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# General Programme of the Conference

## JURISDICTIONAL IMMUNITIES OF STATES AND THEIR PROPERTY: EMERGENCE OF NEW INTERNATIONAL CUSTOMARY LAW RULES – BY WHOM?

**National Research University “Higher School of Economics”,  
Law Faculty, Moscow  
in collaboration with the University of Oslo, Faculty of Law,  
PluriCourts Center, Oslo  
and SciencesPo University, Paris**

**3-4 October, 2019**

**Moscow, 11, Pokrovsky Bulvar, Building F, room F 301**

3 October 2019 (Thursday)

10<sup>00</sup> – 10<sup>15</sup> **Opening of the conference**

**Professor Geir Ulfstein**, University of Oslo, Norway  
**Associate Professor Vladislav Starzhenetskiy**, Higher School of Economics, Moscow

10<sup>15</sup> – 12<sup>30</sup> **Session 1. Formation of Customary International Law on Jurisdictional Immunities and the Role of International Courts**

Chair: **Professor Geir Ulfstein**, University of Oslo, Norway

10<sup>15</sup> - 10<sup>40</sup> **Professor Erik Voeten**, Georgetown University, USA  
*The Politics of Change and Continuity in Jurisdictional Immunities*

10<sup>40</sup> - 11<sup>05</sup> **Dr Luyao Che**, Assistant Professor, School of International Law, China University of Political Science and Law (CUPL), PRC  
*New Development Relating to Sovereign Immunity Rules by International Courts and Tribunals*

11<sup>05</sup> - 11<sup>30</sup> **Dr Giulia Bernabei**, Research Assistant to Prof. Philippa Webb, UK  
*The Law of State Immunity and The Role of International Courts: Looking for The Guiding Star*

11<sup>30</sup> – 11<sup>55</sup> **Ylli Dautaj**, O.P. Jindal Global University, India  
*Iran vs. U.S.: International Court of Justice Presented with an Ample Opportunity to Reclaim its Standing in Defining Sovereign Immunity*

11<sup>55</sup> - 12<sup>30</sup> *Discussion*

12<sup>30</sup> – 12<sup>45</sup> **Break**

12<sup>45</sup> – 14<sup>30</sup> **Session 2. Jurisdictional Immunities of States from Comparative Perspective: the West versus the Rest?**

Chair: **Professor Regis Bismuth**, Sciences Po, France

12<sup>45</sup>- 13<sup>10</sup> **Kevin Meehan**, Partner, Curtis, Mallet-Prevost, Colt & Mosle LLP, USA  
*Recent Developments in U.S. Foreign Sovereign Immunity Law*

13<sup>10</sup> – 13<sup>35</sup> **Associate Professor Vladislav Starzhenetskiy**, Higher School of Economics, Moscow  
*The New 2015 Russian Law on Jurisdictional Immunities of Foreign States: If You Want Peace, Prepare for War?*

13<sup>35</sup> – 14<sup>00</sup> **Professor Dabiru Sridhar Patnaik**, O.P. Jindal Global University, India  
*Role of Courts and Comparative Approaches in Understanding the Law of Jurisdictional Immunities of Foreign States in India*

14<sup>00</sup> – 14<sup>30</sup> *Discussion*

14<sup>30</sup>– 15<sup>30</sup> **Break**

15<sup>30</sup> – 18<sup>30</sup> **Session 3. Jurisdictional Immunities of States and General International Law**

Chair: **Professor Vera Rusinova**, Higher School of Economics, Moscow

15<sup>30</sup> – 15<sup>55</sup> **Dr. Teerawat Wongkaew**, Royal Thai Embassy, Ankara  
*The Moral Conceptualization of Sovereign Immunity in International Law*

15<sup>55</sup> – 16<sup>20</sup> **Professor Mizushima Tomonori**, Nagoya University, Japan  
*Foreign State Immunity as Customary International Law: Its Relationship with General Principles of International Law and the 2004 UN State Immunity Convention*

16<sup>20</sup> – 16<sup>45</sup> **Dr Marco Longobardo**, University of Westminster, UK  
*State Immunity, Judicial Countermeasures, and the Evolution of the Relevant Customary International Rules*

16<sup>45</sup> – 17<sup>10</sup> **Associate Professor Magdalena Matusiak-Frącczak**, University of Lodz, Poland  
*Terrorism Exception to State Immunities – an Emerging Customary Norm of International Law?*

17<sup>10</sup> – 17<sup>30</sup> **Break**

17<sup>30</sup> – 18<sup>30</sup> *Discussion*

4 October 2019 (Friday)

**10<sup>00</sup> – 13<sup>00</sup>      Session 4. State Immunity, Human Rights and Fight Against International Crimes**

Chair: **Professor Vera Rusinova**, Higher School of Economics, Moscow

**10<sup>00</sup> - 10<sup>20</sup>      Professor Anna Wyrozumska**, University of Lodz, Poland  
*Can Human Rights Overcome State Immunity? National Courts at the Crossroads*

**10<sup>20</sup> - 10<sup>40</sup>      Assistant Professor Elisa Ruozzi**, University of Turin, Italy  
*Shrinking of Jurisdictional Immunities and Victims' Rights: From Separation To Sinergy*

**10<sup>40</sup> - 11<sup>00</sup>      Giovanni Ardito**, Sapienza University, Italy  
*Assessing State Immunity Through the Lenses of The European Court of Human Rights: Embassy Employment Disputes as Test Bench for Restricted Immunity*

**11<sup>00</sup> - 12<sup>20</sup>      Associate Professor Rana Moustafa**, Alexandria University, Egypt  
*The United States Hegemony and Reshaping the Norms of State Immunity for International Crimes*

**12<sup>20</sup> – 13<sup>00</sup>      Discussion**

**13<sup>00</sup> – 14<sup>00</sup>      Break**

**14<sup>00</sup> – 16<sup>40</sup>      Session 5 Sovereign Debt, State Bonds and Jurisdictional Immunities**

Chair: **Vladislav Starzhenetskiy**, Higher School of Economics, Moscow

**14<sup>00</sup> - 14<sup>20</sup>      Johannes Ungerer**, University of Oxford, UK  
*Sovereign Debt and Immunity*

**14<sup>20</sup> - 14<sup>40</sup>      Professor Alejandra María RODRÍGUEZ GALÁN de LAGORIO**,  
University of Buenos Aires (UBA) and former Legal Secretary of the  
Argentine Supreme Court of Justice, Argentina  
*Sovereign immunity in financial agreements: the Argentine experience*



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14<sup>40</sup> - 15<sup>00</sup>

**Dr Stefano Dominelli**, University of Genoa, Italy

*Cross-Influences in Public and Private International Law: On The (New?) EU Interpretation of Heads of Jurisdiction Over The (Traditional?) Understandings of Acta Iure Imperii*

15<sup>00</sup> – 15<sup>15</sup>

**Break**

15<sup>15</sup> – 15<sup>35</sup>

**Professor Regis Bismuth**, Sciences Po, France

*Expanding Immunity from Execution Through the Backdoor: The French Example*

15<sup>35</sup> – 15<sup>55</sup>

**Dr Pierluigi Salvati**, University of Naples Federico II, Italy

*Foreign Central Banks and Immunity from Execution: Too Sovereign To Be Sued?*

15<sup>55</sup> – 16<sup>40</sup>

*Discussion*

16<sup>40</sup> – 17<sup>00</sup>

**Closing Session**