

CURRICULUM VITAE

NICOLAS ANGELET

I. General information

ANGELET, Nicolas Georges

Born in Ghent, Belgium, 1 April 1964
Belgian nationality

Email: nicolas.angelet@ulb.be
nicolas.angelet@angelet.law

Tel: +32 477 358 401

II. Education

LL.D., Katholieke Universiteit Leuven, 1997

Research at the *Max Planck Institute for Foreign Public Law and International Law*, Heidelberg, Germany (6 months, 1995-1996)

LL.M. in European Law, Université Libre de Bruxelles, 1989

LL.M. in International Law, Université Libre de Bruxelles, 1988

Lic. Jur., University of Ghent, 1986

III. Professional activities : Legal Practice

Avocat at the Brussels Bar and Associate Tenant, *Doughty Street Chambers*, United Kingdom.

Member of the panel of ICSID conciliators (appointed by Belgium) and arbitrators (appointed by Burundi).

Member of the ICC Task Force on Addressing Issues of Corruption in International Arbitration.

Co-Chair of the International Arbitration Institute Working Group on Strengthening the Right of Defense in Investor-State Dispute Settlement

Arbitrator, and formerly counsel, in international investment law.

Counsel and expert in public international law and international business law, notably international trade law, public procurement law of international organizations, the law of international organizations, human rights, international humanitarian law, international environmental law and climate change, international environmental law, immunities, the law of treaties, the law of state responsibility, the application of international law in the domestic legal order.

Litigation in Belgian courts, ICSID arbitration and annulment proceedings, UNCITRAL and ICC arbitral proceedings, arbitration under the aegis of the Permanent Court of Arbitration, the International Court of Justice, the European Court of Justice, the European Court of Human Rights, subsidiary organs of the UN Security Council.

Cases as arbitrator:

President of the Arbitral Tribunal, *Venezuela Holdings B.V. and others v. Bolivarian Republic of Venezuela*, ICSID Case No. ARB/07/27, resubmission.

President of the Arbitral Tribunal, *Ayoub-Farid Michel Saab v. United Republic of Tanzania*, ICSID Case No. ARB/19/8 (stayed).

Member of the ICSID ad hoc Committee in *Víctor Pey Casado and President Allende Foundation v. Chile* (ICSID Case No. ARB/98/2), second annulment proceedings.

Sole arbitrator in CEPANI commercial arbitration proceedings.

Cases as counsel include:

Counsel to the Democratic Republic of the Congo before the International Court of Justice in the *Case concerning armed activities on the territory of the Congo, Congo v. Uganda, second phase (reparation)*.

Expert witness on questions of public international law before the Supreme Court of British Columbia in the case of *The Attorney General of Canada on behalf of the United States of America v [Huawei CFO] Wanzhou Meng*.

Expert witness on the law of treaties in cases T-279/19 and T-344/19 before the General Court of the European Union.

Counsel to the EU Satellite Centre, Residual Administrative Tasks Unit, in various proceedings on the law of international civil service.

Counsel to ClientEarth AISBL, ClientEarth LBG and CHEM Trust Europe, interveners, before the General Court of the European Union in *Chemours Netherlands BV v. European Chemicals Agency*, case T-636/19, Kingdom of the Netherlands intervening.

Counsel to ClientEarth AISBL and ClientEarth LBG on issues of public international law, notably the law of treaties and international investment law.

Counsel to an African State before the International Court of Justice in *Legal consequences of the separation of the Chagos Archipelago from Mauritius in 1965 (Request for Advisory Opinion)*.

Counsel to the Kingdom of Spain on immunity issues arising before the Belgian courts.

Counsel to the Republic of Kazakhstan in the enforcement proceedings re *Anatolie Stati a.o. v. Kazakhstan*, SCC Case No. V 116/2010.

Counsel to the Minister-President of the Walloon Region of Belgium in negotiations towards the signature of the Comprehensive Economic and Trade Agreement (CETA).

Counsel to the Democratic Republic of the Congo in annulment proceedings before the Paris Court of Appeal – UN Convention against corruption.

Counsel to Yukos Universal Ltd. in Belgian recognition and enforcement proceedings in *Yukos Universal Ltd. v. Russian Federation*.

Counsel to Mr. Viorel Micula in Belgian enforcement proceedings of the ICSID arbitration award in *Micula v. Romania* (European Commission intervening).

