

#### INTERNATIONAL CENTRE FOR SETTLEMENT OF INVESTMENT DISPUTES

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ICSID/8

# CONTRACTING STATES AND MEASURES TAKEN BY THEM FOR THE PURPOSE OF THE CONVENTION

#### (February 2019)

Attached are listings, prepared by the Secretariat pursuant to Administrative and Financial Regulation 20, of:

Contracting States, including dates of entry into force for each of them of the Convention on the Settlement of Investment Disputes between States and Nationals of Other States (Art. 68 of the Convention)

- ICSID/8-A

Exclusions of Territories by Contracting States (Art. 70 of the Convention)

- ICSID/8-B

Designations by Contracting States Regarding Constituent Subdivisions or Agencies (Art. 25(1) and (3) of the Convention)

- ICSID/8-C

Notifications Concerning Classes of Disputes Considered Suitable or Unsuitable for Submission to the Centre (Art. 25(4) of the Convention)

- ICSID/8-D

Designations of Courts or Other Authorities Competent for the Recognition and Enforcement of Awards Rendered Pursuant to the Convention (Art. 54(2) of the Convention)

- ICSID/8-E

Legislative or Other Measures Relating to the Convention (Art. 69 of the Convention)

- ICSID/8-F

# **CONTRACTING STATES**

Listed below are the 154 Contracting States, together with the dates on which the Convention entered into force for them:

Contracting State	Entry into Force of Convention
Afghanistan	July 25, 1968
Albania	November 14, 1991
Algeria	March 22, 1996
Argentina	November 18, 1994
Armenia	October 16, 1992
Australia	June 1, 1991
Austria	June 24, 1971
Azerbaijan	October 18, 1992
Bahamas, The	November 18, 1995
Bahrain	March 15, 1996
Bangladesh	April 26, 1980
Barbados	December 1, 1983
Belarus	August 9, 1992
Belgium	September 26, 1970
Benin	October 14, 1966
Bosnia and Herzegovina	June 13, 1997
Botswana	February 14, 1970
Brunei Darussalam	October 16, 2002
Bulgaria	May 13, 2001
Burkina Faso	October 14, 1966
Burundi	December 5, 1969

Cambodia	January 19, 2005
Cameroon	February 2, 1967
Canada	December 1, 2013
Cabo Verde	January 26, 2011
Central African Republic	October 14, 1966
Chad	October 14, 1966
Chile	October 24, 1991
China	February 6, 1993
Colombia	August 14, 1997
Comoros	December 7, 1978
Congo, Republic of	October 14, 1966
Congo, Democratic Republic of	May 29, 1970
Costa Rica	May 27, 1993
Côte d'Ivoire	October 14, 1966
Croatia	October 22, 1998
Cyprus	December 25, 1966
Czech Republic	April 22, 1993
Denmark	May 24, 1968
Egypt, Arab Republic of	June 2, 1972
El Salvador	April 5, 1984
Estonia	Jul. 23, 1992
Eswatini	July 14, 1971
Fiji	September 10, 1977
Finland	February 8, 1969
France	September 20, 1967
Gabon	October 14, 1996
Gambia, The	January 26, 1975

Georgia	September 6, 1992
Germany	May 18, 1969
Ghana	October 14, 1966
Greece	May 21, 1969
Grenada	June 23, 1991
Guatemala	February 20, 2003
Guinea	December 4, 1968
Guyana	August 10, 1969
Haiti	November 26, 2009
Honduras	March 16, 1989
Hungary	March 6, 1987
Iceland	October 14, 1966
Indonesia	October 28, 1968
Iraq	December 17, 2015
Ireland	May 7, 1981
Israel	July 22, 1983
Italy	April 28, 1971
Jamaica	October 14, 1966
Japan	September 16, 1967
Jordan	November 29, 1972
Kazakhstan	October 21, 2000
Kenya	February 2, 1967
Korea, Republic of	March 23, 1967
Kosovo, Republic of	July 29, 2009
Kuwait	March 4, 1979
Latvia	September 7, 1997
Lebanon	April 25, 2003

Lesotho	August 7, 1969
Liberia	July 16, 1970
Lithuania	August 5, 1992
Luxembourg	August 29, 1970
Madagascar	October 14, 1966
Malawi	October 14, 1966
Malaysia	October 14, 1966
Mali	February 2, 1978
Malta	December 3, 2003
Mauritania	October 14, 1966
Mauritius	July 2, 1969
Mexico	August 26, 2018
Micronesia, Federated State of	July 24, 1993
Moldova	June 4, 2011
Mongolia	July 14, 1991
Montenegro	May 10, 2013
Morocco	June 10, 1967
Mozambique	July 7, 1995
Nauru	May 12, 2016
Nepal	February 6, 1969
Netherlands	October 14, 1966
New Zealand	May 2, 1980
Nicaragua	April 19, 1995
Niger	December 14, 1966
Nigeria	October 14, 1966
North Macedonia	November 26, 1998
Norway	September 15, 1967

Oman	August 23, 1995
Pakistan	October 15, 1966
Panama	May 8, 1996
Papua New Guinea	November 19, 1978
Paraguay	February 6, 1983
Peru	September 8, 1993
Philippines	December 17, 1978
Portugal	August 1, 1984
Qatar	January 20, 2011
Romania	October 12, 1975
Rwanda	November 14, 1979
Samoa	May 25, 1978
San Marino	May 18, 2015
Sao Tome and Principe	June 19, 2013
Saudi Arabia	June 7, 1980
Senegal	May 21, 1967
Serbia	June 8, 2007
Seychelles	April 19, 1978
Sierra Leone	October 14, 1966
Singapore	November 13, 1968
Slovak Republic	June 26, 1994
Slovenia	April 6, 1994
Solomon Islands	October 8, 1981
Somalia	March 30, 1968
South Sudan	May 18, 2012
Spain	September 17, 1994
Sri Lanka	November 11, 1967

