Pathfinder on International Investment Law and Alternative Dispute Resolution Web Based Resources

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This pathfinder is intended to assist government officials, investors, practitioners, arbitrators, scholars, and other stakeholders in locating literature on the dialogue of international investment law and dispute resolution. This document covers online resources useful in promoting collaborative relationships among experts in international investment law and dispute resolution.

Primary international investment law materials include multinational and bilateral investment and trade agreements, as well as domestic laws and regulations of foreign investments made in other countries. Traditional topics of interest under international investment law include tax, antitrust, securities, corporate, environmental, and labor laws.

Arbitration is a dispute resolution process typically conducted in a non-judicial setting. As a general concept alternative dispute resolution is broadly construed to include negotiation, mediation, conciliation, and arbitration. These techniques are not considered to be mutually exclusive and one or more techniques may be used in sequence or as part of a combination. The process is simple and traditionally governed by the rules of a neutral arbitration organization selected by the parties or an agreement administered by a panel of arbitrators agreed upon by the parties. Confidentially requirements are often included. The presence of confidentiality requirements can limit access to information. The large number of dispute resolution institutions adds a complexity to locating certain information on awards.

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This paper presents selected resources in the areas of international investment law and dispute resolution, including the following categories: locating literature and resources; organizations, associations, societies, and institutions; arbitration; rules; news services, discussion lists and blogs; resources regarding conventions, treaties, cases, and awards; other web resources; specialized journals; resource guides, pathfinders and annotated bibliographies; and UNCTAD. Resources available solely in print and resources the scope of which is limited solely to an individual nation are excluded as beyond the scope of this document.

I. Locating Literature and Resources

A. Online Library Catalogs

Titles addressing the multiple and complex aspects of international investment and dispute resolution are available from libraries around the world. A library’s online catalog is the optimal tool for identifying and locating books, periodicals, conference proceedings, and other materials written by practitioners and scholars. These resources have multiple access points within an online library catalog. Title, keyword, author, series, and subject are common access points. Online catalogs for most libraries are easy to locate with a simple Google or internet search using the name of the library in quotes - for example, “Washington & Lee Law Library”. Catalog access is customarily featured on the initial page of a library site.

Basic strategies for searching online catalogs include:

1. Author searches that use the name or names of individuals or organizations. Multiple variations of an author’s name may result in a null result set if the appropriate variation is not used. To avoid a null set, try the author’s last name only or last name and initial
of the first name. If this results in a null set, try a keyword search using the author’s last name.

2. Title searches usually require exact titles. Failure to enter the title exactly as it appears in the catalog often results in a “no records” or null result set. If this retrieves a null result set, try a keyword search.

3. Keyword searches are the most flexible form of searching. They permit the researcher to combine terms from the title, subject, author, and publisher fields in a single search. The downside of a keyword search is a result set too large to be useful.

4. Many catalogs offer LC Classification searches. These searches are subject searches based on Library of Congress Subject Headings. More detailed information on LC Classification Headings is found at http://www.loc.gov/catdir/cpso/lcco/. Use of Library of Congress subject headings is often an excellent way to locate a variety of materials on a particular subject and a way to simulate browsing a library’s collection on a particular subject. Differences in American and British spellings often result in differing results sets. Suggested subject headings for searching collections for materials on international investment and dispute resolution are:

- Arbitration and award International Periodicals
- Arbitration and award, International
- Arbitration and award, International Cases
- Arbitration and award, Latin America
- Arbitration and award, Pacific Area
- Arbitration International
- Conflict of Laws Arbitration and award
- Developing countries
- Dispute resolution (Law) International aspects
Foreign Trade
Foreign trade regulations
Free Trade – Mexico
Free Trade – United States
Free Trade – Canada
International Trade
Investments Foreign
Tariff – law and legislation

In addition to the Library of Congress catalog available at http://catalog.loc.gov/, listed below are other catalogs of potential interest.

**WorldCat** at [http://www.worldcat.org/](http://www.worldcat.org/)

WorldCat is a network of library content and services which permits the researcher to search the collections of member libraries. WorldCat makes the catalogued collections of libraries around the world available for online searching.


The Peace Palace Library at The Hague maintains a significant collection of materials on international law.

**LibDex** at [http://www.libdex.com/country.html](http://www.libdex.com/country.html)

LibDex maintains collection of links to online library catalogs by geographic arrangement.