Counsel to an investor in an UNCITRAL investment arbitration case against a European country.

Counsel to the Republic of Burundi in ICSID Case No. ARB/14/31, *Tareq Bashir & Interpétrol v. Republic of Burundi*.

Counsel to the Kingdom of Belgium in ICSID Case No. ARB/12/29, *Ping An Life Insurance Company, Limited and Ping An Insurance (Group) Company, Limited v. Belgium*.

Counsel to the Republic of Burundi in ICSID Case No. ARB/13/7, *Mr. Joseph Houben v. Republic of Burundi*.

Counsel to the Council of the Western European Union and its former Member States regarding the closure of the organisation and succession to its residual rights and duties.

Counsel to the Kingdom of Belgium in *Mukeshimana a.o. v. Belgian State* before the Belgian courts (tort liability regarding the Rwanda genocide).

Counsel to the Belgian State in *Touax and Touax Rom v. Belgium*. Proceedings in the Belgian courts on a claim for damages for Belgium's participation in the NATO air strikes in the Kosovo.

IV. Professional Activities: Academic

Professor of public international law (part-time, chargé de cours) at the Université Libre de Bruxelles (Brussels, Belgium). Past and present courses include *droit international économique, droit international public appliqué aux affaires, droit international des investissements, International Investment Law and Dispute Settlement* (with D. Pulkowski), *droit international diplomatique et consulaire, droit international public et crise climatique*.

Member of the *Centre de droit international* and former Vice-Dean of the Faculty of Law, Université Libre de Bruxelles.

International visiting faculty for the *Uppsala Master in Investment Treaty Arbitration*, Uppsala University, Sweden (as from academic year 2020-2021)

Formerly visiting professor at the Ca' Foscari University of Venice, Université Aix-Marseille and the Institut d'études politiques (*Sciences Po*) of Lille, France.

V. Memberships

International Arbitration Institute, BIICL Investment Treaty Forum, International Council for Commercial Arbitration, Belgian Society for International Law, Société française pour le droit international, German Society of International Law, British Institute for International and Comparative Law, Institut international des droits de l'homme.

VI. Languages

Active knowledge of French, English, Dutch, German. Passive knowledge of Italian, basic knowledge of Spanish (reading of international law texts).

VII. Publications and Conferences

Annexed.

*

NICOLAS ANGELET

publications and conferences

A. Publications

- In progress: “Fair and Equitable Treatment”, in *Max Planck Encyclopedia of Public International Law* (second edition of my 2012 contribution, to be finalized in Summer 2021)
- “The Drafting of Awards in Investor-State Arbitration”, in: Fabrizio Marella and Nicola Soldati, eds., *Liber amicorum Giorgio Bernini* (forthcoming).
- “Le régime des immunités et inviolabilités diplomatiques et consulaires”, in : Mathias Forteau and Pierre Bodeau-Livinec, *Manuel du droit des immunités*, Paris, Pedone (forthcoming).
- “Note on the Costs and Financing of an Advisory Centre on International Investment Law”, report of an IAI/ILI working group co-chaired by Nicolas Angelet and Karl Sauvant, with Ndanga Kamau, Benjamin Remy, Carlos José Valderrama and Don Wallace, July 2020, published on the [UNCITRAL website](#).
- “La promotion des arbitres africains: pour une appropriation panafricaine du contentieux des investissements”, *Annuaire africain de droit international*, vol. XXIII, p. 143-159.
- “Immunity from Enforcement and the Commerciality Exception in International Law”, to be published in: E. Gaillard (ed.), *Enforcing Arbitral Awards Against States – Proceedings of the 2018 Conference of the International Arbitration Institute* (forthcoming).
- “Les immunités de droit international : entre l’exception au droit d’accès à un juge et l’interprétation conciliante”, *Revue critique de jurisprudence belge*, 2019/1, p. 5 ff.
- “CETA and the debate on the reform of the investment regime”, in Makane Moïse Mbengue and Stefanie Schacherer (ed.), *Foreign Investment under the Comprehensive Economic and Trade Agreement (CETA)*, Springer, 2019, p. 1-17.
- Tom Ruys & Nicolas Angelet, eds., *The Cambridge Handbook on Immunities and International Law*, Cambridge University Press, 2019, 720 p.
- “L’avenir des Principes directeurs à l’intention des entreprises multinationales – l’accès effectif aux PCN, la visibilité et le devoir d’informer”, in: Nicola Bonucci & Catherine Kessedjian, eds., *40 Ans des Lignes directrices de l’OCDE pour les entreprises multinationales / 40 Years of the OECD Guidelines for Multinational Enterprises*, Paris, Pedone, 2018, p. 197-206.
- “Immunity and the Exercise of Jurisdiction – Indirect Impleading and Exequatur”, in: *The Cambridge Handbook on Immunities and International Law*, Tom Ruys & Nicolas Angelet, eds., Cambridge University Press, 2019, 81-104.
- “Immunity from Execution and Domestic Procedural Rules: Preventive Control, Burden of Proof, and Discovery”, in: *The Cambridge Handbook on Immunities and International*

