**CURRICULUM VITAE**

**Armand de Mestral C.M.
Professor Emeritus, Faculty of Law, McGill University**

**Citizenship:** Canadian, Swiss

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**Profession:**

* Professor of Law (post-retirement appointment)
* Emeritus Professor of Law, McGill University 2012
* Jean Monnet Professor of Law 2003 -

‑ Professor of Law, McGill Univer­sity (July l976-2010).

‑ Legal Officer of Department of Justice (l970‑l976).

‑ Member of United Nations Secretariat (1969‑70).

- Member of the Bar of the Province of Quebec, as of June l967.

- Member of the ICC Canada Arbitration Committee, 2004-

**Studies:**

‑ Harvard College, l959‑63, A.B. *Magna cum laude*.

‑ Université de Paris, l96l‑62.

‑ McGill University: Faculty of Law, B.C.L. Hons. l963‑66.

‑ Harvard Law School, l967‑68, LL.M.

‑ Institut universitaire de hautes études internationales, l968‑69

**Honours:**

* Doctorat *honoris causa*, December 6, 1995, Université Jean Moulin (Lyon 3)
* LL.D *honoris causa*, December 20, 2001, Kwansei Gakuin University, Nishinomiya, Kobe, Japan
* Appointed by EU Commission Jean Monnet Professor *ad hominem* of the Law of International Economic Integration 2003
* Appointed Member of the Order of Canada December 28, 2007

**Scholarships:**

‑ Harvard College Scholarship (l959‑63).

‑ McGill National Scholarship (l963‑64).

‑ Harvard Law School Fellowship (l967‑68).

* SSHRC Scholarship (1967-69)

‑ Government of Québec Fellowship (l967‑68).

**Languages:**

English, French, (read Spanish and German)

**Employment:**

‑ Royal Commission on bilingualism and biculturalism, research on administrative, constitutional law, summer l964 to l965. (Prepared report on Language and Education Laws in Canada, l867‑l964; prepared chap­ters on bilingualism in federal laws, regulations, federal‑provincial agree­ments, treaties in C.A. Sheppard, Language and the Law in Canada, B & B Study no. l0).

‑ Office de révision du Code civil de la Province de Québec. Research into private international law, summers l966, l967. (Prepared report: La preuve de la loi étrangère, pp. l‑l36 (l968)).

‑ Advisory Committee on Confederation, Government of the Province of Ontario. Research project on "Human rights under the law of the Province of Quebec," August ‑ October l967. (See publications).

‑ Department of External Affairs. Research into the law governing the exploration and exploitation of the resources of the seabed and subsoil of the oceans, summer l968. (Prepared draft conventions and legal opinions).

‑ United Nations secretariat, United Nations Conference on trade and development, Geneva. Officer in international shipping legislation unit, September l969 ‑ May l970. (Prepared secretariat reports of Working Group on International Shipping Legislation, Background Document: UNCTAD Doc. TD/B/ISL.2 and research reports).

‑ Department of Justice, Ottawa, l970 ‑ l976. (Worked principally in fields of Public and Private International Law, Constitutional and Administrative Law. Responsible for federal‑provincial arrangements to implement Hague Conven­tions on P.I.L. Prepared numerous opin­ions on matters of constitutional law, particularly relating to implementation of international treaties. Considerable work on Official Languages Act, advisor to Bilingual Districts Advisory Board.  Principal officer of Department respon­sible for law of the sea issues. Partici­pation in drafting several statutes. Participated in preparatory work of Victoria Conference l97l, etc.).

‑ Université d'Ottawa, l973, l974 (Part‑time lecturer, masters program, section le droit civil course: "Le droit commercial international").

‑ l976‑ , Associate Professor of Law, Faculty of Law, McGill University.

‑ l976‑ , Associate Professor of Law, Faculty of Law, McGill University.

- 1976- , Consultant to public and private parties on questions of constitutional law and international trade law.

‑ 1979, Full Professor of Law.

‑ l977‑78, Consultant to U.N. Environment Program. (See publications).

‑ l978, Consultant to Task Force on National Unity. (Preparation of Task Force Report, advisor on constitutional matters).

‑ 1980‑81, Special Advisor, Bureau of Legal Affairs, Department of External Affairs, resident in Ottawa.

‑ 1982‑83, Consultant to Department of External Affairs on Gulf of Maine litiga­tion with the U.S.A. before International Court of Justice.

‑ 1981‑89, Counsel, McDougall, Caron, Montréal.

‑ 1984‑89 Director, Institute of Comparative Law, Faculty of Law.

‑ 1984‑85, Consultant "Macdonald Commission" on the Canadian Economy.

‑ 1986, Department of Justice, Quebec Consultant on Constitutional Negotiations before Meech Lake Accord.

‑ 1988-92, Member, National Marine Council, by Minister of Fisheries and Oceans.

‑ 1989-2006, Counsel, Gottlieb & Associates, Montréal, Toronto, Brussels.

‑ 1989, Appointed Member, Binational Dispute Settlement Panel under Chapter 18 of the Canada‑U.S.A. Free Trade Agreement, by Minister of International Trade.

- 1991-2, Consultant to Québec Ministère de la Justice and Commission sur l'accès du Québec à la souveraineté

- 1992-3 Appointed by the Canadian and US Governments to Chair the Panel on UHT MILK IN PUERTO RICO under Chapter 18 of the Canada - USA Free Trade Agreement

- 1994-, Appointed to the Task Force on Trade and the Environment, Department of Foreign Affairs and International Trade.

