

## FUAD ZARBIYEV

Graduate Institute of International and Development Studies International Law



### POSITIONS

- Sep 2018-*      **Co-director, LL.M. in International Law**  
Graduate Institute of International and Development Studies, Geneva
- Jan 2019-**      Associate Professor of International Law (tenured)  
*Present*      Graduate Institute of International and Development Studies, Geneva
- Feb 2016-**      Assistant Professor of International Law  
*Dec-2018*      Graduate Institute of International and Development Studies, Geneva
- Oct 2011-**      Associate Attorney and Counsel - Public International Law and International Arbitration  
Practice  
*Jan 2016*      Curtis, Mallet-Prevost, Colt & Mosle LLP, New York
- Sep 2010-**      Global Research Fellow, Hauser Global Law Program  
*May 2011*      New York University School of Law, New York

### VISITING APPOINTMENTS

- Spring term*  
2019-2020 – **Visiting Professor of International Law**  
Sciences Po Paris, School of Law

### EDUCATION

- Sep 2009**      Graduate Institute of International and Development Studies (Geneva)  
PhD in International Law (*summa cum laude* with commendation)
- May 2010*      **Harvard Law School**  
Master of Laws (LL.M.)
- Aug 2004**      International Institute of Human Rights (Strasbourg)  
Diploma (*cum laude*)
- Jun 2003**      Institute of European Studies, Strasbourg  
Master in European Human Rights Law (*mention très bien*)
- Aug 2002*      **Hague Academy of International Law**  
Diploma (public international law)
- Jun 1998*      **Baku State University**  
Bachelor of Laws (with specialization in international law) (*with distinction*)

### SELECTED PUBLICATIONS

LE DISCOURS INTERPRÉTATIF EN DROIT INTERNATIONAL: UN ESSAI CRITIQUE (Bruylant, 2015)

The Alumni Association Prize for an outstanding PhD thesis awarded by the International Law Department of the Graduate Institute of International and Development Studies  
Selected as one of The European Journal of International Law Editors' Choices of Books in 2016

DEMYSTIFYING TREATY INTERPRETATION (with Andrea Bianchi) (Cambridge University Press 2021)

THE DOMAIN OF INTERNATIONAL ADJUDICATION: WHY STATES ABANDON DECISION CONTROL (under contract with Cambridge University Press)

'International Law in an Age of Post-Shame', *ESIL Reflections* 9:3 (2020)

'The "Cash Value" of the Rules of Treaty Interpretation', *LEIDEN JOURNAL OF INTERNATIONAL LAW* (2019)(32), 33-45  
'Saying Credibly What the Law Is. On Marks of Authority in International Law' (2018)9(2) *JOURNAL OF INTERNATIONAL DISPUTE SETTLEMENT*, 291-314

'Judicial Activism', Entry in *MAX PLANCK ENCYCLOPEDIA OF INTERNATIONAL PROCEDURAL LAW (EiPro)* (Oxford University Press 2018)

'From the Law of Valuation to Valuation of Law? On the Interplay of International Law and Economics in Fair- Market Valuation' in Theresa Carpenter, Marion Jansen & Joost Pauwelyn (eds.), *THE USE OF ECONOMICS IN INTERNATIONAL TRADE AND INVESTMENT DISPUTES* (Cambridge University Press 2017), 370-382

'Le mimétisme jurisprudentiel en droit international' in Vincent Négri & Isabelle Schulte-Tenckhoff (eds), *DISSEMINATION ET MIMÉTISME EN DROIT INTERNATIONAL: UN REGARD ANTHROPOLOGIQUE SUR LA FORMATION DES NORMES* (Pedone 2016) 59-71

'A Genealogy of Textualism in Treaty Interpretation', in Andrea Bianchi, Daniel Peat, & Matthew Windsor (eds.), *INTERPRETATION IN INTERNATIONAL LAW* (Oxford University Press 2015) 251-267

'Judicial Activism in International Law: A Conceptual Framework for Analysis' (2012)3 *JOURNAL OF INTERNATIONAL DISPUTE SETTLEMENT*, 247-278 (Winner of the James Crawford Prize)