**B. Periodical Indexes**

Periodical indexes provide access to articles containing dialogue on topics of interest as published in journals, law reviews, and legal newspapers. Articles are often sources
for current theories and innovative approaches on topics of interest as well as “hot topics” and recent developments. Selected periodicals of interest are described below in Section VII.

**Index to Legal Periodicals and Books (ILP)** at [http://www.hwwilson.com/Databases/legal.cfm](http://www.hwwilson.com/Databases/legal.cfm) is a bibliographic index that covers over 1,025 legal journals, law reviews, yearbooks, and other publications from the United States and other common law jurisdictions. Coverage is in all areas of jurisprudence. ILP is accessible in print and online. Online access is available through Westlaw and Lexis, and many libraries provide direct online access to the database. Online coverage begins in 1981; however, print coverage commenced in 1908.

**The Index to Foreign Legal Periodicals (IFLP)** is produced by the American Association of Law Librarians and is housed by the Berkeley Law Library. It is the leading multilingual and multinational index to articles and book reviews providing in-depth coverage of public and private international law, and comparative and foreign law. IFLP is published in print and is available electronically via Ovid Technologies. The Ovid platform provides coverage of commencing with 1985. IFLP is also available on Westlaw in the IFLP database. Availability of the IFLP database on Westlaw is subject to a negotiated subscription agreement.

**Current Law Index** is an extensive index to legal articles. Legal articles about international investment are indexed under the subjects of foreign investments, international trade, and dispute resolution of international law. The electronic version of Current Law Index with coverage from 1980 forward is available on Westlaw in the CLIP database and Lexis under “Legal Resource Index” tab.
Ingenta at http://www.ingentaconnect.com is a subscription based service that permits the researcher to search for articles from over 13,000 multidisciplinary journals.

University Law Review Project at http://www.lawreview.org/ provides full-text search of law journals available on the web.

C. Google, Google Books, Google Scholar, and the Web

The web is an excellent resource for locating articles, publications and news items of interest. Many sources are freely accessible using internet search engines such as Google. The web is often the sole resource for newsletters and other publications published by law firms and other associations on their web sites. Researchers may also use the web to locate faculty biographical pages, forums, and full text articles.

Google Books at http://books.google.com/books?hl=en permits the full text content of books enabling the user to discover new items of interest or relevance. Traditional Google searches will include results from Google Books. Searchers can limit their results to simply books by using http://books.google.com instead of Google.com. A book result permits the user to select from various preview options. Full view is available for books out of copyright or for which the publisher or rights holder has granted permission for use. Bibliographic information is available for those books subject to copyright and for which no permission has been granted. Limited preview and snippet view permit limited access to the book based on the agreement between the rights holder and Google. The search results are limited by the parameters of the database.

Google Scholar at http://scholar.google.com/schhp?hl=en&tab=ws is a free and simple method of conducting
broad searches for scholarly literature. Features include cross disciplinary searches of peer-reviewed papers, theses, books, abstracts and articles from academic and professional publishers, societies, repositories, universities, and other organizations.

D. Westlaw and Lexis

Lexis and Westlaw are subscription databases which provide access to large selections of international resources including: case law, statutes, regulations, agency decisions, information relating to licensing of intellectual property, payment of taxes, dispute resolution, and investment and banking at the international level.

To locate databases of interest in Lexis, use the “find a source” feature for the Lexis directory of online resources at http://web.nexis.com/sources/. Click on the “i”, to locate descriptions regarding depth of coverage, currency and sources covered by the database. Lexis also provides extensive coverage of international law topics under “area of law by topic” feature. Of note are ASIL publications, International Arbitration, and the International Dispute Resolution Directory available under the “international” link.

Westlaw also provides a “find a database” feature on the legal research page. Suggested search terms include “international law,” “international commercial arbitration,” “international trade forum,” “international trade finance,” and “laws of international trade”.

II. Organizations, Associations, Societies, and Institutions

Numerous organizations, associations, societies, and institutions play roles in the areas of international investment and dispute resolution.
Often, the web site associated with such body is the most valuable source of information. Such sites provide a variety of information from basic to detailed sources of information on the organization, dispute resolution process, rules, procedures, and awards. This section provides information on many of the organizations, associations, societies, and institutions recognized in the disciplines of international investment and dispute resolution.

