

## 9<sup>th</sup> Transnational Commercial Law Teachers' Meeting - 'Transnational Commercial Law and Natural Resources'

### Programme (as per 24 October 2017)

**Date:** 2 and 3 November 2017  
**Location:** Grotius Building, Radboud University Nijmegen

### 2 November 2017

- 9:30-10:00 Registration and coffee
- 10:00-10:15 **Opening**
- Daniël Wigboldus* (President of Radboud University)
- Herbert Kronke* (Iran-United States Claims Tribunal; emeritus Heidelberg University; former Secretary-General UNIDROIT)
- Thomas Keijser* (Radboud University)
- 10:15-12:30 **Cape Town Convention**
- Moderator: *Charles Mooney* (Penn Law School)
- 10:15-10:45 *Howard Rosen* (Rail Working Group) and *Benjamin von Bodungen* (German Graduate School of Management and Law) – From the Luxembourg Rail Protocol to the draft MAC Protocol
- 10:45-11:15 *Teresa Rodríguez de las Heras Ballell* (Universidad Carlos III de Madrid) – Complexities Arising from the Expansion of the Cape Town System Philosophy to Other Sectors: The MAC Protocol's Innovative Solutions and Future Protocols' Challenges
- 11:15-11:30 Break
- 11:30-12:00 *Ole Böger* (Hanseatic Court of Appeal in Bremen) – A Possible Protocol to the Cape Town Convention on Renewable Energy Machinery
- 12:00-12:30 *Peter Winship* (Southern Methodist University, School of Law) – Reforming National Secured Transactions Laws: Are Cape Town Protocols the Way to Go?
- 12:30-14:00 Lunch

- 14:00-14:30            **Other secured transactions**
- 14:00-14:30            *Louise Gullifer* (University of Oxford, Radboud University) – The UNCITRAL Model Law on Secured Transactions
- 14:30-15:25            **UNIDROIT et al. projects on contract farming / land investment contracts**
- Moderator: *Anna Veneziano* (Secretary-General UNIDROIT *ad interim*, University of Teramo)
- 14:30-15:00            *Henry Gabriel* (Elon School of Law) – UNIDROIT’s Work in Contract Farming and Land Investment in the Broader Context of Agricultural Development and Food Security [per video connection]
- 15:00-15:25            *Bruno Zeller* (University of Western Australia) – Contract Farming: Global Standards or Market Forces? The Case of the Australian Dairy Industry
- 15:25-15:45            Break
- 15:45-16:05            **Didactics / curricula**
- 15:45-15:55            *Athanassios Kaissis* (emeritus Aristotle University, International Hellenic University) – Presentation of the LL.M. in Transnational and European Commercial Law, Mediation, Arbitration and Energy Law at the International Hellenic University
- 15:55-16:05            *Matthias Weller* (EBS Universität für Wirtschaft und Recht) – Presentation of the EBS University Transnational Commercial Law Programme
- 16:05-16:20            **Cape Town Convention (continued)**
- 16:05-16:20            *Jeffrey Wool* (Aviation Working Group; University of Washington School of Law; University of Oxford) – Briefing on the Cape Town Convention Academic Project [per video connection]
- 16:20-17:05            **Financial law and natural resources**
- Moderator: *Herbert Kronke*
- 16:20-16:35            Student presentation: *Hector Tsamis* (International Hellenic University)– Legal and Regulatory Approaches towards Sustainable Finance
- 16:35-17:05            *Hannah Buxbaum* (Indiana, Maurer School of Law) – Sustainability Reporting and Securities Disclosure Regimes



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- 17:05-17:30            **Other financial law issues**
- 17:05-17:30            *Charles Mooney* – Beyond Intermediation as We Know It: Something Old (Direct Holding) and Something New (Distributed Ledger Technology) for Financial Market Infrastructures for Intermediated Securities

- As of 17:30            **Reception and dinner**
- Dinner speech: *Sir Roy Goode* (emeritus University of Oxford)

### 3 November 2017

- 10:00-12:20            **Private law: responsibilities, liabilities and litigation**
- Moderator: *Hannah Buxbaum*
- 10:00-10:30            *Hans van Loon* (former Secretary-General Hague Conference) – Principles and Building Blocks for a Global Legal Framework for Civil Litigation in Environmental Matters
- 10:30-10:50            *Jaap Spier* (retired Advocate-General in the Supreme Court of the Netherlands, Universities of Amsterdam and Stellenbosch) – Enterprises Principles: a Follow-up to the Oslo Climate Change Principles for Enterprises and Investors [*in absentia*]
- 10:50-11:20            *Marc Loth* (Tilburg University) – Too Big to Trial? Lessons from the Urgenda Case
- 11:20-11:40            Break
- 11:40-12:10            *Jan van Dunné* (emeritus Erasmus University Rotterdam) – Liability Issues in Gas and Coal Mining for Damage Caused by Soil Subsidence, Earthquake and Subsoil Water Management under Dutch Law. Or: A Tale of Two Provinces, Groningen and Limburg
- 12:10-12:30            Student presentation: *Tedd Moya Mose* (Queen Mary University of London) – International Financing of Renewable Energy
- 12:30-14:00            Lunch
- 14:00-14:20            **Didactics / curricula**
- 14:00-14:10            *Camilla Andersen* (University of Western Australia) – The Role of Visuals in the Commercial Law Curriculum [per video connection]
- 14:10-14:20            *Caslav Pejovic* (Kyushu University) – Teaching Experience: Where Transnational Commercial Law and Foreign Investment Law Meet





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- 14:20-16:10            **Dispute resolution and energy**
- Moderator: *Athanassios Kaissis*
- 14:20-14:45            *Pauline Ernste* (Radboud University, NautaDutilh) and *Gerard Meijer* (Erasmus University Rotterdam, NautaDutilh) – Arbitration and Energy
- 14:45-15:05            *Anna Marhold* (Tilburg University) – Dispute Resolution Mechanisms and the Role of the Industry in European Regulatory Agencies for Energy: A Comparative Perspective
- 15:05-15:30            Break
- 15:30-15:50            *Vesna Lazic* (Utrecht University) – Enforcement of Annulled Arbitral Awards: the Pemex and Yukos Cases
- 15:50-16:10            *Matthias Weller* – Local Parent as ‘Anchor Defendants’ in European Courts for Claims against Their Foreign Subsidiaries: Some Thoughts on the UK Okpabi Litigation against Shell
- 16:10-16:50            **Space law**
- Frans von der Dunk* (University of Nebraska-Lincoln, College of Law) – One Billion Dollar Questions? Legal Aspects of Commercial Space Activities [per video connection]
- 16:50-17:00            **Closing note**
- Steven Bartels* (Dean, Faculty of Law, Radboud University)
- As of 17:00            Reception