



ICSID

**International Centre for
Settlement of Investment Disputes**
WORLD BANK GROUP

THE ICSID CASELOAD — STATISTICS

ISSUE 2021-2

The ICSID Caseload – Statistics

(Issue 2021-2)

This issue of the *ICSID Caseload – Statistics* updates the profile of the ICSID caseload, historically and for the Fiscal Year 2021 (FY2021). It is based on cases registered or administered by ICSID as of June 30, 2021.

This report illustrates: the number of cases registered under the ICSID Convention and Additional Facility Rules; the number of cases administered by ICSID; the basis of consent invoked for ICSID jurisdiction; the geographic distribution of ICSID cases by the State party to the dispute;¹ and the economic sectors involved in ICSID disputes.² It also contains data on outcomes in ICSID arbitration and conciliation proceedings, including further information on disputes decided by arbitral tribunals, data on discontinued ICSID arbitration proceedings, and outcomes to date in annulment proceedings under the ICSID Convention. The nationalities, geographic origins and gender of arbitrators, conciliators and *ad hoc* committee members appointed in ICSID cases are also featured.

The Secretariat will continue to publish the *ICSID Caseload – Statistics* on a bi-annual basis and welcomes any comments or suggestions by email at ICSIDsecretariat@worldbank.org.

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¹ The classification of the geographic regions is based on the World Bank's regional system, available at <https://www.worldbank.org/en/where-we-work>, and also includes World Bank donor countries.

² The economic sector classification is based on the World Bank's sector codes, available at <https://projects.worldbank.org/en/projects-operations/project-sector>.

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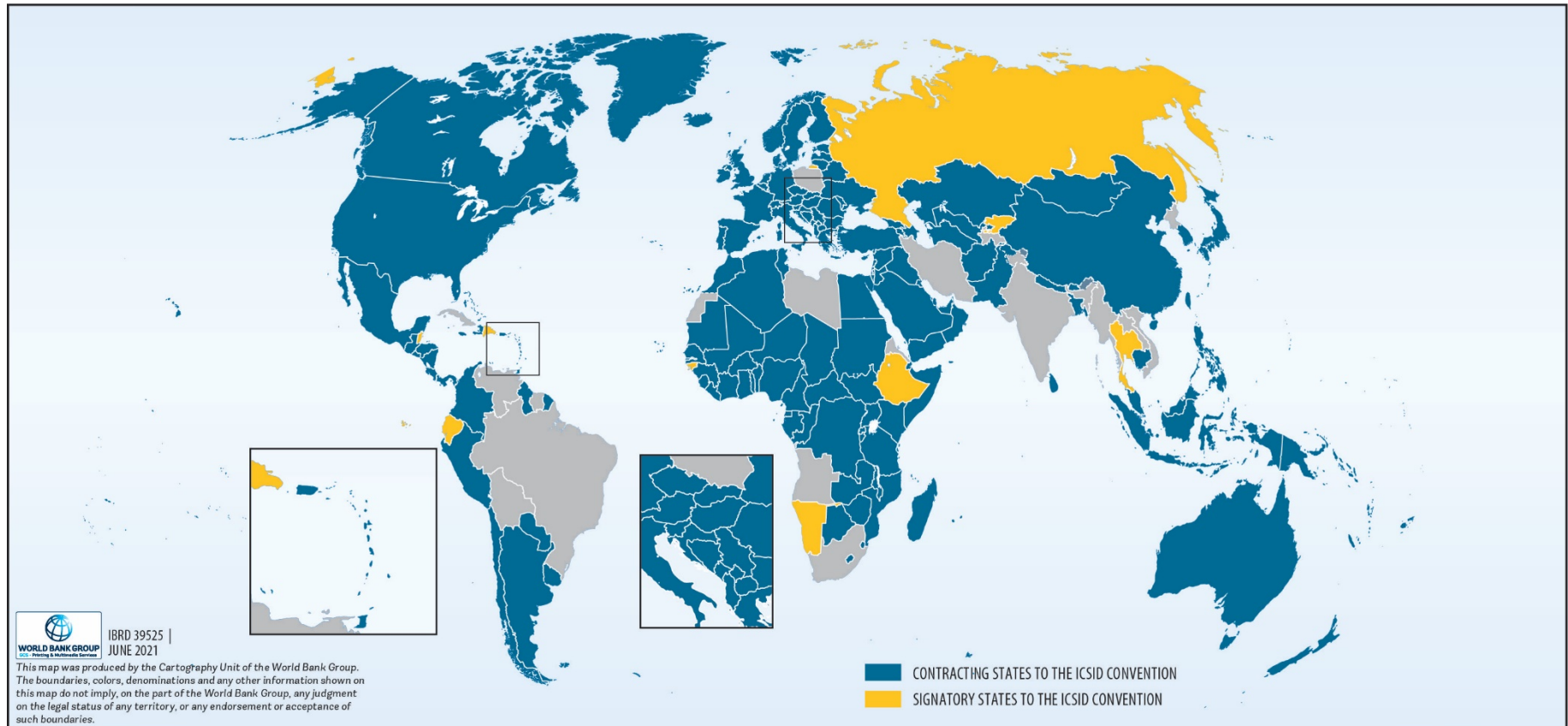
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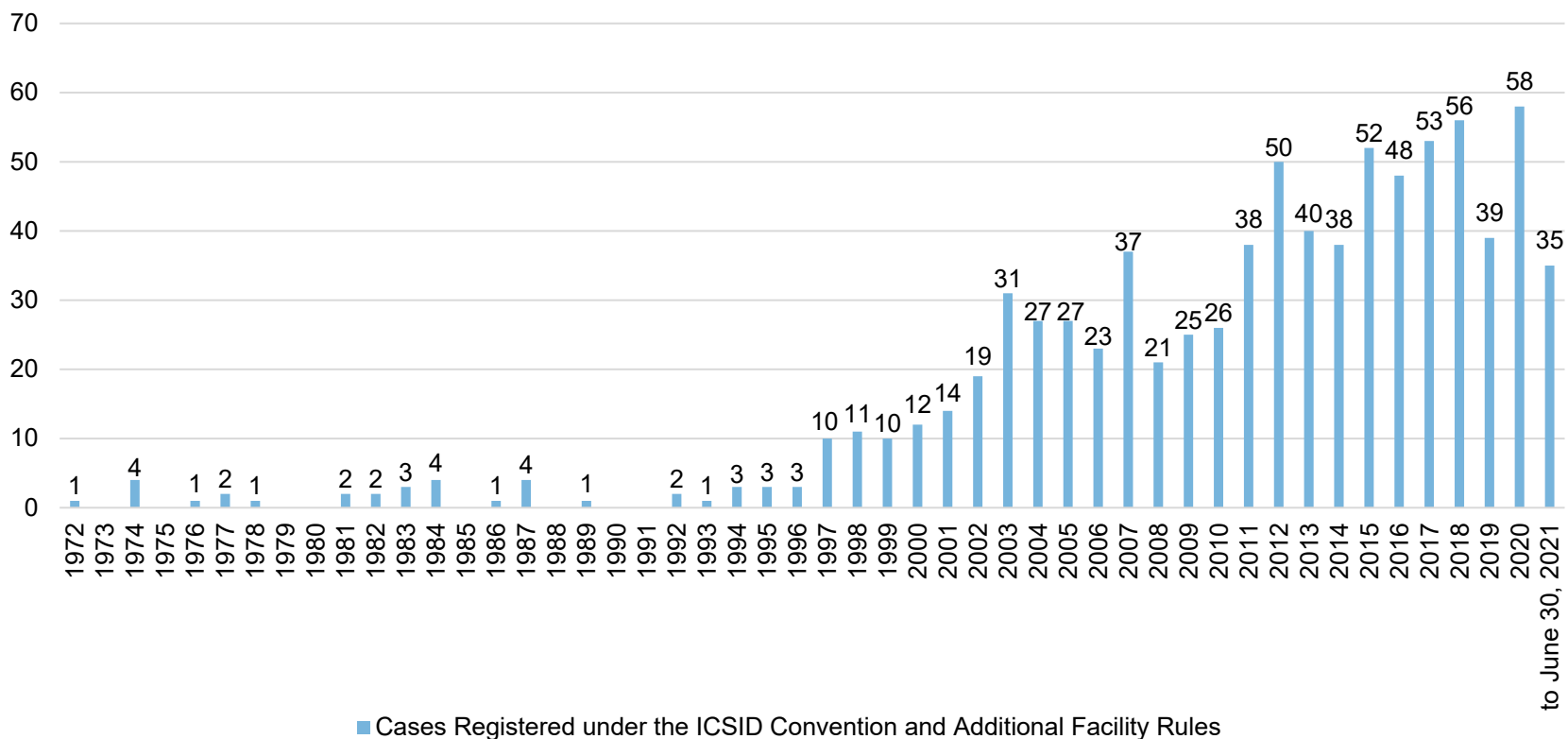
PART I
ALL CASES REGISTERED AND ADMINISTERED
BY ICSID

