 2005 (entered into force 13 July 2006)(Japan–Malaysia EPA)
Japan–Mexico Economic Partnership Agreement, signed 17 September 2004 (entered into force 1 April 2005) (Japan–Mexico EPA)
Japan–Mongolia Economic Partnership Agreement, signed 10 February 2015 (entered into force 7 June 2016) (Japan–Mongolia EPA)
Japan–Philippines Economic Partnership Agreement, signed 8 September 2006 (entered into force 11 December 2008) (Japan–Philippines EPA)
Japan–Switzerland Economic Partnership Agreement, signed 19 February 2009 (entered into force 1 September 2009) (Japan–Switzerland EPA)

- Japan–Thailand Economic Partnership Agreement, signed 3 April 2007 (entered into force 1 November 2007) (Japan–Thailand EPA)
- Japan–Vietnam Economic Partnership Agreement, signed 25 December 2008 (entered into force 1 October 2009) (Japan–Vietnam EPA)
- Korea–Australia Free Trade Agreement, signed 8 April 2014 (entered into force 12 December 2016) (Korea–Australia FTA)
- Korea–Canada Free Trade Agreement, signed 11 March 2014 (entered into force 1 January 2015) (CKFTA)
- Korea–Singapore Free Trade Agreement, signed 4 August 2005 (entered into force 2 March 2006) (Korea–Singapore FTA)
- Korea–US Free Trade Agreement, signed 30 June 2007 (entered into force 1 March 2012) (KORUS FTA)
- Korea–Vietnam Free Trade Agreement, signed 5 May 2015 (entered into force 20 December 2015) (VKFTA)
- New Zealand–Malaysia Free Trade Agreement, signed 26 October 2009 (entered into force 1 August 2010) (NZ–Malaysia FTA)
- North American Free Trade Agreement, signed 17 December 1992, United States–Canada–Mexico (1993) 32 ILM 289, 605 (entered into force 1 January 1994)
- Protocol on Investment to the Australia–New Zealand Closer Economic Relations Trade Agreement, signed 16 February 2011 (entered into force 1 March 2013) (ANZCERTA Investment Protocol)
- Singapore–Australia Free Trade Agreement, signed 17 February 2003 (entered into force 28 July 2003) (Singapore–Australia FTA)
- Singapore–Costa Rica Free Trade Agreement, signed 6 April 2010 (entered into force 1 July 2013) (Singapore–Costa Rica FTA)
- Singapore–EFTA Free Trade Agreement, signed 26 June 2002 (entered into force 1 January 2003) (Singapore–EFTA FTA)
- South African Development Community Protocol on Finance and Investment, signed 18 August 2006 (entered into force 16 April 2010)
- Sri Lanka–Singapore Free Trade Agreement, signed 21 January 2018 (entered into force 1 May 2018) (Sri Lanka–Singapore FTA)
- Thailand–Australia FTA, signed 5 July 2004 (entered into force 1 January 2005) (Thailand–Australia FTA)
- Trans-Pacific Strategic Economic Partnership Agreement (Brunei Darussalam, Chile, New Zealand, Singapore), signed 18 July 2005 (entered into force 28 May 2006) (TPSEP)
- United States–Chile Free Trade Agreement, signed 6 June 2003 (entered into force 1 January 2004) (US–Chile FTA)
- United States–Colombia Trade Promotion Agreement, signed 22 November 2006 (entered into force 15 May 2012) (US–Colombia TPA)
- United States–Dominican Republic–Central America Free Trade Agreement, signed 28 May 2004 (entered into force for the United States on 28 February 2006; El Salvador 1 March 2006; Honduras and Nicaragua 1 April 2006; Guatemala 1 July 2006; Dominican Republic 1 March 2007; Costa Rica 1 January 2009) (DR–CAFTA)
- United States–Morocco Free Trade Agreement, signed 15 June 2004, entered into force 1 January 2006 (US–Morocco FTA)
- United States–Peru Trade Promotion Agreement, signed 12 April 2006 (entered into force 1 February 2009) (US–Peru TPA)

United States–Singapore Free Trade Agreement, signed 6 May 2003 (entered into force 1 January 2004) (US–Singapore FTA)

#### OTHER INTERNATIONAL CONVENTIONS

Agreement on ASEAN Preferential Trading Arrangements, signed 24 February 1977 (entered into force 25 August 1977)

Agreement on the Common Effective Preferential Tariff Scheme for the ASEAN Free Trade Area, signed 28 January 1992 (entered into force 28 January 1992)

Agreement on Trade–Related Aspects of Intellectual Property Rights, opened for signature 15 April 1994, 1869 UNTS 299; 33 ILM 1197 (1994) (entered into force 1 January 1995) (TRIPS Agreement)

Agreement on Trade–Related Investment Measures, opened for signature 15 April 1994, 1868 UNTS 186 (entered into force 1 January 1995) (TRIMS Agreement)

American Convention on Human Rights, opened for signature 22 November 1969, 1144 UNTS 123 (entered into force 18 July 1978)

