

Cameron Miles

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Year Of Call: **2015 (England and Wales), 2009 (Australia)**



Cameron has substantial experience with all areas of public international law, with a particular expertise in the law and practice of international courts and tribunals, state responsibility, recognition of states and governments, state and diplomatic immunity and international investment law. He has been involved in proceedings before the International Court of Justice, the Permanent Court of Arbitration and the International Centre for Settlement of Investment Disputes. He also appears regularly in the English courts on public international law matters, particularly where they involve a nexus with 3VB's core practice areas of banking and commercial law.

In light of his practice, Cameron has been instructed directly by states, state organs, corporations and international organisations. He is comfortable working alone or as part of a team.

He regularly publishes and lectures in public international law in the UK and internationally.

Directory Quotes

'Enthusiastic and energetic. An accomplished draftsman with an encyclopaedic knowledge of public international law. Cameron is particularly reliable for sovereign immunity issues and investment arbitration.'

Legal 500 2021

"Responsive, thoughtful and energetic, with an expansive knowledge of investment treaty arbitration."

Legal 500 2020

Expertise

Significant Cases

State A v Party B [2019] EWHC 799 (Comm) - appeared led by Christopher Harris QC in the High Court seeking an extension of time to challenge an arbitral award under s 80(5) of the Arbitration

Act 1996.

Karkey Karadeniz Elektrik Uretim AS v Islamic Republic of Pakistan, ICSID Case No ARB/13/1 – acted for the respondent in parallel proceedings seeking revision of a USD 1.2 billion ICSID award before the original tribunal whilst resisting enforcement of the same in the English courts. Secured an extremely advantageous settlement for the client.

The Nova Group Investments BV v Romania, ICSID Case No ARB/16/19 – currently acting for the claimant in a long-running case under the Netherlands-Romania BIT concerning alleged state harassment and the collapse of an insurance company in Romania.

The Carlyle Group LP & Ors v Kingdom of Morocco, ICSID Case No ARB/18/29 – currently acting for the respondent in the first case brought under the US-Morocco FTA. The case concerns the insolvency of an oil refinery in Morocco and its interaction with a sophisticated offshore investment structure.

Cem Selçuk Ersoy v Republic of Azerbaijan, ICSID Case No ARB/18/6 – currently acting for the claimant in a case concerning a contract for tunnelling works under the Turkey-Azerbaijan BIT.

Aktau Petrol Ticaret AS v Republic of Kazakhstan, ICSID Case No ARB/15/8 – acted for the applicant in ICSID annulment proceedings under the Turkey-Kazakhstan BIT.

Raymond Charles Eyre and Montrose Developments (Private) Limited v Democratic Socialist Republic of Sri Lanka, ICSID Case No ARB/16/25 – currently acting for the claimant in a case concerning the flooding and expropriation of land in Sri Lanka under the UK-Sri Lanka BIT.

Belenergia SA v Italian Republic, ICSID Case No ARB/15/40 – acted for the claimant in a dispute concerning Italy's solar power pricing regime under the Energy Charter Treaty.

PNG Sustainable Development Program Ltd v Independent State of Papua New Guinea, ICSID Case No ARB/33/13 – acted for the claimant in a dispute under Papua New Guinea's foreign investment law concerning the alleged expropriation of a charitable organization charged with cleaning up the Ok Tedi copper mine disaster.

Louis Dreyfus Armateurs SA v Republic of India, PCA Case No 2014-24 – acted for the claimant in a case concerning alleged state interference in stevedoring operations under the France-India BIT.

Advised the Republic of Namibia on negotiations with the Federal Republic of Germany concerning the implications in international law of the Herero-Nama genocide of 1904-1908.

Discrete public international law advice on a variety of subjects (act of state, recognition of governments, diplomatic immunity, state immunity).

Education

PhD, University of Cambridge (2017)

LLM (first class honours), University of Cambridge (2011)

LLB (first class honours), Monash University (2009)

BA (first class honours), Monash University (2009)

Prizes and Awards

Cambridge Commonwealth Trust Scholar (2012-2014)

ESA Trust Studentship (2012-2014)

Foundation Scholar (Jesus College, University of Cambridge) (2011)

Publications

Books

Landmark Cases in Public International Law (Oxford: Hart, 2017) (edited with E Bjorge)
(<http://www.bloomsburyprofessional.com/uk/landmark-cases-in-public-international-law-9781849467889/>)

Provisional Measures before International Courts and Tribunals (Cambridge: CUP, 2017) (<https://www.cambridge.org/core/books/provisional-measures-before-international-courts-and-tribunals/AA4D6B5C3D5E7259861E3E472C943F39>)

Book Chapters

'Enforcement against State-Owned Corporations in English Courts: *Gécamines* Revisited', in E Gaillard (ed), *Enforcing Arbitral Awards against States* (Paris: IAI, forthcoming 2020) (with A Malek QC)

'ICSID Convention, Article 44', in G Alvarez et al (eds), *The ICSID Convention, Rules and Regulations: A Commentary* (London: Edward Elgar, forthcoming 2020) (with C Harris QC)

'Crown and Foreign Acts of State before British Courts: *Rahmatullah, Belhaj* and the Separation of Powers', in C Bradley (ed), *The Oxford Handbook of Comparative Foreign Relations Law* (Oxford: OUP, 2019) 715 (with E Bjorge)

'Indeterminacy', in J d'Aspremont & S Singh (eds), *Fundamental Concepts for International Law: The Construction of a Discipline* (Cheltenham: Edward Elgar, forthcoming 2018)

'International Dimensions', in D Clarry (ed), *UK Supreme Court Yearbook, Vol 8: 2016-2017 Legal Year* (London: Appellate Press, 2017) 447 (with A Malek QC).