**-** 1995-98 Advisory Committee on International Trade of the Minister of Foreign Affairs and International Trade(I.T.A.C.).

- 1995-, Appointed to the Canadian list of experts available for selection as members of dispute settlement panels of the World Trade Organization.

- 1996-,Appointed advisor to the Minister of Justice on constitutional issues. This appointment is of a confidential and contractual nature.

- 1997 - Nominated to the Roster of Dispute Settlement Experts, NAFTA Chapter 20 by the Minister of FAIT

- 1998- 2002 -Acting Director, Institute of Air and Space Law

- 1999 - Appointed to the Advisory Group in International Trade Disputes, Department of Foreign Affairs and International Trade

- 1999- Appointed to the Deputy Minister’s Academic Advisory Committee on Canada’s Trade Policy, Department of Foreign Affairs and International Trade

 1999- Appointed to the Sectoral Advisory Group on International Trade - Department of Foreign Affairs and International Trade

* 2000- Appointed to the NAFTA Chapter 11 Arbitral Panel under ICSID Additional Facility Rules

*ADF Ltée v USA*

* 2000- Appointed to WTO Panel on *United States – s 211 Omnibus Appropriations Act*

- 2002- Appointed to the Canadian Roster of Arbitrators of the Canadian Council on International

Business (ICC Court of Arbitration)

- 2003- Appointed Jean Monnet Chair of the Law International Economic Integration

-2005 Appointed to the Consolidation Tribunal in the NAFTA Chapter 11 arbitration *Canfor, Tembec, Terminal Forest v USA*, May 2005

-2006 Consultant with the Federal Law Commission of Canada on the relationship of International Law and Canadian Domestic Law. (2006)

-2007 Appointed chair of the arbitration between *AMERITX v STATOIL* under the laws of Québec

-2010 Appointed chair of the arbitration between *TRANSAT TOURS v CANJET AIRLINES* under the laws of Québec

-2011 Appointed to the panel in the arbitration between *DANSTAR v MASTERASIA*

- 1995-, Appointed to the Canadian list of experts available for selection as members of dispute settlement panels of the World Trade Organization.

- 1996-,Appointed advisor to the Minister of Justice on constitutional issues. This appointment is of a confidential and contractual nature.

- 1997 - Nominated to the Roster of Dispute Settlement Experts, NAFTA Chapter 20 by the Minister of FAIT

- 1998- 1992 -Acting Director, Institute of Air and Space Law

- 1999 - Appointed to the Advisory Group in International Trade Disputes, Department of Foreign Affairs and International Trade

- 1999- Appointed to the Deputy Minister’s Academic Advisory Committee on Canada’s Trade Policy, Department of Foreign Affairs and International Trade

 1999- Appointed to the Sectoral Advisory Group on International Trade - Department of Foreign Affairs and International Trade

* 2000- Appointed to the NAFTA Chapter 11 Arbitral Panel under ICSID Additional Facility Rules

*ADF Ltée v USA*

* 2000- Appointed to WTO Panel on *United States – s 211 Omnibus Appropriations Act*

-2002 Appointed to the Canadian Roster of Arbitrators of the Canadian Council on International

Business (ICC Court of Arbitration)

 -2003 Appointed Jean Monnet Chair of the Law International Economic Integration

-2005 Appointed to the Consolidation Tribunal in the NAFTA Chapter 11 arbitration *Canfor, Tembec, Terminal Forest v USA*, May 2005

-2006 Consultant with the Federal Law Commission of Canada on the relationship of International Law and Canadian Domestic Law. (2006)

-2007 Appointed chair of the arbitration between *AMERITX v STATOIL* under the laws of Québec

-2010 Appointed chair of the arbitration between *TRANSAT TOURS v CANJET AIRLINES* under the laws of Québec

-2011 Appointed to the panel in the arbitration between *DANSTAR v MASTERASIA*

- 2012 Emeritus Professor McGill University

-2015 Appointed Senior Fellow Centre for International Governance Innovation (CIGI)

-2017 Appointed to the Canadian Dispute Settlement Roster under NAFTA Chapter 19

**Pro bono:** Canadian Red Cross Society, Board Member 1993- 2003; President, October 1999- 2001;

 Chair, Humanitarian Law Committee 2003-

**International Missions Delegations:**

- Conference l972; IMCO Marine Pollution from Ships l973; Third U.N. Conference on the Law of the Sea l973‑81; many prepara­tory and intersessional meetings on LOS; bilateral negotiations with U.S.A.; l977 UNEP Experts Meeting on Environmental Responsibility.

Observer on the Canadian Delegation to the 26th International Red Cross Conference, Geneva, 1995. Member of the Canadian Red Cross Delegation to the International Federation Conference in Seville, November 1997; Head of Delegation International Red Cross Conference, Geneva, November 1999;Member Delegation International Red Cross Conference, Geneva, November 2003.

**Publications: Articles, Contributions to collective books and digests**

‑ de Mestral and Fraiberg, "Language Guarantees and the Power to amend the Canadian Constitution", 12 McGill Law Journal 502‑20 (l966‑67).

‑ "The Provinces and the Protection of Civil Rights in Canada: the province of Quebec", Ontario Advisory Committee on Confederation, Background Papers and Reports, (The Queen's Printer of Ontario, l967), p. 37‑73.

