

HIGH-LEVEL POLICY DIALOGUE ON FOREIGN INVESTMENT IN ASIA

jointly organised by

Faculty of Law, CUHK
Centre for Financial Regulation and Economic Development, Faculty of Law, CUHK
Asian Development Bank
World Economic Forum

10 May 2017, Wednesday, 5:00-6:45p.m.

The Warren Chan Moot Court, CUHK Graduate Law Centre, 2/F Bank of America Tower, 12 Harcourt Road, Central

CONCEPT NOTE

This Dialogue will offer a platform to discuss the factors behind the growth of Foreign Direct Investment (FDI) in Asia and the Pacific, as well as the related policy implications for lawyers, economists and policy-makers. Greater trade openness and FDI can strengthen the region's resilience to slow global growth, but countries need to improve their institutional quality, the rule of law, business environment and policy effectiveness to encourage FDI. Asia and the Pacific attracts almost a third of total global FDI, among which more than half is now intraregional, driven by the expansion of global and regional value chains. As a result, more investment disputes are now taking shape which creates new challenges for arbitral tribunals, governments and the legal community. The Dialogue will also explore the extent to which greater trade openness through more regional trade agreements and bilateral investment treaties can increase FDI.

PROGRAM

17:00 – 17:15 Welcoming remarks

- **Dr. Julien Chaisse**, Professor and Director CFRED, Faculty of Law, CUHK
- **Dr. Junkyu Lee**, Principal Economist, Asian Development Bank, Manila

17:15 – 17:45 Keynote speech

- **Dr. Yasuyuki Sawada**, Chief Economist, Asian Development Bank

17:45 – 18:30 Experts round-table discussion

- **Dr. Julien Chaisse**, Professor and Director CFRED, Faculty of Law, CUHK
- **Mr. Cristián Rodríguez Chiffelle**, Lead, International Trade and Investment, WEF
- **Mr. Pascal Kerneis**, Managing Director, European Services Forum
- **Mr. Simon Lacey**, Global Government Affairs - International Trade and the Digital Economy Leader, Huawei Technologies
- **Dr. Yasuyuki Sawada**, Chief Economist, Asian Development Bank
- **Dr. Romesh Weeramantry**, Foreign Legal Consultant, Clifford Chance, Hong Kong

All are welcome!
Admission is free of charge!

Please join us by registering your interest [here](#) by 9 May 2017.

SPEAKERS



Dr. Julien Chaisse

Julien Chaisse is Professor of Law at The Chinese University of Hong Kong (CUHK). He is an award-winning specialist in international economic law with particular expertise in the regulation and economics of foreign investment. His research also covers other relevant fields, such as WTO law, international taxation and the law of natural resources. Before joining the CUHK Law Faculty in 2009, Prof. Chaisse served in the Ministry of Foreign Affairs of France, and started his academic career in Europe. Since then, Prof. Chaisse is frequently invited as a guest lecturer to many academies and universities around the world, including the Academy of International Investment and Trade Law, Columbia University, Brown University and Boston University (U.S.), Passau University (Germany) and Melbourne University (Australia) where he is a Senior Fellow to the Law School.

Prof. Chaisse has authored a broad body of well-regarded and widely-cited articles on topics ranging from the rise of sovereign wealth funds, the regulation of foreign investment, and decision-making challenges facing the WTO, which have been published in the top refereed journals of international law. In recognition of his outstanding scholarly achievements, Prof. Chaisse received the CUHK Research Excellence Award in 2012, and was appointed Director of the Center for Financial Regulation and Economic Development of CUHK Law since 2013. Prof. Chaisse organized several academic events at CUHK and he launched the "Asia FDI Forum" series, a high-profile annual conference focusing on the law and economics of FDI in Asia. The Asia FDI Forum I focused on sustainable investment while the Asia FDI Forum II addressed China's international investment policy. The upcoming Asia FDI Forum III (May 11-12, 2017) explores the evolving China-EU investment relationships.

