



W&P

Damages in Investment Arbitration Incl.: ESG & Climate Change Investment Arbitrations

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28 March 2025
2.00 – 6.00 pm CET
online-training
meeting platform zoom



The training is based on the [analysis of leading investment arbitration cases](#), explaining the [key issues for the award of damages](#) such as the determination of the illegality threshold in FET and indirect expropriation cases, and [the importance of the contract](#), concession or license as an investment when assessing damages.

The online-training will further look into the [evolving landscape of international investment law](#) in the context of climate change and ESG claims.

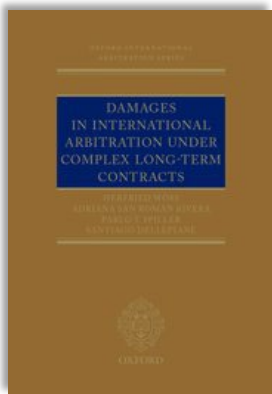


Who is it for

- ▶ Government Attorneys
- ▶ Investment Arbitrators & Counsels
- ▶ Lawyers, Litigators, Advocats
- ▶ In-house Legal Counsels,
- ▶ Experts
- ▶ All involved in investment arbitration and the development of law

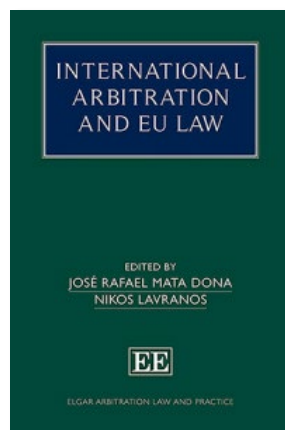
Programme

- ▶ What does an arbitral tribunal take into consideration when determining damages?
- ▶ The reasons behind some of the multi-billion damages awards and how to mitigate risks for the State
- ▶ Chorzów formula explained in context
- ▶ Recent landmark cases
- ▶ Expert comments to the present work on damages of the WG III



Damages in International Arbitration under Complex Longterm Contracts

[More information here !](#)



Chapter 15

International Arbitration and
EU law

[More information here !](#)



Damages in Investment Arbitration

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Registration fee (per person)

incl. electronic documents, certificate of participation

€ 405,00 + 20% VAT

Reduced fee for ICC Austria members only:

€ 324,00 + 20% VAT

Get 10% discount p. p. for booking 3 participants of a company at the same time per online training date !

Technical requirements

Computer/Laptop/Tablet with internet connection.

The online training will be held via zoom. If your company does not use zoom by default, participation is still possible. If you have any questions, please contact your in-house IT department or contact us directly.

You will receive the link and access data to participate in the online-training 3 working days before it starts.

Our Experts

Mag. Dr. Lic. Herfried Wöss, LL.M. (Exeter)

Founding partner Wöss & Partners, Washington DC - Mexico City - Vienna, is a leading international arbitrator ranked in the Hall of Fame by The Legal 500, and counsel in complex damages arbitrations practicing international arbitration such as the US\$240 million LCIA arbitration ATCO v. CFE where he was president of the tribunal. He frequently sits as president, co-arbitrator, adjudicator, or acts as party counsel with respect to large and complex infrastructure, energy and damages disputes (gas pipelines, power plants, energy tariffs, oil platforms, refineries, renewable energies) both with respect to commercial and investment arbitrations. He started his career at the equipe for foreign relations with Prof. Pieter Jan Kuijper at the Legal Service of the European Commission, which later included him in its list of candidates suitable as arbitrators under the European Union Trade and Investment Agreements. He holds a doctorate with honours in international economic law and a *Magister iuris* in Austria, an LL.M. in international business legal studies at the University of Exeter (UK) and is Licenciado en Derecho (attorney at law) in Mexico, as well as Special Legal Consultant in Washington DC. As Visiting Scholar at the Georgetown University Law Center from 2012-13, he authored with his partner Adriana San Román, the Oxford University Press monograph on *Damages in International Arbitration under Complex Long-term Contracts* that has been supplemented by subsequent book chapters and articles on damages in investment-treaty arbitration and related topics. He is a lecturer on damages in commercial and investment arbitration at The Hague Academy of International Law and also a member of the ICC Institute of World Business Law.