Law, Tom Ruys & Nicolas Angelet, eds., Cambridge University Press, 2019, 379-388 (with Mathias Audit and Maria-Clara Van den Bossche).

- “Le juge belge face aux actes des organisations internationales”, in : A. Lagerwall (ed.), *Les juges belges face aux actes adoptés par les Etats étrangers et les organisations internationales – quel contrôle au regard du droit international ?*, Brussels, Larcier, 2017, 13-51.
- “L’évolution de la fonction consulaire - Observations sur “La fin des consulats?” de R. Venneman (1965), *Revue belge de droit international* – numéro spécial : 50 voix pour fêter les 50 ans de la Revue, 2016.
- “Financing Investor-State Dispute Settlement: Is There a Role for the African Development Bank?”, in: *Andrea Mennaker (ed.), International Arbitration and the Rule of Law: Contribution and Conformity, ICCA Congress Series No. 19*, Wolters Kluwer, 2017, p. 546-555.
- “La *lex specialis* et la liberté de l’interprète”, in Société française pour le droit international, *La mise en oeuvre de la lex specialis dans le droit international contemporain*, Paris, Pedone, 2017, 143-149.
- “Alleviating the Disruptive Nature of Investment Arbitration : Some Remarks on Restitution and Post-Award ADR”, in Jean Kalicky and Anna Joubin-Bret, eds., *Reform of Investor-State Dispute Settlement: In Search of A Roadmap*, TDM (1) 2014.
- “Foreign Investment”, in : *Oxford Bibliographies*, Oxford University Press, 2014 (with Mathilde Rousseau).
- “Fair and Equitable Treatment”, in: R. Wolfrum (ed.), *Max Planck Encyclopedia of Public International Law*, Oxford, Oxford University Press, 2012.
- “Heads of Diplomatic Missions”, in : R. Wolfrum (ed.), *Max Planck Encyclopedia of Public International Law*, Oxford, Oxford University Press, 2012.
- “Consular Treaties”, in: R. Wolfrum (ed.), *Max Planck Encyclopedia of Public International Law*, Oxford, Oxford University Press, 2012.
- “Les immunités de droit international et la rupture de l’égalité devant les charges publiques”, in *Liber Amicorum Marc Bossuyt*, Intersentia, 2013, p. 557-576 (with Jean Salmon).
- “Le pouvoir judiciaire face aux dispositions législatives incorporant des règles de la coutume internationale”, *Revue belge de droit international*, 2012/2, pp. 105-115.
- “La nationalité des personnes morales en droit international public”, in Société française pour le droit international, *Droit international et nationalité – colloque de Poitiers*, Paris, Pedone, 2012.
- “Article 8”, in : *The Vienna Conventions on the Law of Treaties – A Commentary*, O. Corten and P. Klein eds., Oxford University Press, 2011 (with Tamara Leidgens)
- “Article 63”, *The Vienna Conventions on the Law of Treaties – A Commentary*, O. Corten and P. Klein eds., Oxford University Press, 2011
- “L’exceptionnalisme américain en matière de droits de l’homme face au droit international : l’art du possible”, in : L. Hennebel (éd.), *Exceptionnalisme américain et droits de l’homme*, Paris, Dalloz, 2009, p. 237-253.

