

**GABRIEL BOTTINI**

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**EDUCATION**

**CAMBRIDGE UNIVERSITY FACULTY OF LAW**, Cambridge, United Kingdom  
Doctor of Philosophy (PhD), 2017

**NEW YORK UNIVERSITY SCHOOL OF LAW**, New York, United States of America  
Masters in Law (LL.M.), with specialization in International Law, May 2002

**Honors:** Fulbright Scholar  
Scholarship for academic merit, New York University School of Law  
*Journal of International Law and Politics*, Graduate Editor

**UNIVERSIDAD DE BUENOS AIRES**, Buenos Aires, Argentina  
Lawyer, *magna cum laude*, November 1999

**Honors:** Ranked within top 1% of the class  
1<sup>st</sup>. prize Essay Competition, International Committee of the Red Cross  
Grupo Socma Scholarship

**Activities:** Participation in the Concours Jean-Pictet, Phillip C. Jessup International  
Law Moot Court Competition (final rounds) and Harvard U.N. Model

**SOUTHWESTERN UNIVERSITY SCHOOL OF LAW**, Los Angeles, United States of America

**Honors:** Scholarships for the courses in International Environmental Law (1996)  
and International Commercial Law (1999), Buenos Aires, Argentina

**PROFESSIONAL EXPERIENCE**

**URÍA MENÉNDEZ**

*Partner* Since September 2016  
Partner at the Madrid office of the law firm Uría Menéndez.

**INTERNATIONAL ARBITRATOR**

Since December 2012

Independent arbitrator in arbitrations administered by the International Centre for Settlement of  
Investment Disputes, the Permanent Court of Arbitration, and the International Chamber of  
Commerce.

**ATTORNEY GENERAL'S OFFICE OF THE ARGENTINE REPUBLIC**

*External Advisor* January 2013 to March 2016  
*National Director of International Affairs and Disputes* October 2009 to December 2012  
*Coordinator of the Department of International Affairs* March 2006 to September 2009  
*Counsel* September 2004 to March 2006  
First National Director of International Affairs and Disputes, responsible for representing  
Argentina in over 60 international arbitral proceedings under ICSID, UNCITRAL and ICC rules.

**ESTUDIO BOTTINI & ASOCIADOS**, Buenos Aires, Argentina

*Partner* May 2002 to September 2004  
International arbitration, litigation, civil, and labor law.

**MARVAL, O'FARRELL & MAIRAL**, Buenos Aires, Argentina

*Associate* December 1999 to August 2001  
*Intern* April 1999 to November 1999  
Arbitration under ICC rules, corporate, and telecommunications law.

## TEACHING EXPERIENCE

UNIVERSIDAD DE BUENOS AIRES, Buenos Aires, Argentina

*Adjunct Professor*

Since August 2011

*Chief of Assignments*

Since June 2003

*Assistant*

August 1997 to May 2003

Adjunct Professor of Public International Law.

## MAIN PRESENTATIONS

- Dec. 2019 Speaker in the 39th ICC Institute Annual Conference, Paris, France
- Apr. 2019 Speaker in the Luxembourg Arbitration Day, Luxembourg
- Apr. 2019 Speaker in the 113th Annual Meeting of the American Society of International Law, Washington, D.C., United States
- May 2017 Speaker in the seminar 'Topical Issues in Investment Arbitration', organized by CNRS, University of Burgundy, and Freshfields Bruckhaus Deringer LLP, Paris, France
- May 2017 Speaker in the conference 'Nuevas tendencias en el arbitraje CCI', organized by the ICC and Club Español del Arbitraje, Madrid, Spain
- Aug. 2016 Presentation to the Investment Experts Group, APEC, Lima, Peru
- Aug. 2016 Speaker in 1 Seminario Internacional de Arbitraje, organized by Young ICSID and Costa Rican Young Arbitrators, San José, Costa Rica
- May 2016 Speaker in 'I Diplomado Internacional de Arbitraje', organized by Universidad de Alcalá, Instituto Peruano de Arbitraje, and Club Español del Arbitraje
- Apr. 2016 Speaker in the 2nd Annual GAR Live BITs, Washington, D.C., United States
- Nov. 2015 Speaker in the conference 'The Evolution of International Investment Treaties and Dispute Resolution', organized by ICSID and Xi'an Jiaotong University, Xi'an, P.R. China
- Oct. 2015 Speaker in the III Seminar on Public Law and International Law, Procuraduría General del Estado de Ecuador, Quito, Ecuador
- Feb. 2015 Speaker in the 18th Annual IBA International Arbitration Day, ICSID's 50th Anniversary, Washington, D.C., United States
- Nov. 2014 Speaker in the conference 'Mecanismos de Solución de Controversias en materia económica', organized by Consejo Argentino para las Relaciones Internacionales, Buenos Aires, Argentina
- Oct. 2014 Speaker in the conference on a book about the Oxy Case, Georgetown University, Washington, D.C., United States
- Dec. 2013 Speaker in the 30<sup>th</sup> Joint Colloquium on International Arbitration, ICC/AAA/ICSID, Paris, France
- Nov. 2013 Speaker in the conference 'Bridging the Gap between International Investment Law and the Environment', The Hague, The Netherlands
- Oct. 2012 Speaker in the V Seminar on International Arbitration, Quito, Ecuador
- Feb. 2012 Speaker in the conference: 'ICSID's Article 52 Annulment Procedure', organized by the Yale Journal of International Law and the American Society of International Law, New Haven, United States
- Sep. 2011 Speaker in the Conference on International Justice and its impact in Argentina, University of Buenos Aires, Argentina
- Dec. 2010 Speaker in the 'Second Symposium on International Investment Agreements', organized by the OECD and UNCTAD, Paris, France
- Nov. 2010 Speaker in the conference 'International Commercial Arbitration in Argentina and the Americas', organized by the International Centre for Dispute Resolution and the International Bar Association, Buenos Aires, Argentina
- Jul. 2010 Speaker in the workshop on Socio-Legal Perspectives on the Adjudication of International Economic Disputes, Oñati International Institute for the Sociology of Law, Oñati, Spain

