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

Moscow, 3-4 October, 2019

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
# General Programme of the Conference

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

Moscow, 3-4 October, 2019

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<th>3 October 2019 (Thursday)</th>
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| **1000 – 1015** | **Opening of the conference**  
*Address: 11 Pokrovsky Boulevard*  
**Professor Geir Ulfstein**, University of Oslo, Norway  
**Associate Professor Vladislav Starzhenetskiy**, Higher School of Economics, Moscow |
| **1015 – 1230** | **Session 1. Formation of Customary International Law on Jurisdictional Immunities and the Role of International Courts**  
Chair: **Professor Geir Ulfstein**, University of Oslo, Norway |
| **1015 - 1040** | **Professor Erik Voeten**, Georgetown University, USA  
*The Politics of Change and Continuity in Jurisdictional Immunities* |
| **1040 - 1105** | **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* |
| **1105 - 1130** | **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* |
| **1130 – 1155** | **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* |
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<tr>
<td>11:55 - 12:30</td>
<td>Discussion</td>
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<tr>
<td>12:30 – 12:45</td>
<td>Coffee Break</td>
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| 12:45 – 14:10 | Session 2. Jurisdictional Immunities of States from Comparative Perspective: the West versus the Rest?  
Chair: Professor Regis Bismuth, Sciences Po, France |
| 12:45 - 13:00 | Kevin Meehan, Partner, Curtis, Mallet-Prevost, Colt & Mosle LLP, USA  
Recent Developments in U.S. Foreign Sovereign Immunity Law |
| 13:10 – 13:35 | Associate Professor Vladislav Starzhennetskiy, Higher School of Economics, Moscow  
The New 2015 Russian Law on Jurisdictional Immunities of Foreign States: If You Want Peace, Prepare for War? |
| 13:35 – 14:00 | 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 |
| 14:00 – 14:30 | Discussion                                                             |
| 14:30 – 15:00 | Lunch Break                                                            |
| 15:30 – 18:00 | Session 3. Jurisdictional Immunities of States and General International Law  
Chair: Professor Vera Rusinova, Higher School of Economics, Moscow |
| 15:30 – 15:55 | Dr. Teerawat Wongkaew, Royal Thai Embassy, Ankara  
The Moral Conceptualization of Sovereign Immunity in International Law |
| 15:55 – 16:20 | 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 |
| 16:20 – 16:45 | Dr Marco Longobardo, University of Westminster, UK  
State Immunity, Judicial Countermeasures, and the Evolution of the Relevant Customary International Rules |
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| 1645 – 1710 | **Associate Professor Magdalena Matusiak-Frańczak**, University of Lodz, Poland  
**Terrorism Exception to State Immunities – an Emerging Customary Norm of International Law?** |
| 1710 – 1730 | Coffee Break                                                        |
| 1730 – 1800 | Discussion                                                          |
| 2000 – 2200 | Dinner and Boat Tour                                                 |

4 October 2019 (Friday)

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<tr>
<td>1030 – 1300</td>
<td>Chair: <strong>Professor Vera Rusinova</strong>, Higher School of Economics, Moscow</td>
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| 1030 - 1055 | **Professor Anna Wyrozumska**, University of Lodz, Poland  
**Can Human Rights Overcome State Immunity? National Courts at the Crossroads** |
| 1055 – 1120 | **Assistant Professor Elisa Ruozzi**, University of Turin, Italy  
**Shrinking of Jurisdictional Immunities and Victims’ Rights: From Separation To Sinergy** |
| 1120 - 1145 | **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** |
| 1145 – 1200 | **Associate Professor Rana Moustafa**, Alexandria University, Egypt  
**The United States Hegemony and Reshaping the Norms of State Immunity for International Crimes** |
| 1210 – 1300 | Discussion                                                          |
| 1300 – 1400 | Lunch Break                                                          |
| 1400 – 1700 | Session 5 Sovereign Debt, State Bonds and Jurisdictional Immunities  
Chair: **Associate Professor Vladislav Starzhenetskiy**, Higher School of Economics, Moscow |
1400 - 1425  **Johannes Ungerer**, University of Oxford, UK
*Sovereign Debt and Immunity*

1425 – 1450  **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*

1450 – 1515  **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*

1515 – 1530  **Coffee Break**

1530 – 1555  **Professor Regis Bismuth**, Sciences Po, France
*Expanding Immunity from Execution Through the Backdoor: The French Example*

1555 – 1620  **Dr Pierluigi Salvati**, University of Naples Federico II, Italy
*Foreign Central Banks and Immunity from Execution: Too Sovereign To Be Sued?*

1620 – 1700  **Discussion**

1715 – 1730  **Closing Session**