

BIBLIOGRAPHY

Books and Journal Articles

Alfaro, Laura, Foreign Direct Investment and Growth: Does the Sector Matter?, Harvard Business School, 2003

Asqari, Zeinab, Investors Legitimate Expectations and The Interests of The Host State in Foreign Investment, Asian Economic and Financial Review, 2014

Baldwin, R., and Martin, Ph., Two Waves of Globalization: Superficial Similarities, Fundamental Differences, H Siebert (ed), Globalization and Labor, 1999

Bronfman, Marcela Klein, Fair and Equitable Treatment: An Evolving Standard, Chile, 2005

Deutsch, Richard, An ICSID Tribunal Denies Jurisdiction for Failure to Satisfy BIT's "Cooling-Off", Period: Further Evidence of a Sea Change in Investor-State Arbitration or a meaningless Ripple?, Houston Journal of International Law (33), 2011

Dolzer, R and Stevens, M., Bilateral Investment Treaties, 1995

Dolzer, Rudolf and Schreuer, Christoph, Principles of International Investment Law, Oxford University Press Inc., New York, 2008

Dolzer, Rudolf, Fair and Equitable Treatment: a Key Standard in Investment Treaties, The International Lawyer, Vol. 39, No. 1, 2005

Grabowski, Alex, The Definition of Investment under the ICSID Convention: A Defense of Salini, Chicago Journal of International Law, Volume 14-Number 1, 2014

Jan Knörich and Axel Berger, Friends or Foes? Interactions between Indonesia's International Investment Agreements and National Investment Law, DIE, 2014

5: Investment Protection, 2010

Louis B. Sohn & R.R Baxter, Responsibility of States for Injuries to the Economic Interests of Aliens II. Draft Convention on the International Responsibility of States for Injuries to Aliens, 2009

Mann, FA., British Treaties for the Promotion and Protection of Investments, British Year Book of International Law, 1981

Mirae Assets Global Investment (USA) LLC Paper, Indonesia: A Rising Star, 2012

Neumayer, E., & Spess, Do bilateral investment treaties increase foreign direct investment to developing countries? Research and Statistics Department, Monetary Authority of Macao, 2007

OECD, Fair and Equitable Treatment Standard in International Investment Law, OECD Working Papers on International Investment, 2004/03, OECD Publishing

OECD, International Investment Law: A Changing Landscape, 2005

Ripinsky, S., & Williams, K., “Amco Asia Corporation, Pan American Development Limited, PT Amco Indonesia v Republic of Indonesia. Damages in International Investment Law (BIICL)”, 2008

Ripinsky, S., & Williams, K., “Sempra v The Argentine Republic. Damages in International Investment Law (BIICL)”, 2008

Ripinsky, S., & Williams, K., LG&E v The Argentine Republic. Damages in International Investment Law (BIICL), 2008

Schneuwly, Anne Mirjam, International Investment Law and its Instruments: Managing Risks to investors and Host States, Fribourg (Switzerland), 2012

Schwarzenberger, G., International Law as Applied by International Courts and Tribunals, 3rd ed, 1957

Sembiring, Sentosa, Hukum Investasi, Nuansa Aulia, 2010

Simamora, Janpatar, Multitafsir Pengertian "Ihwal Kegentingan yang Memaksa" dalam Penerbitan Perppu, Mimbar Hukum, Vol. 22, No. 1, 2010

Sinclair, The Origins of the Umbrella Clause in the International Law of Investment Protection; in Arbitration International, 2004

SKB Asante, International Law and Foreign Investment: A Reappraisal, 37 *ICLQ* (1988)

Sornarajah, Muthucumaraswamy, 2010, The International Law on Foreign Investment, 3rd ed., Cambridge University Press, Cambridge

Strupp, K., Les regles generals du Droit de la paix, Recueil Des Cours, 1934

Subedi, Surya P., 2008, International Investment Law, Reconciling Policy and Principle, Hart Publishing

Thjoernelund, Hoelck, State of Necessity as an Exemption from State Responsibility for Investment, 2008

UNCTAD, International Investment Instruments: A Compendium, The Draft Convention represented a private initiative by H Abs and Lord Shawcross., 2001

Minimum Standard in R Bernhardt (ed), Encyclopedia of Public International Law, 1997