1. Map of the Contracting States and Other Signatories of the ICSID Convention as of June 30, 2021



2. Cases Registered by ICSID under the ICSID Convention and Additional Facility Rules

Chart 1: Total Number of ICSID Cases Registered, by Calendar Year



As of June 30, 2021, ICSID had registered 838 cases under the ICSID Convention and Additional Facility Rules.

Chart 2: Number of ICSID Cases Registered, by Calendar Year

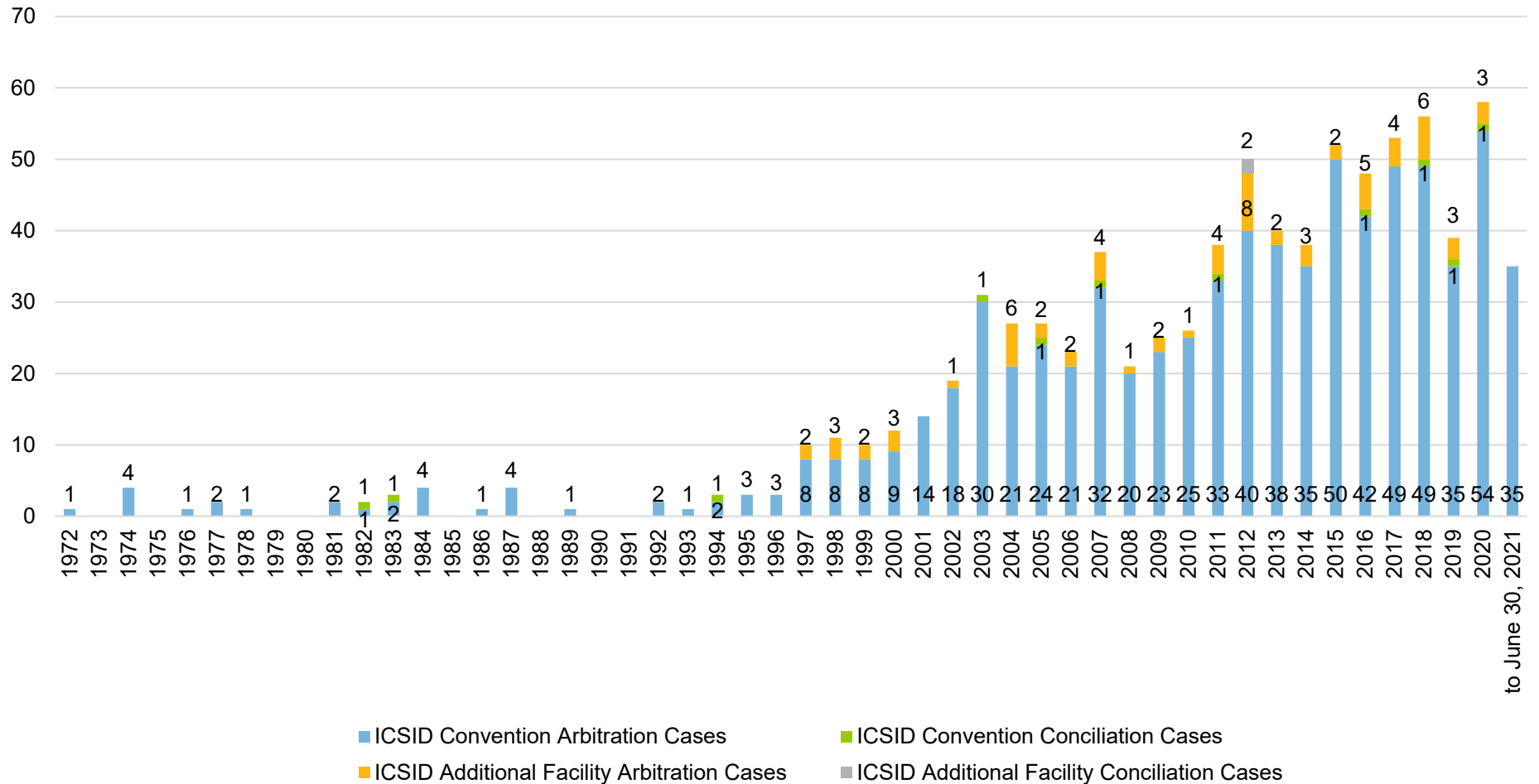
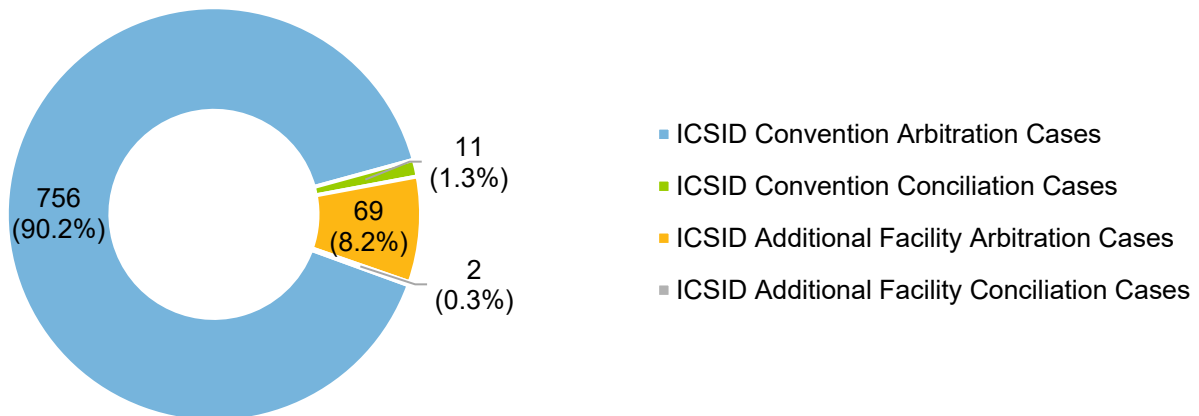


Chart 3: Type of ICSID Cases Registered



3. Cases Administered by the ICSID Secretariat under the ICSID Convention, the Additional Facility Rules and Other Rules

The ICSID Secretariat offers administrative support and facilities in State-State and investor-State proceedings conducted under non-ICSID rules. Among the State-State cases administered by ICSID are the *Southern Bluefin Tuna* case (Australia and New Zealand v. Japan), an expert determination proceeding under the Indus Waters Treaty of 1960, and an arbitration under the Softwood Lumber Agreement of 2006 (United States v. Canada).

The Centre also frequently provides administrative assistance to investor-State arbitrations under the UNCITRAL Arbitration Rules, free trade agreements and other *ad hoc* dispute settlement provisions. The Centre's services in these proceedings range from support with the organization of hearings to comprehensive administrative services comparable to those provided in ICSID cases. The Secretariat also acts as appointing authority, and decides proposals for disqualification of arbitrators, upon request. In addition to administering UNCITRAL arbitrations, ICSID has also assisted with the organization of hearings in arbitration proceedings conducted under the auspices of the ICC, LCIA, PCA, SCC, and other institutions.

For further information, please visit the Centre's [website](#) or contact the [Secretariat](#).

