



WORKSHOP ON INTERNATIONAL INVESTMENT POLICIES, INVESTMENT PROMOTION STRATEGIES AND SUSTAINABLE DEVELOPMENT

Casablanca, Morocco, 19-23 November 2012
Venue: Hotel Oum Palace

**Organized by
IDB Group Investment Promotion Technical Assistance Program (ITAP) in cooperation with the
Secretariat of the United Nations Conference on Trade and Development (UNCTAD)**

PRELIMINARY PROGRAMME

ITAP's role is to enhance IDB Group Member Countries' economic integration through capacity building activities as well as facilitation services. ITAP assist Member Countries in attracting Foreign Direct Investment (FDI). In addition to supporting Member Countries in their effort to improve their investment and business climates, ITAP assist in identifying and promoting promising investment opportunities that are attractive to both local and foreign investors.

UNCTAD's work programme on international investment agreements (IIAs) seeks to help developing countries to participate as effectively as possible in international rule-setting for investment. It does so against the background of an intensifying policy discourse about the sustainable development dimension and the future orientation of the IIA regime. The objectives of the work programme are to deepen the understanding on issues in IIAs, to identify and examine issues, problems and interests and ensure that the sustainable development concerns are adequately addressed.

Sponsored by:





Monday 19 November 2012

9.30 **Opening session**

Islamic Development Bank

Abderrahman El Glaoui, Officer in Charge of the Islamic Development Bank, Regional Office, Morocco

UNCTAD

Hamed El-Kady, International Investment Policies Officer, Division on Investment and Enterprise, UNCTAD

Moroccan Agency for Investment Development (AMDI)

Ali El Yacoubi, Chief of research department and Officer in Charge, Moroccan Agency for Investment Development (AMDI)

10.30 *Coffee break*

10.45 Presentation of participants

SESSION 1: Latest trends in foreign direct investment (FDI) and international investment agreements (IIAs): setting the stage

11.15 **Global trends in FDI and IIAs**

Hamed El-Kady, International Investment Policies Officer, Division on Investment and Enterprise, UNCTAD

12.00 Discussion

12.15 *Lunch*

14.00 **Trends in FDI in IDB member countries**

Mohammed Bukhari, Investment Promotion Officer, IDB Group's Investment Promotion Technical Assistance Program (ITAP)

14.45 Discussion

15.00 *Coffee break*

15.15 **Recent trends in FDI and business climate in Morocco**

Ali Zaki, Head of Marketing Service, Moroccan Agency for Investment Development (AMDI)

15.45 Discussion

16.00 End of working day



Tuesday 20 November

SESSION 2: Towards a new generation of investment policies

- 09.30 **UNCTAD's Investment Policy Framework for Sustainable Development (IPFSD)**
Hamed El-Kady, International Investment Policies Officer, Division on Investment and Enterprise, UNCTAD
- 10.15 **Definition of investment and admission and establishment**
Yacine Francis, Senior Associate, Allen & Overy LLP, Dubai
- 11.00 *Coffee break*
- 11.15 **Treatment of investment**
Nathalie Bernasconi, Program Leader and Senior International Lawyer, International Institute for Sustainable Development, Geneva
- 12.00 Discussion
- 12.30 *Lunch*
- 14.00 **Expropriation (direct and indirect)**
Yacine Francis, Senior Associate, Allen & Overy LLP, Dubai
- 15.00 *Coffee break*
- 15.15 **Investor responsibility**
Nathalie Bernasconi, Program Leader and Senior International Lawyer, International Institute for Sustainable Development, Geneva
- 15.45 Discussion
- 16.00 End of working day



Wednesday 21 November

SESSION 2 (continued)

- 9.30 **Preserving policy space for governmental policy making: exceptions and other flexibility mechanisms**
Nathalie Bernasconi, Program Leader and Senior International Lawyer, International Institute for Sustainable Development, Geneva
- 10.15 **The umbrella clause and state contracts**
Azar Aliyev, Coordinator, Kiel Center for Eurasian Economic Law, University of Kiel, Germany
- 11:00 *Coffee break*
- 11.15 **Management of investment disputes by a Government**
Yacine Francis, Senior Associate, Allen & Overy LLP, Dubai
- 12:00 Discussion
- 12.30 *Lunch*
- 14.00 **Settling investment disputes under ICSID**
Iliia Rachkov, Attorney at law, Russia
- 14.45 *Coffee break*
- 15.00 **Settling investment disputes under UNCITRAL Rules**
Iliia Rachkov, Attorney at law, Russia
- 15.45 Discussion
- 16.00 End of working day



Thursday 22 November

SESSION 3: Case studies: revising and rebalancing international investment agreements

- 09:30 **Recent trends in Turkish bilateral investment treaties (BITs), including investor-State clauses**
Hasan Aslan Akpınar, Treasury Expert on IIAs, Turkey
- 10.00 **Rebalancing Egyptian BITs**
*Moataz Hussein, International Investment Agreements Specialist
International Cooperation Department, General Authority for
Investment and Free Zones (GAFI), Egypt*
- 10:30 Discussion
- 11:00 *Coffee break*
- 11.15 **Morocco's experience in negotiating BITs**
*Amina Ousmoi, Chef de Service, Ministry of Economy and Finance,
Morocco*
- 11.45 **Togo's experience with BITs**
*Anani Elana Sitti, Legal adviser, Société d'Administration des Zones
Franches (SAZOF), Togo*
- 12:15 Discussion
- 12.30 *Lunch*

SESSION 4. Investment promotion strategies: hand and hand with IIAs ?

- 14:00 **Investor targeting and IIAs**
*Natalia Guerra, Investment Promotion Expert, Division on Investment
and Enterprise, UNCTAD*
- 14.45 *Coffee break*
- 15.00 **Aftercare: a core element of strategic investment promotion and protection**
*Natalia Guerra, Investment Promotion Expert, Division on Investment
and Enterprise, UNCTAD*
- 15.45 Discussion
- 16.00 End of working day



Friday 23 November

SESSION 5. The role of international and regional organizations

- 09:30 **ESCWA-UNCTAD project on BITs**
Khaled A. Hussein, Head, Financing for Development Unit, ESCWA
- 10:00 **ITAP's investment insurance services**
Mohammed Bukhari, Investment Promotion Officer, IDB Group's
Investment Promotion Technical Assistance Program (ITAP)
- 10.30 **Challenges facing developing countries and the role of UNCTAD**
Hamed El-Kady, International Investment Policies Officer, Division on
Investment, UNCTAD
- 11.00 *Coffee break*
- 11.15 **Exercise 1: Introduction to basic IIA Concepts and Policy Issues
relevant to Sustainable Development**
- 12.00 **Exercise 2: IIA Policy Options and Sustainable Development
Implications [Working lunch in groups]**
- 15.00 **Wrap-up session**
- 15.30 **Closing ceremony and distribution of diplomas**
- 16.00 End of working day