

I. Vietnam's Energy Sector Update ***Pham Ba Linh***

I. Vietnam's Energy Sector Update – Pham Ba Linh (co-chair)

A. Exploration and Production

1. Vietnam's energy security
2. Licensing rounds
3. The role of PetroVietnam
4. Contracting
5. 2013 Model PSC
6. Farm-ins/farm-outs
7. Stabilisation in oil and gas investments

B. Midstream

1. Major gas pipeline projects
2. LNG imports
3. Gas master plan
4. Long-term natural gas agreements

C. Power

1. IPP power projects
2. Power master plan
3. Power purchase agreements
4. Retail electricity prices
5. Other bankability issues

D. Refining and Petrochemicals

E. PetroVietnam's Proposed Restructuring

II. The Mexican Energy Reform - Héctor Arangua

A. The current Situation

B. Main Objectives of the Energy Reform

1. Strengthening the role of the state as manager of the oil industry
2. Economic growth
3. Inclusive Development
4. Energy Security
5. Transparency

6. Sustainability and environmental protection

C. Oil and Gas

1. Challenges
 - a. Exploration and extraction
 - b. Mexico's energy security
2. Reform proposals

D. Electricity

1. Electricity sector situation
2. Reform proposal

E. Proposed reforms to the Mexican Constitution

F. Issues not addressed in the reform

1. What could have been done
2. How to deal with the changes done
3. What was left out

G. Hot Areas in the Mexican Energy Sector

1. Current
2. If the reforms are approved

III. Treaty Arbitration – Filip Boras

A. Channeling of energy investments to Europe.

1. Factors to consider when channeling an energy investment
2. The difference channeling makes in dispute resolution.

B. Categories of breaches traditionally covered under BITs.

1. Classic expropriation cases
2. "Policy cases".

C. Vietnam-based investment example

1. Example involving direct investment without a BIT
2. Example of investment channeled through another a BIT country.

D. Dispute resolution under the Energy Charter Treaty

E. "Umbrella clauses"

IV. Commercial Dispute Resolution – David Harrell (co-chair)

A. Framework of commercial disputes

1. Vendors

2. Production sharing
3. Transportation

B. Clause drafting considerations for energy disputes

1. Seat
2. Administering bodies
 - a. China
 - b. SIAC
 - c. HKIAC
 - d. ICC
 - e. LCIA
3. Potential neutrals
 - a. Expertise
 - b. Rosters