A. Dispute Resolution International Institutions

This category includes neutral bodies whose purpose is to promote dispute resolution as a means of settling conflicts involving transnational business matters. Ad hoc and institutional arbitration are the two common forms of dispute resolution. Ad hoc arbitration involves interested parties as the planners and organizers of their own proceedings. The framework of arbitration is usually specified in the arbitration agreement and includes provisions regarding selection of the arbitrators, designation of law and rules, and powers of the arbitrators.

Institutional arbitrations typically involve an arbitral institution, which provides the rules of procedure for the arbitration mediation, conciliation, or other form of dispute resolution. The institution also performs supervisory and administrative functions. Multilingual versions of an institution’s rules, general procedures, procedures in addition to model arbitration clauses and potential arbitrators are available on the web pages of such institutions. Institutions can be found on both the national and international level.

Common international institutions for arbitration or dispute resolution are described below.
American Arbitration Association (AAA) and its International Centre for Dispute Resolution (ICDR)  
http://adr.org

The AAA and the ICDR provide administrative services that include education and training on dispute resolution and the appointment of mediators. The ICDR focuses on dispute resolution in an international setting. They draw on their international expertise and multilingual staff to facilitate matters. Additionally, the site provides access to general information as well as rules, forms, and mediators.

Swiss Arbitration Association (ASA) at http://www.arbitration-ch.org/

ASA is a non-profit association comprised of individuals, practitioners, and academics interested in domestic and international arbitration. The site provides information on various workshops, news, and publications in the area of arbitration.

Institute for Transnational Arbitration (CAILAW) at http://www.cailaw.org

A division of The Center for American and International Law (CAILAW), the Institute serves as an important forum for education in the area of transnational arbitration. The site is an excellent resource for news and information on Transnational Arbitration treaties.

Centre for Effective Dispute Resolution (CEDR) at http://www.cedr.co.uk

CEDR is an independent and neutral organization with expertise in dispute resolution, conflict management, and civil justice systems. It serves as an impartial third party to facilitate negotiations in complex and sensitive multi-party conflict and dialogue.

Formerly known as the Foreign Trade Arbitration Commission, CIETAC was established in 1956 as a part of the China Council for the Promotion of International Trade. CIETAC utilizes arbitration and conciliation to resolve economic and trade disputes. The site provides model contract provisions, rules, convention, fee schedules, case analysis, and description of the processes.

Cairo Centre for International Commercial Arbitration (CRCICA) at http://www.crcica.org.eg/history.html

An independent non-profit international organization, CRCICA works to enrich the progress of economic development in Asian and African countries. As a part of such work, it offers services to help settle trade and investment disputes through various arbitration processes and alternative dispute resolution techniques. The website provides news, statistics, rules, and arbitrators.

European Court of Arbitration at http://cour-europe-arbitrage.org

The European Court of Arbitration is a private institution with its headquarters in Strasbourg and national and local departments throughout Europe. Their site provides model arbitration clauses, news, documents, information on tariffs and rules.

Inter-American Commercial Arbitration Commission (IACAC) at http://www.sice.oas.org

The IACAC establishes, administers, and maintains a system for settlement of international commercial disputes.
through arbitration or conciliation in the Western Hemisphere. The site is an excellent resource for information on trade policy and news.

International Chamber of Commerce (ICC) at http://www.iccwbo.org

ICC is an international arbitral institution with worldwide membership. The ICC acts with a global business view in a vast number of areas including arbitration, dispute resolution, open trade, market economics. The site provides information on arbitration under the rules of the ICC and other matters of business in the global world.

International Centre for the Settlement of Investment Disputes (ICSID) at http://icsid.worldbank.org/ICSID/Index.jsp

ICSID is an autonomous international institution established pursuant to the Convention on the Settlement of Investment Disputes between States and Nationals of Other States. It provides facilities for conciliation and arbitration of investment disputes. The site provides information on the Convention on the settlement of investment disputes, documents, cases, rules, and news.

Kuala Lumpur Regional Centre for Arbitration (KLRCA) at http://www.rcakl.org.my/

The KLRCA provides a forum for dispute settlement in the Asia-Pacific region in the areas of trade, commerce, and investment using arbitration. The site provides resources on conciliation and mediation in addition to arbitration. Model clauses and information on arbitration rules are also provided.
The London Court of International Arbitration (LCIA) at http://www.lcia-arbitration.com/title.htm

The LCIA is an international institution with expertise in commercial dispute resolution. The site maintains information on the court which is composed of up to thirty-five members from around the world and is the final authority for the application of the LCIA Rules. The LCIA site provides information on the LCIA Court, arbitrators and rules.