St. Kitts & Nevis	September 3, 1995
St. Lucia	July 4, 1984
St. Vincent and the Grenadines	January 15, 2003
Sudan	May 9, 1973
Sweden	January 28, 1967
Switzerland	June 14, 1968
Syria	February 24, 2006
Tanzania	June 17, 1992
Timor-Leste	August 22, 2002
Togo	September 10, 1967
Tonga	April 20, 1990
Trinidad and Tobago	February 2, 1967
Tunisia	October 14, 1966
Turkey	April 2, 1989 <sup>1</sup>
Turkmenistan	October 26, 1992
Uganda	October 14, 1966
Ukraine	July 7, 2000
United Arab Emirates	January 22, 1982
United Kingdom of Great Britain and Northern Ireland	January 18, 1967
United States of America	October 14, 1966
Uruguay	September 8, 2000
Uzbekistan	August 25, 1995
Yemen, Republic of	November 20, 2004
Zambia	July 17, 1970
Zimbabwe	June 19, 1994

<sup>&</sup>lt;sup>1</sup> On ratifying the Convention, <u>Turkey</u> declared that: "With respect to Article 64 of the Convention, the Government of Turkey is of the opinion that the disputes which may arise from the interpretation and application of the Convention can be solved through meaningful negotiations between the parties to the dispute, without the need of having recourse to third party settlement."

Art. 70 of the Convention

#### **EXCLUSIONS OF TERRITORIES BY CONTRACTING STATES**

Pursuant to Article 70 of the Convention, the following Contracting States have excluded from the application of the Convention the following territories for whose international relations they are responsible:

Contracting State <sup>2</sup>	Date Notice of Exclusion was Received by Depositary <sup>3</sup>	Territories Excluded
Moldova	May 5, 2011	Text of Notice: " the provisions of the Convention shall be applied only on the territory effectively controlled by the authorities of the Republic of Moldova."
New Zealand	April 2, 1980	Cook Islands Niue Tokelau
United Kingdom of Great Britain and Northern Ireland	June 19, 1973	British Indian Ocean Territory Pitcairn Islands British Antarctic Sovereign Base Areas of Cyprus New Hebrides

<sup>&</sup>lt;sup>2</sup> <u>Denmark</u> excluded, by a notification received on May 15, 1968, the Faroe Islands; by notification received on October 30, 1968, Denmark extended the application of the Convention to the Faroe Islands as of January 1, 1969.

On depositing its instrument of ratification, the <u>Netherlands</u> restricted the application of the Convention to the Kingdom in Europe; by a notification received on May 22, 1970, the Netherlands withdrew that restriction and thus extended the application of the Convention to Suriname and the Netherlands Antilles; Suriname having attained independence on November 25, 1975, the Convention ceased to be applicable to Suriname as of that date.

On depositing its instrument of ratification, the <u>United Kingdom</u> excluded, <u>inter alia</u>, from its coverage Jersey and the Isle of Man. By notifications received on June 27, 1979, and November 17, 1983, respectively, the United Kingdom extended the application of the Convention to Jersey as of July 1, 1979, and to the Isle of Man as of November 1, 1983.

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<sup>&</sup>lt;sup>3</sup> The International Bank for Reconstruction and Development.

Art. 25(1) and (3) of the Convention

# DESIGNATIONS BY CONTRACTING STATES REGARDING CONSTITUENT SUBDIVISIONS OR AGENCIES

- 1. Article 25(1) of the Convention provides that the jurisdiction of the Centre shall extend to any legal dispute arising directly out of an investment between a Contracting State (or any constituent subdivision or agency of a Contracting State designated to the Centre by that State) and a national of another Contracting State, which the parties to the dispute consent in writing to submit to the Centre.
- 2. The following Contracting States have designated the subdivisions and agencies listed below as competent to become parties to disputes submitted to the Centre. In some cases, the States concerned have, pursuant to Article 25(3) of the Convention, also notified the Centre that no approval by the State is required for the designated subdivision or agency's consent to submit disputes to the Centre, and these are also indicated below:

Contracting	Date of	Name of Constituent
State <sup>4</sup>	<u>Designation</u>	Subdivision/Agency
Australia	May 2, 1991*	The State of New South Wales
	<b>,</b> ,	The State of Victoria
		The State of Queensland
		The State of South Australia
		The State of Tasmania
		The Northern Territory
		The Australian Capital Territory

Note: *ad hoc* designations and notifications made by Contracting States pursuant to Articles 25(1) and 25(3) are excluded from this listing.

\* This symbol signifies that on making the designation, the Contracting State also notified the Centre, pursuant to Article 25(3) of the Convention, that the State's approval would not be required for consents by the constituent subdivision/agency to submit disputes to the Centre.

<sup>&</sup>lt;sup>4</sup> The Government of the Republic of Ecuador signed the ICSID Convention on January 15, 1986 and deposited its instrument of ratification on the same date. The Convention entered into force for Ecuador on February 14, 1986. On April 19, 1988, the Republic of Ecuador designated the Corporación Estatal Petrolera Ecuatoriana as a constituent subdivision or agency pursuant to Article 25(1) of the ICSID Convention. On August 21, 2002, the Republic of Ecuador designated the Consejo Nacional de Electricidad (CONELEC) as a constituent subdivision or agency pursuant to Article 25(1) of the ICSID Convention. On July 6, 2009, the depositary received a written notice of Ecuador's denunciation of the Convention. In accordance with Article 71 of the Convention, the denunciation took effect six months after the receipt of Ecuador's notice, i.e., on January 7, 2010.

