

AN OVERVIEW OF FOREIGN INVESTMENT DISPUTES

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- I- Issues of FDI:**
 - a) Flow of capital
 - From one country to another
 - In search of economic objective
 - b) Right of property
 - c) Sovereignty
 - Of Host State regulating
 - Of Home State extraterritorial rule
 - d) Diplomatic protection
 - e) International law
 - f) Development/Dominance

- II- Parties to FI:**
 - a) Investor: individual or transnational corporation
 - b) Host State
 - c) Home State
 - d) Multilateral/bilateral organizations: World Bank, MIGA, ICSID, OPIC, OECD.

- III- Kind of FI:**
 - a) FDI: "Greenfield", mergers and acquisitions
 - b) Portfolio investment
 - c) New forms of FI: franchise, BOO, turnkey agreements.

- IV- The law of FI:**
 - a) Domestic.
 - b) Bilateral: BITs, capital guarantee treaties.
 - c) Multilateral: MIGA Convention, ICSID Convention.

- V- Investment disputes:**
 - a) State v. State
 - b) Investor v. State
 - c) Investment guarantee agency v. State