The Permanent Court of Arbitration (PCA) at http://www.pca-cpa.org/

The PCA is an intergovernmental organization established to facilitate methods of dispute resolution among states. It is a multi-faceted arbitral institution developing to meet the needs of the international community. The site is a resource for cases, documents, UNCITRAL, and news.

Singapore International Arbitration Center (SIAC) at http://www.siac.org.sg/

SIAC is an independent organization established to meet stated international business demands for a neutral and reliable dispute resolution institution in Asia. The site supplies information about code of practice, resources, rules, model clauses, and individual arbitrators.


UNCITRAL’s mission as established by U.N. Resolution 2205 recognizes the differences among nations in the governance of international trade as the basis of obstacles to the free flow of trade. The UNCITRAL is intended as a vehicle to reduce and eliminate obstacles to trade. The site
provides information on news, documents, working groups, UNCITRAL texts and case law.

World Association of Investment Promotion Agencies (WAIPA) at http://www.waipa.org/ established in 1995 and based in Geneva is a forum for investment promotion agencies. The forum provides networking opportunities and facilitates the exchange of ideas and best practices in capacity, building, and investment promotion. The site provides access to World Investment Report and other tools and publications of interest.

B. National Dispute Resolution Institutions

There are many national dispute resolution institutions which are beyond the scope of this document. For information on such dispute resolution institutions, Juris International Arbitration and Mediation Centers at http://www.jurisint.org/en/ctr/index.html retains a geographic directory of resources on the topics of arbitration, mediation, conciliation and other alternative dispute topics. In addition, Juris International provides multilingual information on international legal instruments, model contract provisions.

C. Other International Organizations and Societies

American Bar Association (ABA) at http://www.abanet.org

The ABA is a voluntary professional association with a stated mission of serving the profession and public by defending liberty and delivering justice as the national representative of the legal profession. Their website provides a wealth of information on a variety of topics. Of particular interest are the sections on Dispute Resolution at http://www.abanet.org/dispute/ and International Law at http://www.abanet.org/intlaw/.
American Society of International Law (ASIL) at http://www.asil.org

ASIL’s stated mission is to encourage the study of international law and promote international relations based on principles of law and justice. The ASIL Insights section at http://www.asil.org/insights.cfm is highlighted for providing information to the media, public, and policy makers.

Chartered Institute of Arbitrators (CIArb) at http://www.ciarb.org

CIArb’s purpose is to encourage, promote, facilitate, and promote development of various forms of private dispute resolution and maximize the contribution of dispute resolution practitioners. The site provides information on methods of dispute resolution.

International Institute for Conflict Prevention and Resolution (CPR) at http://cpradr.org

The Center for Public Resources Institute for Dispute Resolution is dedicated to encouraging innovation and excellence in public and private dispute resolution methods and issues. It also serves as a multi-national resource for resolution of business disputes. Their site includes a section on international alternative dispute resolution, listing of neutrals, procedures and clauses.

International Bar Association (IBA) at http://www.ibanet.org

The International Bar Association is influential in the area of international law reform. Much of its work is done through its committee structure. Committees of particular interest are the Arbitration Committee, the Investment
Treaty Arbitration Subcommittee, Mediation Committee and State Mediation Subcommittee. Committee information is accessed under the “committee” tab on the home page.


The ICCA is devoted to promoting and improving arbitration, conciliation and other forms of international commercial dispute resolution. ICCA works with The Hague to produce the *Yearbook of Commercial Arbitration* and the *International Handbook on Commercial Arbitration*. They are a co-sponsor with Kluwer of KluwerArbitration Online. KluwerArbitration Online is a subscription based database in the area of international commercial arbitration.

International Law Association (ILA) at [http://www ila-hq.org](http://www ila-hq.org)

Established in 1873 with an avocation to study and assist the development of international law, the ILA recruits a world-wide membership. Representative members come from private practice, academia, government, the judiciary, and other non-lawyer members with expertise in industrial and financial sectors, arbitration organizations and chambers of commerce. The institution retains a number of standing committees of interest. Information on such committees is accessible from the association’s home page.

