



## Dr CRINA BALTAG

### CONTACT

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### CURRENT ACADEMIC POSITIONS

**Stockholm University** [January 2020 – present]

- Senior Lecturer in International Arbitration

### PAST ACADEMIC POSITIONS

**Queen Mary University of London, School of International Arbitration** [August 2018 – December 2019]

- Assistant Lecturer (modules taught: ADR. Theory and Context; ADR. Selected Issues; International Commercial Arbitration. Applicable Laws and Procedures; International Commercial Arbitration. Skills and Advocacy; Investment Arbitration)
- Coach, ICC International Commercial Mediation Competition, Paris

**University of Bedfordshire** [June 2017 – December 2019]

- Senior Lecturer in Law (modules taught: International Commercial Litigation, International Commercial Arbitration, Investment Treaty Arbitration, Research Methods);
- LL.M. Course Coordinator (course coordinated: International Commercial and Dispute Resolution; International Business Law; International Oil & Gas Law);
- Director of Research, Centre for Research in Law

**Institute of Advanced Legal Studies, University of London** [October 2018 – August 2019]

Visiting Research Fellow, Project: International Arbitration Moot Court Advocacy

**Fundação Getulio Vargas School of Law, Rio de Janeiro, Brazil** [February 2010 – November 2010]

Lecturer in Law (modules taught: International Commercial Arbitration; Advocacy and Mooting in International Arbitration)

**Stockholm University, Sweden** [2016-2017]

Visiting Lecturer (course: LL.M. in International Commercial Arbitration Law)

**Queen Mary University of London, School of International Arbitration** [September 2007 – August 2009]

- PricewaterhouseCoopers Research Fellow in International Arbitration, Funded Study in “International Arbitration: Corporate Attitudes and Practices. Recognition and Enforcement of Arbitral Awards and Settlement in International Arbitration” [2008]
- Teaching Fellow (modules taught: Alternative Dispute Resolution; International Trade and Investment Dispute Settlement; International and Comparative Commercial Arbitration)
- Coach, ICC International Commercial Mediation Competition, Paris
- Coach, Frankfurt Investment Arbitration Moot Court, Frankfurt

<b>PAST LEGAL PROFESSION POSITIONS</b>	<p><b>Arbitration and Mediation Center of the American Chamber of Commerce Brazil - São Paulo (AMCHAM),</b> Secretary General [November 2013 – May 2016]</p> <p><b>Crina Baltag Law Office,</b> Attorney-at-Law [June 2011 – present]</p> <p><b>Herbert Smith Freehills LLP, London,</b> Foreign attorney-at-law, [March 2011 – June 2011]</p> <p><b>Shearman &amp; Sterling LLP, London,</b> Special counsel [September 2009 – October 2009]</p> <p><b>Schoenherr Rechtsanwaelte, Vienna and Bucharest,</b> Attorney-at-law [July 2004 – August 2007]</p> <p><b>Wood, Lupascu &amp; Dumitrescu Law Firm, Bucharest, Romania, in association with Reed Smith LLP, Bucharest,</b> Attorney-at-law [December 2003 – June 2004]</p>
<b>QUALIFICATIONS</b>	<p><b><i>Ph.D. in International Arbitration,</i></b> Queen Mary University of London, UK [2008 – 2012]</p> <p><b><i>LL.M. in International Commercial Arbitration Law,</i></b> Stockholm University, Sweden [2005 – 2006]</p> <p><b><i>Master in International Business,</i></b> Academy of Economic Studies, Bucharest, Romania [2003 – 2005]</p> <p><b><i>Bachelor of Laws (LL.B.),</i></b> University of Bucharest, Romania [1999 – 2003]</p> <p><b><i>Postgraduate Certificate in Higher Education,</i></b> University of Bedfordshire, UK [2017-2018]</p> <p><b>Attorney-at-law,</b> Bucharest and Romanian Bar Association [since 2004]</p>
<b>APPOINTMENTS AND AFFILIATIONS</b>	<p>Arbitrator, appointed in arbitration proceedings before the ICC International Court of Arbitration, LCIA – London Court of International Arbitration, SIAC – Singapore International Arbitration Centre, Court of International Commercial Arbitration of the Chamber of Commerce and Industry of Romania</p> <p>Kluwer Arbitration Blog, Editor [September 2012 – present]</p> <p>Member of the Academic Council of the Institute for Transnational Arbitration– The Center for American and International Law</p>

Vice- Chair of the Young Institute for Transnational Arbitration– The Center for American and International Law

Managing Editor, ITA Arbitration Report for Kluwer Arbitration

Member of the ISDS Academic Forum, Geneva Center for International Dispute Settlement

Member of the International Council for Commercial Arbitration; Chartered Institute of Arbitrators; London Court of International Arbitration; etc.