Chart 4: Number of Non-ICSID Cases Administered by the ICSID Secretariat over the Past Ten Fiscal Years

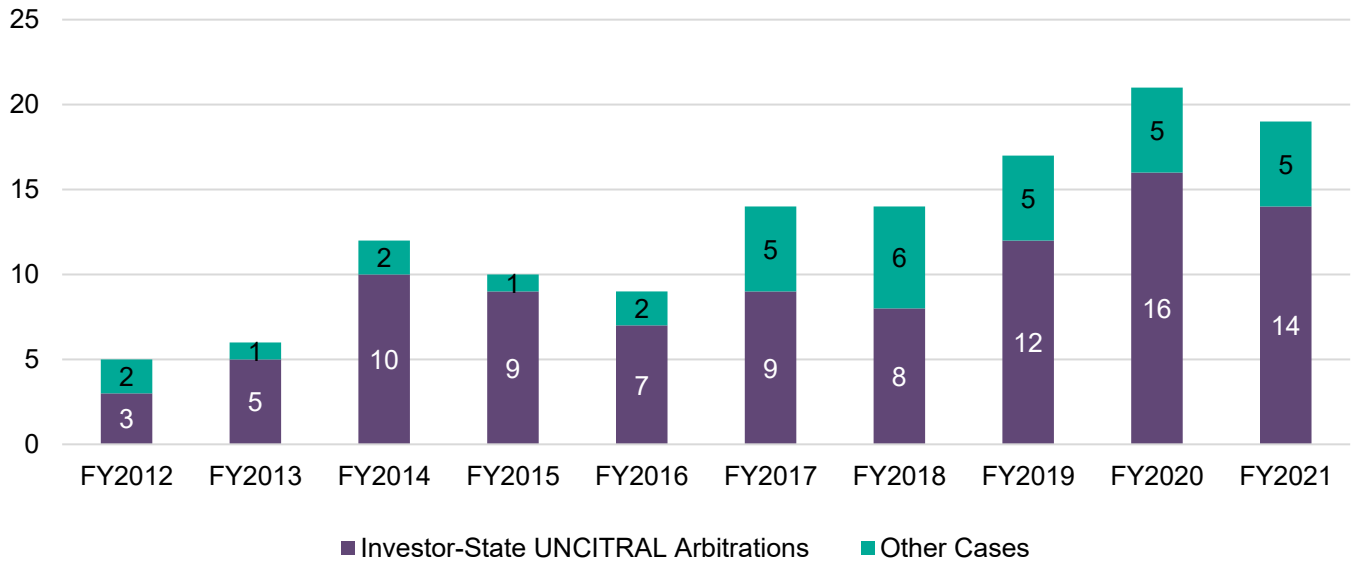
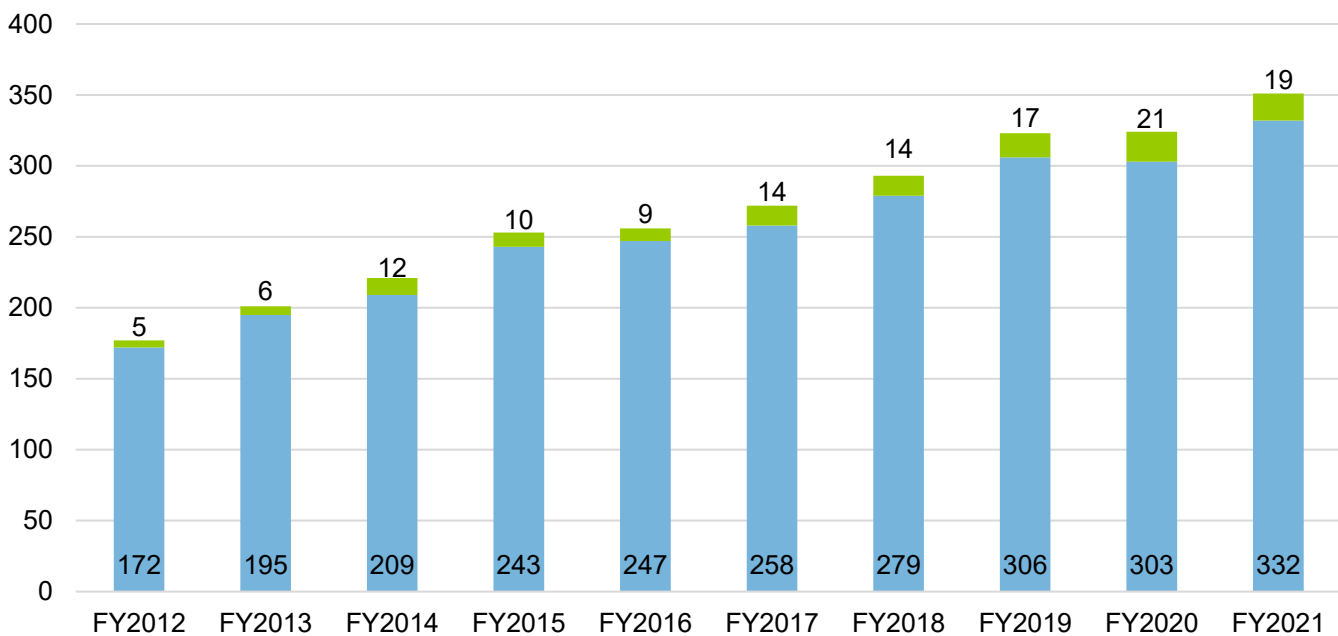


