

INTERNATIONAL INVESTMENT TREATY ARBITRATION AND INTERNATIONAL COMMERCIAL ARBITRATION – CONCEPTUAL DIFFERENCE OR ONLY A “STATUS THING”?

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ABSTRACT

The article comments on the current debate on the allegedly fundamental conceptual difference between international investment treaty arbitration and international commercial arbitration. The authors acknowledge that investment treaty disputes and commercial disputes may be perceived differently, but the differences are not always significant. In fact, international commercial arbitration and investment treaty arbitration are close relatives. Many of the differences are often exaggerated for status and business-related reasons.

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