- Feb. 2010 Speaker in the conference 'International Investment Treaty Law and Arbitration: Evolution and Revolution in Substance and Procedure', organized by the University of Sydney, Sydney, Australia
- Nov. 2009 Speaker in the conference organized by the American Bar Association, Section of International Law, Miami, United States
- Oct. 2009 Speaker in the Sixth Annual Seminar on International Commercial Arbitration organized by the American University, Washington, D.C., United States
- Oct. 2009 Speaker in the seminar on Global Administrative Law organized by New York University and Universidad de San Andrés, Buenos Aires, Argentina
- Oct. 2009 Speaker before the OECD Investment Committee Special Session of Legal Experts, Paris, France
- Jun. 2009 Speaker in the I Latin-American Conference on Arbitration, Asunción, Paraguay
- Jun. 2009 Speaker in the 'Fordham Conference on International Arbitration and Mediation', New York, United States
- Apr. 2009 Speaker in 'III Congreso Peruano Internacional de Arbitraje', Lima, Peru
- Apr. 2009 Speaker in the conference 'Seminario sobre Protección de las inversiones extranjeras y defensa del interés nacional', organized by Consejo Argentino para las Relaciones Internacionales, Buenos Aires, Argentina
- Oct. 2008 Speaker in the conference 'Investor-State Arbitration: Perspectives on Legitimacy and Practice', organized by Suffolk University Law School, Boston, United States
- Oct. 2008 Speaker in the 2008 Conference of the International Bar Association, Buenos Aires, Argentina
- Jun. 2008 Speaker in the 'Summer Law Program in Chile and Argentina', organized by the American University, Buenos Aires, Argentina
- May 2008 Speaker in the conference 'Investment Treaty Awards: Post Award Remedies: the latest swing of the pendulum?', organized by the British Institute of International and Comparative Law, London, United Kingdom
- Apr. 2008 Speaker in the conference 'The Backlash Against Investment Treaty Arbitration', organized by Harvard Law School, Boston, United States
- Feb. 2008 Speaker in the conference 'Seminario Nacional y Taller Especializado sobre Controversias Inversionista-Estado', organized by UNCTAD, Quito, Ecuador
- May 2007 Speaker in the conference 'Investment Treaty Arbitration: A dialogue between the up-and-comers and the veterans', organized by Juris Conferences, LLC, Washington, D.C., United States
- Mar. 2007 Speaker in the conference on International Arbitration organized by the Institute for Transnational Arbitration, Buenos Aires, Argentina
- Feb. 2007 Key-note speaker in the conference 'International Investment and Transnational Litigation: The Challenges of Growing and Expanding Investor-State Disputes', organized by the University of Pennsylvania, Philadelphia, United States
- Nov. 2006 Speaker in the conference organized by the American Bar Association, Section of International Law, Miami, United States
- Jun. 2006 Speaker in the conference on arbitration organized by the World Bank (ICSID) and by the Institute for Transnational Arbitration, Dallas, Texas, United States.
- Nov. 2005 Speaker in the course on arbitration organized by the Universidad de San Andrés, Buenos Aires, Argentina
- Aug. 2005 Speaker in the conference 'Arbitration under Investment Treaties' organized by the Association International des Jeunes Avocats, Mexico City, México