‑ "Le régime juridique de l'exploration et de l'exploitation des ressources de fond des mers", la revue générale de droit international public (l970), vol. 7, pp.640‑667.

‑ Canadian Practice in International Law during l972 as Reflected in Resolutions and Statements in the House of Commons, XI

C.Y.I.L. 3l4‑346 (l973);Id. (l973), XII

C.Y.I.L. 340‑70 (l974); Id., XIII

C.Y.I.L. 374‑395 (l975); Id., XIV

C.Y.I.L. 344‑370 (l976); Id., XV

C.Y.I.L. 337‑372 (l977); Id., XVI

C.Y.I.L. 378‑405; Id. XVII

C.Y.I.L. 337 (1979); Id. XIX

C.Y.I.L. 347 (l980); Id XIX

C.Y.I.L. 347 (l981); Id. XX

C.Y.I.L.­ 302 (l982); Id. XXI

C.Y.I.L. 302‑36l (l983); Id. XXII

C.Y.I.L. 335‑389 (1984); Id. XXIII

C.Y.I.L. 350‑403 (1985); Id. XXIV

C.Y.I.L. 404‑457 (1986); Id.XXV (with M. Irish).

‑ "La convention sur la prévention de la pollution résultant de l'immersion de déchets", XII A.C.D.I. 226‑243 (l974).

‑ "La convention internationale de 1973 sur la prévention de la pollution par des navires", XIII A.C.D.I. 239‑254 (l975).

‑ "Accord entre le Canada et la Norvège sur leurs relations en matière de pêche", XIV A.C.D.I. 270‑282 (l976).

‑ "Deux récents accords bilatéraux en matière de pêche en 1977, XV A.C.C.I. 287‑300 (l977).

‑ Bermuda Conference on the Law of the Sea, November l976, Proceedings. Paper pre­sented on "Enforcement of anti‑pollution standards ‑ questions of jurisdiction in the international zone", Bermuda Seminar on Law of the Sea, in Implications to Western North Atlantic Countries of the new Law of the Sea, eds. Seaton, Burnett‑­Herkes, April l977.

‑ "Resolution of Disputes between Canada and the U.S.A. concerning pollution of the environment", Paper presented to Canadian Council on International Law, Proceedings of Sixth Annual Conference, Ottawa, Oct. 2l‑22, l977, l Cda. U.S. Law Journal, 78‑97, (l978).

‑ Study of Offshore Mining and Drilling Carried Out Within the Limits of National Jurisdiction, by A.L.C. de Mestral, Consultant, U.N. Environment Program, W.G. of Exports on Environmental Law, U.N. Doc./UNEP/W.G.l4/2, 23/2/78. pp. l‑50.

‑ The Prevention of Pollution of the Marine Environment arising from Offshore Mining and Drilling", 20 Harvard International Law Journal, 469‑518 (1979).

‑ With L.H.J. Legault, Multilateral Negotia­tion. Canada and the Law of the Sea Conference in International Journal. (Autumn 1979).

‑ "The GATT and Government Procurement in Canada" in Non‑Tariff Barriers After the Tokyo Round ed. Quinn & Slayton (I.R.P.P.­ 1982).

‑ "The Law Applicable to the Canadian East Coast Off‑Shore" 21 Alta L. Rev. 63‑81 (1983).

‑ Editor, Communications and Information: International Legal Aspects, Proceedings of the 1982 Annual Conference of the Canadian Council in Int'l Law (1983), p. 1‑241.

‑ Note: "Treaty Power and More on Rules and Obiter Dicta" 61 Can. Bar Rev. 856‑865 (1983).

‑ "Le rôle de la pratique dans la formation du droit int'l public", 14 R.D.U.S., 441‑453 (1983‑84); Travaux de l'Association Henri Capitant, Tome XXXIV (l983) pp. 559‑568.

‑ "Compulsory Dispute Settlement in the 3rd U.N. Convention on the Law of the Sea" in Contemporary Issues in International Law, Essays in Honour of L.B. Sohn, 169‑188 (N.P. Engel, Kehl, 1984).

‑ "L'Application aux gouvernements administratifs régionaux et locaux de l'accord général sur les tarifs douaniers et le commerce ...,", l R.S.Q.D.I. 34‑43 (l985).

‑ [1985] A.I.J.C. pp. 325‑338 (chronique canadienne).

‑ "Constitutional Aspects of Free Trade Negotiations: Canada" in Shoenbaum and Dallmeyer Eds., How to Achieve Free and Fair Trade Between the United States and Canada, Dean Rusk Centre monograph, University of Georgia, Athens, 1986, pp. 17‑28.

‑ "Position of Aliens in Canada" in Frowein & Stein (eds.) The Legal Position in National and International Law/Le régime juridique des étrangers en droit national et international, Max Planck Conference Proceedings, Springer‑verlag, Heidelburg/Berlin 1987, pp. 765‑838.

‑ "The Implementation of Canada's International Economic Obligations" in International Law Critical Choices for Canada 1985‑2000, Queen's Law Journal, Kingston, 1986, pp. 132‑205.

‑ "Commentaires" in Antaki & Prujiner, L'arbitrage Commercial International, Yvon Blais, Cowansville, 1986, pp. 33‑39.

‑ Access to Markets under the Canada/U.S.A. Free Trade Agreement, de Mestral, Janda (Eds) Institute of Comparative Law, McGill University (1988) pp. 1‑79.