Contracting <u>State</u>	Date of <u>Designation</u>	Name of Constituent Subdivision/Agency
Canada	September 10, 2014*	Province of Alberta Province of British Columbia Province of Ontario
Guinea	August 16, 1983	Société des Mines de Fer de Guinée pour l'Exploitation des Monts Nimba
	April 17, 1991	Société Nationale des Eaux de Guinée
Indonesia	September 27, 2012*	Government of the Regency of East Kutai
Kenya	June 20, 1988	Kenya Ports Authority Kenya National Shipping Line
Madagascar	October 8, 1981	Entreprise Nationale d'Hydrocarbure
Nigeria	May 11, 1978	Nigerian National Petroleum Corporation
Peru	October 11, 1996*	Perupetro S.A.
Portugal	July 24, 1996*	ICEP, Investimentos, Comércio e Turismo de Portugal
Sudan	November 19, 1981	The General Petroleum Corporation
Turkey	October 8, 1998	Turkish Electricity Generation and Transmission Corporation (TEA\$) Petroleum Pipeline Corporation (BOTA\$)
United Kingdom of Great Britain and Northern Ireland	May 7, 1968	Bermuda British Virgin Islands Cayman Islands Falkland Islands (Malvinas) Falkland Islands (Malvinas) Dependencies Gibraltar Montserrat Anguilla St. Helena St. Helena Dependencies Turks & Caicos Islands
	June 11, 1973*	Guernsey (Bailiwick of)

# ICSID/8-C

October 1, 1990\* Jersey (Bailiwick of) Isle of Man

Art. 25(4) of the Convention

# NOTIFICATIONS CONCERNING CLASSES OF DISPUTES CONSIDERED SUITABLE OR UNSUITABLE FOR SUBMISSION TO THE CENTRE

The following Contracting States have notified the Centre, pursuant to Article 25(4) of the Convention, of the class or classes of disputes they would or would not consider submitting to the jurisdiction of the Centre:

Contracting State<sup>5</sup> Classes of Disputes

China Text of Notification:

"[P]ursuant to Article 25(4) of the Convention, the Chinese Government would only consider submitting to the jurisdiction of the International Centre for Settlement of Investment Disputes disputes over compensation resulting from expropriation and nationalization."

Date of Notification:

January 7, 1993

<sup>5</sup> On July 8, 1974, <u>Guyana</u> notified the Centre "that Guyana would not consider submitting to the jurisdiction of the Centre legal disputes arising directly out of an investment relating to the mineral and other natural resources of Guyana." That notification

was withdrawn by Guyana by a communication dated September 29, 1987 stating, inter alia, that "[h]ereafter the Government of Guyana will, in accordance with Article 25 of the said Convention, refer to the Centre legal disputes to which that Article applies and which the parties to the dispute consent in writing to submit to the Centre."

On June 22, 1983, <u>Israel</u> notified the Centre that "Israel shall consider submitting to the Centre only disputes related to an approved investment under one of the Israeli Laws for the Encouragement of Capital Investments" and, with reference to Article 26 of the Convention, that "Israel requires the exhaustion of local administrative or judicial remedies as a condition under this Convention." Those notifications were withdrawn by Israel by a communication received by the Centre on March 21, 1991.

On April 27, 1993, <u>Costa Rica</u> notified the Centre that "[t]here may only be recourse to arbitration pursuant to [the Convention] where all existing administrative or judicial remedies have been exhausted."

Guatemala<sup>6</sup>

#### Text of Notification:

"The Republic of Guatemala does not accept submitting to the Centre's jurisdiction any dispute which arises from a compensation claim against the State for damages due to armed conflicts or civil disturbances."

#### Date of Notification:

January 16, 2003

Indonesia

#### Text of Notification:

"[T]he Government of the Republic of Indonesia would not consider submitting to the jurisdiction of ICSID class of dispute arising from the administrative decision issued by the Regency Governments within the Republic of Indonesia."

#### Date of Notification:

September 27, 2012

Jamaica

#### Text of Notification:

"In accordance with Article 25 of the Convention establishing the International Centre for the Settlement of Investment Disputes, the Government of Jamaica hereby notifies the Centre that the following class of dispute at any time arising shall not be subject to the jurisdiction of the Centre:

#### Class of Dispute:

Legal dispute arising directly out of an investment relating to minerals or other natural resources."

#### Date of Notification:

May 8, 1974

Papua New Guinea

#### Text of Notification:

"WHEREAS under Article 25(4) of the Convention any Contracting State may, at the time of acceptance thereof, notify

<sup>&</sup>lt;sup>6</sup> On January 16, 2003, <u>Guatemala</u> notified the Centre that "the Republic of Guatemala will require the exhaustion of local administrative remedies as a condition of its consent to arbitration under the Convention."

the Centre of the class or classes of disputes which it would or would not consider submitting to the jurisdiction of the Centre;

NOW THEREFORE the Government of Papua New Guinea

HEREBY NOTIFIES the Centre that it will only consider submitting those disputes to the Centre which are fundamental to the investment itself."

Date of Notification:

September 14, 1978

Saudi Arabia

Text of Notification:

"[T]he Kingdom reserves the right of not submitting all questions pertaining to oil and pertaining to acts of sovereignty to the International Centre for the Settlement of Investment Disputes whether by way of conciliation or arbitration."

Date of Notification:

May 8, 1980

Turkey

Text of Notification:

"I also have the honour to hereby notify, pursuant to Article 25 (4) of the 'Convention on the Settlement of Investment Disputes Between States and Nationals of Other States' concerning classes of disputes considered suitable or unsuitable for submission to the jurisdiction of the Centre that only the disputes arising directly out of investment activities which have obtained necessary permission, in conformity with the relevant legislation of the Republic of Turkey on foreign capital, and that have effectively started shall be subject to the jurisdiction of the Center. However, the disputes, related to the property and real rights upon the real estates are totally under the jurisdiction of the Turkish courts and therefore shall not be submitted to jurisdiction of the Center."

