BIBLIOGRAPHY

BOOKS

- Andrew, Newcombe. The Boundaries of Regulatory Expropriation in International Law. Victoria: University of Victoria, 2005.
- Andrew, Newcombe and Llouis, Paradell. Law and Practice of Investment Treaties: Standards of Treatment. The Hague: Kluwer Law International, 2009.
- Reinisch, August. Standards of Investment Protection. Oxford: Oxford University Press, 2008.
- Brownlie, Ian. Principles of Public International Law. Oxford: Oxford University Press, 2008.
- George C, Christie. What constitutes a taking of property under international law?. London: British Yearbook of International Law, 1962.
- Dolzer, Rudolf and Christoph, Schreuer. Principles of International Investment Law. Oxford: Oxford University Press, 2008.
- Dolzer, Rudolf and Christoph, Schreuer. *Principles of International Investment Law*. Oxford: Oxford University Press 2nd Edition, 2012.
- International Monetary Fund. Balance of Payments. IMF Publishing, 1993.
- International Monetary Fund. Balance of Payments and International Investment Position Manual. IMF Publishing, 2009.
- Seidl-Hohenveldern, Ignaz. International Economic Law. London: Kluwer Law International, 1992.
- Marzuki, Peter Mahmud. Penelitian Hukum. Jakarta: Kencana Prenada Media Group, 2006.
- Fajar, Mukti and Achmad, Yulianto. Dualisme Penelitian Hukum-Normatif dan Empiris. Yogyakarta: Pustaka Pelajar, 2015.
- OECD. Indirect Expropriation and the Right to Regulate in International Investment Law. Paris: OECD Publishing, 2004.
- OECD. Detailed Benchmark Definition of Foreign Direct Investment. London: OECD Publishing, 1996.
- OECD. Draft Convention on the Protection of Foreign Property. London: OECD Publishing, 1967.
- Paulson, Jan and Douglass, Zachary. Indirect expropriation in investment treaty arbitration. The Hague: Kluwer Law International, 2004.
- Perkams, Mathias & Schilling, Alexander. The concept of indirect expropriation in comparative public law – searching for light in the dark. Oxford: Oxford University Press, 2010.

Higgins, Rosalyn. The Taking of Property by the State: Recent Developments in International Law. Boston: Recueil des Cours 259, 1982.

Reinisch, August. Expropriation. Oxford: Oxford Univesity Press, 2008.

- Sidharta, Bernard Arief. Penelitian Hukum Normatif: Analisis Penelitian Filosofikal dan Dogmatikal via Sulistyowati Irianto & Shidarta. Jakarta: Yayasan Pustaka Obor Indonesia, 2011.
- Soekanto, Soerjono. Pengantar Penelitian Hukum Jakarta: Universitas Indonesia Press, 1986.
- Soemitro, Ronny Hanitijo. Metodologi Penelitian Hukum dan Jurimetri. Jakarta: Penerbit Ghalia Indonesia, 1994.
- Soekanto, Soerjono and Mamudji, Sri. Penelitian Hukum Normatif: Suatu Tinjauan Singkat. Jakarta: PT Raja Grafindo Persada, 2003.
- Sunggono, Bambang. Metodologi Penelitian Hukum. Jakarta: PT Raja Grafindo Persada, 2003.
- Been, Vicky and Beauvais, Joel. The Global Fifth Amendment? NAFTA's Investment Protections and the Misguided Quest for an International "Regulatory Takings" Doctrine'. New York: New York University Press, 2003.

LAWS AND REGULATIONS

Laws of the Republic of Indonesia Number 25, 2007.

INTERNATIONAL TREATIES

Articles on International State Responsibility of the International Law Commission, 2001. Indian Model Investment Treaty (2002).

Canada-Jordan BIT (2009).

Canada-Slovakia BIT (2010).

Canada – Romania BIT (2009).

Canada – Slovak Republic BIT (2010).

Canada - United States BIT (2004).

Charter of Paris "For a New Europe" (1990).

China – Colombia BIT (2008).