‑ "L'évolution des rapports entre le droit canadien et le droit international ..." (1987) 25 C.Y.I.L. pp. 301‑323.

‑ [1986] A.I.J.C., pp. 115‑117 (Rapport canadien); pp. 279‑282 (Chronique canadienne 1986).

‑ "Legal Status of Aliens in Canadian Law" (1988) 22 Kobe J.L.R. 47‑61.

‑ Ibid., translated into Japanese by Prof. H. Nishitoni (1988) Hiroshima Law Journal 71‑84.

‑ "L'application extraterritoriale des lois" 1987 Proceedings of the C.C.I.L. 203‑219.

- de Mestral, "The Liberalisation of East-West Trade and GATT" in McWhinney, Ross, Tunkin and Vereshchetin,in From Coexistence to Cooperation, Nijhoff, Dordrecht, Boston, London,1991, pp.221-240. ISBN 0-7923-1401-8

- de Mestral & Larouche, "L'évolution du droit constitutionnel canadien en 1988," Annuaire international de justice constitutionnelle, t.5, 1989, pp.385-392. Economica-Presses universitaires d'Aix-Marseille (1991).

- de Mestral & Larouche, "L'évolution du droit constitutionnel canadien en 1989," Annuaire international de justice constitutionnelle, t.5, 1989, pp.393-400. Economica-Presses universitaires d'Aix-Marseille (1991) ISBN 2-7178 2109-0

- deMestral, "Le Québec et les relations internationales," in Patenaude, Québec-Communauté française de Belgique: Autonomie et spécificité dans le cadre d'un régime fédéral, Actes du Colloque du 22 mai 1991, Wilson et Lafleur, Montréal, 1991, pp.209-223. ISBN 2-89127-205-6.

-de Mestral, "Canada" in K.M. Meessen (ed), International Law of Export Control, Graham & Trotman/ Nijhoff, London, Dordrecht, Boston,1992, pp.41 - 56. ISBN 1-85333-483-9.

- de Mestral et C. Verdon, "La conclusion et la mise en oeuvre des traités dans les états unitaires et fédérés" in Contemporary Law: Droit Contemporain, Rapports Canadiens au congrès international de droit comparé, Les Editions Yvon Blais, Cowansville, 1992,

pp.442-463.

- de Mestral, "Economic Integration under the GATT, the FTA, the Treaty of Rome and the Canadian Constitution" in Tangled Web, Legal Aspects of Deconfederation, The Canada Round: A Series on the Economic Aspects of the Breakup of Confederation - No. 15, C.D. Howe Institute, Toronto, 1992 ISBN 0-88806-298-2.

- A.L.C. de Mestral & P. Larouche, "L'évolution du droit constitutionnel en 1990" in (1990) VI Annuaire International de Justice Constitutionnelle, pp.519-529; ISBN 2-7178 2337-9.

**-** A.L.C. de Mestral, "L'union économique canadienne et la place du Québec au sein de cette union: une étude comparative" in Société française pour le droit international/Société québéçoise de droit international, Colloque du Québec:Perspectives convergentes et divergentes sur l'intégration économique en Eurpoe et en Amérique, Editions Pédonne, Paris, 1993. pp.141-157. ISBN?

- A.L.C. de Mestral, "Dispute Settlement under the NAFTA" in A.R. Rigs & T. Velk (Eds) Beyond NAFTA, Frazer Institute, Vancouver, 1993. pp.260-265. ISBN 0-88975-162

- A.L.C. de MESTRAL, "La subsidiarité est-elle une menace au grand marché intérieur?" (1993) 3 Revue nationale de droit constitutionnel 391-414.

- A.L.C. de Mestral & Jan Winter, "Dispute Settlement Under the Treaty of European Union and the North American Free Trade Agreement," 17 Journal of European Integration 235 (1994)

- A.L.C. de Mestral, "The Resolution of Disputes between Japan, Canada and the United States: A Modest Proposal," To be published in collective work edited by Michael Young and Y. Iwasawa arising out of the ASIL\JAIL\CCIL Trilateral Conference, Tokyo, August 1994.

- A.L.C. de Mestral, "La structure de l'association économique Québec - Canada" Choix, IRPP, série Québec - Canada, vol. 1, n. 6, 1995. ISSN 0711-0685

- A.L.C de Mestral, AThe Significance of the NAFTA Side Agreements on Environmental and Labour Cooperation, (1998) 15 Ariz. J. of Int=l and Comp. Law 169-185

- A.L.C. de Mestral, Reconciling Human Rights and International Trade Law (1999) 3 Canadian International Lawyer 71-79

* Hague Academy of International Law, THE NORTH-AMERICAN FREE TRADE AGREEMENT: A COMPARATIVE ANALYSIS, 275 *Recueil des cours* 223 – 416 (1998) [Published in 2000]
* A.L.C. de Mestral & J.A. Winter, “Mobility Rights in the European Union and Canada” (2001) 46 McGill L.J. 979 – 1009
* A.L.C. de Mestral, “L’obligation constitutionnelle de respecter les conventions de Genève: quelques

Réflexions sur la place du droit humanitaire en droit canadien” in Essays in Honour of Gérald Beaudoin (Editions Yvon Blais, Cowansville, 2002, pp 1-521) pp.155-162

- A.L.C. de Mestral, “The consequences of the European Court of Justice “open skies” decisions, Proceedings of the ICAO International Air Transport Conference, Montréal, March 27, 2003

- A.L.C. de Mestral, "The NAFTA Commission on Environmental Cooperation - Voice for the North American Environment?" in A. Kiss, D. Shelton and K. Ishibashi eds.,

 Economic Globalization and Compliance with International Environmental Agreements,

 (Kluwer Law International, 2003, pp. 302) at pp. 283-301.