The Institute for Transnational Arbitration (ITA) at [http://www.cailaw.org/ita/](http://www.cailaw.org/ita/)

A division of the Center for American and International Law, the ITA concentrates on educating professionals about arbitration as a means of transnational business dispute
resolution. The publications section includes the quarterly issue of ITA's newsletter News & Notes and a Scoreboard of Adherence to Transnational Arbitration Treaties in chart form.

Multilateral Investment Guarantee Agency (MIGA) at http://miga.org/

MIGA is a member of the World Bank Group. The sections on foreign investment and dispute resolution are of particular interest.

Organization for Economic Co-operation and Development (OECD) http://www.oecd.org

The OECD works to aggregate governments committed to market economies. One of its stated goals is to contribute to the growth of world trade. The OECD site is an excellent source of data and statistics as well as news.


The World Bank web site is an excellent resource for financial and technical assistance for developing countries. Their web site discusses the organization of the World Bank, its projects, members, partners and publications.

D. Directories of Arbitrators

The ability to consider experience, expertise, and other qualifications of the members or potential members of an arbitration panel is an advantage of arbitration as a method of dispute resolution. There are no standard qualifications for arbitrators. Parties selecting arbitration; however, are often invested in technical or other specialized qualifications. Most dispute resolution institutions similar to those listed in Section II above provide lists and
qualifications of prospective arbitrators. Other directories of interest are:


The Dispute Resolution Directory database is maintained by Martindale-Hubble and is the authoritative resource for locating professionals specializing in dispute resolution. The directory database also provides links to alternative dispute resolution associations, ethics, conventions, and UNCITRAL model laws. The Dispute Resolution Directory is also available on Lexis.

ICC International Centre for Expertise at http://www.iccwbo.org/court/expertise/id4595/index.html
The Centre’s website provides information on experts as the appointment of experts in the administration of proceedings. Also available are the Center’s Rules for Expertise.

Positively Neutral at http://www.positivelyneutral.com seeks to provide information about reputation. This information is key to the selection process for finding the best mediators, arbitrators, or expert witnesses.

Who’s Who Legal at http://www.whoswholegal.com/practiceareas/20/commercial-arbitration

The Who’s Who Legal database identifies the foremost legal practitioners in 100 countries in 31 practice areas of business law including commercial arbitration. The commercial arbitration section provides articles of interest and profiles of members.

As mentioned in the introduction to this section, Arbitral Institutions are also excellent sources of information. Two
illustative examples are the International Arbitration Institute and Arbitral Women.


Arbitral Women is located at http://www.arbitralwomen.org/index.aspx?sectionlinks_id=7&language=0&pageName=MemberSearch and provides features such as “Find a Practitioner” and “Directory of Members”. The “Find a Practitioner” feature allows searching based on nationality, language, expertise, and practice area.

### III. Arbitration Rules

Dispute Resolution institutions such as those listed in Section II above generally promulgate their own procedural rules governing the conduct of arbitration proceedings. Arbitration agreements traditionally specify the rules to govern the proceedings. Such rules are customarily available via a link on the homepage of the institution’s website. Both KluwerArbitration.com and Westlaw provide useful compilations of such rules.


KluwerArbitration.com is a subscription based service that provides an extensive database on materials in the field of international commercial arbitration. The database includes primary and secondary materials. Free links are provided to some external documents and websites.
Westlaw has two arbitration rules databases of particular note. The ICA-Rules or contains the International Commercial Arbitration Rules as presently in effect. The ICAR-HRules, is a historical database containing prior versions of rules of International Commercial Arbitration.

Other resources of interest include:

International Dispute Resolution Procedures, American Arbitration Association (AAA) at http://www.adr.org/icdr provides rules for mediation and arbitration in multiple languages.

Commercial Arbitration and Mediation Center for the Americas (CAMCA) at http://www.adr.org/sp.asp?id=22092 provides rules associated with the dispute resolution processes of the institution.


**ICC** - Pre arbitral Referee Rules at http://www.iccwbo.org/uploadedFiles/Court/Arbitration/other/rules_pre_arbitral_english.pdf established for this procedure allow parties to apply to a "referee" for urgent provisional measures in relation to a dispute.

Rules of ICC as Appointing Authority in UNCITRAL or Other Ad Hoc Arbitration Proceedings at http://www.iccwbo.org/uploadedFiles/Court/Arbitration/other/rules_appointing_english.pdf
ICSID Rules at
http://icsid.worldbank.org/ICSID/ICSID/RulesMain.jsp
include:


IV. News Services, Discussion Lists, and Blogs

News services, websites, blogs, and discussion lists all provide interested parties with current information regarding the dialogue on international investment agreements and the dispute resolution process.