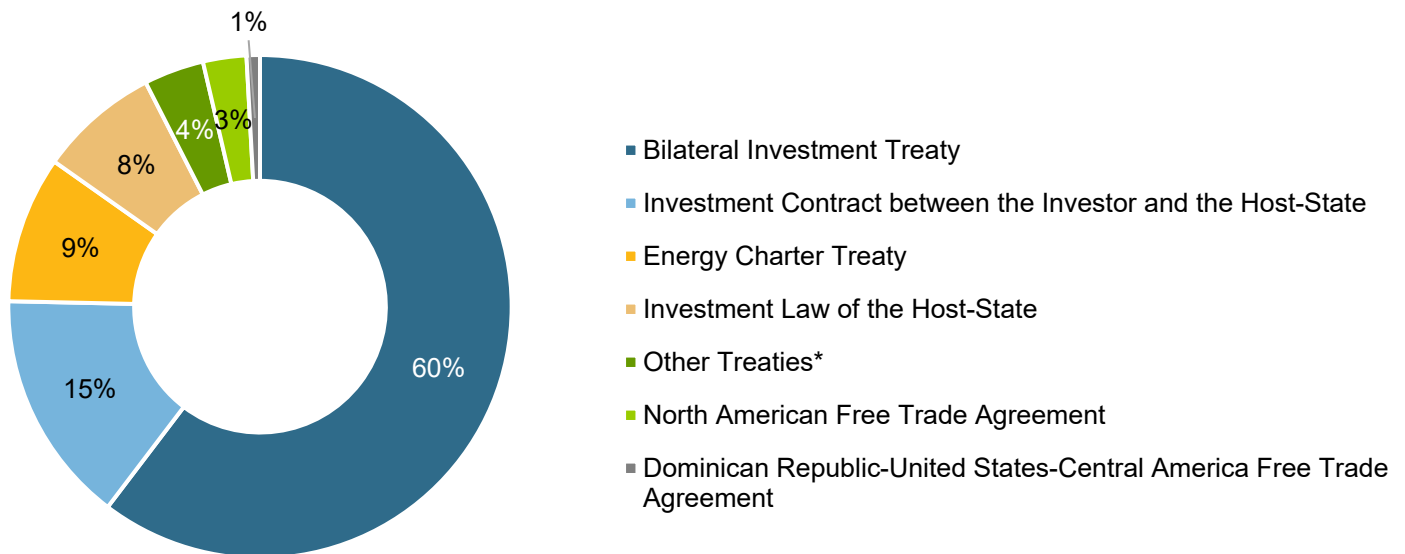
Chart 5: Total Cases Administered by the ICSID Secretariat, under ICSID and Non-ICSID Rules



■ Non-ICSID Cases Administered by the Secretariat (Investor-State UNCITRAL arbitrations and other cases)
 ■ ICSID Cases Administered by the Secretariat

4. Basis of Consent Invoked to Establish ICSID Jurisdiction in Registered ICSID Cases

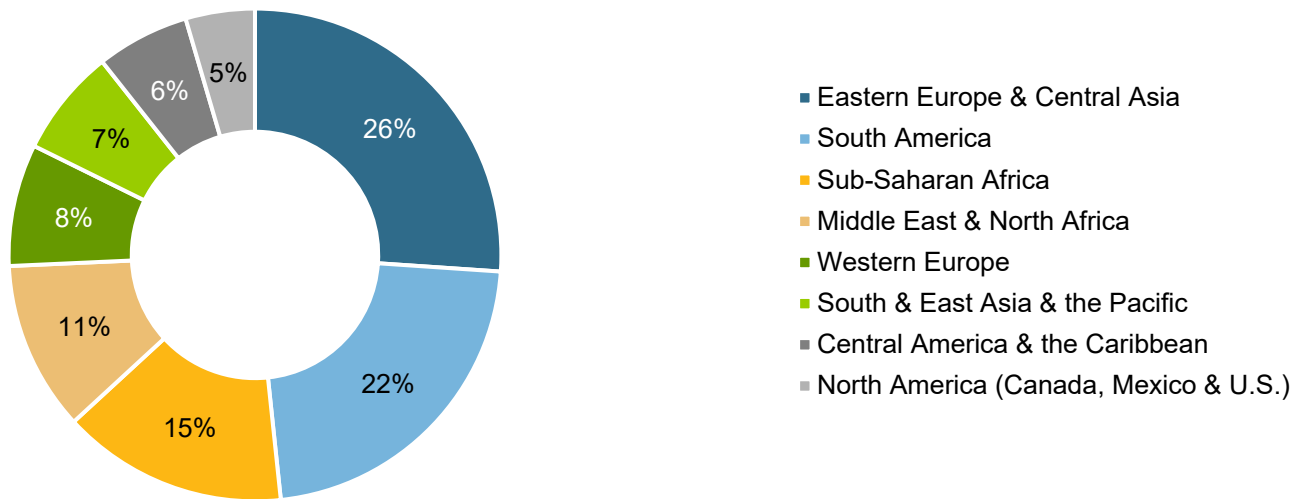
Chart 6: Basis of Consent Invoked to Establish ICSID Jurisdiction in Cases Registered under the ICSID Convention and Additional Facility Rules



* This category includes the Agreement on Promotion and Reciprocal Protection of Investments in the Member States of the Eurasian Economic Community; Agreement on Promotion, Protection and Guarantee of Investments among Member States of the Organisation of the Islamic Conference; ASEAN Agreement for the Promotion and Protection of Investments; Canada-Colombia Free Trade Agreement; Canada-Peru Free Trade Agreement; Central America-Panama Free Trade Agreement; Chile-Colombia Free Trade Agreement; Colombia-El Salvador, Guatemala and Honduras Free Trade Agreement; Colombia-Mexico Free Trade Agreement; Oman-U.S. Free Trade Agreement; Establishment and Consular Convention between Switzerland and Italy; Peru-Singapore Free Trade Agreement; Treaty on the Eurasian Economic Union; U.S.-Colombia Trade Promotion Agreement; U.S.-Mexico-Canada Agreement; U.S.-Morocco Free Trade Agreement; U.S.-Panama Trade Promotion Agreement; and the U.S.-Peru Trade Promotion Agreement.