- A.L.C. de Mestral, « Guest Editorial : Bisystemic Law-Teaching – The McGill Programme and the Concept of Law in the EU » ( 2003) 40 CMLR 799 – 807

- William A Dymond & Armand de Mestral, “New Destinations in International Air Policy,” IRPP, Policy Matters, October,2003 Vol 4, no2

- A.L.C. de Mestral & Jan Winter “Giving Direct Effect to NAFTA” in IRPP, The Art of the State ,

 Vol II, no 6 pp 35 – 98 (2004)

- A.L.C. de Mestral & M. Auerbach Ziogas, «  A proposal to introduce an Advocate General’s position into WTO dispute settlement, » in Charnovitz, Steger & van den Bossche Law in the Service of Human Dignity (Cambridge, 2005) at pp 159 – 180.

- A.L.C. de Mestral, « The provinces and international relations in Canada » in J.F. Gaudreault-Desbiens & F. Gélinas, Le Fédéralisme dans Tous ses Etats – The States and Moods of Federalism (2005)

- A.L.C. de Mestral et al, chs I, XII & IX in The McGill / Concordia Report on International Aviation Policy for Canada (McGill Centre for Air and Space Law 2005 pp. 327) at pp. 1 – 10, 243 – 290.

* A.L.C. de Mestral & Evan Fox-Decent, “Implementation and Reception: The Congeniality of Canada’s Legal Order to International Law” in Oonagh Fitzgerald The Globalized Rule of Law (2006) pp. 31- 83.
* A.L.C. de Mestral “ NAFTA Dispute Settlement: Creative Experiment or Confusion?” in L.Bartels & F. Ortino (eds), Regional Trade Agreements and the WTO Legal System (OUP,2006 ) at 359
* A.L.C. de Mestral & J.A. Winter, “The Law/Politics Distinction in the experience of the European Court of Justice and the Supreme Court of Canada,” in Bogdan Iancu (Ed.), The Law Politics Distinction in Contemporary Adjudication 35 – 65, Eleven Unternational Publishing, Utrecht, 2009
* A.L.C. de Mestral & Evan Fox-Decent, “Rethinking the Relationship Between International and Domestic Law,” (2008) 53 McGill L.J. 573 - 646
* Armand de Mestral & Helge Dedek, “Born to be Wild: The Trans-Systemic Programme of Legal Education at McGill and the Denationalisation of Legal Education,” 10 German Law Journal No 7

(1 July 2009) on line http//:www.germanlawjournal.com/ (July 2, 2009)

* Armand de Mestral, “Les relations économiques internationales, comparaison entre l’expérience fédérale canadienne et celle de l’Union européenne” sous la direction de P. Grigoriou in L’Europe Unie et sa Fédéralisation, Soukkoulas & Bruylant, 2009
* Armand de Mestral, "The Lisbon Treaty and the Expansion of EU Competence Over Foreign Direct Investment and the Implications for Investor-State Arbitration," in Karl P. Sauvant editor, *Yearbook on International Investment Law & Policy* 2009-2010 (New York: Oxford University Press, 2010).
* A.L.C. de Mestral, “The Relationship of International Law and Domestic Law as understood in Canada” in C. Carmody (ed.) Is Our House in Order? (Mcgill-Queens Press, 2010) pp. 42-70.
* A.L.C de Mestral, “NAFTA: The Unfulfilled Promise of the FTA” (2011) 17 *European Law Journal,* 661–678*.*

- Armand de Mestral, “Fifteen Years of NAFTA Chapter 11: Procedural Integrity and Systemic Integrity” in Gaillard & Bachand, 15 Years of NAFTA Chapter 11 Arbitration, 57 – 102. (Juris 2011)

- A.L.C. de Mestral, “The Impact of the European Union on the Law Governing the Protection of Foreign Investments” Chapter 2; with Alireza Falsafi, “ Investment Provisions in Regional Trade Agreements” Chapter 4; “The Contribution of International Investment Law to Public International Law” Chapter 16; in Armand de Mestral & Céline Lévesque ( Eds) Improving International Investment Agreements Routledge, UK, 2012

* Armand de Mestral, “The Role of Canadian Provinces in the Negotiation of the CETA: Canadian and European Perspectives”, in Bungenberg, Reinisch and Tietje (eds), *EU and International Investment Agreements – Open Questions and Remaining Challenges,*  Nomos2013
* Armand de Mestral, “The Extraterritorial Extension of Laws, How Much Has it Changed?” 31 Arizona Journal of International and Comparative Law, 2014
* Armand de Mestral, “Dispute Settlement Under the WTO and RTAs: An Uneasy Relationship 16 JIEL,777-825 (2014).

## Armand de Mestral, “Pre-Entry Obligations under International Investment Law” in Marc Bungenberg, Jörn Griebel, Stephan Hobe and August Reinisch (eds.), International Investment Law (Nomos/Hart/Beck, 2014).