A. News Services

The following are web resources that provide news and matters of current interest.

Bilaterals.org at http://www.bilaterals.org/ is a resource for news and analysis on bilateral trade and investment agreements.

European Arbitration at http://interarb.com/ is an electronic newsletter covering current events in the area of arbitration.

FTA Watch-India at http://fta.icrindia.org/ is a news sources regarding free trade agreement negotiations.
InterArbitration.net at http://www.interarbitration.net/index.asp is an online database provided by Mayer Brown LLP law firm providing access to articles, news, institutions, rules and practice materials.

International Institute for Sustainable Development News – IISD Publications Centre at http://www.iisd.org_/PUBLICATIONS/pub.aspx?id=463 is a quarterly publication designed to provide news, information and stories about the International Institute for Sustainable Development.


Investment Treaty News at http://www.investmenttreatynews.org/ is a news resource for information, news, analysis, and opinions on international investment law and its implications for sustainable development.

Mediate.com at http://mediate.com is a news source providing information on all varieties of mediation.

Mediation Channel at http://mediationchannel.com is a source providing news and suggestions about mediation, negotiation, and dispute resolution.

UNCTAD’s International Investment Agreement Monitor at [http://www.unctad.org/Templates/Page.asp?intItemID=3766&lang=1](http://www.unctad.org/Templates/Page.asp?intItemID=3766&lang=1) is an electronic publication published quarterly providing news on policy implications for developing countries.

B. Blogs

A blog is a journal or weblog where individual authors post entries. Blogs are frequently updated and intended for general public consumption. They are useful for following current events and policy discussions in a designated field. Listed below are selected blogs providing commentary, news, information, and discussion in the fields of dispute resolution and international investment.

ADR Prof Blog at [www.indisputably.org](http://www.indisputably.org) is a blog devoted to insightful commentary about developments in alternative dispute resolution.


Kluwer Arbitration Blog at [http://kluwerarbitrationblog.com](http://kluwerarbitrationblog.com) is sponsored by and maintained in connection with Kluwer Law International. It provides news and information and facilitates discussion on international arbitration. The focus is on traditional elements and latest developments including significant awards and upcoming events.

Mediator Blah . . . Blah . . . at http://mediatorblahblah.blogspot.com is an excellent place to receive information on an extensive variety of news associated with mediation.

The National Arbitration Forum Blog at http://arbitration-forum.blogspot.com/ is blog for recent events, news and information about alternative dispute resolution.

C. Discussion Lists

Electronic mailing lists associated with group discussions and information sharing on selected topics of interest excellent resources for policy and current awareness discussions. A simple Google or internet search using the topic of interest provides information on web links to discussion lists of interest. An example of such a search looking for discussion lists on international investment using Google might be + discussion list + international + investment.

V. Resources Pertaining to Treaties, Conventions, Cases, and Awards

A. Conventions and Treaties

International treaties and conventions play an increasingly important role in the area of trade, investment, and dispute resolution. Transactions continue to increase in complexity. As the level of complexity increases, treaties enter as a method of management and governance within the global forum. Listed in alphabetical order below are web based resources providing links to the text of treaties, agreements and model conventions as well as databases providing access to multiple treaties.

ADB/OECD Treaty Database at http://www.oecd.org/document/53/0,3343,en_34982156_34982441_39354805_1_1_1_1_1,00.html


Australian Department of Foreign Affairs and Trade, Department of Foreign Affairs and Trade, Listing of Free Trade Agreements at http://www.dfat.gov.au/trade/ftas.html


Geneva Protocol on Arbitration Clauses at http://interarb.com/v1/g_pr1923
ICSID’s Database of Bilateral International Investment Agreements at http://icsid.worldbank.org/ICSID/FrontServlet?requestType=ICSIDPublicationsRH&actionVal=ViewBilateral&reqFrom=Main


McGill Preferential Trade Agreements Database at http://ptas.mcgill.ca/


Office of the United States Trade Representative at http://www.ustr.gov/trade-agreements/free-trade-agreements

Panama Convention or Inter American Convention on International Commercial Arbitration at http://www.sice.oas.org/dispute/comarb/iacac/iacac2e.asp

UNCTAD International Investment Agreements at http://www.unctad.org/Templates/Startpage.asp?intItemID=2310


B. Treaty Compilations

Westlaw, KluwerArbitration.com and *Juris International*, all previously described, contain access to compilations of treaties in the areas of dispute resolution and international investment. The Transnational Arbitration Institute, described above in Section II, also provides reports on status and compliance of treaties.