Member of the Editorial Board of various journals, including of the Journal of International Arbitration

## **PUBLICATIONS**

### ***BOOKS AND CHAPTERS IN BOOKS***

“Construction Arbitration in Central and Eastern Europe: Contemporary Issues”, co-editor with Dr. Cosmin Vasile [Wolters Kluwer, 2019, ISBN 9789403503318]; and chapter author: “Construction Disputes and Environmental Protection in Investment Treaty Arbitration”

“Finances in International Arbitration. Liber Amicorum for Patricia Shaughnessy”, co-editor with Sherlin Tung and Fabricio Fortese [Wolters Kluwer, 2019, ISBN 9789403506340]; and chapter author: “In-House Counsel and Recoverability of Costs in International Arbitration: Time for a Clear-Cut Position?”

“Denial of Benefits in Investment Law”, co-author with Prof. Loukas Mistelis, in Max Planck Encyclopaedia of International Procedural Law (MPEiPro), Ruiz Fabri, H. (ed.), [Oxford University Press, 2019]

“The Notion of Investor under the Energy Charter Treaty: The Latest Developments in the Spanish Solar Disputes”, book chapter in “Yearbook on Investment Law & Policy 2017”, Lisa Sachs, Lise Johnson, and Jesse Coleman (eds), [Oxford University Press, 2019, ISBN 9780198830382]

“Commentaries of Articles 27 and 28 of the Energy Charter Treaty”, book chapters in Commentary of the Energy Charter Treaty, Rafael Leal – Arcas (ed.), [Edward Elgar Publishing, 2018, ISBN 9781788117487]

“ICSID Convention after Fifty Years: Unsettled Issues”, editor, [Wolters Kluwer, 2017, ISBN: 9789041166333]; and chapter author: “The ICSID Convention: A Successful Story – The Origins and History of the ICSID”

“The Energy Charter Treaty: The Notion of Investor”, author, [Wolters Kluwer, 2012, ISBN: 9789041134288

“Anti-Suit Injunctions and Other Means of Indirect Enforcement of Arbitration Agreement”, book chapter in “The Evolution and Future of International Arbitration”, Stavros L. Brekoulakis, Julian D.M. Lew, Loukas A. Mistelis, (eds), 251-268, [Wolters Kluwer, 2016, ISBN 9789041170040]

“Investment Arbitration in Romania”, book chapter in “Arbitration in Romania. A Practitioner’s Guide”, Crenguța Leaua and Flavius A. Baias (eds.), 353-408, [Wolters Kluwer, 2016, ISBN 9789041166982

“Arbitration in Romania”, book chapter in World Arbitration Reporter, Loukas Mistelis, Laurence Shore and Hans Smit (eds), [2<sup>nd</sup> edition, Juris Publishing, 2010, ISBN: 9781933833460]

“Denial of Benefits Clause and Article 17 of the Energy Charter Treaty”, co-author with Prof. Loukas Mistelis, [2009], 113 Penn State Law Review, 1301; republished in “Building Civilization of Arbitration”, Thomas E. Carbonneau and Angelica M. Sinopole (eds), 302-322, [Wildy, Simmonds & Hill Publishing, 2010, ISBN: 9780854900688]

#### **ARTICLES AND NOTES**

“Reforming International Investment Arbitration: Arbitrating Investors’ Obligations”, Brill Research Perspectives in International Investment Law and Arbitration, BRILL|Nijhoff Publishers, [2019], forthcoming

“Reforming the ISDS System: In Search of a Balanced Approach?”, Contemporary Asia Arbitration Journal, [2019] Contemporary Asia Arbitration Journal, Vol. 12, No. 2

“Applicable Law under Article 26(6) the Energy Charter Treaty and Environmental Protection: Promoting Sustainable Development in the Energy Field”, [2019], Transnational Dispute Management, issue 1

“The State of Play in Costs and Damages in International Arbitration”, co-authored, Kluwer Arbitration Blog [2019], 15 May 2019

“An Update on the ISDS Reform: the 37th Session of the UNCITRAL Working Group III Investor-State Dispute Settlement Reform”, co-authored, Kluwer Arbitration Blog [2019], 2 May 2019

