Investor-State Mediation: changing the mindset

In conversation with the practitioners

SPEAKERS PROFILES

MODERATOR



Ms Natalie Morris Sharma Government legal counsel Attorney-General's Chambers of Singapore

Ms Natalie Morris-Sharma advises and represents the Government on international law issues, including in respect of international economic law, health law, the law of international organisations, diplomatic law (privileges and immunities), and the law of the sea.

She has participated in and led several bilateral and multilateral negotiations, including for bilateral and regional trade and investment agreements. She served as Chairperson of UNCITRAL Working Group II (Dispute Settlement) for its work on mediation, including the Singapore Convention on Mediation; and chaired the UNCITRAL Commission meeting that adopted the mandate for ISDS Reform. She is currently Rapporteur to UNCITRAL Working Group III on ISDS Reform.

Natalie has taught at the ASEAN Law Academy, organised by the National University of Singapore's Centre for International Law; The Hague Academy of International Law; and the International Tribunal for the Law of the Sea-Nippon Foundation Programme. She is an accredited mediator and is called to the bar in Singapore and New York.

SPEAKER



Ms Frauke Nitschke Team Leader/Legal Counsel ICSID

Ms Frauke Nitschke is Team Leader/Legal Counsel on one of the Case Management Teams.

Frauke joined ICSID in September 2003.

Prior to joining ICSID, she worked at the World Bank's Inspection Panel in Washington, D.C. (2002 – 2003).

Frauke holds law degrees from the Freie Universität Berlin (Staatsexamen), Georgetown University Law Center (LL.M.), and a Master's degree in Organizational Psychology focusing on Alternative Dispute Resolution from the FernUniversität Hagen. She is an accredited mediator and admitted to practice law in the State of New York and Washington, D.C.

SPEAKER



Mr Robert Houston Senior Associate K&L Gates Straits Law

Mr Robert Houston is an international arbitration associate who has acted for and against sovereign States and State-owned entities, major corporates, and other clients in complex cross-border matters with substantial amounts in dispute, including in international investment treaty and commercial arbitrations under the arbitral rules of the ICC, ICSID, SCC, SIAC, and UNCITRAL.

Robert is also the pro bono coordinator of the Singapore office, a founding member and executive director of The Global Pro Bono Bar Association, and a leader in the firmwide Anti-Human Trafficking Initiative, in which he has coordinated a number of multi-jurisdictional pro bono projects involving multiple K&L Gates offices and collaborating firms around the world.

Prior to joining the firm, Robert represented the United States in Singapore through the development of scholarship related to the use of international arbitral process to resolve disputes in public international law with the U.S. Department of State Fulbright Program. He served as a Captain in the 1-175 Infantry Battalion of the Maryland Army National Guard and earned the U.S. Army's Meritorious Service Medal for his work as the U.S. battalion communications officer deployed to the Egyptian Sinai with the Multinational Force & Observers peacekeeping mission in 2011-2012.

Robert holds the Juris Doctor degree from Georgetown Law in Washington, D.C. and the Master of Economic Law degree (*Master II, Global Governance Studies*) from Sciences Po Law School in Paris. He completed his internship service with international arbitration teams in the offices of two global law firms in Paris and Singapore, served as a summer law intern with the U.S. Department of Justice's Antitrust Division and Consumer Protection Branch, and completed a judicial internship with Judge Lynn Leibovitz of the District of Columbia Superior Court.

SPEAKER



Mr Lim Tat Managing Partner Aequitas Law

Mr Lim Tat was called to the Singapore Bar in 1989.

His wide spectrum of practice includes conflict and dispute management, deescalation and resolution. He adopts a multifaceted approach and utilises varied dispute resolution modes to obtain optimal outcomes for clients.

He has over three decades of extensive experience in dispute resolution and has appeared as lead counsel in all levels of the Singapore courts and in international arbitrations. His practice includes representing local and international clients in high value cases involving multiple jurisdictions and

spanning across a wide range of industries, including energy, recycling, entertainment, construction, manufacturing and real estate.

He has received appointments as an expert In Singapore law for foreign court proceedings, and as arbitrator in institutional arbitrations. He is an IMI-certified mediation advocate and an IMI-certified mediator and has extensive experience as mediation counsel and mediator in complex cross-jurisdictional disputes.