C. Cases and Awards

Arbitration awards are sparsely published in large part due to confidentiality requirements customary to the process. KluwerArbitration.com, Westlaw and Lexis are excellent subscription based sources for locating cases and awards in addition to the sites listed below. Additional online sites containing decisions and award information are included below. Researchers should be aware that identifying features of awards including party identity are often omitted in the published versions of decisions and awards. Some of the entries below require subscription or membership for full access.


ICSID at http://icsid.worldbank.org/ICSID/FrontServlet?requestType=CasesRH&actionVal=ShowHome&pageName=Cases Home

Investment Claims database at http://investmentclaims.com/

Investment Treaty Arbitration Website at http://ita.law.uvic.ca

Iran-United States Claims Tribunal at http://www.iusct.org/lists-eng.html


NAFTA Claims at http://naftaclaims.com


NAFTA Government Website, Mexico at http://www.economia.gob.mx/?P=5200_5205_1

NAFTA Government Website, United States at http://www.state.gov/s/l/c3439.htm

Recent Iran-United States Claims Tribunal Awards and Decisions in Intergovernmental Cases at http://www.iusct.org/awards-eng.html


Transnational Law Database (TLDB) at [http://www.tldb.de/](http://www.tldb.de/)

VI. Other Web Based Resources

As stated in Section I.C. above, the web is an excellent source of information. The sources below are selected general web resources of note that provide information in the areas of international law, commercial law, and dispute resolution. Simple Google or other internet searches are sufficient to locate these and other similar sources.

Researchers using web based resources should always take steps to evaluate and authenticate information found on the web. Such steps should at a minimum include consideration of the author’s reputation, currency, accuracy and completeness of the material, and any apparent bias.

A. General

The EISIL database at [http://www.eisil.org/](http://www.eisil.org/) is sponsored by the American Society of International Law and links to primary documents such as treaties and other international instruments and secondary resources such as research guides. Information provided includes print citations and dates of relevance.
HG.org at [http://www.hg.org/adr.html](http://www.hg.org/adr.html) provides descriptions of alternative dispute resolution and resources by geographic area.

International Mediation Institute (IMI) at [http://www.IMImediation.org](http://www.IMImediation.org). The IMI’s mission is to generate confidence and understanding regarding the use of mediation to resolve disputes. The IMI site provides information and resources to foster an understanding of mediation.


King and Spalding, LLP at [http://www.kslaw.com](http://www.kslaw.com) is a law firm that provides publications of interest. Select publications and “international arbitration” from the pull down menu to access the desired document.

Lex Mercatoria at [http://www.jus.uio.no/lm/](http://www.jus.uio.no/lm/) is a site dedicated to providing information on commercial law. Included on the site are links for alternative dispute resolution, national arbitration laws, arbitration rules, international conventions, and intellectual property disputes.

LLRX.com at [http://www.llrx.com](http://www.llrx.com) is an online legal library providing information and bibliographies on a number of legal topics and issues.

SICE – Foreign Trade Investment Systems at [http://www.sice.oas.org/](http://www.sice.oas.org/) contains information on trade policy, trade agreements and trade discipline. Of particular interest is the listing of bilateral investment treaties by country, listing of national investment laws and list of international trade
agreements including free trade agreements.

T.M.C. Asser Institute for Private and Public International Law at http://www.asser.nl/ provides links to international commercial arbitration conventions and selected rules.

WWW Virtual Library – Arbitration Database at http://interarb.com/vl/ is a part of the WWW Virtual Library project, the arbitration database is a resource for information on all facets of information, including institutions, process and people. The database is currently undergoing an update.

B. Ethics

IBA Guidelines on Conflicts of Interests in International Arbitration at http://www.voldgiftsforeningen.dk/Files/Filer/Final_Tex_ of Guidelines.pdf is a source for information on ethics in the context of dispute resolution.