- “Article 27 – Members of Diplomatic Missions and Consular Posts”, in: A. Van de Vijver (éd.), *The Belgian-US Double Tax Treaty : A Belgian and EU Perspective*, Bruxelles, Larcier, 2009, 5 p. (with Jean-Michel Degée).
- “Challenges to Immunities on the Basis of the Right to a Fair Trial”, in : *International Administrative Tribunals in a Changing World, proceedings of the UNAT conference of 9 November 2007*, Esperia, 2008 (with Alexandra Weerts).
- “Promise”, in : *Max Planck Encyclopedia of Public International Law*, 2007 (with Eric Suy)
- “Les immunités des organisations internationales face à l’article 6 de la Convention européenne des Droits de l’Homme...”, *Journal du Droit international*, 1/2007, p.3-26 (with Alexandra Weerts)
- “La mise en oeuvre par la Communauté européenne des mesures adoptées par les Nations Unies en matière de lutte contre le financement du terrorisme...”, *Journal des Tribunaux – Droit européen*, March 2006, p. 73-74 (with Alexandra Weerts)
- “Les rapports entre instruments internationaux successifs portant sur la même matière”, comments on a Belgian Supreme Court judgment of 24 August 2004, *Journal des Tribunaux*, 2005, p. 322-326 (with Alexandra Weerts)
- “Le tiers à l’instance dans la procédure de règlement des différends de l’OMC”, in : *Le tiers à l’instance devant les juridictions internationales (Third Parties before International Jurisdictions)*, H. Ruiz-Fabri and J.M. Sorel, eds., Paris, Pedone, 2005, p. 207-238
- “Article 25”, in: *ONU – La Charte (The Charter of the United Nations)*, J.P. Cot, A. Pellet and M. Forteau, eds., 3rd ed., Paris, Economica, 2004, p. 909-918 (with Eric Suy)
- “The Implementation and Enforcement of Security Council Sanctions under Chapter VII of the Charter: Belgium”, in *National Implementation of United Nations Sanctions – A Comparative Study*, V. Gowlland-Debbas, ed., Leiden/Boston, Martinus Nijhoff, 2004, p. 103-122 (with Eric Suy).
- “La répression des violations du droit international humanitaire sur les plans national et international : approches belge et canadienne”, in : *Mémoire de guerre et construction de la paix. Mentalités et choix politiques. Belgique-Europe-Canada*, Brussels symposium of 19 November 2003, Serge Jaumain and Eric Remacle, eds., PIE – Peter Lang, Brussels, 2006.
- “Vers un renforcement de la prévention et de la répression du terrorisme par des moyens financiers et économiques ?”, in : *Le droit international face au terrorisme : après le 11 septembre*, K. Bannelier, ed., Cahiers internationaux du CEDIN, n° 17, Paris, Pedone, 2002, p. 219-238.
- Editor of « La pratique du pouvoir exécutif et le contrôle des chambres législatives en matière de droit international (1995-1999) », *Revue belge de droit international*, 2002, I-II, 426 p.
- Several contributions to: *Dictionnaire du droit international public (Dictionary of Public International Law)*, J. Salmon, ed., Brussels, Bruylant, 2001. Collective work based on the procedures set out in the dictionary.
- “International Law Limits to the Security Council”, in *United Nations Sanctions and International Law*, V. Gowlland-Debbas, ed., Kluwer, 2001, p. 71-82.

- “Brouillage institutionnel et légitimation procédurale dans la gestion de la crise du Kosovo”, in : *Droit, politique et légitimation - le cas de la guerre du Kosovo*, O. Corten et B. Delcourt, eds., Brussels, Bruylant, 2000, p. 207-220.
- “Criminal Liability for the Violation of United Nations Economic Sanctions”, *European Journal of Crime, Criminal Law and Criminal Justice*, vol. 7/2, 1999, p. 89-102.
- “Le droit des relations diplomatiques et consulaires dans la pratique récente du Conseil de sécurité”, *Revue belge de droit international*, 1999/1, p. 149-177.
- “Quelques observations sur la portée et la légitimité du principe de l'*uti possidetis juris* au regard de son application hypothétique à la Belgique”, in *Des limites administratives aux frontières internationales*, O. Corten a.o., eds., Brussels, Bruylant, 1998, and *Revue belge de droit international*, 1998, p. 51-69.
- “Protest Against Security Council Decisions”, in: *International Law: Theory and Practice – Essays in Honour of Eric Suy*, K. Wellens, ed., The Hague/Boston/London, Martinus Nijhoff Publishers, 1998, p. 277-285.
- *The Authority of the United Nations Security Council (Het gezag van de Veiligheidsraad van de Verenigde Naties)*, doctoral thesis, Catholic University of Louvain, 1997, 384 + XXVI p.
- “Unilateral Acts” (« Rechtsgeschäfte, Einseitige »), in: *Lexicon des Rechts: Völkerrecht*, I. Seidl-Hohenveldern a.o., 3rd ed., Berlin, Luchterhand (with Eric Suy).
- “L'embargo et l'ONU”, in : *L'embargo*, Brussels, Bruylant, 1996, p. 45-85.
- “La mise en œuvre des mesures coercitives économiques des Nations Unies dans la Communauté européenne”, *Revue belge de droit international*, 1993, 500-533.