Date of Notification:

March 3, 1989

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Note: The Government of the Republic of Ecuador signed the ICSID Convention on January 15, 1986 and deposited its instrument of ratification on the same date. The Convention entered into force for Ecuador on February 14, 1986. On December 4, 2007, the Republic of Ecuador notified the Centre pursuant to Article 25(4) of the ICSID Convention that: "The Republic of Ecuador will not consent to submit to the jurisdiction of the International Centre for Settlement of Investment Disputes (ICSID) the disputes that arise in matters concerning the treatment of an investment in economic activities related to the exploitation of natural resources, such as oil, gas, minerals or others. Any instrument containing the Republic of Ecuador's previously expressed will to submit that class of disputes to the jurisdiction of the Centre, which has not been perfected by the express and explicit consent of the other party given prior to the date of submission of the present notification, is hereby withdrawn by the Republic of Ecuador with immediate effect as of this date." On July 6, 2009, the depositary received a written notice of Ecuador's denunciation of the Convention. In accordance with Article 71 of the Convention, the denunciation took effect six months after the receipt of Ecuador's notice, i.e., on January 7, 2010.

Art. 54(2) of the Convention

# DESIGNATIONS OF COURTS OR OTHER AUTHORITIES COMPETENT FOR THE RECOGNITION AND ENFORCEMENT OF AWARDS RENDERED PURSUANT TO THE CONVENTION

The following courts and other authorities have, in accordance with Article 54(2) of the Convention, been designated by Contracting States as competent for the recognition and enforcement of arbitral awards rendered pursuant to the Convention:

<u>Contracting State</u> <u>Court or Other Authority</u>

Armenia Court of Cassation of the Republic of Armenia

Argentina Justicia Nacional en lo Contencioso Administrativo Federal

(the proceeding to be initiated before the Cámara Nacional de Apelaciones en lo Contencioso Administrativo Federal)

Australia The Supreme Court of New South Wales

The Supreme Court of Victoria
The Supreme Court of Queensland
The Supreme Court of Western August

The Supreme Court of Western Australia The Supreme Court of South Australia The Supreme Court of Tasmania

The Supreme Court of the Northern Territory

The Supreme Court of the Australian Capital Territory

Austria Landes- und Kreisgerichte

Azerbaijan Supreme Court

Bahrain First Chamber of the High Civil Court

Barbados Registrar of the Supreme Court

Belarus Supreme Court

Belgium Ministère des affaires étrangerès

Benin Cour Suprême

Botswana Registrar of the High Court

Burkina Faso Cour Suprême

Burundi Tribunal de Première Instance de Bujumbura

Cameroon Cour Suprême (Chambre Administrative)

Canada The superior courts of Canada<sup>1</sup>

The Alberta Court of Queen's Bench<sup>2</sup>
The Supreme Court of British Columbia<sup>3</sup>
The Ontario Superior Court of Justice<sup>4</sup>

Central African Republic Le Tribunal de Grande Instance

Congo, Republic of Tribunal de Grande Instance de Brazzaville

Colombia Sala Plena de la Sección Tercera de la Sala de lo Contencioso

Administrativo del Consejo del Estado

Costa Rica Sala Primera de la Corte Suprema de Justicia

Côte d'Ivoire Président du Tribunal de Première Instance d'Abidjan

Croatia Municipal Civil Court in Zagreb

Czech Republic Ministry of Justice

Cyprus District Court, Nicosia

Denmark Bailiff (lower court) of district concerned

Egypt, Arab Republic of Ministry of Justice

Estonia Harju County Court

Eswatini High Court

Fiji Supreme Court

<sup>1</sup> For Canada, pursuant to section 8(1) of the Settlement of International Investment Disputes Act (S.C. 2008, c. 8), if Canada is the named party to the arbitration and in cases other than those involving Canada's constituent subdivisions.

<sup>&</sup>lt;sup>2</sup> For Alberta, pursuant to section 6 of the Settlement of International Investment Disputes Act (SA 2013, c S-7.8), if Alberta is the named party to the arbitration.

<sup>&</sup>lt;sup>3</sup> For British Columbia, pursuant to section 5 of the Settlement of International Investment Disputes Act [SBC 2006] Chapter 16, if British Columbia is the named party to the arbitration.

<sup>&</sup>lt;sup>4</sup> For Ontario, pursuant to section 6 of the Settlement of International Investment Disputes Act (1999, S.O., c. 12, Sched. D), if Ontario is the named party to the arbitration.

Finland Executor-in-chief (ulosotonhaltija) with local jurisdiction

France "Tribunal de Grande Instance" having jurisdiction where the

enforcement is to take place

Germany The "Landgericht" with local jurisdiction over the debtor, or,

in its absence, the "Landgericht" of the district where the property of the debtor is located or where the enforcement is

to take place

Ghana High Court

Greece Single Judge Court of First Instance for Athens

Guatemala Organismo Judicial

Guinea Procureur Général

Guyana High Court

Hungary Fóvárosi Biróság, Budapest

Iceland Bailiff (fogeti) of the District concerned

Indonesia Supreme Court

Ireland High Court

Israel Appropriate District Court

Italy Courts of Appeal having jurisdiction in the province where

the enforcement is to take place

Jamaica Supreme Court

Japan The summary court or the district court which is designated

in the arbitration agreement, and in the case of absence of such designation, the summary court or the district court having the jurisdiction over the place of the defendant's domicile or residence, or over the place where the subject matter of a claim or the security therefor or any attachable

property of the defendant is located

Jordan Court of First Instance

Kenya High Court

#### Korea, Republic of

Seoul Seoul Civil District Court Chunchon, Kangwondo **Chunchon District Court** Chongju, Chungchong Pukdo Chongju District Court Taejon, Chungchong Namdo **Taejon District Court** Taegu, Kyongsand Pukdo Taegu District Court Pusan, Kyongsang Namdo **Pusan District Court** Kwangju, Cholla Namdo Kwangju District Court Chonju, Cholla Pukdo Chongju District Court Cheju District Court Cheju, Chejudo