## MAIN PUBLICATIONS

- Sep. 2020 Admissibility of Shareholder Claims under Investment Treaties, Cambridge University Press

- Aug. 2019 Developments in the Law of “Res Judicata” in Public International Law: Recent Judgments of the International Court of Justice (w. S. Green), en *Anuario Español de Arbitraje*
- Apr. 2019 Investment claims against Latin American states: environmental protection and the applicable law (w. E. Méndez Bräutigam), in *Research Handbook on Environment and Investment Law*
- Sep. 2016 Present and Future of ICSID Annulment: The Path to an Appellate Body?, *ICSID Review*
- May 2016 Using investor-state dispute settlement to enforce investor obligations, *Columbia FDI Perspectives* No. 173
- Jan. 2016 Future Outlook: Bridging Gaps between Environment and International Investment Law or Juxtaposing Different Topics? (w. M. Scheltema), in *Bridging the Gap Between International Investment Law and the Environment*
- Dec. 2015 Indirect Shareholder Claims, in *Building International Investment Law: The First 50 Years of ICSID, Kluwer Law International*
- Sep. 2015 Extending Responsibilities in International Investment Law, The E15 Initiative, ICTSD and World Economic Forum
- Jun. 2015 Protection of Foreign Investments, in *Lessons in Public International Law, Erreius*
- Dec. 2014 MERCOSUR and CAFTA (w. M. Lozza and V. Lavista), in *International Investment Law, C.H.Beck, Hart, Nomos*
- Jan. 2014 Reform of the investor-State arbitration regime: the appeal proposal, *Transnational Dispute Management*
- Jul. 2013 Reflections on the Origins and Evolution of the International Minimum Standard, *Ten Years of Transnational Dispute Management (TDM)*
- Mar. 2013 Case Comment: Bureau Veritas, Inspection, Valuation, Assessment and Control, BIVAC BV v Republic of Paraguay, *ICSID Review*
- May 2010 Conciliation and BITs, *Contemporary Issues in International Arbitration and Mediation: The Fordham Papers*
- Mar. 2010 Legality of Investments under ICSID Jurisprudence, *Kluwer Law International*
- May 2009 Should Arbitrators Live on Mars? Challenge of arbitrators in investment arbitration, *Suffolk Transnational Law Review*
- Mar. 2009 Recognition and Enforcement of ICSID awards, *Transnational Dispute Management (TDM)*
- Sep. 2008 Conciliation Under the ICSID Convention, *International Bar Association*
- Jun. 2008 The Protection of Essential Interests and International Investment Law, *Juris Conferences, LLC*
- Jun. 2008 Recognition and Enforcement of ICSID Awards, *Transnational Dispute Management*
- May 2008 Indirect Claims Under the ICSID Convention, *University of Pennsylvania Journal of International Law*
- Nov. 2006 The Fair and Equitable Treatment Standard in Times of Systemic Crisis, *American Bar Association*.
- Nov. 2005 El cumplimiento de los laudos del CIADI y el derecho internacional, *La Ley*.
- Nov. 2004 Universal Jurisdiction After the Creation of the International Criminal Court, *New York University Journal of International Law and Politics*.
- Oct. 2004 ¿Son obligatorios los acuerdos con el FMI?, *La Ley*.
- Nov. 2002 Control de constitucionalidad en las Naciones Unidas: el Consejo de Seguridad y la Corte Internacional de Justicia, *La Ley*.
- Feb. 2000 La inmunidad de los Jefes de Estado a la luz del caso Pinochet, *La Ley*.
- Oct. 1999 Las armas nucleares ante el Derecho Internacional: la contribución de la Corte Internacional de Justicia, *International Committee of the Red Cross*.
- Sep. 1999 Análisis de ciertas contribuciones del Estatuto de la Corte Penal Internacional, *Universidad de Buenos Aires*.

Abr. 1999  
Oct. 1998

Malvinas: Títulos argentinos ante la Corte Internacional de Justicia, *La Ley*.  
Algunos aspectos de la Jurisdicción Contenciosa de la Corte Internacional de Justicia, *Universidad de Buenos Aires*.

#### **ADDITIONAL INFORMATION**

**Languages:** Fluent in Spanish (native), English, French, and Italian. Basic knowledge of Portuguese and German.

**Distinctions:** Member of ICSID's Panel of Arbitrators, designated by the Chairman of the Administrative Council  
Member of the First Task Force Workshop on Investment Policy, World Economic Forum  
Selected by the OECD as one of the three legal experts to participate in the OECD Investment Committee Special Session of Legal Experts, Paris, 8 October 2009  
Winner of the United Nations National Competitive Examination 2001  
Member of the Editorial Board of the ICSID Review Foreign Investment Law Journal and of the Journal of International Economic Law