Colombia - Canada BIT (2008).

Colombia-India BIT (2009).

Colombia-Switzerland BIT (2006).

Dominican Republic-Central America Free Trade Agreement (CAFTA), 2006. General Agreement on Tariffs and Trade (1947).

German Model BIT (2005).

Harvard Draft Convention on International Responsibility of States for Injuries to Aliens, 1961.

"Multilateral" Vienna Convention on the Law of Treaties, No. 18232 (1969).

OECD Draft Convention on the Protection of Foreign Property, 1967

United Kingdom – Colombia BIT (2010)

United Nations General Assembly Resolution 1803 (XVII), Declaration on Permanent Sovereignty over Natural Resources, 1962. US-Rwanda BIT (2003).

JOURNALS

- Bratandari, Salsabila. "Foreign Direct Investment: Solusi Untuk Indonesia?" KOMPASIANA, 20 Nov. 2015
- Bubb, Ryann J, and Susan Rose Ackerman. "BITs and Bargains: Strategic Aspects of Bilateral and Multilateral Regulation of Foreign Investment." 2007.
- Convention on the Settlement of Investment Disputes between States and Nationals of Other States, 1965-1966.
- D. Carreau, P. Juillard, "International Economic Law", 3rd Edition, *International Journal of Comparative Law*. (No. 2, 2007).
- Duce, Maitena, and Banco de España. "Definitions of Foreign Direct Investment (FDI): a Methodological Note." Banking for International Settlement, 2003.
- Fortier Y and Drymer S: "Indirect expropriation in the law of international investment: I know when I see it, or caveat investor." (ICSID Review: Foreign Investment Journal, 2004).
- Geiger R: "Regulatory expropriations in international investment law: Lessons from the Multilateral Agreement on Investment". (*New York University Environmental Law Journal*, 2004).
- Guzman "Capital Market Regulation in Developing Countries", 1998. Harvard Draft Convention on International Responsibility for Injuries to Aliens, 1961.
- Kline and Ludema, "Building and International Investment Framework: Comparing the Development of Trade and Investment Accords", 1997.
- Kriebaum U: "Regulatory takings: balancing the interests of the investor and the State." *The Journal of World Investment and Trade*, 2007.
- Lim, Ewe-Ghee, "Determinants of, and the Relation Between, Foreign Direct Investment and Growth: Summary of the Recent Literature" International Monetary Fund, 2001, p.9.
- Nikiema, Suzy H. "Best Practices Indirect Expropriation." International Institute for Sustainable Development, 2012.
- Ripinsky S with Williams K: "Damages in International Investment Law". *British Institute of International and Comparative Law.* London, 2008.
- Setiawan, Gandy. "The Impact of Foreign Direct Investment on Indonesia's Economic Growth", *Reports*, 2002.
- Sornarajah M: "The International Law on Foreign Investment.", Second Edition. (Cambridge University Press. Cambridge, 2004).
- The United Nations draft Code of Conduct on Transnational Corporations, 1983.
- UNCTAD "Comprehensive Study Interrelationship between Foreign Direct Investment (FDI) and Foreign Portfolio Investment (FPI)", 1999.

UNCTAD, "Expropriation", 2012.

UNCTAD, "International Investment Agreements Navigator", 2013.

- UNCTAD "The Role of International Investment Agreements in Attracting Foreign Direct Investment to Developing Countries", 2009
- UNCTAD "Scope and Definiton", 2011.
- UNCTAD "World Investment Report: The Shift Towards Services", 2004.
- UNCTAD "World Investment Report: Investment, Trade and International Policy Agreements", 1996.
- UNCTAD "World Investment Report: Foreign Direct Investment and The Challenge of Development", 1999.
- United Nations New York and Geneva "International Investment Agreements: Key Issues", 2004.

United Nations New York and Geneva, "World Investment Report", 2004.

Vandevelde, "Fixing International Law or Fixing Castro", 1999.