ASEAN Agreement on the Movement of Natural Persons, signed 19 November 2012 (entered into force 14 June 2016)

ASEAN Agreement on Transboundary Haze Pollution, opened for signature 10 June 2002 (entered into force 25 November 2003)

ASEAN Framework Agreement on Services, signed 15 December 1995 (entered into force 30 December 1998)

ASEAN Trade in Goods Agreement, signed 26 February 2009 (entered into force 17 May 2010)

Convention on Settlement of Investment Disputes Between States and Nationals of Other States, signed 18 March 1965, 4 ILM 532 (entered into force 14 October 1966) (ICSID Convention)

Convention on the Recognition and Enforcement of Foreign Arbitral Awards, signed 10 June 1958, 330 UNTS 38 (entered into force 7 June 1959) (New York Convention)

Declaration constituting an Agreement establishing the Association of South-East Asian Nations (ASEAN), opened for signature 8 August 1967, 1331 UNTS 235 (entered into force 8 August 1967) (ASEAN Declaration)

European Convention for the Protection of Human Rights and Fundamental Freedoms, opened for signature 4 November 1950, 213 UNTS 221 (entered into force 3 September 1953)

Framework Agreement on the ASEAN Investment Area, signed 7 October 1998 (entered into force 25 May 1999)

Framework Agreements on Enhancing ASEAN Economic Cooperation, signed 28 January 1992 (entered into force 28 January 1992)

General Agreement on Tariffs and Trade, opened for signature 15 April 1994, 1867 UNTS 190 (entered into force 1 January 1995) (GATT)

General Agreement on Trade in Services, opened for signature 15 April 1994, 1869 UNTS 183 (entered into force 1 January 1995) (GATS)

International Covenant on Civil and Political Rights, opened for signature 16 December 1966, 999 UNTS 171 (entered into force 23 March 1976) (ICCPR)

International Covenant on Economic, Social and Cultural Rights, opened for signature 19 December 1966, 993 UNTS 3 (entered into force 3 January 1976) (ICESCR)

Protocol to Amend the ASEAN Framework Agreement on Services, signed 2 September 2003  
(entered into force on 31 December 2004)

Treaty Establishing the European Economic Community, signed 25 March 1957, 298 UNTS  
3 (entered into force 1 January 1958) (EEC Treaty or Treaty of Rome)

Treaty of Amity and Cooperation in Southeast Asia, signed 24 February 1976, 1025 UNTS 317  
(entered into force 26 April 2012)

Treaty of Lisbon, signed 13 December 2007, (2007) OJ C306 (17 December 2007) (entered  
into force 1 December 2009)

Treaty on the Functioning of the European Union (2010) OJ C83 (30 March 2010) (entered  
into force 1 December 2009)

Understanding on Rules and Procedures Governing the Settlement of Disputes, opened for  
signature 15 April 1994, 1869 UNTS 401 (entered into force 1 January 1995) (WTO DSU)

United Nations Convention on International Settlement Agreements Resulting from  
Mediation, opened for signature 7 August 2019 (not yet in force) (Singapore Convention  
on Mediation)

United Nations Convention on Transparency in Treaty-based Investor-State Arbitration,  
opened for signature 17 March 2015 (entered in force 18 October 2017) (Mauritius  
Convention)

Vienna Convention on Consular Relations, opened for signature 24 April 1963, 596 UNTS  
261 (entered into force 19 March 1967)

Vienna Convention on Succession of States in respect of treaties, opened for signature  
23 August 1978, 1946 UNTS 3 (entered into force 6 November 1996)

Vienna Convention on the Law of Treaties, opened for signature 23 May 1969, 1155 UNTS 331  
(entered into force 27 January 1980)

Abbreviations

AANZFTA	ASEAN - Australia - New Zealand Free Trade Agreement
ACIA	ASEAN Comprehensive Investment Agreement
ADB	Asian Development Bank
AIIB	Asian Infrastructure Investment Bank
ALF	Association of Litigation Funders
ASEAN	Association of Southeast Asian Nations
ATE	After the Event
BITs	bilateral investment treaties
BOI	Board of Investment of Sri Lanka
BRI	Belt and Road Initiative
CAFTA-DR	Dominican Republic–Central American–United States Free Trade Agreement
CEPEA	Comprehensive Economic Partnership for East Asia
CETA	EU–Canada Comprehensive Economic and Trade Agreement
CIETAC	China International Economic and Trade Arbitration Commission
CIFC	Colombo International Financial City
CJEU	Court of Justice of the European Union
CL	compulsory licenses
COMESA	Common Market for Eastern and Southern Africa
CPC	Ceylon Petroleum Corporation
CPC (2015)	Civil Procedure Code (2015) (Vietnam)
CPTPP	Comprehensive and Progressive Agreement for Trade-Pacific Partnership
CSOB	Ceskoslovenska Obchodni Banka AS
CSP	Australia-Singapore Comprehensive Strategic Partnership
DIFC	Dubai International Financial Centre
DSB	Dispute Settlement Body
DSMs	dispute settlement mechanisms
DSU	WTO Dispute Settlement Understanding
EAFTA	East Asia Free Trade Area
EC	European Commission / European Community
ECJ	European Court of Justice
ECT	Energy Charter Treaty
ECtHR	European Court of Human Rights
EKCP	East Kutai Coal Project