Latvia The Ministry of Justice

Lesotho Permanent Secretary for Foreign Affairs

Liberia Supreme Court

Lithuania Court of Appeal

Luxembourg Tribunal d'arrondissement

Madagascar Chambre Administrative de la Cour Suprême

Malawi High Court

Malaysia High Court

Mauritania Supreme Court of Mauritania (Nouakchott)

Mauritius Supreme Court

Morocco "Président du Tribunal Régional" of the district where the

enforcement is to take place

Netherlands President of the District Court in The Hague

New Zealand High Court

Niger Tribunal de Première Instance dans le ressort duquel la

sentence arbitral doit être exécutée

Nigeria Supreme Court

Norway Namsmannen (Bailiff)

Pakistan Islamabad High Court

Lahore High Court

Peshawar High Court

High Court of Sindh

High Court Balochistan

Papua New Guinea National Court

Paraguay Juez de Primera Instancia en lo Civil y Comercial de turno

del domicilio de la persona contra quien se intente ejecutar el laudo, o, en su defecto el de la ubicación de los bienes

Peru Recognition - Sala Civil Subespecializada en lo Comercial

o, en su defecto, la Sala Civil de la Corte Superior de Justicia

del domicilio del emplazado

Enforcement - Juez Subespecializado en lo Comercial, o en

su defecto, el Juez Civil, del domicilio del emplazado

Philippines The Regional Trial Court of the city or province where the

arbitration proceedings were held or where the losing party

resides or does business

Portugal Supremo Tribunal de Justiça

Romania Bucharest Court and the District Courts by circumstance

Rwanda Tribunal de Première Instance de Kigali

St. Lucia Supreme Court of Saint Lucia

Saudi Arabia Court of Grievances

Senegal Cour d'Appel de Dakar

Sierra Leone Cabinet (through the Ministry of Finance)

Singapore High Court

Sri Lanka District Court of Colombo

Slovenia District Court of Ljubljana

Spain Juzgado de Primera Instancia

Sudan Khartoum Province Court

Sweden Ministry of Foreign Affairs

Switzerland

Argau (AG) Bezirksgerichtspräsident

Appenzell Ausserrhoden (AR) Einzelrichter des Obergerichtes Appenzell Innerrhoden (AI) Bezirksgerichtspräsident

Basel-Landschaft (BL) Bezirksgerichtspräsident

Basel-Stadt (BS) Dreiergericht
Bern (BE) Gerichtspräsident

Fribourg (FR)

Genève (GE)

Glarus (GL)

Graubünden (GR)

Président du Tribunal de district

Tribunal de première instance

Kantonsgerichtspräsidium

Bezirksgerichtspräsident

Jura (JU) Cour civile du Tribunal cantonal

Luzern (LU) Amtsgerichtspräsident

Neuchâtel (NE) Président du Tribunal de district

Nidwalden (NW) Rechtsöffnungsrichter Obwalden (OW) Kantonsgerichtspräsident

Schaffhausen (SH) Einzelrichter des Kantonsgerichts Schwyz (SZ) Einzelrichter des Bezirksgerichts

Solothurn (SO)
St. Gallen (SG)
Thurgau TG)
Ticino (TI)
Uri (UR)
Valais (VS)

Amtsgerichtspräsident
Kreisgerichtspräsident
Giudice di Pace e Pretore
Landgerichtspräsident
Juge Instructeur

Vaud (VD) Président du Tribunal d'arrondissement

Zug (ZG) Kantonsgerichtspräsident

Zurich (ZH) Einzelrichter des Bezirksgerichts

Togo Président du Tribunal de Droit Moderne de Première

Instance de Lomé

Trinidad and Tobago High Court

Tunisia "Tribunal de Première Instance" having jurisdiction in the

place where the enforcement is to take place

Turkey The commercial court of first instance ("asliye ticaret

mahkemesi") belonging to the subject place, as designated in the written agreement between the parties, and in case of absence of such agreement, the commercial court of first instance having the jurisdiction over the place of the losing

party's domicile, if not, residence, or, in the absence of both,

over the place of the subject property of the claim, or in places where a commercial court of first instance does not exist, the civil court of first instance ("asliye hukuk mahkemesi") of the subject place

# United Kingdom of Great Britain and Northern Ireland

Bermuda Supreme Court of Bermuda

British Virgin Islands West Indies Associated States Supreme Court

Cayman Islands Grand Court of the Cayman Islands

England and Wales The High Court

Falkland Islands (Malvinas) Supreme Court of the Falkland Islands (Malvinas)

Falkland Islands (Malvinas) Supreme Court of the Falkland Islands

Dependencies (Malvinas) Dependencies Gibraltar Supreme Court of Gibraltar

Guernsey (Bailiwick of) Islands of Guernsey,

Herm and Jethou Royal Court sitting as Ordinary Court

Islands of Alderney Court of Alderney

Island of Sark Court of the Seneschal of Sark

Isle of Man

The High Court of Justice of the Isle of Man

Jersey (Bailiwick of) The Royal Court of Jersey

Montserrat West Indies Associated States Supreme Court

Northern Ireland The High Court in Northern Ireland

Anguilla West Indies Associates States Supreme Court

St. Helena Supreme Court of St. Helena St. Helena Dependencies Supreme Court of St. Helena