VII. Specialized Journals

Journals and periodicals are excellent sources of information for the researcher. They provide policy arguments, interpretations of the existing laws, and useful references to other resources. Articles on international investment and dispute resolution can be located in any number of law reviews and journals. See Section I. B. above for general information in locating journal articles and titles. Below is a selection of journals that focus on issues of dispute resolution and international investment. Many are available only through a subscription databases such as Westlaw, Lexis or Kluwer Law International at http://www.Kluwerlawonline.com

American Review of International Arbitration at http://www2.law.columbia.edu/journals/aria.htm


Dispute Resolution Law Journal at http://law.pepperdine.edu/dispute-resolution-law-journal/

ICSID Review Foreign Investment Law Journal at http://www.press.jhu.edu/journals/icsid_review/rate_card.html


The Journal of Dispute Resolution at http://www.law.missouri.edu/csdr/journal/

Journal of International Arbitration available through Kluwer Law International


Negotiation Journal at
http://www.pon.harvard.edu/publications/

Ohio State Journal on Dispute Resolution at
http://moritzlaw.osu.edu/jdr/

Stockholm International Arbitration Review at
http://www.jurispub.com/244/stockholm-international-arbitration-review-siar

Transnational Corporations Journal at
http://www.unctad.org/Templates/Page.asp?intItemID=2926&lang=1

The Vindobona Journal of International Commercial Law and Arbitration at http://vindobonajournal.com

Willamette Journal of International Law and Dispute Resolution available on Westlaw.

World Arbitration and Mediation Report at
http://www.arbitrationlaw.com/online/


Yearbook of Commercial Arbitration at
http://www.arbitration-icca.org/publications.html

VIII. Research Guides, Pathfinders and Annotated Bibliographies

Research on dispute resolution and international investment is often challenging. There are a number of publications, guides and annotated bibliographies available to assist a researcher. A selection of such documents follows. In addition to those listed here, others
can be found through simple web searches or as included in either the EISIL or LLRX databases.

ADR & Mediation Research Guide at
http://www.ll.georgetown.edu/guides/adr_mediation.cfm#

Bilateral Investment Treaties: Bibliography, International Centre for Settlement of Investment Disputes, World Bank Group
http://icsid.worldbank.org/ICSID/FrontServlet?requestType=ICSIDPublicationsRH&actionVal=ViewBilateral&reqFrom=Main


Scroll down to Section III: International Commercial Arbitration and Conciliation for entries listed in alpha author order.


Foreign Investment Research Tips at http://library.law.columbia.edu/guides/Foreign_Investment_Research_Tips


ICSID bibliography at 
http://icsid.worldbank.org/ICSID/FrontServlet?requestType=ICSIDBibliographyRH&actionVal=ViewArticleAndBooks

International Investment Law Guide at 
http://law.wustl.edu/library/index.asp?id=1373

Jean M. Wenger, Update to International Commercial Arbitration: Locating the Resources (May 24, 2004) at 
http://www.llrx.com/node/1331/print

KluwerArbitration.com at 

Select Commentary for a listing of chapters and articles from some of the leading treatises and journals.

New Aspects of International Investment Law hosted by the Peace Palace Library at 
http://www.ppl.nl/index.php?option=com_wrapper&view=wrapper&Itemid=84

Research Guide for International Commercial and Investment Arbitration at 
http://www.ili.org/adrc_research_guide.htm

Researching the World Bank at 
http://www.lib.berkeley.edu/doemoff/govinfo/intl/gov_ibrd.html

Zimmerman’s Research Guide on Arbitration, Mediation, and Alternative Dispute Resolution at 
IX. United Nations Conference on Trade and Development

UNCTAD was established to promote the integration of developing countries into the world economy. It participates in policy discussion and development with a focus on mutually supporting domestic and international policies for sustainable development. The organization functions as a forum for intergovernmental deliberations, undertakes research, data collection and policy analysis and provides technical assistance to developing nations. Information about UNCTAD is located at http://www.unctad.org/Templates/Startpage.asp?intItemID=2068&lang=1. Information on their publications is available at http://www.unctad.org/Templates/Page.asp?intItemID=1932&lang=1.

UNCTAD also offers a course on Dispute Settlement. The course is free of charge and consists of modules available at http://www.unctad.org/Templates/Page.asp?intItemID=2102&lang=1.

Other links of interest are:

UNCTAD’s Papers and Presentations at http://www.unctad.org/Templates/Page.asp?intItemID=4744&lang=1


UNCTAD Database of Investor-Dispute Cases at http://www.unctad.org/iia-dbcases/