EPA	Economic Partnership Agreement
EU	European Union
EUSFTA	European Union–Singapore FTA
EUSIPA	European Union–Singapore Investment Protection Agreement
EVFTA	EU–Vietnam Free Trade Agreement
EVIPA	European Union–Vietnam Investment Protection Agreement
F&N	Fraser & Neave
FCT	treaties of Friendship, Commerce and Navigation
FDI	foreign direct investment
FET	fair and equitable treatment
FIL	Foreign Investment Law
FTAs	free trade agreements
FTAAP	Free Trade Area of the Asia-Pacific
G20	Group of Twenty
GATS	General Agreement on Trade in Services
GATT	General Agreement on Tariffs and Trade
GCC	Gulf Cooperation Council
GDP	gross domestic product
GOI	Government of Indonesia
HCCCA	Hague Convention on Choice of Court Agreements
HKAB	Hong Kong Advisory Body
IA-CEPA	Indonesia–Australia Comprehensive Economic Partnership
IBA	International Bar Association
ICAC	Independent Commission Against Corruption
ICCA-QMUL	International Council for Commercial Arbitration–Queen Mary University of London
ICCPR	International Covenant on Civil and Political Rights
ICESCR	International Covenant on Economic, Social and Cultural Rights
ICS	Investment Court System
ICSID	International Centre for Settlement of Investment Disputes
IAs	international investment agreements
iMSAs	international mediated settlement agreements
IPR	intellectual property rights
ISA	investor-State arbitration
ISDS	investor-State dispute settlement
IT	information technology
ITA	investment treaty arbitration
ITS	Investment Tribunal System
JIS	joint interpretive statements
KORUS	U.S.–Korea Free Trade Agreement
LCA (2010)	Law on Commercial Arbitration (2010) (Vietnam)
LCI Report	Law Commission of India in a report on the 2015 Draft Model
LCIA	London Court of International Arbitration
LDA	Louis Dreyfus Armateurs
LTTE	Liberation Tiger of Tamil Eelam
MAI	Multilateral Agreement on Investment
MBL	Myanmar Brewery Ltd

MCIL	Myanmar Citizens Investment Law
MFIL	Myanmar Foreign Investment Law
MFN	most-favored nation
MIC	Myanmar Investment Commission / multilateral investment court
MIL	Myanmar Investment Law
MOFCOM	Ministry of Commerce (China)
MOJ	Ministry of Justice (Vietnam)
MPoI	Minimum Platform on Investment
MST	Minimum Standard of Treatment
MTF	moving treaty frontier
NAFTA	North American Free Trade Agreement
NGOs	non-governmental organisations
NT	National Treatment
NTBs	Non-Tariff Barriers
OECD	Organisation for Economic Cooperation and Development
OFDI	outward foreign direct investment
OSS	online one stop shop
PCA	Permanent Court of Arbitration
PRC	People’s Republic of China
PT ICD	PT Indonesian Coal Development
RCEP	Regional Comprehensive Economic Partnership
REIO	regional economic integration organisation
SADC	Southern African Development Community
SAFTA	Singapore–Australia Free Trade Agreement
SAR	special administrative region
SCC	Stockholm Chamber of Commerce
SGCA	Singapore Court of Appeal
SIAC	Singapore International Arbitration Centre
SICC	Singapore International Commercial Court
SIMC	Singapore International Mediation Centre
SOEs	State-owned enterprises
STP	Sondong, Tampubolon & Partners
SWIFT	Single Window Investment Facilitation Taskforce
TFEU	Treaty on the Functioning of the European Union
TIPs	Treaties with Investment Provisions
TIRPA	Transfer of Immovable Property Restrictions Act 1987
TPF	third-party funding
TPP	Trans-Pacific Partnership
TRIMs	Agreement on Trade-Related Investment Measures
TRIPS Agreement	Agreement on Trade-Related Aspects of Intellectual Property Rights
TTIP	Trans-Atlantic Trade and Investment Partnership
UAE	United Arab Emirates
UDHR	Universal Declaration of Human Rights
UK	United Kingdom
UMEHCL	Union of Myanmar Economic Holdings Ltd
UN	United Nations
UNCITRAL	United Nations Commission on International Trade Law

List of Abbreviations

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UNCTAD	United Nations Conference on Trade and Development
UNP	United National Party (Sri Lanka)
US	United States
VCCR	Vienna Convention on Consular Relations
VCLT	Vienna Convention on the Law of Treaties
VCST	Vienna Convention on Succession of States
VIAC	Vietnam International Arbitration Centre
WTO	World Trade Organization

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