In addition to scholarly work, Prof. Chaisse has wide experience as a practitioner, and is engaged as expert, counsel and arbitrator in transnational dispute settlement. Apart from his frequently being interviewed by local and international media on current events and legal issues, Prof. Chaisse is also regularly invited to provide legal advice and training courses on cutting-edge issues of international economic law for international organizations, governments, multinational law firms and private investors, including Ernst & Young, Deloitte U.S., Maxwell Stamp, the United Nations ESCAP and ITC, World Trade Organization, ASEAN Secretariat, European Commission, Asian Development Bank, numbers of European countries and ASEAN member states. Prof. Chaisse was appointed a member of the World Economic Forum's Global Agenda Council (Trade and FDI) for the term 2016-2018 which is the world's foremost interdisciplinary knowledge network dedicated to promoting innovative thinking on critical global issues, regions and industries, and incubating projects, campaigns and events for the public good. Prof. Chaisse is also a member of the ICANN Working Group that is currently conducting a review of all rights protection mechanisms in all Generic Top-Level Domains (gTLDs).



Mr. Pascal Kerneis

Pascal Kerneis is a lawyer specialized in European Law. Having completed his Ph. D. thesis on international Trade and European Law, in 1990, Pascal started his career as a legal expert for the European Commission. After having joined the European Banking Federation, he was closely involved in the WTO negotiations on financial services. In December 1997, in Geneva, he participated in the private financial services industry's effort to help the negotiators achieving a comprehensive agreement, with substantial commitments for the banking sector.

Mr. Kerneis was appointed Managing Director of ESF at the launching meeting of the organisation in January 1999. Since then, he has been able to raise ESF's profile by advocating the further liberalization of services, and by developing close working relationships with EU and WTO officials. Pascal represents the ESF members both towards European and international institutions and towards professional networks.

On behalf of ESF, Mr. Kerneis is a member of the Civil Society Dialogue's Contact Group of the DG Trade of the European Commission. As a member of the European Commission Civil Society Advisers Group, Mr. Kerneis participated at the three WTO Ministerial Conferences (Seattle – 1999, Doha – 2002, Cancun – 2003, Hong-Kong – 2005) as Advisor to the EU Trade Commissioners Pascal Lamy and Peter Mandelson in the European Commission official delegations.

He is now a well-recognized expert on International Trade in Services and is regularly invited as a speaker for Forums, hearings or summits organized inter alia by the European Parliament or Chambers of Commerce abroad.



Mr. Simon Lacey

Simon Lacey is Global Government Affairs - International Trade and the Digital Economy Leader at Huawei Technologies in Shenzhen China. Before that he spent 4 years in Indonesia in various roles advising both the government and private sector on trade policy and international economic law issues.

With degrees in law from the University of Fribourg (Switzerland) and the Georgetown University Law Center (United States), Simon has worked in almost thirty countries, advising and training policymakers in Africa, Eastern Europe, the Middle East, Central Asia, East Asia and the Pacific.

Prior to joining Huawei, Simon was the Director of the Center for International Trade and Investment (UPH-CITI) at University Pelita Harapan (UPH) in Jakarta, where he was responsible for implementing the WTO Chairs program and acted as Academic Director on the UPH's executive Masters in Trade Investment and Competition Policy and Law (MTIC), organized in collaboration with the World Trade Institute (WTI) in Berne, Switzerland.

Simon's substantive work to date has covered various areas of international economic law, and he has published and lectured extensively on international trade law and policy as well as serving on several delegations to the WTO, including the Indonesian delegation to the 9th WTO Ministerial Conference on Bali in December 2013. His current research and professional interests focus on the evolving set of trade and investment rules affecting the digital economy and how governments in developed and developing countries are struggling to find the right balance between openness and regulation when it comes to disruptive technologies and business models.



Dr. Junkyu Lee

Junkyu Lee joined the Asian Development Bank (ADB) in November 2012. Before joining ADB, he was G20 Special Advisor to the Republic of Korea Finance Ministry since the G20 Seoul Summit. He was also Senior International Economic Advisor since 2009 and one of six Advisory to November 2012. From 2008-2011, he was Visiting Professor at Seoul National University and Korea University, teaching economic policies to graduate students. He was a trade negotiator for the [Republic of] Korea-US Free Trade Agreement (FTA) and the [Republic of] Korea-European Union FTA. He holds a BA and MA degree in international economics from Seoul National

University and earned his PhD in Political economy and public policy from the Economics Department of the University of Southern California.



