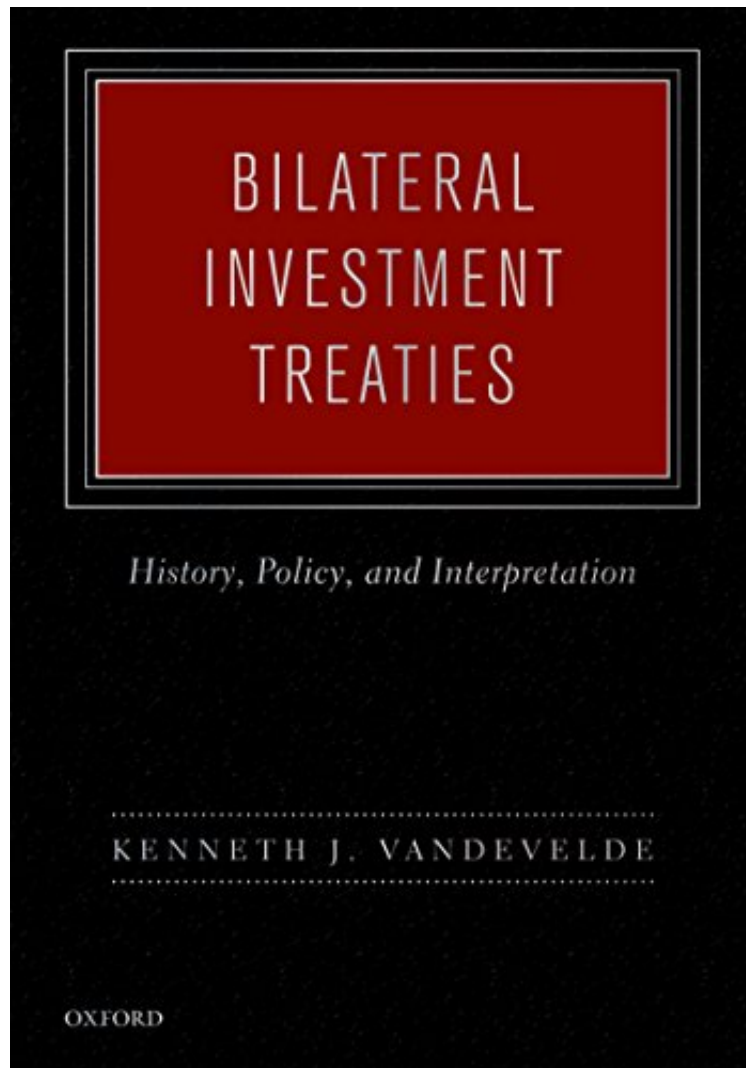


Bilateral Investment Treaties: History, Policy, and Interpretation

Kenneth J. Vandevelde

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Kenneth J. Vandevelde : Bilateral Investment Treaties: History, Policy, and Interpretation before purchasing it in order to gauge whether or not it would be worth my time, and all praised Bilateral Investment Treaties: History, Policy, and Interpretation:

Bilateral Investment Treaties: History, Policy, and Interpretation organizes, summarizes and comments upon the arbitral awards interpreting and applying BIT provisions. Policymakers and practitioners will find a thorough introduction to the operation of the BITs, including the principal arguments and case authorities on both sides of the major issues in international investment law. The book is intended to be a single-volume reference covering every

important development in the 50 years of BIT programs worldwide, from 1959 until 2009. Author Kenneth Vandavelde argues that the primary purpose of the BITs is to promote the application of the rule of law to foreign investment, while a secondary purpose is to create a liberal investment regime. He further argues that BITs are based on six core principles: reasonableness, security, nondiscrimination, access, transparency and due process. The book explains each of these principles and analyzes the major BIT provisions based on them. Vandavelde addresses the host of complex questions that BITs engender: Do bilateral investment treaties attract foreign investment or otherwise contribute to economic development? Do BITs limit host state regulatory discretion too much? Why should countries continue to conclude BITs? What is meant by BIT guarantees of "fair and equitable treatment" and "full protection and security"? What is the scope of the BIT provision for most-favored-nation treatment? The book's expert analysis of these questions makes it useful to policy makers in the area of international economic relations, attorneys representing multinational companies, and anyone interested in the process of economic globalization.

About the Author Professor Vandavelde has 20 years of experience in the area of international investment law. He represented the United States in investment-related disputes before the Iran-United States Claims Tribunal and served as the lead attorney within the State Department on investment matters, participating in the preparation of the U.S. Model BIT and in the negotiation of US BITs. In 1992, he authored *United States Investment Treaties* (Kluwer). Since then, he has published numerous articles on BITs, has spoken about these agreements around the world, and has served as a consultant on BITs to the U.S. Senate Foreign Relations Committee, to foreign governments and to private investors. He currently is Professor of Law at Thomas Jefferson School of Law in San Diego, California, where he served as Dean from 1994 to 2005. He earned his law degree from Harvard Law School and an undergraduate degree in sociology from the University of Louisville.