

Curriculum Vitae

Prof. Giorgio Sacerdoti

PROFESSIONAL ADDRESS:

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NATIONALITY:

Italian

DATE AND PLACE OF BIRTH:

Nice (France), 2 March 1943.

CURRENT POSITIONS:

Professor of International and European Law (Jean Monnet Chair) at Bocconi University, Milan, since 1986. Areas of teaching: international law, trade law, private international law-conflicts of laws, including international business law, contracts, arbitration, conflicts of jurisdictions; European Law;.

On leave in 2012: as International Research Fellow at **Melbourne Law School** and "**F. Braudel Senior Fellow**" European University Institute, Florence

Member of the Appellate Body of the WTO, Geneva, (2001-2009); **Chairman** (2006-7)

GRADUATE EDUCATION:

Law degree cum laude, State University of Milan (1965). Graduation thesis on the relationship between EC law and municipal law with prof. Piero Ziccardi.

Master in Comparative Law (MCL), Columbia University Law School, NYC (1967), as recipient of a Fulbright fellowship.

LANGUAGES:

Italian and French (mother tongues); English (fluent); German, Spanish (good)

PROFESSIONAL QUALIFICATIONS:

Professor of International law, International trade law, International organisations, European law in various graduate and post-graduate courses at several Italian universities since 1971 (Bari, Urbino, Bergamo, Milano – Scienze politiche)

Attorney at law, admitted to the Milan bar and practising since 1969; admitted to the Supreme Court of Italy since 1979;

Member of the Italian Governmental Advisory

Commission on Religious Freedom (2000 to present)

Grande Ufficiale al Merito della Repubblica Italiana (2009)

PROFESSIONAL ACTIVITIES:

Arbitrator and **Chairman** of **ICSID** Arbitral Tribunals between States and foreign investors under the 1965 Washington Convention; nominated to the ICSID list of panellists by Italy since 1987. Chairman and Arbitrator of various ICC, LCIA and *ad hoc* arbitral tribunals in international commercial disputes

Member since its establishment (1989) and **Vice-Chairman** of the **OECD Working Group on Bribery** (until 2001); Delegate for Italy at the negotiations of the OECD Anti-Bribery Convention of 1997, **Chairman** of the preparatory-drafting committee on “common elements” (1996-97)

Member of the Italian Delegation to the UN Commission on Transnational Corporations (1978-1982)

ACADEMIC ACTIVITIES :

Speaker at a number of international conferences and symposia, academic institutions and universities, such as Aspen Institute, Hague Academy of International Law, University of Paris I (Institut des Hautes Etudes Internationales), New York, London, Amsterdam, Jerusalem, Miami, Singapore, Shanghai, Washington (ASIL Annual Meeting), etc. on issues of public international law, trade, investments, dispute settlement, international contracts.

Has held graduate and professional courses on International Justice, International Economic/Trade Law, Investments at various graduate institutions such as Berne World Trade Institute, Amsterdam Univ. Master in Int'l Trade Law, LUISS University Rome, Sciences Politiques University Paris, Hague Academy Int'l Law, Int'l Development Law Organization, Rome, etc

Member of the Board of Editors of the *Italian Yearbook of International Law*. Member of the Italian, French and American Society of International Law.

Member of the ILA- International Law Association *Committee on International Trade Law*.

PUBLICATIONS:

Over 150 published works (articles, books, also as editor) in several languages, dealing with public and private international law, trade, investments, conflicts of laws and jurisdictions

SELECTED TITLES:

