

# 4th Athens Conference on European Energy Law Energy Arbitration and Judicial Dispute Settlement

September 27<sup>th</sup>, 2019

## Organisers:



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## Venue:

**Electra Palace Athens**  
18- 20, N. Nikodimou Str., 10557 Athens, Greece

**4th Athens Conference on European Energy Law**  
**Energy Arbitration and Judicial Dispute Settlement**  
**September 27<sup>th</sup>, 2019**

**Draft Agenda**

<b>Opening</b>			
09:00-09:30	Registration		
09:30-10:00	Welcome Remarks	<b>Prof. Dr. Antonis Metaxas</b> Hellenic Energy Regulation Institute / University of Athens / Metaxas & Associates Law Firm	
		<b>Prof. Dr. Jochen Mohr</b> University of Leipzig / Judge, Higher Regional Court of Düsseldorf / Director of the Institute for Energy and Regulatory Law Berlin	
	Introductory address	<b>Prof. Dr. Constantin Calavros</b> Hellenic Arbitration Association	
<b>Session I Investor-State Dispute Settlement in the Energy Sector</b>			
	Chair	<b>Prof. Dr. Antonis Metaxas</b>	Hellenic Energy Regulation Institute / University of Athens / Metaxas & Associates Law Firm
10:00-10:15	Speaker:	<b>Wiegand Laubenstein</b>	Chairman Judge, Higher Regional Court of Düsseldorf
	Presentation:	<i>Judicial settlement of disputes in the energy sector in Germany</i>	
10:15-10:30	Speaker:	<b>Prof. Dr. Matthias Knauff</b>	Judge, Higher Regional Court of Thüringen Friedrich-Schiller-University of Jena
	Presentation:	<i>Representative Actions in the Energy Sector</i>	
10:30-10:45	Speaker:	<b>Antonios Bouchagiar</b>	Member of the Legal Service, European Commission
	Presentation:	<i>When do funds become State resources? The notion of aid after the judgments in EEG and in Achema</i>	
10:45-11:00	Speaker:	<b>Tatiana Marquez Uriarte</b>	Deputy Head of Unit, DG Competition, European Commission
	Presentation:	<i>State aid aspects of arbitration awards in the Energy sector. The Commission's perspective</i>	
11:00-11:15	Speaker:	<b>Alexander J. Marcopoulos</b>	Counsel, International Arbitration - Shearman & Sterling LLP
	Presentation	<i>Addressing risk in a long-term supply contract: price review mechanisms, hardship clauses and termination</i>	
11:15-11:30	Q & As		
11:30-12:00	Coffee break		

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<b>Session II</b>		<b>The future of Dispute Resolution Settlements in the EU</b>	
	Chair	<b>Giannis Apsouris</b>	General Counsel, Hellenic Petroleum Group
12:00-12:15	Speakers:	<b>Prof. Dr. Jochen Mohr / Dr. Konstantina Bourazeri</b>	University of Leipzig / Institute for Energy and Regulatory Law Berlin
	Presentation:	<i>Energy law arbitration after the Achmea Decision of the ECJ</i>	
12:15-12:30	Speaker:	<b>Dr. Cristina Contartese</b>	Lecturer at the European Law and Governance School / European Public Law Organization (Athens)
	Presentation:	<i>The post-Achmea debate before investment tribunals: What implications for the Energy Charter Treaty?</i>	
12:30-12:45	Speaker:	<b>Alexia Trokoudi</b>	Group Director, Legal Division on Energy Regulation Hellenic Petroleum S.A
	Presentation:	<i>The General Court's Decision of 15/11/18 (case T-793/14) for the Annulment of the EC decision of 13/07/14 (case S. 35980) on the Capacity Mechanism in the UK</i>	
12:45-13:00	Speaker:	<b>Dr. Theodoros Galanis</b>	Fonctionnaire, European Commission
	Presentation:	<i>The EU proposal for a multilateral investment court - a new system for resolving disputes between foreign investors and states</i>	
13:00-13:15	Speaker:	<b>Agis Georgiadis</b>	Partner, Georgiadis Law, Cyprus
	Presentation:	<i>Energy Dispute Settlements after Achmea and Opinion 1/17</i>	
13:15-13:30	Speaker:	<b>Ioannis Floros</b>	Senior Associate, Metaxas & Associates Law Firm
	Presentation:	<i>Energy Arbitration After Achmea: What lies ahead</i>	
13:30 -13:45	Q & As		
13:45-14:00	Coffee break		