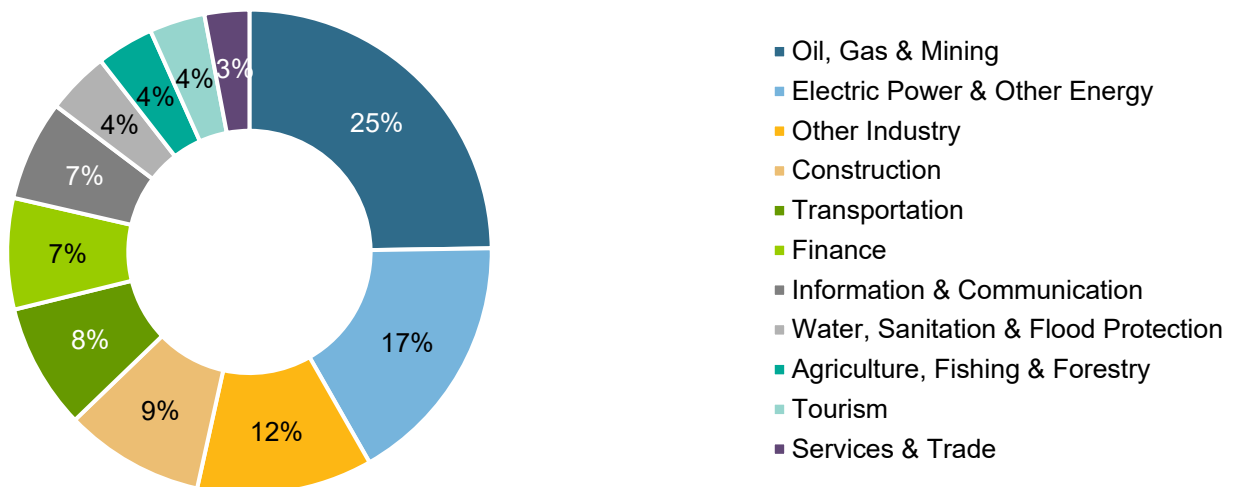
5. Geographic Distribution of All ICSID Cases, by State Party Involved

Chart 7: Geographic Distribution of All Cases Registered under the ICSID Convention and Additional Facility Rules, by State Party Involved



6. Distribution of All ICSID Cases by Economic Sector

Chart 8: Distribution of All Cases Registered under the ICSID Convention and Additional Facility Rules, by Economic Sector



7. ICSID Arbitration Proceedings – Outcomes

Chart 9: Arbitration Proceedings under the ICSID Convention and Additional Facility Rules – Outcomes

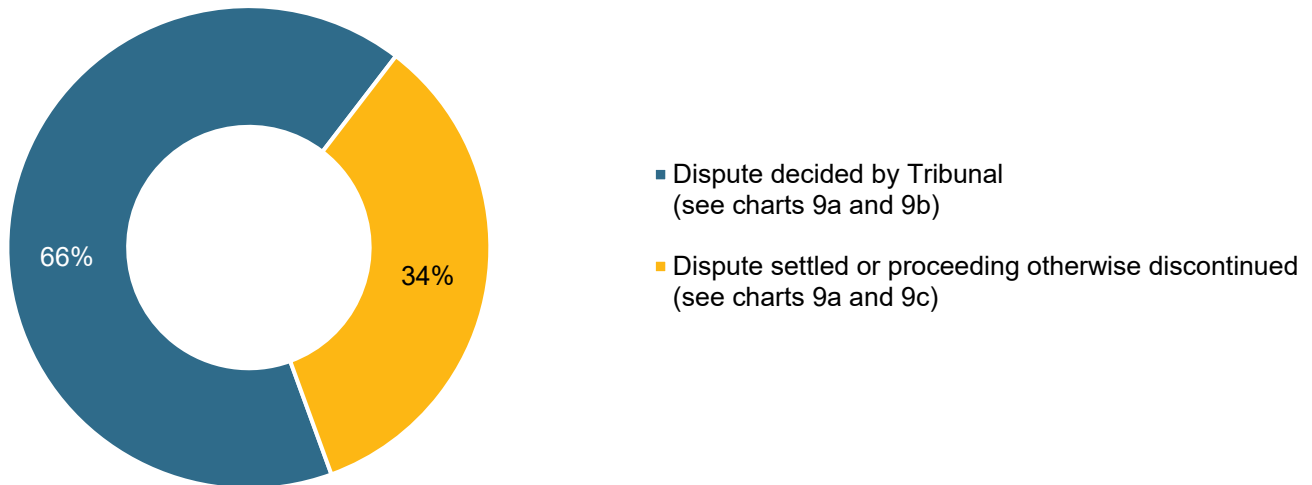


Chart 9a: Arbitration Proceedings under the ICSID Convention and Additional Facility Rules – Tribunal Rulings, Settlement & Discontinuances