Scotland The Court of Session

Turks and Caicos Islands

Supreme Court of the Turks and Caicos Islands

United States of America Federal District Courts (including each Court created by Act

of Congress in a territory which is invested with any

jurisdiction of a district court of the United States)

Uruguay Suprema Corte de Justicia

Zambia High Court

Zimbabwe High Court

Art. 69 of the Convention

#### LEGISLATIVE OR OTHER MEASURES RELATING TO THE CONVENTION

Contracting States have communicated to the Centre the following legislative or other measures taken by them, pursuant to Article 69 of the Convention, to make its provisions effective in their territories:

<u>Contracting State</u> <u>Title of Legislation (Citation)</u>

Australia ICSID Implementation Act 1990.

(Act No. 107 of 1990)

Austria Ratifikationsurkunde für das Übereinkommen zur Beilegung

von Investitionsstreitigkeiten zwischen Staaten und

Angehörigen anderer Staaten.

(Off. Gaz. 357, Vol. 99, Sept. 10, 1971, p. 1853)

Belgium Loi du 17 juillet 1970 portant approbation de la Convention

pour le règlement des différends relatifs aux investissements entre Etats et ressortissants d'autres Etats, faite à Washington

le 18 mars 1965.

(Off. Gaz. 185, Sept. 24, 1970, p. 9548)

Benin Ordonnance No. 36/PR/MFAE du 26 août 1966 portant

ratification de la Convention pour le règlement des différends relatifs aux investissements entre Etats et ressortissants

d'autres Etats.

(Off. Gaz. 17, Sept. 1, 1966, p. 773)

Décret No. 445/PR/MFAEP du 28 décembre 1967 portant nomination de conciliateurs et d'arbitres au Centre International pour le Règlement des Différends relatifs aux

Investissements.

(Off. Gaz. 4, February 14, 1968, p. 161)

**Contracting State** 

Title of Legislation (Citation)

Botswana

The Settlement of Investment Disputes (Convention) Act, 1970.

(Act No. 65 of 1970)

Burkina Faso

Ordonnance No. 17/PRES/DEV.T/AET du 31 mars 1966 portant ratification de la Convention pour le règlement des différends relatifs aux investissements entre Etats et ressortissants d'autres Etats conclue sous les auspices de la Banque Internationale pour la Reconstruction et le Développement.

Cameroon

Loi No. 66/LF/13 du 30 août 1966 autorisant le Président de la République Fédérale à ratifier la Convention pour le règlement des différends relatifs aux investissements entre Etats et ressortissants d'autres Etats. (Off. Gaz. Sept. 1, 1966, p. 93)

Décret No. 66/DF/454 du 30 août 1966 portant ratification de la Convention pour le règlement des différends relatifs aux investissements entre Etats et ressortissants d'autres Etats. (Off. Gaz. December 1, 1966, p. 1250)

Loi 75-18 du 8 décembre 1975 relative à la reconnaissance des sentences arbitrales. (Off. Gaz. 6, Suppl., December 15, 1975, p. 234)

Settlement of International Investment Disputes Act (S.C. 2008, c. 8) (Canada)

Settlement of International Investment Disputes Act (SA 2013, c S-7.8) (Alberta)

Settlement of International Investment Disputes Act [SBC 2006] Chapter 16 (British Columbia)

Settlement of International Investment Disputes Act, 1999 (1999, S.O., c. 12, Sched. D) (Ontario)

Canada

**Contracting State** 

Title of Legislation (Citation)

Chad

Loi No. 6 du 8 janvier 1966 portant approbation de la Convention.

Décret No. 15/PR du 21 janvier 1966 portant ratification de la Convention pour le règlement des différends relatifs aux investissements entre Etats et ressortissants d'autres Etats.

Comoros

Décret No. 78/0073/PR portant ratification de l'adhésion de la R.F.I. des Comores à la Convention pour le règlement des différends relatifs aux investissements entre Etats et ressortissants d'autres Etats (CIRDI).

Congo,

Republic of

Loi No. 69/65 autorisant la ratification de la Convention pour le règlement des différends relatifs aux investissements entre Etats et ressortissants d'autres Etats.

Côte d'Ivoire

Loi No. 65-237 du 26 juin 1965 autorisant le Président de la République à ratifier la Convention passée avec la Banque Internationale pour la Reconstruction et le Développement pour le règlement des différends relatifs aux investissements entre Etats et ressortissants d'autres Etats. (Off. Gaz. 35, July 15, 1965, p. 770)

Décret No. 65-238 du 28 juin 1965 portant ratification de la Convention passée avec la Banque Internationale pour la Reconstruction et le Développement pour le règlement des différends relatifs aux investissements entre Etats et ressortissants d'autres Etats.

Cyprus

Council of Ministers Decision No. 5331 of January 20, 1966. (Off. Gaz. 532, October 27, 1966)

Law No. 64 of 1966 on approval of Convention by the House of Representatives.

(Off. Gaz. 532, October 27, 1966)

Denmark

Act No. 466 of December 15, 1967, on Recognition and Execution of Orders Concerning Certain International Investment Disputes.

<u>Contracting State</u> <u>Title of Legislation (Citation)</u>

Egypt, Arab Republic of Decree-Law No. 90 of November 7, 1971, approving the

accession of the Arab Republic of Egypt to the International

Convention.

(Off. Gaz. November 11, 1971)

El Salvador Acuerdo No. 349 de 19 julio 1982.

Decreto No. 111 de 7 diciembre 1982.