W. Michael Reisman et al: :International Law in Comparative Perspective", 2004.

Wälde TW and Sabahi: "Compensation, damages and valuation in international investment law." *Transational Dispute Management*, 2007.

Weston BH: "Constructive takings under international law: a modest foray into the problem of creeping expropriation". (*Virginia Journal of International Law*, 1976).

World Bank Guidelines on the Treatment of Foreign Direct Investment, 1992.

RESEARCH PAPERS

Kirayoglu, Suzanne Fach. "The Bilateral Investment Treaty: Its Origins and Effects." Electronic Theses, Treatises and Dissertations, 2014.

CASES

ADC v. Hungary, Award, 2 October 2006. Amoco v. Iran, Award, 14 July 1987 Azurix v. Argentina, Award, 14 July 2006. Biwater v. Tanzania, Award, 24 July 2008. Chemtura v. Canada, Award, 2 August 2010. CME v. Czech Republic, Partial Award, 13 September 2001. Continental Casualty v. Argentina, Award, 5 September 2008. Elettronica Sicila S.p.A. (ELSI) v. United States of America, International Court of Justice, Judgment, 20 July 1989. Eureko v. Poland, Partial Award, 19 August 2005. Feldman v. Mexico, Award on Merits, 16 December 2002. Fireman's Fund v. Mexico, Award, 17 July 2006 Glamis Gold, Ltd. v. USA, Award, 8 June 2009. LG&E v. Argentina, Decision on Liability, 3 October 2006. Metalclad v. Mexico, Award, 30 August 2000. Methanex v. USA, Final Award, 3 August 2005. Nottebohm (Lichtenstein v. Guatemala), 1955.

Nykomb v. Latvia, Award, 16 December 2003.

Pope & Talbot v. Canada, Interim Award, 26 June 2000.

Saluka v. Czech Republic, Partial Award, 17 March 2006.

SD Myers v. Canada, First Partial Award, 13 November 2000.

- Sedco, Inc. v. National Iranian Oil Company, Interlocutory Award, 28 October 1985.
- Sempra Energy v. Argentina, Award, 28 September 2007.
- Siag and Vecchi v. Egypt, Award, 1 June 2009.
- Siemens v. Argentina, Award, 6 February 2007.

SPP v. Egypt, Award, 20 May 1992.

- Suez et al. v. Argentina, Decision on Liability, 30 July 2010.
- Tecmed v. Mexico, Award, 29 May 2003.
- Telenor v. Hungary, Award, 13 September 2006.
- *The Factory at Chorzów* (Claim for Indemnity) (The Merits), *Germany v. Poland*, Permanent Court of International Justice, Judgment, 13 September 1928

Total v. Argentina, Decision on Liability, 27 December 2010.

Vivendi v. Argentina II, Award, 20 August 2007.

Waste Management v. Mexico, Final Award, 30 April 2004.

WEBSITES

- Chen, James. "Investment." *Investopedia*, Investopedia, 13 Dec. 2018, Available at: www.investopedia.com/terms/i/investment.asp.
- Chen, James. "Understanding Investors." *Investopedia*, Investopedia, 21 Jan. 2019, available at: <u>www.investopedia.com/terms/i/investor.asp</u>.
- Gesare, Raychelle. "Treaties:Types and Characteristics." *Kenyaplex.com*, 21 Nov. 2011, Available at: <u>www.kenyaplex.com/resources/2482-treaties-types-and-characteristics.aspx</u>.
- Hermesauto. "Foreign Investment Will Do Good for Indonesia: Jakarta Post." The Straits Times, THE JAKARTA POST, 15 Nov. 2018, Available at: <u>www.straitstimes.com/asia/se-asia/foreign-investment-will-do-good-forindonesia-jakarta-post</u>.
- Mamlyuk, Boris. "Bilateral Investment Treaty." *LII / Legal Information Institute*, Legal Information Institute, 25 Nov. 2014, available at: www.law.cornell.edu/wex/bilateral investment treaty.

Merriam-Webster Online Dictionary, "Research". Available at: http://www.meriam-webster.com/dictionary/research.