* Armand de Mestral, “The Constitutional Functions of the Caribbean Court of Justice” 1 MJDR 43 (2015)
* Armand de Mestral, “Investor-State Arbitration between Developed Democracies” (CIGI ISA Series Paper n. 1, 2015)

* Armand de Mestral, “When Does the Exception Become the Rule? Conserving Regulatory Space under CETA,” 10 JIEL 1 (2015)
* Armand de Mestral, with Robin Morgan, “Does Canadian Law Provide Remedies Equivalent to NAFTA ch 11 Arbitration (CIGI ISA Paper n. 4, 2016)

With Lukas Vanhonnaeker, “The Impact of the NAFTA Experience on Canadian Policy Concerning Investor-State Arbitration (CIGI, ISA Paper n. 13, 2016)

“Investor-State Arbitration and its Discontents: Options for the Government of Canada (CIGI ISA Paper n. 14, 2016)

**Publications: Book Reviews**

- LV Can. Bar Rev. 782‑3 (l977), Journal of Maritime Law & Commerce Queens Law Journal; 1983 Can. Bar Rev. inter alia.

* Student Casebooks: Cases and Materials on International Business Law (lst ed. l976), with J.G. Castel (2nd ed. l978), (3rd ed. 1980) J.G. Castel with W. Graham (4th Ed. 1982) (5th ed. 1983);
* de Mestral, Cases and Materials on the Law of International Trade 1990 – revised anually
* With G. Alexan­dro­wicz (Queen's); Cases and Materials on the Law of the Sea (l978).

 Digests: Ocean Law: a Canadian Perspec­­tive, with G. Alexandrowicz (Queen's University).

Vol. l Historical Material, High Seas; Vol. 2Territorial Sea, Special Bodies of Water

Vol. 3 Part I Continental Shelf

(Preliminary photocopied editions are in McGill Law Library, draft of Vol. l re­vised edition was prepared; Vol. 4 ‑ Fisheries, preliminary edition almost completed; Vol. 5 ‑ Pollution, in prepa­ration).

Droit Constitutionnel - Documents supplémentaires 1979 - 1998

Supplementary Materials on EEC Law. 1992 (with J.A. Winter)

Revised version of CMPL-533 Resolution of International Disputes (using original of Professor Gélinas)

**Publications: Books**

- With Kindred et al, International Law Chiefly as Interpreted and Applied in Canada, 5th ed., Emond Montgomery Publications Ltd., Toronto, 1993, p. 1‑958.

‑ With S. Williams Introduction to International Public Law, Chiefly as Interpreted and Applied in Canada, (Butterworths l979), pp. 338. Translation by Professor E. Groffier‑Atala, de Mestral & Williams, Introduction au droit international public (Butterworths, 1982) pp. 340.

* Williams & de Mestral, An Introduction to International Law, Chiefly as Interpreted and Applied

 in Canada, 2nd ed., Butterworths, Toronto, 1987, pp. 1‑437.

‑ Castel, de Mestral and Graham, International Business Transactions, Emond Montgomery Canada Law Book, Toronto, 1986.

‑ de Mestral, Birks, Cotler, Morel, Klinck, Bothe (Eds), The Limitation of Human Rights in Comparative Constitutional Law, Les Editions Yvon Blais, Cowansville, 1986, pp. 1‑593.

- de Mestral & T. Gruchalla-Wesierski, Extraterritorial Application of Export Control Legislation: Canada and the U.S.A., Kluwer, December 1990.

- de MESTRAL, L. REIF (eds) Canada, Japan and International Law, Proceedings of the 1990 Annual Conference of the Canadian Council on International Law, C.C.I.L., Ottawa, 1992, pp.1 - 330. ISBN 0-920157-16-5

- Castel, de Mestral, Graham, The Canadian Law and Practice of International Trade, Emond Montgomery, Toronto, 2nd Ed.,1997, pp.1-766 .ISBN 0-920722-91-1.

- With H.Kindred et al, International Law (7th ed) Emond Montgomery, Toronto, 2006. pp. 1 - 1219. ISBN 1-55239-162-0

Id. Documentary Supplement pp. 1 - 148. ISBN 1-55239-055-1

- Co-editor responsible for French language contributions since 1983 eg: C. Bourne & A.L.C. de Mestral, (eds), Canadian Yearbook of International Law\Annuaire canadien de droit international , vols 21-40 1983 et seq, UBC Press, Vancouver, 1984 et seq., ISBN 0-7748-0389-4. Published annually, latest volume XLV 2007 (issued 2008) ISBN Co-Editor with D.M. McRae 2000 – 2011.

* de Mestral, Armand, Lévesque, Céline (co-authors and eds), Improving International Investment Agreements, Routledge, UK, 2012 pp 1 – 354.
* de Mestral (ed) Second Thoughts: Investor State Arbitration Between Developed Democracies (CIGI 2017, distributed by McGill-Queens)
* de Mestral, Fitzgerald, Ahmad (co-authors and eds), Sustainable International Aviation (CUP, 2018)

**Teaching and lecturing**

International trade law; Law of regional economic international integration; European Union law; International Arbitration, International Air Law, Law of the sea; Constitutional law; Comparative constitutional law; International environmental law. International Humanitarian Law. Currently directing graduate students and teaching seminars.

**Current Research and Writing**

* Research on investor obligations under investor-state arbitration (CIGI). Restructuring the future relationship between the UK and Canada post-Brexit (SSHRC, ESRC)

**Long-term Projects:**

 ‑ The feasibility of replacement of investor-state arbitration by domestic remedies.

