Today, international investment law consists of a network of multifaceted, multilayered international treaties that, in one way or another, involve virtually every country of the world. The evolution of this network continues, raising a host of issues regarding international investment law and policy, especially in the area of international investment disputes. The Yearbook on International Investment Law & Policy 2010-2011 addresses current developments and salient trends in international investment law and policy. The current volume includes a Symposium on the new EU competency and chapters addressing such central issues as essential security clauses, climate change law, land acquisitions, State-controlled entities, and third-party funding, while examining the importance and relevance of dispute settlement within the current regime. It concludes with a debate on quantitative methods. This title thus provides timely, authoritative information on international investment that can be used by a wide audience, including practitioners, academics, researchers, and policy makers.
TABLE OF CONTENTS

PART ONE
1. Recent trends and issues in foreign direct investment, 2010 Persephone Economou and Karl P. Sauvant
3. International investment law and arbitration: 2010 in review Ian A. Laird, Borzu Sabahi, Frédéric G. Sourgens, and Nicholas J. Birch

PART TWO
SYMPOSIUM ON INTERNATIONAL INVESTMENT LAW AND THE EUROPEAN UNION
Introduction Federico Ortino
4. The external investment policy of the European Union in the light of the entry into force of the Treaty of Lisbon Colin Brown and Maria Alcover-Llubià
5. New developments on the scope of the EU Common Commercial Policy under the Lisbon Treaty: Investment liberalization vs. investment protection? Anna De Luca
6. Member State BITs – There’s still (some) life in the old dog yet: Incompatibility of existing Member State BITs with EU law and possible remedies – A position paper Steffen Hindelang
7. The development of EU trade and investment policies: Drawing lessons from past experiences Angelos Dimopoulos
Annex 1: European Commission
Annex 2: European Commission
Annex 3: Council of the European Union
Annex 4: Procedure : 2010/2203(INI)
Annex 5: Procedure: 2010/0197(COD)
Annex 6: The Treaty on the Functioning of the European Union (TFEU)

GENERAL ARTICLES
8. Revisiting the necessity defense: Continental Casualty v. Argentina José E. Alvarez and Tegan Brink
10. The interpretation of necessity clauses in bilateral investment treaties after the recent ICSID annulment decisions Alberto Alvarez-Jiménez
11. Ecuador’s attainment of the Sumak Kawsay and the role assigned to international arbitration Katia Fach Gómez
12. Sovereign bonds in economic crisis: Is the necessity defense under international law applicable to investor-State relations? A critical analysis of the decision by the German Constitutional Court in the Argentine bondholder cases Stephan W. Schill and Yun-I Kim
13. Harmonizing climate change policy and international investment law: Threats, challenges, and opportunities Daniel M. Firger and Michael B. Gerrard
14. Large-scale investments in farmland: The regulatory challenge Olivier De Schutter and Peter Rosenblum
15. The standing of State-owned entities under investment treaties Mark Feldman
16. Comment on third-party funding and nationality issues in investment arbitration Philippe Pinsolle
17. From gunboats to BITs: The evolution of modern international investment law O. Thomas Johnson Jr. and Jonathan Gimblett
18. Revisiting the depoliticization of investment disputes David Schneiderman
20. Comparing U.S. law and recent U.S. investment agreements: Much more similar than you might expect Parvan P. Parvanov and Mark Kantor
21. Devil in the details? The investment effects of dispute settlement variation in BITs Clint Peinhardt and Todd Allee
22a. The use of quantitative methods to examine possible bias in investment arbitration Gus Van Harten
22b. Response: Through the looking glass: Understanding social science norms for analyzing international investment law Susan D. Franck, Calvin P. Garbin, and Jenna M. Perkins
22c. Reply Gus Van Harten
22d. Rejoinder Susan D. Franck, Calvin P. Garbin, and Jenna M. Perkins

SPECIAL SECTION
Winning Memoranda from the 2010 Foreign Direct Investment International Moot Competition (FDI Moot)
Winning Memorandum for Claimant: Russian Academy of Justice
Winning Memorandum for Respondent: New York University School of Law