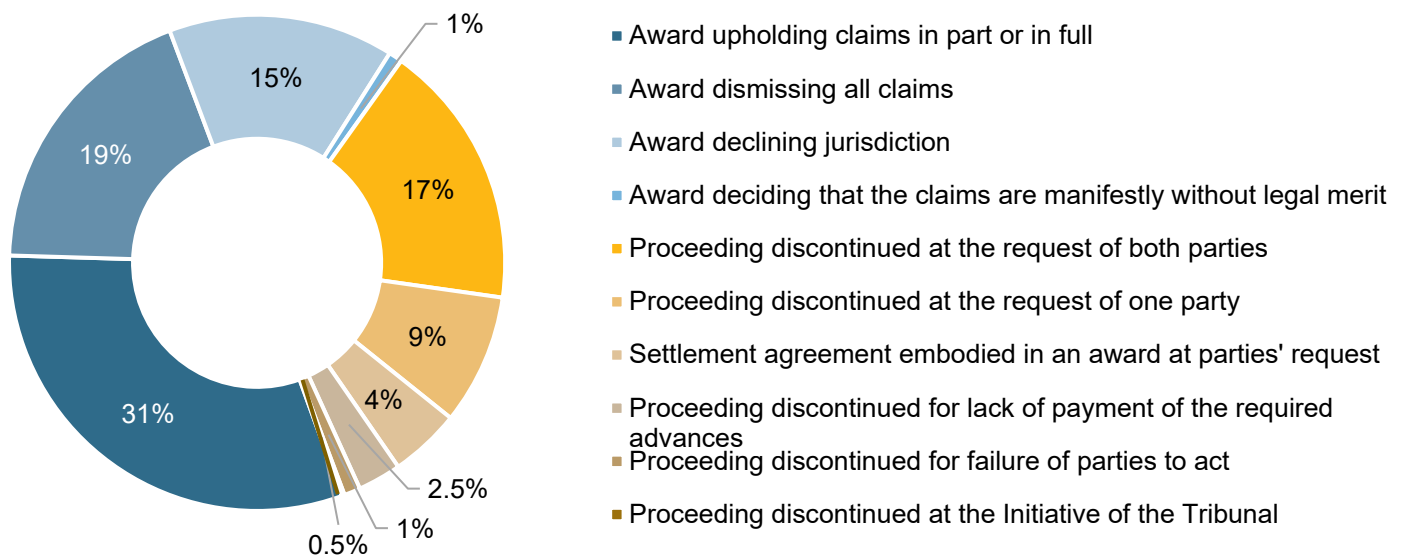


Chart 9b: Disputes Decided by Arbitral Tribunals under the ICSID Convention and Additional Facility Rules – Findings

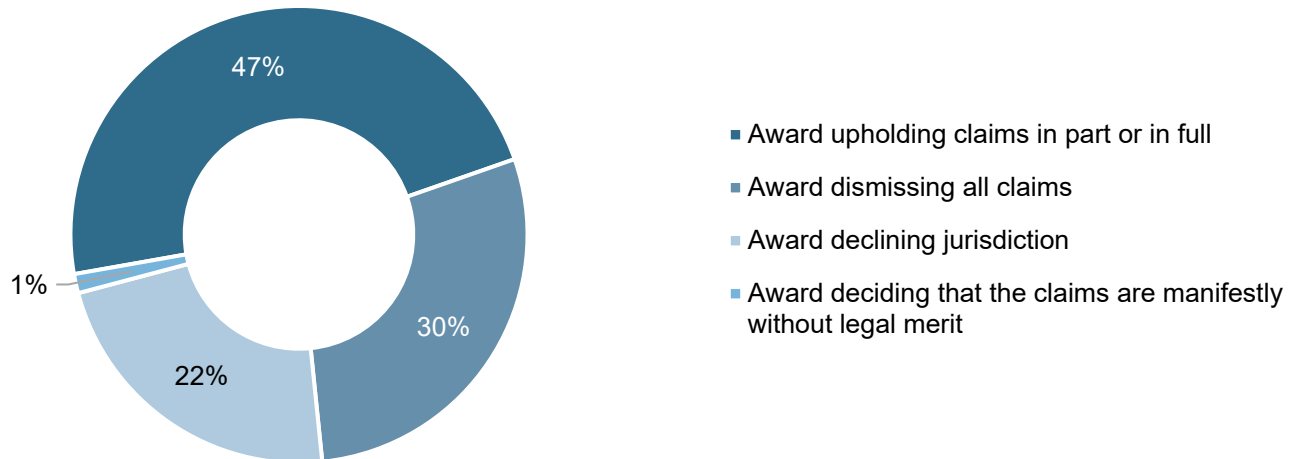
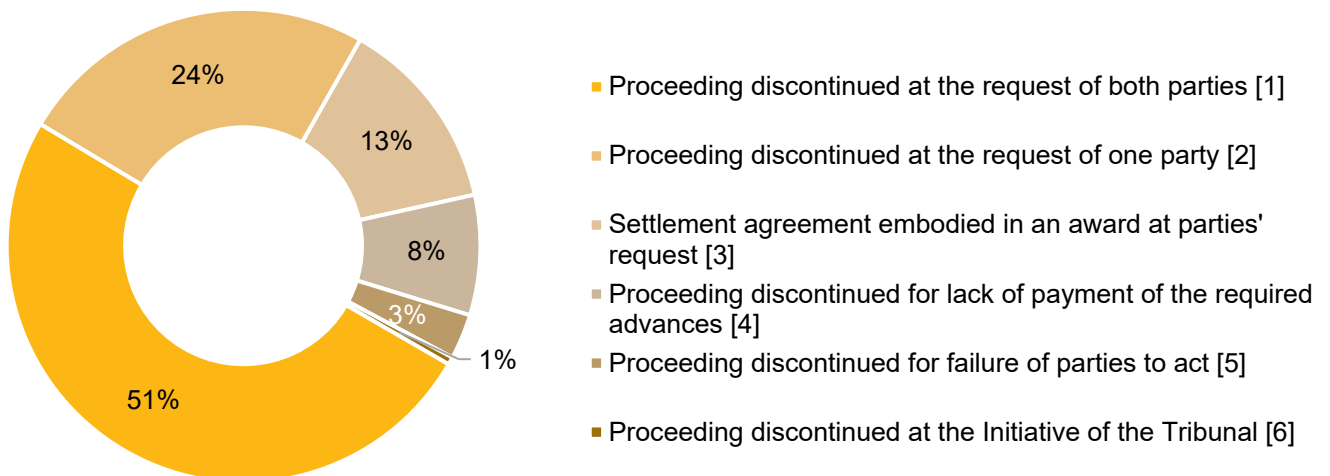


Chart 9c: Disputes Settled or Proceedings Otherwise Discontinued under the ICSID Convention and Additional Facility Rules – Basis



[1] ICSID Arbitration Rule 43(1) and Arbitration (Additional Facility) Rule 49(1).