- ***L'efficacia del diritto delle Comunità europee nell'ordinamento giuridico italiano*** (*The Effects of European Communities Law in the Italian Legal System*), Milano 1966
- ***I contratti tra Stati e stranieri nel diritto internazionale***, (*States' Contracts with Foreigners in International Law*), Milano 1972
- Picone & Sacerdoti, ***Diritto internazionale dell'economia***, Milano, 1982;
- ***The New Arbitration Rules of ICC and UNCITRAL***, 11 J. World Trade Law, p.248-269 (1977)
- ***Les codes de conduite sur les entreprises internationales entre droit international et droit interne***, in "Etudes Roberto Ago", vol. IV, Milano, 1987;
- ***La Convenzione di Roma sul diritto applicabile ai contratti internazionali*** (*The Rome Convention on the Law Applicable to International Contracts*), Co-Editor, Milan 1994 (2nd Edition)
- ***Some Remarks on Financial Services: Evaluation and Perspectives***, in "The Uruguay Round Results", College de l' Europe - Brussels, 1995;
- ***Jewish Divorce and Civil Law Countries: Israeli Divorces before Italian Courts***, in "Essays on European Law and Israel", Jerusalem 1996
- ***Appeal and Judicial Review in International Arbitration and Adjudication: The Case of the WTO Appellate Review***, in "International Trade Law and the GATT/WTO Dispute Settlement System", (E.U. Petersmann Ed.), Kluwer, 1997;
- ***National Treatment, Mutual Recognition and Legislative Harmonisation***, in "Regionalism and Multilateralism after the Uruguay Round" (F. Demaret Ed.), Brussels, 1997;
- ***Recent Developments in Bilateral Treaties and Multilateral Instruments on Investment Protection***, in *Recueil des Cours*, Hague Academy of International Law , vol. 269, 1998, p. 254-460;
- ***Individual Responsibility and Superior Orders for War Crimes: Current Developments***, in "Israel Among the Nations", TMC-Asser Institute, Kluwer 1998;
- ***To Bribe or not to Bribe?***, Chapter Two in the OECD volume "No Longer Business As Usual – Fighting Bribery and Corruption", Paris, 2000 (published also in French, and reprinted in collective volumes in Spanish and German);
- ***Illicit Payments and Foreign Investments***, UNCTAD Series on "Issues in international investment agreements", New York/Geneva, 2001.
- ***The European Charter of Fundamental Rights: From A Nation-State Europe to A Citizen's Europe***, in *The Columbia Journal of European Law*, vol. 8, 2002, p.37-52
- ***Responsabilità d'impresa e strumenti internazionali anticorruzione- Dalla Convenzione OCSE 1997 al Decreto 231/2001***, Editor and co-author, Milan Egea 2003
- ***Arbitration of Investment Disputes between UNCITRAL and ICSID***, ICSID Rev,

Summer 2004, pp.1-48.

- **The WTO at Ten: The Contribution of the Dispute Settlement System**, (Co-Editor and Contributor), Cambridge University Press, 2006

- **WTO Law and the “Fragmentation” of International Law: Specificity, Integration, Conflicts**, in *The WTO at Ten: Governance, Dispute Settlement and Developing Countries*, M. Janow Ed., Juris Publishing 2008, p 595-609..

- **The proliferation of BITs: Conflict of Treaties, Proceedings and Awards, in Appeals Mechanism in International Investment Disputes**, K. Sauvant Ed., Oxford 2008, p.127- 136.

- **Global Implications of Competition Law – Competition Issue in the Global Economy and the WTO**, Key Note Speech, in *Current Developments in European and International Competition Law*, 15th St. Gallen International Competition Law Forum ICF 2008, Carl Baudenbacher (Ed.), Helbing Lichtenhahn 2009, pp. 303 – 324, e in *Brazilian Yearbook of International Law*, IV-2009/2, p. 68- 80.

Droit commercial international et rôle du juge, in *Le droit international économique à l'aube du XXI siècle*, (en hommage aux prof. D. Carreau et P. Julliard, Ed. Pedone, Paris 2009, p. 155-157.

Havana Charter (1948), in *Max Planck Encyclopaedia of Public International Law* on line, Oxford Univ. Press, 2010, p. 1-10

Corruption in Investment Transaction: Policy Initiatives, Legal Principles and Arbitral Practice, in *ICSID Review - Foreign Investment Law Journal*, 2009, (issued November 2010) pp.565- 586.

GATT Article I, General Most-Favoured-Nation Treatment, in *WTO Trade in Goods* (R. Wolfrum & P-T. Stoll Eds.) Brill 2011 p. 53-77 (with Kaarlo Castren)

Nascita, affermazione e scomparsa del Nuovo ordine economico internazionale, in *Liber Amicorum prof. Paolo Picone*, Napoli 2011, p. 127-152

Precedent in the Settlement of International Economic Disputes: the WTO and the Investment Arbitration Models, in *Contemporary Issues in International Arbitration and Mediation: The Fordham Papers 2010*, (A. Rovine ed.), Martinus Nijhoff 2011, pp. 225-246

New International Economic Order (NIEO), in *Max Planck Encyclopaedia of Public International Law* on line, Oxford Univ. Press, 2011, p. 1-11, and printed edition in process