“The Energy Charter Treaty and the intra-EU treaty objection post Charanne and REEF cases: The latest developments in Blusun v. Italy”, [2019], 13(1) Revista Romana de Arbitraj, 105-113

“Human Rights and Environmental Disputes in International Arbitration”, Kluwer Arbitration Blog [2018], 24 July 2018

“Interview with Meg Kinnear, Secretary General of the International Centre for Settlement of Investment Disputes”, Kluwer Arbitration Blog [2018], 5 April 2018

“Charanne Case: Investors Defeated in First ECT Solar Claim Arbitral Award”, [2018], 45 *Revista Romana de Arbitraj* 1, 1-9

“Not Hot Enough: Cooling-Off Periods and the Recent Developments under the Energy Charter Treaty”, [2017], 6 *Indian Journal of Arbitration Law* 1 190

“Expropriation and the Arbitral Award in Accession Mezzanine v. Hungary”, [2017], 41 *Revista Romana de Arbitraj* 11, 1-6

“Denial of Benefits of Investment Treaties: A Step Further?”, [2015], 34 *Revista Romana de Arbitraj*, 1-6

“Novos Regulamentos de Arbitragem e Mediação da AMCHAM: O Papel das Instituições na Busca pela Eficiência dos Métodos Alternativos de Resolução de Conflitos”, (co-authored with Carolina Morandi), [2015], 44 *Revista de Arbitragem e Mediação*, 27-36

“What’s New with the Energy Charter Treaty?”, Kluwer Arbitration Blog, [2015], 13 June 2013

“Preserving the Spirit of Arbitration and Mediation: The New Rules of the Amcham Brazil Arbitration and Mediation Center”, [2015], *Young Arbitration Review*

““Denial of Benefits” Clause in *Pac Rim v. El Salvador* and *Liman v. Kazakhstan*”, [2014], 15(3-4) *The Journal of World Investment & Trade*, 726-736

“Brazilian Arbitration Law: In Need of a Facelift?”, Kluwer Arbitration Blog, [2013], 27 April 2013  
“Argentinian Crisis Revisited”, Kluwer Arbitration Blog, [2013], 27 January 2013

“Arbitrating Investment Disputes under the Energy Charter Treaty”, [2013], 27 *Revista Romana de Arbitraj*, 31-43

“ICSID Jurisdiction over Sovereign Debts and Mass Claims Disputes”, [2012], 33 *Revista de Arbitragem e Mediação*, 413-434

“Some Thoughts on the Future of the Energy Charter Treaty Transit Protocol: Looking Back at the Gas Transit Disputes”, [2012], 10 *Oil and Gas & Energy Law*, issue 3

“Keeping Up with the Notion of Investment: The Case of the Energy Charter Treaty”, Kluwer Arbitration Blog, [2012], 16 April 2012

“The Energy Charter Treaty and the ‘Provisional Application’ Rule”, [2010], 2 *Yearbook on Arbitration and Mediation*, 34-64

“Enforcement of Arbitral Awards Against States”, [2009], 19 *American Review of International Arbitration*, 391-414

“Recognition and Enforcement of Arbitral Awards and Settlement in International Arbitration: Corporate Attitudes and Practices”, (co-author with Prof. Loukas Mistelis, [2009], 19 American Review of International Arbitration, 319-376

“Admission of Investments and the ICSID Convention”, [2009], 6 Transnational Dispute Management, issue 1

“Trends and Challenges in International Arbitration: Two Surveys of In-House Counsel of Major Corporations”, (co-author with Prof. Loukas Mistelis, [2008], 2 World Arbitration and Mediation Review 5, 84-105

“Tratatele de promovare si protectie a investitiilor: drepturile substantiale ale investitorilor [Bilateral Investment Treaties: substantive rights of investors]”, [2008], 2 Revista Romana de Drept Privat, 15-29

“Case Comment: Ceskoslovenska Obchodni Banka AS v Slovakia, ICSID Case No ARB/97/4”, [2008], Investment Claims

“Precedent on Notion of Investment: ICSID Award in MHS v. Malaysia”, [2007], 4 Transnational Dispute Management, issue 5

“Territoriality under the ICSID Convention: Two Issues”, [2007], 4 Transnational Dispute Management, issue 5

“The Risk of Investment under the ICSID Convention”, [2006], 3 Transnational Dispute Management, issue 5