**Research Grants:**

- SSHRC $22,000 1990-91, Research on International Contracts and the Law of Quebec.

‑ Social Sciences & Humanities Research Council of Canada, $8,000 to complete research with G.S. Alexandro­wicz and prepare Digest on Canada and the Law of the Sea l979‑80.

‑ Petroleum Law Foundation, Research Grant $2000, 1980; $1500, 1981.

‑ C.C.I.L. Dept. of External Affairs, $20,000, (l984‑85).

‑ Department of Justice, Ottawa, Quebec, S.S.H.R.C., McGill University $57,000 to fund conference and publication (l984‑85).

‑ Ministère de l'Education du Québec ‑ Sabbatical leave grant $3,000 (1986‑87).

‑ SSHRC research grant on arbitration under the law of Quebec, 1989 grant of 34,000 with three other researchers

‑ Challenge 88.

‑ Challenge 89.

‑ Concours Rousseau 1988‑89, $3,000.

- Conference on Japan, Canada and International Law Grants of 31,000 fron Japan Foundation, Pacific 2000 Fund and Law Firms.

- Fondation du Barreau 1990, 1991, 1882 grants of $10,000

- Ministère de la Justice du Québec 1991 grant of $5000

- Department of the Environment 1992 grant of $10,000 to organise a conference on the depletion of the ozone layer.

- Research project and Conference organized with the Japanese Association of International Law, the American Society of International Law and the Canadian Council on International Law$(150,000 in Japan, U.S.A. and Canada) - 1992-1994

**-** Projet de recherche sur le droit civil du Québec et les contrats internationaux - FCAR (min. de l'éducation du Québec) $48,000 pour trois ans (partagé avec 5 autres chercheurs). Current grant

 1994-1997.

- North American Commission on Environmental Cooperation - research on dispute settlement under the NAAEC grants of $20,000 1995-96, 1996-97

- Research project and conference held in Ottawa on October 25-26, 2000 with the CCIL, the Japanese Association of International law and the American Society of International Law. Grant of 15,000 from the ASIL for a conference and publication of a book of the proceedings.

- IRPP Research project – preparation of paper and draft treaty on deepening of NAFTA for major IRPP Conference October 17-19,2003; total grant of $7000

- SSHRC Research project on the open skies concept and its implications for Canada, $136.000 shared 2004-2005

- SSHRC Research project on regional economic integration agreements, $210,000 shared with three colleagues 2005 – 2008.

- Dobson Fellowship 2004-05 Awarded 20,000 for a doctoral student

- Department of Natural Resources Canada; short term contract (January – March 31, 2007) Coordinating preparation of a report on evaluation of sustainable development impact of trade agreements : work performed with a colleague, a student and consultants from the Centre for International Sustainable Development Law. ($45,000)

- SSHRC 3 year grant to study International Investment Agreements (with A. Newcombe, U Vic: Céline Lévesque, U Ottawa: Hassan Benchikroun, Economics, McGill; Mark Manger, Political Science, McGill) 60,000 x 3 years (From April 1, 2008 – March 31, 2011)

* SSHRC 7 year Strategic Knowledge Cluster grant (with eight Canadian colleagues in European Studies led by Prof Joan de Bardeleben of Carleton University (90,000 x 7 years shared; June 2009 – 2017)
* CIGI 2015-16 Research into Investor-State Arbitration between Developed Democracies $50,000
* CIGI 2017-17 Research into Investor-State Arbitration and other issues $110,000
* SSHRC-ESRC Research into the restructuring of economic relations between Canada and the UK post-Brexit. (15,000, 2018)

**Law Review/Editing**:

‑ Canadian Yearbook of International Law/Annuaire Canadien de droit international (Adjoint au rédacteur de Langue française, l974‑83); Rédacteur de langue française (1983-2011).

‑ International Business Law Journal Editorial Board (1986‑2000).

‑ Revue du droit et de la pratique du commerce international (Paris) Editorial Board (1987‑2000).

‑ Member of Editorial Board, McGill Law Journal, l964‑66.

‑ Harvard International Law Journal, l967‑68.

- International Law Journal\Revue de droit international, Toronto, Comité de rédaction, 1995- 2000.

- Etudes internationales, Québec, Comité de rédaction, 1995-.

- Croatian Journal of Comparative Law 1996-

**Conferences organized:**

‑ McGill Conference on Constitutional Change December 1978 organized with Professors McCall, Brierley & Cotler.

‑ Symposium on the Free Movement of Goods, Capital and Services in Canada and the E.E.C. Joint McGill, Université de Montréal Conference, September 22, 1979, organized with Professor Soldatos of U. de M. and Professor Crépeau.

‑ 8th Annual Conference of the Canadian Council on International Law on "International Economic Law, Ottawa, October 25‑27th, 9th, 10th & 11th Annual Conferences, organized in capacity of Secretary of C.C.I.L.

‑ Conference on Comparative Constitutional Protection of Human Rights, McGill University, May 23‑24, l985.

‑ Conference on Access to Markets under the Canada‑U.S. Free Trade Agreement, February 12, 1988.

‑ "A Comprehensive Examination of International Trade Issues, December 2, 3, 1988.

‑ "Ready for Free Trade", conference on the implementation of the Canada‑U.S.A. F.T.A., Friday, March 10, 1989.