'Retour sur une situation insolite dans le contentieux international: décision du 3 juillet 2001 de la Commission de libre échange de l'ALENA et les procédures en cours' (2010) *REVUE BELGE DE DROIT INTERNATIONAL* 237-253

'L'interprétation téléologique des traités comme moyen de prise en compte des valeurs et intérêts environnementaux', in Hélène-Ruiz Fabri & Lorenzo Gradoni (eds.), *EMERGENCE ET CIRCULATION DE CONCEPTS JURIDIQUES EN DROIT INTERNATIONAL DE L'ENVIRONNEMENT: ENTRE MONDIALISATION ET FRAGMENTATION* (Société de législation comparée 2009) 199-242

'Les politiques de la vérité juridique en droit international. Propos autour d'une controverse interjuridictionnelle' (2007) 18 *FINNISH YEARBOOK OF INTERNATIONAL LAW* 343-366

'Le phénomène séparatiste devant la Cour européenne des droits de l'homme' (2005) 19 *OBSERVATEUR DES NATIONS UNIES* 77-97

'Quelques observations sur le traitement de l'exception d'immunité juridictionnelle de l'Etat étranger par la Cour européenne des droits de l'homme' (2004) 59 *REVUE TRIMESTRIELLE DES DROITS DE L'HOMME* 621-644

## SELECTED CONFERENCES, WORKSHOPS AND TALKS

Selected as a Director of Studies at The Hague Academy of International Law (Winter Session, 2024)

‘International Courts as Interpreters of Domestic Law: The Relative Authority of Alternatives’, Concepts and Methods Workshop. When International Courts and Tribunals Defer to States, 25 November 2020, University of Oslo

‘An “Orderly Division of Labor” amongst International Courts and Tribunals: Possible and/or Desirable?’, Public International Law Discussion Group, University of Oxford, 15 October 2020

‘Linguistic Rationality as Discursive Commitment: Rethinking International Legal Normativity’, Lauterpacht Centre for International Law, University of Cambridge, 18 October 2019

Invited Participant, Panel Discussion Titled ‘The Vienna Convention on the Law of Treaties at 50’ Organized by the Permanent Missions of Canada and Colombia to the United Nations, 23 May 2019, United Nations, New

York

Convener and Moderator, Panel discussion with Professor B.S. Chimni titled ‘A Global South Perspective on International Law’, The Graduate Institute, Geneva, 8 March 2019

Invited Speaker, Workshop Titled ‘International Law in 1923: A Snapshot Workshop’ organized by Sciences Po School of Law and the School of Law of the University of Glasgow, Paris, 12 December 2018

Invited Speaker, Workshop Titled ‘Sociological Perspectives on International Tribunals: Formal, Informal Rules, Functions and Symbols’ organized by the Max Planck Institute Luxembourg for Procedural Law, Luxembourg, 8- 9 November 2018

Invited Speaker, International Investment Law and Policy Speaker Series, Columbia Law School (presentation titled “‘Imaginative Qualities of Actual Things’: Investment Treaty-Making and Precedents’), New York, 6 November 2017

Selected Participant, The 11th Pan-European Conference on International Relations, Barcelona, 13-16 September 2017 (with a paper titled ‘Writing about International Law in Dark Times’)

Selected Participant, Third Workshop on the Sociology of International Law titled ‘Cognitive Sociology, Culture, and International Law’ (with a paper titled ‘International Judicial Self: The Making of Identity in International Courts’), Copenhagen, 28-29 April 2017

Expert Participant, Hearing Organized by the Committee on Peace and International Security of the Inter- Parliamentary Union on ‘International Law as it Relates to National Sovereignty, Non- Intervention in the Internal Affairs of States and Human Rights’, Geneva, 24 October 2016

Selected Participant (with a paper titled ‘Is There a Public International Law Paradigm in Investment Treaty Arbitration?’), Fifth Biennial Conference of the Society of International Economic Law titled International Economic Law in a Diverse World, Johannesburg, 7-9 July 2016