“Notiunea de investitie potrivit Conventiei pentru reglementarea diferendelor relative la investitii intre state si persoane ale altor state [The Notion of ‘Investment’ under the Convention on the Settlement of Investment Disputes between States and Nationals of Other States]”, [2006], 4 Revista Romana de Drept al Afacerilor, 25-36

**CONFERENCE AND SEMINAR PAPERS (most recent, from 2018)**

“Occupation of territories and its impact on the notion of contracting state: jurisdictional issues”, University of Milan Conference on Investment Arbitration, 14 February 2020

“Expedited Arbitration: Updates from WGII – Delegates and Practitioners Dialogue”, NYIAC Talks: Assessing the State of Play – UNCITRAL’s Working Group II (WGII) and Institutional, Expedited Arbitrations, New York, 6 February 2020

“Economic Sanctions and International Arbitration”, 2020 ITA-IEL-ICC Joint Conference on International Energy Arbitration, Houston, 23-24 January 2020

“State Enterprises and Sovereign Immunity from Execution”, 27<sup>th</sup> Croatian Arbitration Days, Zagreb, 5-6 December 2019

“State Police Powers and Environmental Protection”, #YoungITATalks on “Investment Arbitration and the Environment - Emerging Themes”, London, 5 November 2019

“Dissenting Opinions and Corruption in International Arbitration”, CIArb 7th Annual Symposium on International and Domestic Arbitration in Canada, Toronto, 19 September 2019

“Reforming the ISDS System: In Search of a Balanced Approach?”, 2019 Taipei International Conference on Arbitration and Mediation, Taipei, 15-16 August 2019

“The case of investment arbitration: the failure of fragmentation exposed?”, International Chamber of Commerce YAF Conference on “Regionalism and specialism in international arbitration”, Paris, 17 July 2019

“Recoverability of Costs of In-House Counsel in International Arbitration”, Conference on “Costs and Damages in International Arbitration” organized by Bucerius Law School, University of Vienna, NYU Law, and McGill University, Vienna, 12 April 2019

“Denial of Benefits Clause and the Energy Charter Treaty”, seminar on the Future of Renewable Energy, Bucharest, 8 April 2019

“The Future of ISDS: Looking Beyond Treaties”, panel discussion hosted by Chaffetz Lindsey on the occasion of the 37<sup>th</sup> session of the UNCITRAL Working Group III on ISDS Reform, New York, 3 April 2019

“Document Production and Cross-Examination in International Arbitration”, Conference on Transnational Litigation organized by Nirma University and the ICC, Ahmedabad, India, 24 March 2019

Evolution, Not Revolution: CIArb’s Work on Investor State Dispute Settlement (ISDS) Reform at UNCITRAL Working Group III, Chartered Institute of Arbitrators, London, 13 February 2019

“The reform of Investor-State Dispute Settlement –General overview”, 26<sup>th</sup> Croatian Arbitration Days, 6-7 December 2018

“Stabilization Clauses and the Right of Host State to Regulate”, BCDR-AAA/SCC Joint Conference on Salient Issues in Investment Arbitration, Bahrain, 18 November 2018

“Legal Experts appointed by Arbitral Tribunals in Investment Arbitration”, ICSID – SIA/QMUL Workshop on Expert Evidence in Investment Arbitration, London, 12 November 2018

“Navigating the Muddy Waters of Modern Arbitration”, moderator of the panel discussing “Shareholders in International Arbitration”, Stockholm University, 7 November 2018

“International Commercial Arbitration: Practical Aspects”, Wolter Kluwer Seminar, Bucharest, 16 October 2018

“The Role of Applicable Law and the Decisions of Arbitral Tribunals in the Context of Protection of Environmental Rights in International Investment Law”, Jean Monnet Chair Workshop International trade, investment and the rule of law, Queen Mary University of London and Leuven Centre for Global Governance Studies, 10-11 September 2018

“Investment Arbitration and Consent of the Parties”, Wolters Kluwer Seminar, Bucharest, 5 July 2018

“Human Rights and Environmental Disputes in International Arbitration”, moderator, 30th Annual ITA Workshop and Annual Meeting, Dallas, 20-22 June 2018

“Arbitration has become too expensive and too slow – if we don’t fix it fast, users will look for alternatives”, 4th Alumni Conference of the School of International Arbitration, Queen Mary University of London: 'Containing the Beast', London, 15 June 2018

**LANGUAGES**

Romanian (native), English (fluent), Portuguese (fluent), French (fair)