B. Conferences

Presentations accompanied with a written contribution are only mentioned in the publications section above

- "Sovereign States and Foreign Investors: How to Mitigate (new) Risks of Disputes", Joint ICC Belgium - Cepani seminar, 10 December 2020.
- “International Investment Protection in Times of Domestic and International Armed Conflict”, *Finding the State: foreign investment and disputed territories, State succession and military conflicts*, conference organized by Eversheds-Sutherland, Paris Arbitration Week, 6 July 2020.
- “Investment Protection in Times of Momentous Change”, Belgian Ministry of Foreign Affairs High Level Seminar, *Opinion 1-17 of the European Court of Justice and the Reform of Investment Protection*, Brussels, 6 September 2019.
- “Legal Aspects of a Multilateral Investment Court”, *Towards a Multilateral Investment Court? Vers une Cour multilatérale des investissements*, conference held at the Université Libre de Bruxelles, 20 February 2019.
- “International Arbitration, Access to Justice and the Common Good”, Keynote speech, Club Español de Arbitraje, Capítulo Belga, 15 February 2019.

- “Defining Legitimate Expectations in International Investment Law”, presentation at a roundtable organized by the Energy Charter Treaty Secretariat and the British Institute of International and Comparative Law, Brussels, 5 November 2018.
- “Free Circulation of Judgments and the Immunity Obstacle”, University of Ghent Bicentennial Conference, *Freedom under Pressure*, 7-8 December 2017.
- “Termination of Investment Treaties”, presentation at the 29th public Investment Treaty Forum Conference, *Treaty Law Issues in International Investment Law*, 20 October 2017.
- “Le financement des procès internationaux”, course at the opening of the academic year, Aix-Marseille Université, 15 September 2017.
- “Allowing Counterclaims”, presentation at the joint University of Geneva – AILA Conference, *A Paradigm Shift In International Investment Law*, Cairo, 2 April 2017.
- “ICSID as a Self-Contained System: the Annulment and Enforcement of ICSID Awards”, presentation for lawyers of the East African Community at Dar es Salaam, Tanzania, 29-30 September 2016.
- “International Investment Arbitration in the Energy Sector: What does renewable energy mean to international investment law and arbitration?”, presentation at the international conference on *Energy at Sea*, University of Athens, 22-23 October 2015.
- “Private Adjudication and the Public Interest : ISDS From A Democratic Perspective”, presentation at the joint Stockholm Chamber of Commerce and Association for International Arbitration seminar, *ISDS : Recent Development and Way Forward*, Brussels, 27 May 2015.
- “The Composition of ICSID ad hoc Committees : Implications”, British Institute of International and Comparative Law, 10th Investment Treaty Forum Public Conference, *Investment Treaty Awards : Post-Award Remedies, the latest swing of the pendulum?*, London, 9 May 2008.
- « Les privilèges et immunités des délégations de la Commission européenne auprès des pays tiers », exposé à la *Commission européenne, Direction générale des Relations extérieures, Réunion des Chefs de Délégation*, Brussels, 13 September 2007.
- Member of a Panel of Legal Experts on « *Extraterritorial Legislations as a Tool to Improve the Accountability of Transnational Corporations for Human Rights Violations* » organized under the aegis of the mandate of Professor John Ruggie, Special Representative of the UN Secretary General on transnational corporations and human rights, Brussels, 3-4 November 2006.
- « State Immunity in Continental Jurisdictions », presentation at the seminar on *State Immunity*, *British Institute of International and Comparative Law*, London, 20 March 2003.

* *

*