(Off. Gaz. 230, Vol. 277, December 14, 1982)

Finland Law No. 74/69 of December 27, 1968 containing the

approval of the Convention. (Off. Gaz. No. 1-8, 1969, p. 7)

Decree No. 75/69 of January 24, 1969, containing regulations

for the implementation of the Convention.

France Loi No. 67-551 du 8 juillet 1967 autorisant la ratification de

la Convention pour le règlement des différends relatifs aux investissements entre Etats et ressortissants d'autres Etats, du

18 mars 1965.

(Off. Gaz. July 11, 1967, p. 6931)

Gabon Loi No. 19/65 du 20 décembre 1965 portant ratification de la

Convention pour le règlement des différends relatifs aux investissements entre Etats et ressortissants d'autres Etats.

Germany Gesetz zu dem Ubereinkommen vom 18 März 1965 zur

Beilegung von Investitionsstreitigkeiten zwischen Staaten

und Angehörigen anderer Staaten vom 25 Februar 1969.

(Off. Gaz. 12, Part II, March 4, 1969, p. 369)

Greece Necessity Law No. 608, November 11, 1968.

### **Contracting State**

#### Title of Legislation (Citation)

Guinea

Loi No. 12/AN-68, portant ratification de la Convention pour le règlement des différends relatifs aux investissements entre Etats et ressortissants d'autres Etats.

Décret No. 409/PRG du 28 sept. 1968 promulgant une loi de l'Assemblée Nationale portant ratification par la République de Guinée de la Convention pour le règlement des différends relatifs aux investissements entre Etats et ressortissants d'autres Etats.

Honduras

Decreto No. 41-88.

(Off. Gaz. August 4, 1988)

**Iceland** 

Law authorizing the Government to become a party to an International Convention on the Settlement of Investment Disputes Between States and Nationals of Other States. (Off. Gaz. A, 74, 1966)

Indonesia

Law No. 5 of June 29, 1968. (Off. Gaz. 32, 1968)

Ireland

Arbitration Act, 1980 [covering, inter alia, the ICSID Convention]. (Act No. 7 of 1980)

Arbitration Act, 1980 (Part IV) (Commencement) Order, 1980.

(S.I. No. 356 of 1980)

International Centre for Settlement of Investment Disputes (Designation and Immunities) Order, 1980. (S.I. No. 339 of 1980)

<u>Contracting State</u> <u>Title of Legislation (Citation)</u>

Italy Legge 10 maggio 1970, n. 1093 Ratifica ed execuzione della

Convenzione per il regolamento delle Controversie relative agli investimenti tra Stati e cittadini di altri Stati, adottata a

Washington il 18 marzo 1965.

(Off. Gaz. 8, January 12, 1971, p. 155)

Jamaica Investment Disputes Awards (Enforcement) Act, 1966 (Act

28 of August 29, 1966).

(Off. Gaz. XC, 18 February 16, 1967, p. 60)

Investment Disputes Awards (Enforcement) Act, 1966 (Appointed Day) Notice. (Notice No. 45 of February 7, 1967)

(Off. Gaz. XC, 18 February 16, 1967, p. 60)

Bauxite (Production Levy) Act, 1974.

(Act 19 of 1974)

Jordan Royal Decree granted to Decision No. 1196 of Council of

Ministers of May 17, 1972, ratifying the Convention on the Settlement of Investment Disputes Between States and

Nationals of Other States.

Kenya The Investment Disputes Convention Act of 1966.

(Act 31 of November 22, 1966)

Korea, Republic of Promulgation of the Convention (as Treaty No. 234)

(Off. Gaz. Extr. No. 4580, February 21, 1967, p. 361)

Kuwait Law Decree No. 1 of January 14, 1979.

Lesotho Arbitration International Investment (Disputes) Act (Act 23

of 1974).

(Off. Gaz. 10, Suppl. 2, March 14, 1975)

**Contracting State** 

Title of Legislation (Citation)

Luxembourg

Loi du 8 avril 1970 portant approbation de la Convention pour le règlement des différends relatifs aux investissements entre Etats et ressortissants d'autres Etats, en date à Washington du 18 mars 1965

ington, du 18 mars 1965.

(Off. Gaz. A, No. 25, May 9, 1970, p. 536)

Malawi

Investment Disputes (Enforcement of Awards) Act, 1966 (Act 46 of December 29, 1966).

(Off. Gaz. Suppl., January 10, 1967)

Malaysia

Convention on the Settlement of Investment Disputes Act,

1966.

(Act of Parliament 14 of 1966)

Notification on entry into force of the Convention on the

Settlement of Investment Disputes Act, 1966.

(Notification No. 96 of March 10, 1966)

Arbitration (Amendment) Act, 1980.

(Act A 478 of 1980)

Mali

Décret No. 09/P-CMLN portant promulgation de l'Ordon-

nance No. 77-63/CMLN du 11 novembre 1977.

(Off. Gaz. 536, January 6, 1978)

Ordonnance No. 77-63/CMLN portant approbation de la Convention pour le règlement des différends relatifs aux investissements entre Etats et ressortissants d'autres Etats.

(Off. Gaz. 536, January 6, 1978)

Mauritania

Loi No. 65.135 du 20 juillet 1965 autorisant le Président de la République à ratifier la Convention pour le règlement des différends relatifs aux investissements entre Etats et ressortis-

sants d'autres Etats.

(Off. Gaz. 166/167, Sept. 15, 1965, p. 301)

<u>Contracting State</u> <u>Title of Legislation (Citation)</u>

Mauritius Investment Disputes (Enforcement of Awards) Act, 1969.

(Act No. 12 of April 24, 1969)

Proclamation to fix the date of the coming into force of the Investment Disputes (Enforcement of Awards) Act, 1969.