Invited Speaker, Workshop Organized by the Manchester International Law Centre and the Amsterdam Centre for International Law titled 'Reason, Rhetoric, and Violence in the Argumentative Practice of International Law', Amsterdam, 10 June 2016

Selected Participant (with a paper titled 'The Authority to Say What the International Law Is: Competing Claims and Emerging Patterns'), The 25th Annual SLS-BIICL Conference on Theory and International Law titled 'Beyond Our Comfort Zone? Situating the Authority of International Lawyers, Institutions, & Other International Actors', London, 25 April 2016

Panelist, Roundtable titled 'Russian Approaches to International Law', The Graduate Institute, Geneva, 13 April 2016

## AWARDS AND FELLOWSHIPS

*Aug 2012*      **James Crawford Prize**  
Best article published in the Journal of International Dispute Settlement

**Sep 2012**      Alumni Association Prize, Graduate Institute of International and Development Studies  
Outstanding PhD thesis in International Law

*Sep 2010*      **Hauser Global Research Fellowship**, NYU School of Law

## ADMINISTRATIVE RESPONSIBILITIES

Sep 2018 –, Co-director, LL.M. in International Law, The Graduate Institute  
Sep 2018 – Member of the Research Committee, The Graduate Institute

## EDITORIAL RESPONSIBILITIES

Feb 2019 – General Editor, Journal of International Dispute Settlement

Sep 2016 – Member of the Editorial Board, Brill Research Perspectives  
in International Legal Theory and Practice

Dec 2018 – Book reviewer for the European Journal of International Law

## REPRESENTATIVE LEGAL PRACTICE

Counsel to the Republic of India in *CC/Devas (Mauritius) Ltd., Devas Employees Mauritius Private Limited and Telecom Devas Mauritius Limited v. India*, Permanent Court of Arbitration, Case No. 2013-09

Counsel to the Republic of India in *Deutsche Telekom v. India*, Permanent Court of Arbitration, Case No. 2014-10

Counsel to the Republic of India in *Maxim Naumchenko, Andrey Polouektov and Tenoch Holdings Ltd) v. India*, Permanent Court of Arbitration, Case No. 2013-23

Counsel to the Republic of India in *Khaitan Holdings (Mauritius) Limited v. Republic of India*, Permanent Court of Arbitration, Case No 2018-50

Counsel to the Bolivarian Republic of Venezuela in *ConocoPhillips Petrozuata B.V., ConocoPhillips Hamaca B.V. and ConocoPhillips Gulf of Paria B.V. v. Bolivarian Republic of Venezuela*, ICSID, Case No. ARB/07/30

Counsel to the Bolivarian Republic of Venezuela in *Mobil Corporation, Venezuela Holdings, B.V., et al v. Bolivarian Republic of Venezuela*, ICSID, Case No. ARB/07/27

Counsel to the Bolivarian Republic of Venezuela in *Universal Compression International Holdings, S.L.U. v. The Bolivarian Republic of Venezuela*, ICSID, Case No. Arb/10/9

Counsel to the State of Kuwait in *Almasryia for Operating & Maintaining Touristic Construction Co. L.L.C. v. State of Kuwait*, ICSID Case No. ARB/18/2

Counsel to an Indian state-owned company in *Devas Multimedia Private Limited v Antrix Corporation Limited*, International Chamber of Commerce, Case No. 18051/CYK

Counsel to a Venezuelan state-owned company in *Phillips Petroleum Company Venezuela Limited, Conocophillips Petrozuata B.V. v. Petroleos De Venezuela, S.A., Corpoguanipa, S.A., PDVSA Petroleo, S.A.*, International Chamber of Commerce, Case No. 20549/ASM/JPA (C-20550/ASM)

Legal Advisor to the Government of Costa Rica in *Dispute regarding Navigational and Related Rights (Costa Rica v. Nicaragua)*, International Court of Justice

Counsel to the United Arab Emirates in *Application of the International Convention on the Elimination of All Forms of Racial Discrimination (Qatar v. United Arab Emirates)*, International Court of Justice