Vasciannie, S., The Fair and Equitable Treatment Standard in International Investment Law and Practice, BYIL 70, 1999

Vasciannie, S., The Fair and Equitable Treatment Standard in International Investment Law and Practice, BYIL 70, 1999

Vong, L.K, Foreign Direct Investment: Concepts and Relevance to Macao, 2007

Wilson, R., United States Commercial Treaties and International Law , 1960

Indonesian Legislations

Argentine Decree No. 1570/01 of December 1, 2001 concerning Corralito Decree

Argentine Law No. 23/928 of March 1991; Decree No. 2128/91 concerning Convertibility Law

Argentine Law No. 24/076 of May 1992 concerning Ley del Gas

Argentine Law No. 25/561 of January 6, 2002 concerning Public Emergency and Foreign Exchange System Reform Law (Argentine Emergency Law)

Argentine Resolution No. 38/02 of March 9, 2002 concerning Tariff Discontinuation

Foreign Legislations

Indonesia 1945 Constitution

Law No. 25 of 2007 concerning Investment

Presidential Decree No. 3 of 1977 concerning Agreement Ratification between the Government of the Republic of Indonesia and the Government of Australia on Promotion and Protection of Investment, with Protocol

Presidential Decree No. 36 of 1993 concerning Agreement Ratification between the Government of the Republic of Indonesia and the Government of the Kingdom of the Netherlands on Promotion and Protection of Investment, with Protocol

Presidential Decree No. 58 of 1994 concerning Agreement Ratification between the Government of the Republic of Indonesia and the Government of the Kingdom of the Netherlands on Promotion and Protection of Investment, with Protocol

International Treaties

Argentina – U.S. BIT

Havana Charter 1948

Indonesia – Australia BIT

Indonesia – Netherlands BIT

Indonesia – United Kingdom BIT

North America Free Trade Agreement (NAFTA) 1994

OECD Draft Convention on the Protection of Foreign Property, 1967

Responsibility of States for Internationally Wrongful Acts (ARSIWA) 2001

Treaty of Friendship, Commerce and Navigation 1954

Vienna Convention on the Law of Treaties 1969

CMS Gas Transmission Company v. Argentine, ICSID Case No. ARB/01/8, Award (12 May 2005)

Tecnicas Medioambientales Tecmed S.A v. The United Mexican States, ICSID Case No. ARB(AF)/00/02, Award (29 May 2003)

Alex Genin, Eastern Credit Limited. Inc. and A.S. Baltoil v. The Republic of Estonia, ICSID Case No. ARB/99/2, Award (25 June 2001)

CME Czech Republic B.V. v. Czech Republic, UNCITRAL, Partial Award (13 September 2001)

Occidental Exploration and Production Company (OEPC) v. The Republic of Ecuador, LCIA Case No. UN2476, Final Award (1 July 2004)

MTD Equity Sdn, Bhd and MTC Chile S.A. v. Republic of Chile, ICSID Case No. ARB/01/7, Award (23 May 2004)

International Thunderbird Gaming Corporation v. The United Mexican States, UNCITRAL, Award (20 January 2006)

Embassy Limousines & Services v. European Parliament, ECR II-4239, 1998

Peralta v. Estada Nacional, CSIN 313 Fallos 1513, 1990

LG&E v. Argentine, ICSID Case No. ARB/02/1, Liability Decision (3 October 2006)

Sempra Energy International v. Argentine, ICSID Case No. ARB/02/16, Award (28 September 2007)

United Nations, Report A/CN/4/315

United Nations, Report A/CN/4/318/ADD.5

United Nations, Report A/CN/4/SER.A/1980

Website

<http://indonesia.nlembassy.org/organization/departments/economic-affairs/termination-bilateral-investment-treaty.html>

<http://www.pewglobal.org/2014/09/16/faith-and-skepticism-about-trade-foreign-investment/>

<http://www.seco.admin.ch/themen/00513/00594/04174/index.html?lang=en>

<http://www.un.org/disabilities/default.asp?id=231>

<https://icsid.worldbank.org/ICSID/Index.jsp>

<https://www.iisd.org/investment/law/>

<https://www.iisd.org/itn/2012/04/13/defining-an-icsid-investment-why-economic-development-should-be-the-core-element/>