(Proclamation No. 6, June 25, 1969)

Morocco Décret royal No. 564-65 du 31 octobre 1966 portant ratifica-

tion de la Convention pour le règlement des différends relatifs aux investissements entre Etats et ressortissants

d'autres Etats.

(Off. Gaz. 2820 No. 16, 1966, pp. 1288, 1332)

Netherlands Law of July 21, 1966, containing the approval of the Con-

vention on the Settlement of Investment Disputes Between

States and Nationals of Other States.

(Off. Gaz. 339, 1966, p. 802)

New Zealand Arbitration (International Investment Disputes) Act, 1979.

(Act No. 39 of 1979)

Arbitration (International Investment Disputes) Amendment

Act, 2000. (Act No. 52 of 2000)

Niger Loi No. 68-06 du 12 février 1968 autorisant le Président de la

République à ratifier la Convention internationale pour le règlement des différends relatifs aux investissements entre Etats et ressortissants d'autres Etats, signée par le plénipoten-

tiaire du Niger à Washington le 23 août 1965.

(Off. Gaz. 4, February 15, 1968, p. 119)

Nigeria Decree No. 49 of 1967, International Centre for Settlement of

Investment Disputes (Enforcement of Awards).

(Off. Gaz. Extr. 105, Vol. 54, No. 30, 1967, p. A255)

Contracting State Title of Legislation (Citation)

Norway Act of June 8, 1967, relating to the implementation of the

Convention of March 18, 1965 on the Settlement of Investment Disputes Between States and Nationals of Other States. (Off. Gaz. I (1967), p. 23, reprinted Off. Gaz. II (1967), p.

415)

Papua New Guinea Investment Disputes Convention Act, 1978.

(Act No. 48 of 1978)

Portugal Decree-Law No. 15/84.

(Off. Gaz. No. 79, April 3, 1984)

Romania Decret al Consillului de Stat privind ratificarea Conventici

pentru reglementar differend relative la investitii intre State si persoane ale allor State, in cheiata la Washington la 18 martie

1965.

(Off. Gaz. 56 June 7, 1975, p. 3)

Rwanda Décret No. 20/79 du 16 juillet 1979.

Saudi Arabia Council of Ministers Resolution No. 372, 15/3/1394 A.H.

Royal Decree No. M/8, 22/3/1394 A.H.

Senegal Loi No. 67-14 du 28 février 1967 autorisant le Président de la

République à ratifier la Convention pour le règlement des différends relatifs aux investissements entre états et ressortis-

sants d'autres Etats.

(Off. Gaz. 3888, April 17, 1967)

Décret No. 67-517 du 19 mai 1967 ordonnant la publication au J.O. de la Convention pour le règlement des différends relatifs aux investissements entre Etats et ressortissants

d'autres Etats.

(Off. Gaz. 3897, June 10, 1967)

<u>Contracting State</u> <u>Title of Legislation (Citation)</u>

Singapore Arbitration (International Investment Disputes) Act

(Singapore Statutes, 1970 Rev. Ed., Act No. 18, Ch. 17, Sept.

10, 1968, p. 257)

Somalia Law No. 11 of February 8, 1967 enforcing the Convention.

Sri Lanka Greater Colombo Economic Commission Law, No. 4 of

1978.

Sudan Republican Decree No. 121 of 1972 (ratifying the Conven-

tion.)

Sweden Act on Recognition and Execution of Awards Concerning

Certain International Investment Disputes.

(Act No. 735 of December 16, 1966)

Switzerland Arrêté fédéral approuvant la Convention pour le règlement

des différends relatifs aux investissements entre Etats et

ressortissants d'autres Etats.

(Recueil des lois féd., 32, August 9, 1968, p. 1021)

Togo Ordonnance No. 32 du 25 juillet 1967 portant ratification par

la République togolaise de la Convention pour le règlement des différends relatifs aux investissements entre Etats et

ressortissants d'autres Etats.

Trinidad and Tobago Investment Disputes Awards (Enforcement) Act, 1968.

(Act No. 23 of August 13, 1968)

Tunisia Loi No. 66-23 du 3 mai 1966 portant ratification de la

Convention pour le règlement des différends relatifs aux investissements entre Etats et ressortissants d'autres Etats.

(Off. Gaz. May 3-6, 1966, p. 723)

Contracting State	Title of Legislation (Citation)
United Kingdom of Great Britain and Northern Ireland	Arbitration (International Investment Disputes) Act 1966. (1966 c. 41)
	The Arbitration (International Investment Disputes) Act 1966 (Commencement) Order 1966. (Statutory Instruments, 1966, No. 1597, December 21, 1966)
	The Arbitration (International Investment Disputes) Act 1966 (Application to Colonies etc.) Order 1967. (Statutory Instruments, 1967, No. 159, February 10, 1967)
	The Arbitration (International Investment Disputes) (Guernsey) Order 1968. (Statutory Instruments, 1968, No. 1199, July 26, 1968)
	The Arbitration (International Investment Disputes) (Jersey) Order 1979. (Statutory Instruments, 1979, No. 572, May 23, 1979)
	The Arbitration (International Investment Disputes) Act 1983 (an Act of Tynwald).
United States of America	Convention on the Settlement of Investment Disputes Act of 1966. (Pub.L. 89-532; 80 Stat. 344; 22 U.S.C. sec. 1650-1650a, August 11, 1966)
	Executive Order designating certain Public International Organizations entitled to enjoy certain privileges, exemptions and immunities. (Exec. Order 11966; 42 Fed. Reg. 4331 (1977))
Zambia	Investment Disputes Convention Act, 1970 (Act No. 18 of 1970). (Off. Gaz. Suppl. April 17, 1970, p. 99)

Zimbabwe

Arbitration (International Investment Disputes) Act [Chapter 7:03]