THE INTERNATIONAL JUDICIAL FUNCTION UNDER PRESSURE:
Do Courts and Tribunals go off the Rails?

Villa Moynier (Rue de Lausanne 120B, 1211 Geneva), 8-9 February 2024

CONFERENCE PROGRAMME

Thursday, 8th February 2024

2:00 pm Welcome Address: Defining the international judicial function and its contours
Prof. L. Boisson de Chazournes (University of Geneva) and Dr L. Palestini (Graduate Institute)

2:30 pm Session 1: Judicial Function and State Consent – Overreaching or Fulfilling the Mandate?
Chair and Discussant: Dr A. Koagne Zouapet (International Court of Justice)

- Mr Aditya Laddha (University of Geneva): “Subject-matter Jurisdiction and Incidental Issues: between Shoehorning and Salami-slicing Disputes”
- Dr Yusra Suedi (University of Manchester): “Advisory Jurisdiction and Non-Circumvention: The Thin Line between Advisory and Contentious Proceedings”

9:00 am Session 3: Judicial Function and Standards of Review – to Judge or not to Judge?
Chair and Discussant: Prof G. Marceau (University of Geneva)

- Prof Hsien Wu (National Taipei University of Business): “Developing Judicial Deference in International Dispute Settlement: Three Observations from ICJ, WTO and Investor-State Arbitration Practices”
- Dr Johannes Hendrik Fahner (Lévy Kaufmann-Kohler): “Second-Tier Adjudicators and the Standard of Review: Assessing Attempts to Restrict the Appellate Function”

10:30 am Coffee Break

Friday, 9th February 2024

4:00 pm Coffee Break

4:30 pm Session 2: Judicial Function and Economy – Too Much or Too Little?
Chair and Discussant: Prof H. Ruiz Fabri (Paris 1 Panthéon-Sorbonne University)

- Mr Christian Vidal-León (Advisory Centre on WTO Law): “Judicial Reasoning and Precedent: Following the Beaten Path and the Duty to Provide Reasoned Decisions”
- Dr Marco Dimetto (University of Padova): “Judicial Propriety and Mandate: Straying into Non-essentials and Resolving the Dispute”

11:00 am Session 4: Judicial Function and Encroachment – Meddling in Someone Else’s Affair?
Chair and Discussant: Prof M. Hebíé (Leiden University)

- Dr Juliana Guerra (International Court of Justice): “Authoritative and Authentic Interpretations: the Struggle between Law-makers and Interpretative Authorities”
- Mr Germain Dabire (University of Geneva): “Adjudication and Institutional Boundaries: Trespassing upon the Competences of Quasi-judicial and Non-judicial Bodies”

12:30 pm Concluding remarks

Registration by request: send an e-mail to Ms Aparna Nagabhushana - Aparna.Nagabhushana@etu.unige.ch
Programme subject to change