'Introduction', in E Bjorge & C Miles (eds), *Landmark Cases in Public International Law* (Oxford: Hart, 2017) 1 (with E Bjorge)

'LaGrand (Germany v United States of America)', in E Bjorge & C Miles (eds), *Landmark Cases in Public International Law* (Oxford: Hart, 2017) 509

'Four Ways of Thinking about the History of International Law', in JC Sainz-Borgo et al (eds), *Liber Amicorum Gudmundur Eiriksson* (Delhi: LexisNexis, 2017) 265 (with J Crawford AC)

'Articles, 113, 114 and 115' in A Proelss (ed), *The United Nations Convention on the Law of the Sea: A Commentary* (Oxford: Hart/Beck/Nomos, 2017) (with D Guilfoyle)

'The Influence of the ICJ on the Law of Provisional Measures before International Courts and Tribunals', in M Andenas & E Bjorge (eds), *A Farewell to Fragmentation: Reassertion and Convergence in International Law* (Cambridge: CUP, 2015) 218

Peer-Reviewed Articles

'Thoughts on Domestic Adjudication and the Identification and Formation of Customary International Law' (2018) 28 *Italian Yearbook of International Law* 134

'Provisional Measures and the 'New' Plausibility before the International Court of Justice' (2018) 88 *British Yearbook of International Law* (advance access)

'Where the Shadow Falls: Corruption in International Investment Arbitration' (2016) 17 *Journal of World Investment and Trade* 489

'Provisional Measures and the Margin of Appreciation before the International Court of Justice' (2017) 8 *Journal of International Dispute Settlement* 1

'Review Essay: Where the Shadow Falls: Corruption in International Investment Arbitration' (2016) 17 *Journal of World Investment and Trade* 489

'Provisional Measures and the MV Arctic Sunrise' (2014) 108 *American Journal of International Law* 271 (with D Guilfoyle)

'The Franconia Sails On: Revisiting the Intellectual History of the Territorial Sea in the United States, Canada and Australia' (2014) 13 *Oxford University Commonwealth Law Journal* 347

'The Origins of Provisional Measures before International Courts and Tribunals' (2013) 73 *Zeitschrift für ausländisches öffentliches Recht und Völkerrecht* 615

'Corruption, Jurisdiction and Admissibility in International Investment Claims' (2012) 3 *Journal of International Dispute Settlement* 329

'Understanding Australia's New Domestic Arbitration Regime: A Comparison of the Australian State Commercial Arbitration Acts and the New Model Commercial Arbitration Bill' (2011) 77 *Arbitration* 7 (with S McComish & S Luttrell)

'Access and advantage in investor-state arbitration: the law and practice of treaty shopping' (2010) 3 *Journal of World Energy Law and Business* 260 (with M Skinner & S Luttrell)

Shorter Articles, Case Notes and Book Reviews

'Case Note: *M/V Norstar (Panama v Italy)*' (2020) 114 *American Journal of International Law*

(forthcoming)

'Sir Stafford Northcote's Ode to the Fourth Article: An Insight into the Negotiation of the 1871 Treaty of Washington' (2015) 4 *Cambridge Journal of International and Comparative Law* 167

'Book Review: Miles, The Origins of International Investment Law: Empire, Environment and the Safeguarding of Capital (2013)' (2014) 3 *Cambridge Journal of International and Comparative Law* 1355

'Book Review: Fassbender and Peters (eds), Oxford Handbook of the History of International Law (2013)' (2013) 84 *British Yearbook of International Law* 364

'Book Review: Tams and Tzanakopoulos (eds), Basic Documents on the Settlement of International Disputes (2012)' (2014) 3 *Cambridge Journal of International and Comparative Law* 600

'Book Review: Von Bogdandy and Venzke (eds), International Judicial Lawmaking (2012)' 2 *Cambridge Journal of International and Comparative Law* 671

'Book Review: Guilfoyle, Shipping Interdiction and the Law of the Sea (2009), Klein, Maritime Security and the Law of the Sea (2011), Geiß and Petrig, Piracy and Armed Robbery at Sea' (2012) 82 *British Yearbook of International Law* 520

'Foreign States before the Supreme Court in 2011' (2012) 1(2) *Cambridge Journal of International and Comparative Law* 86 (with C Harris)

'More Than an Empty Gesture: The Reversal of *Eisenwerk*' (2012) 77 *Arbitration* 43 (with N Rudge)

'Clarification of an Arbitrator's Obligation to Give Reasons under the Australian State Commercial Arbitration Acts: the Emerging Requirement of Proportionality' (2010) 76 *Arbitration* 571 (with N Rudge)

Presentations

Thoughts on the Plausibility Standard and the ICJ's Practice on Provisional Measures: Remarks to the US Branch of the International Law Association, International Law Weekend, New York, United States (11 October 2019)

Investment Treaty Arbitration and Public International Law: A Short Primer, African Arbitration Academy, London, United Kingdom (3 June 2019)

Recent Developments in the Law of Provisional Measures before International Courts and Tribunals, University College London, Book Launch for Provisional Measures before International Courts and Tribunals, London, United Kingdom (7 December 2017)

Domestic Adjudication and the Identification and Formation of Customary International Law, International Law Association, Italian Branch, Third Biennial Conference, LIUC Università Cattaneo, Milan, Italy (17 November 2017)

Provisional Measures and the Protection of the Environment: International Organizations in the

Borderlands, Centre for International Sustainable Development Law, Symposium: Biodiversity, Sustainable Development and the Law, Cambridge, United Kingdom (22 March 2015)

Provisional Measures and the Margin of Appreciation, PluriCourts and Centre Franco-Norvégien en sciences sociales et humaines, Seminar: A Future for the Margin of Appreciation in International Law, Paris, France (10 February 2014)