- 19th Annual Conference of the C.C.I.L., Canada-Japan and International Law, October 1990.

- October 1992 Conference on the Depletion of the Ozone Layer. Organized with Professor Brunée.

**-** Conference organized with the Japanese Association of International Law, the American Society of International Law and the Canadian Council on International Law-Conference in Tokyo,Kyoto and Hiroshima, July-August 1994.

* Third Trilateral Conference – CCIL/JAIL/ASIL, Ottawa, October 2000
* McGill Institute of Air and Space Law, 50th Anniversary Conference “Air and Space Law before the Challenges of the 21st Century, McGill April 19 – 21, 2002

- 2001- Conferences and round tables for the European Studies Institute, McGill University-Université de Montréal

- Numerous round tables and workshops for the Institute of European Studies 2001-

**Learned Societies:**

‑ Canadian Council on International Law, 1971- , Secretary, l978‑82; Member of Board, 1972‑; Vice‑President, 1984‑87, President, 1987‑91.

‑ Canadian Bar Association, 1967‑.

‑ American Soc. Int'l. Law, l964‑

‑ Canadian Human Rights Foundation (Member, National Council, l978‑ ).

‑ F.I.E.D.A. McGill Representative.

‑ International Law Association ‑ Member of Committees on Extraterritoriality

and International Trade Law

- European Society of International Law

- Society of International Economic Law

**Editorial Boards**

- Rédacteur associé responsable des contributions en français Annuaire Canadien de droit international / Canadian Yearbook of International Law, 1983-

‑ Revue du droit et de la pratique du commerce international (Paris) Editorial Board 1987‑.

* International Law Journal\Revue de droit international, Toronto, Comité de rédaction, 1995-
* Etudes internationales, Québec, Comité de rédaction, 1995-.
* Croatian Critical Law Review 1996-

**Conference participation:**

‑ Frequent, e.g. Congrès Henri Capitant, Lausanne, Switzerland, paper presented June 20, l983. Max‑Planck Institute Conference on Aliens, September l985. Paris, Aix, Montpellier 1986‑87 etc. Table ronde de droit constitutionel comparé - Aix en Provence 1987-.etc

Federal Department of Justice, 2004,05 Conference on the relationship of international law and domestic law etc

**Lectures:**

‑ Universities of Paris, Aix‑Marseille III, Sienna, Frankfurt (1986‑87), Kobe, Kwansei Gakuin (1989), Basel ( 1989). Free University of Amsterdam (1990-2003), Sherbrooke (1991) Tokyo 1989 Fukuoka 2000, Tokyo, Kobe, Takamatsu 2001, Madrid, Barcelona 2002 , Amsterdam, Geneva 2003, Montréal, Edinburgh. Budapest, Mitylene, Cambridge, Kwansei Gakuin, Lausanne, UCC London.

- Invité: Institut des Hautes Etudes Internationales, (Paris II) Conférences sur l'ALENA, March 1996

* Académie de droit international, (La Haye) Cours de l'Académie on NAFTA, July, 1996.
* Visiting professor, Faculty of Law, Kwansei Gakuin University, Nishinomyia, Kobe, Japan 2001.
* Visiting Professor Central European University, April 2006 - 2016.
* Visiting professor Kobe University October-November 2009.
* Visiting professor World Trade Institute Berne 2016-
* Visiting professor Université de Lausanne Faculté de droit 2014-

**University Activities:**

* Co-Director McGill – Université de Montréal Institute of European Studies 2002-07

‑ Director, Institute of Comparative Law, 1984‑89.

- Acting Director, Institute of Air and Space Law 1998-2002

- Responsible for the organization of the Joint McGill – U de Montréal Institute of European Studies with the support of the European Community 1999 -

- Law Faculty: Committees ‑ Curriculum (l976‑7); Graduate Studies (Chairman l978); Admissions (l978‑79, Chairman, 1981‑83), various promotion and tenure committees; Ad hoc review preparatory committee. Faculty Appointments Committee (1983).

‑ University: Cttee. on Copyright; Verbal and Written Opinions on Bill l0l for assistant to Principal (l977‑8).

‑ Law/Management: Cttee. on Law/M.B.A. Degree; Cttee. on B.A./Law Degree (l977).

‑ C.A.L.T. Representative (l977‑8).

‑ Jessup International Law Moot Court Program Judge (frequently l972‑).

‑ Concours Rousseau, Faculty organizer, Judge, 1985‑.

‑ Institute of Comparative Law ‑ Special Responsibility for courses on Int'l. Business Law at request of Director (1978‑    ); Admissions Cttee. (Member 1978, Co‑Chairman 1981‑83).

‑ Programme d'études canadiennes françaises (Conférencier invité pour faire trois cours sur "La crise constitutionnelle 1945‑1977" (nov. 1977, janvier‑février 1978). Oceanography Lectures on LOS; Management, etc.

**-** University Appeals Committee 1991- (Chair 1992 **)**

- University Policy and Planning Committee

**Thesis and Study Direction:**

‑ Since 1976 Doctoral and masters supervision of a large number of students as well as supervision of law student research and essays. I continue to supervise graduate students at the Faculty of Law in my retirement.

**Address:** Office: Faculty of Law, McGill University

3644 Peel St., Rm 517

Montréal, Québec

H3A lW9

Phone: 514-398‑6643

 E mail: armand.de.mestral@mcgill.ca