Lic. Adriana San Román, M.A. in Finance & Investment (Exeter)

Founding partner Wöss & Partners, Washington DC - Mexico City - Vienna, is an attorney at law, international damages expert, and financial analyst having worked for several years in corporate banking, financial engineering and risk analysis. She has vast experience in the preparation of damages claims and expert opinions covering both legal aspects and their quantification. She was Ford foundation scholar of the University of Exeter where she studied for an M.A. in Finance & Investment and as lawyer of first profession also passed the first level of the Chartered Financial Analyst exam of the CFA Institute in New York. She is a member of the ICCA-ASIL Task Force on Damages in International Arbitration and frequently acts as damages consultant and expert in international arbitrations and litigations such as the US\$360 million ICDR arbitration by Loadmaster v. Deutsche Bank (Pemex) which was won 100% by respondent. Adriana San Román is author of the Oxford University Press monograph on *Damages in International Arbitration under Complex Long-term Contracts* that has been supplemented by subsequent

book chapters and articles on damages in investment-treaty arbitration and related topics. Adriana San Román is ranked as leading professional by The Legal 500.

Prof. Pablo T. Spiller

Managing director, Berkeley Research Group, New York, and the Jeffrey A. Jacobs Distinguished Professor Emeritus of Business and Technology and a professor of graduate studies at the University of California, Berkeley Haas School of Business. He was a professor of economics at the University of Pennsylvania and University of Illinois, a senior research fellow at Stanford University's Hoover Institution, and a research associate at the National Bureau of Economic Research. He is the former president of the International Society for New Institutional Economics and was an elected member of the board of directors of the American Law & Economics Association. He received his PhD at the University of Chicago. He is also the former president and a current member of the board of ReachingU - A Foundation for Uruguay. Prof. Spiller has published ten books and more than one hundred academic articles on regulatory, antitrust, and institutional issues. He was the editor-in-chief and associate editor of the Journal of Law, Economics, and Organization for nineteen years and has held editorial appointments at a variety of academic journals. He was also chair of the Business and Public Policy group at the University of California, Berkeley and served as special advisor to the director at the Bureau of Economics of the US Federal Trade Commission.

Carla Chavich, CFA, MBA (Harvard)

Executive vice president and Head of the International Arbitration Practice in North America, Compass Lexecon, New York. Carla Chavich's work is focused on international arbitration matters, where she performs economic, regulatory and financial analyses in the context of international treaty and commercial disputes. She has participated in more than 70 arbitration cases involving both treaty and contractual disputes rendering opinions on damage assessment, contract interpretation and regulatory conduct in a variety of sectors. She has worked on projects in various industries in diverse locations, including Argentina, Belgium, Brazil, Bolivia, Chile, Colombia, Croatia, Djibouti, Ecuador, Ghana, Mexico, Peru, Rumania, Spain, United States and Venezuela. She has also led several regulatory consultancy projects. Carla Chavich is named amongst the Thought Leaders Global Elite Arbitration Expert Witnesses, receiving the highest number of nominations from corporate counsel, peers and other market sources in *Who's Who Legal Arbitration*. Carla has been recognized as an "an outstanding analytical expert," who is "quick on her feet" and is "loved by clients for her thoroughness and practical approach." Carla has been also recognized for "her sterling advice on mine valuations as well as her experience providing expert testimony during international arbitrations" in *Who's Who Legal Mining*. Carla Chavich is a CFA® charterholder and holds an MBA from Harvard Business School. She obtained her degree in Economics from Universidad de San Andrés with summa cum laude honours.