He Is a Fellow of the Chartered Institute of Arbitrators, a Distinguished Fellow of the International Academy of Mediators and a Weinstein JAMS International Fellow. He is on the international panels of many distinguished arbitration and mediation institutions, including the SIMC and AAA-ICDR. He is a regional consultant and mediator of the CAO, IFC, World Bank Group and a member of the Global Mediation Panel of the Office of the Ombudsman for the United Nations Funds and Programmes.

He has been ranked for his dispute resolution practice in The Legal500 and received recognition by *Who'sWhoLegal:Mediation* since 2016.

SPEAKER



Ms Donna Ross

- Principal of Donna Ross Dispute Resolution
- Adjunct Professor for NUS Graduate Certificate in International Arbitration & Dispute Resolution

Ms Donna Ross, LL.M., PRI, FCIArb, Acc. NMAS is the principal and founder of Donna Ross Dispute Resolution. She is an accredited mediator in Australia (NMAS) and New York (Supreme Court, New York County), an arbitrator (Fellow of the Chartered Institute of Arbitrators) and an advocate representing clients in mediations, arbitrations and settlement negotiations.

Donna is admitted in Australia and New York and also holds a French civil law degree. She established Donna Ross Dispute Resolution to focus on mediation and ADR.

As a legal practitioner Donna Ross fully understands the legal nature and implications of disputes and the alternatives to settlement. She applies her extensive legal and ADR training and expertise to find creative ways of preventing and resolving business conflicts to avoid litigation.

In addition to acting as a mediator, arbitrator or advocate, over the course of her career, she has advised business owners and individuals in preventive dispute resolution, managing business relationships and business restructuring and advises clients and counsel on U.S., French and international law. Donna Ross is also a seasoned negotiator: She teaches negotiation, negotiates and drafts agreements, including DR clauses.

An active participant in supporting ADR in Australia, Donna Ross is a frequent speaker and judge at ADR events, chairs Resolution Institute's Arbitration Committee in Victoria and sits on the RI, National Determinative

Committee, the Steering Committee for the ICC Australia Asia-Pacific Mediation Competition. She is a Fellow and faculty member of the Chartered Institute of Arbitrators and is on the list of mediators of the Magistrate's Court in Victoria (SLEMM).

SPEAKER



Ms Mariam Gotsiridze Principal Research Fellow

SMU, SIDRA (Singapore International Dispute Resolution Academy), and former Head of Department in the Ministry of Justice in Georgia

Ms Mariam Gotsiridze is a lawyer specializing in international dispute settlement. Prior to joining SIDRA, Mariam worked for the government of Georgia. For 10 years (2012-2022) she was a Head of Department in the Ministry of Justice in charge of state representation in international arbitration. Mariam has been involved in major investment and commercial arbitration matters before ICSID, ICC, SCC arbitrations, as well as before ad hoc arbitration under UNCITRAL rules. She has negotiated number of Bilateral Investment Treaties and Free Trade Agreements on behalf of Georgia. Mariam was the Head of Delegation for Georgia in UNCITRAL Working Group III, in ICSID Rule amendment process and in Modernization of the Energy Charter Treaty. Mariam has contributed to legislative reforms and other developments in arbitration and mediation in Georgia.

She is also an accredited Level 1 mediator with the Singapore International Mediation Institute.

CLOSING REMARKS



Ms Celine Lange Lead, Programme Development, International Dispute Resolution (IDR) programme NUS Centre for International Law

Ms Celine Lange is leading the development of the International Dispute Resolution programme at CIL. She graduated in 2019 with a LLM from the National University of Singapore, where she specialised in International Arbitration and Dispute Resolution. Celine also holds a Master's Degree in Law from Strasbourg University, France, specialising in International Human Rights Law, and a Master's Degree from the Paris Institute of Political Studies (IEP Paris). Prior to joining CIL, Celine worked in private practice, at the Arbitration Chambers Singapore, and previously at the European Court of Human Rights in Strasbourg. Celine has lived in New York as well, where she worked at Columbia University Law School to assist a Professor of Human and Constitutional Rights. She is also involved in special projects for CIL's Investment Law and Policy programme.