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<b>Session III Dispute Settlements in the Oil &amp; Gas sector</b>			
	Chair	<b>Yannis Bassias</b>	President & CEO, Hellenic Hydrocarbon Resources Management
14:00 – 14:15	Speaker:	<b>Prof. Dr. Anna Plevri</b>	School of Law University of Nicosia / Of Counsel, Metaxas & Associates Law Firm
	Presentation:	<i>Dispute settlement resolution mechanism in the Greek current Exploration Licencing rounds</i>	
14:15 – 14:30	Speaker:	<b>Marily Paralika</b>	Partner, Fieldfisher LLP / Member, ICC International Court of Arbitration
	Presentation:	<i>Price renegotiation and arbitration under long term gas supply agreements: how to deal with unexpected changes</i>	
14:30 – 14:45	Speaker:	<b>Sofia Michelaki</b>	Head of Legal Affairs Division, Desfa S.A
	Presentation:	<i>Interpreting arbitration tribunals' awards on pricing and charging mechanism issues, in a liberalized Natural Gas market</i>	
14:45 – 15:00	Speaker:	<b>Louise Bouvery</b>	Hellenic Hydrocarbon Resources Management PhD cand. - University of Exeter
	Presentation:	<i>Alternative Dispute Resolution Mechanisms (ADRM) in the development of Upstream and Downstream Oil and Gas</i>	
15:00-15:15	Speaker:	<b>Dr. Athina Moraiti</b>	Greek Ministry of Finance, General Secretariat of Public Property
	Presentation:	<i>Consumer protection and the right to out-of-court dispute settlement in the oil and gas sector. Regulator or Ombudsman model for Energy ADR in Europe?</i>	
15:15 – 15:30	Q & As		
15:30 – 15:45	Coffee break		

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<b>Session IV Specialised Issues in International Arbitration</b>			
	Chair	<b>Prof. Dr. Rafael Leal-Arcas</b>	Queen Mary University of London
15:45 – 16:00	Speaker:	<b>Peter Mussaeus</b>	Lawyer and Partner, PricewaterhouseCoopers Legal
	Presentation:	<i>Current Energy topics in Europe and how they are being solved</i>	
16:00 – 16:15	Speaker:	<b>Marios Andrikopoulos</b>	Legal Director, Elpedison S.A
	Presentation:	<i>(title pending)</i>	
16:15 – 16:30	Speaker:	<b>Alexandros Chatzinerantzis</b>	Lawyer and Partner, Linklaters LLP
	Presentation:	<i>Climate Change-Related Disputes - Overview and Trends</i>	
16:30 – 16:45	Speaker:	<b>Devika Khanna</b>	Partner, Clyde & Co LLP / Member, Scottish Arbitration Centre
	Presentation:	<i>Dispute Resolution and Third-Party Funding</i>	
16:45 - 17:00	Speaker:	<b>Sotirios Manolkidis</b>	Vice President, Hellenic Regulatory Authority for Energy
	Presentation:	<i>Dispute Resolution and the National Regulatory Authorities: The cases of Domestic and International Arbitral Proceedings under article 37 of Act 4001/2011</i>	
17:00 – 17:15	Speaker:	<b>Dr. Kyriakos Papanikolaou</b>	Lecturer, Law School, Democritus University of Thrace
	Presentation:	<i>Energy investments under changed circumstances: Emerging gaps and necessities in arbitration</i>	

<b>Closing</b>			
17:15 – 17:30	Conference Conclusions	<b>Michalis Mathioulakis</b>	Research Director - Hellenic Energy Regulation Institute
17:30 – 18:00	Closing Remarks	<b>Prof. Dr. Jochen Mohr</b>	University of Leipzig / Judge, Higher Regional Court of Düsseldorf / Director of the Institute for Energy and Regulatory Law Berlin
		<b>Prof. Dr. Antonis Metaxas</b>	Hellenic Energy Regulation Institute / University of Athens / Metaxas & Associates Law Firm