Mr. Cristián Rodríguez Chiffelle

Mr. Rodríguez Chiffelle is currently the Lead for Trade and Investment Policy at the World Economic Forum. Prior to joining the Forum, he served as a trade diplomat in various positions for the Chilean Ministry of Foreign Affairs, including as head of the Energy, Trade and Sustainable Development department, and as legal advisor on Services and Investment. He was also briefly in private legal practice beforehand. In these roles, Mr. Rodríguez Chiffelle was responsible for negotiating bilateral investment treaties and different chapters of several free trade agreements, including at the Trans Pacific Partnership negotiations, and has formally represented Chile before the OECD, WTO, APEC and several UN bodies on trade, investment and environment. He holds a Master of Laws (LL.M.) from Harvard Law School, an LL.B. from the University of Concepcion, Chile and a MPA from the Harvard Kennedy School of Government, where he was an Edward S. Mason Fellow in Public Policy and Management.



Dr. Yasuyuki Sawada

Yasuyuki Sawada holds a Doctorate degree in Economics and a Master's degree in International Development Policy from Stanford University, USA; a Master's degree in International Relations from the University of Tokyo, Japan; a Master's degree in Economics from Osaka University, Japan; and a Bachelor's degree in Economics from Keio University, Japan.

Mr. Sawada is a Professor in the Faculty of Economics at the University of Tokyo, Japan. Earlier, he was an Associate Professor at the University of Tokyo; an Adjunct Professor of Economics at the Korea University; a Research Associate at the Australia-Japan Research Centre, Crawford School of Public Policy, Australian National University; and a Visiting Researcher at the Asian Development Bank Institute. Previously, he did part-time research work in a variety of institutions, such as the Japan International Cooperation Agency (JICA) Research Institute; the World Bank; Economic Research Institute of ASEAN and East Asia (ERIA); Bangladesh Institute of Development Studies (BIDS); Pakistan Institute of Development Economics (PIDE); International Rice Research Institute (IRRI) in the Philippines; International Water Management Institute (IWMI) in Sri Lanka; Research Institute of Economy, Trade, and Industry (RIETI) in Japan; and Japan Society of Promotion of Science (JSPS), where he led a number of large-scale development policy evaluation projects in Asia and other developing countries.

Mr. Sawada's research fields are macro- and micro-development economics, microeconometrics, economics of disasters, and field surveys and experiments. He has published more than 60 peer-reviewed research articles on diversified topics pertaining to Asia and other developing countries ranging from macro development issues, such as long-term economic growth and structural change, sovereign debt sustainability, foreign aid, trade, ageing and social security, and natural and man-made disasters to micro issues of poverty, education, infrastructure, microenterprises, microfinance, health, and disabilities. He conducted his research using a variety of methods, such as calibration, microeconometrics, and field experiments, in collaboration with governments, international institutions, NGOs, and private firms.

Mr. Sawada is a highly qualified global macro- and micro-economist with deep hands-on field experience. He has expertise on how to measure and maximize development impacts of projects, and has led multiple policy-oriented research projects that cut across a wide range of sectors and themes. His publications are extensive and well acclaimed. His engagement in policy-oriented research projects under different institutions will contribute well to the role, especially in the design and implementation of ERCD's vision to support ADB's development goals.



Dr. Romesh Weeramantry

Romesh Weeramantry is a Foreign Legal Consultant at Clifford Chance. Based in Hong Kong, he specialises in complex arbitrations involving cross-border commercial disputes and investment treaty claims relating to Asia. He is also an Adjunct Professor at the University of Hong Kong. His prior professional experience includes work at the Iran-United States Claims Tribunal (The Hague) and the United Nations Compensation Commission (Geneva) on inter-government disputes arising from Iraq's invasion of Kuwait. He has advised major international organizations on dispute settlement and has trained government officials and judges in developing nations on arbitration and international law issues.