[2] ICSID Arbitration Rule 44. No case concluded to date on the basis of Arbitration (Additional Facility) Rule 50.

[3] ICSID Arbitration Rule 43(2) and Arbitration (Additional Facility) Rule 49(2).

[4] ICSID Administrative & Financial Regulation 14(3)(d).

[5] ICSID Arbitration Rule 45 and Arbitration (Additional Facility) Rule 51.

[6] In accordance with Article 44 of the ICSID Convention.

8. ICSID Conciliation Proceedings – Outcomes

Chart 10: Conciliation Proceedings under the ICSID Convention and Additional Facility Rules – Outcomes

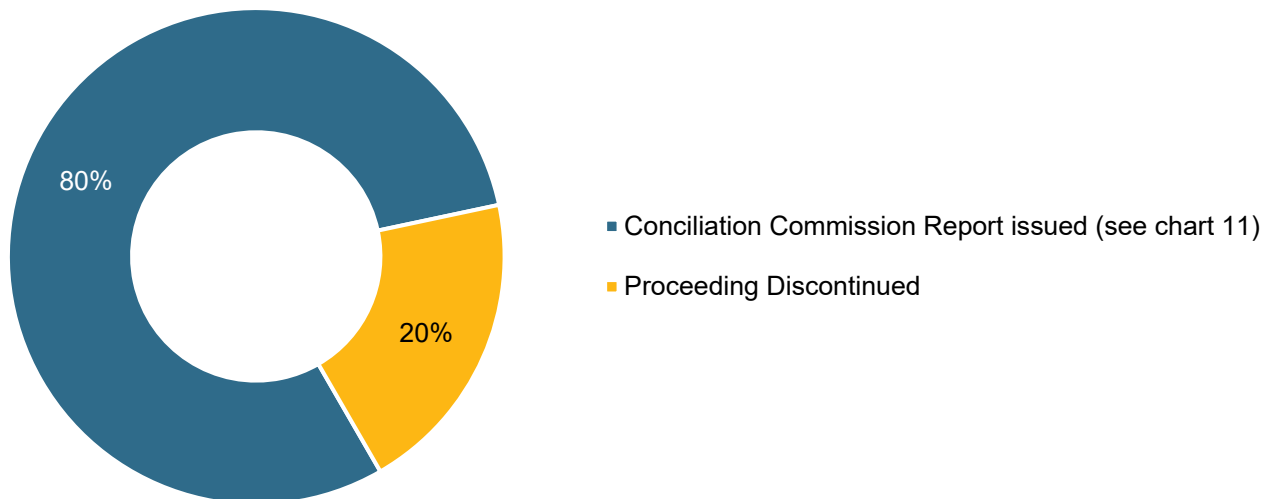
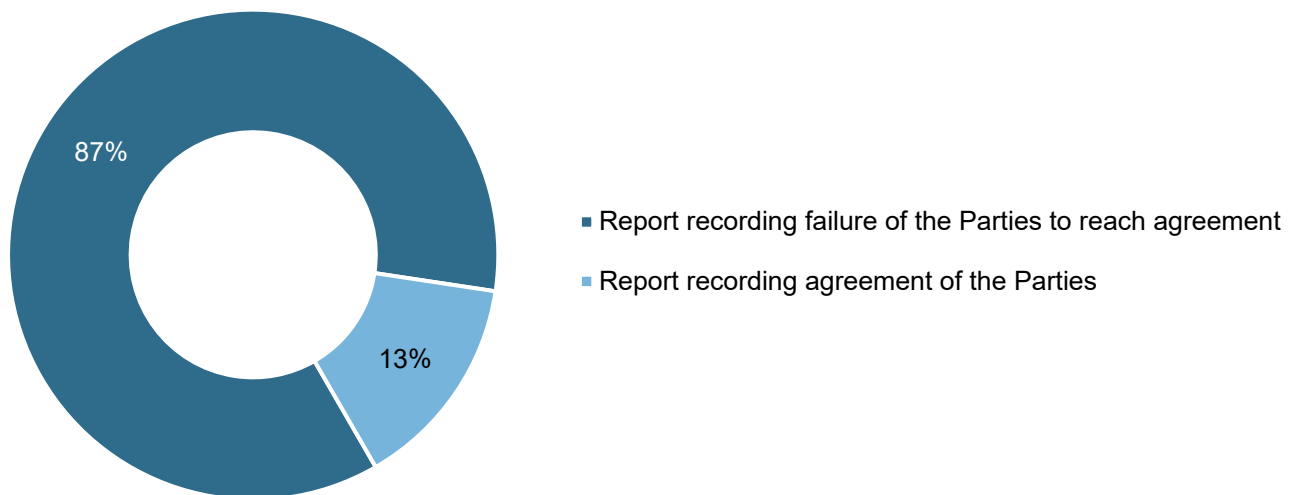
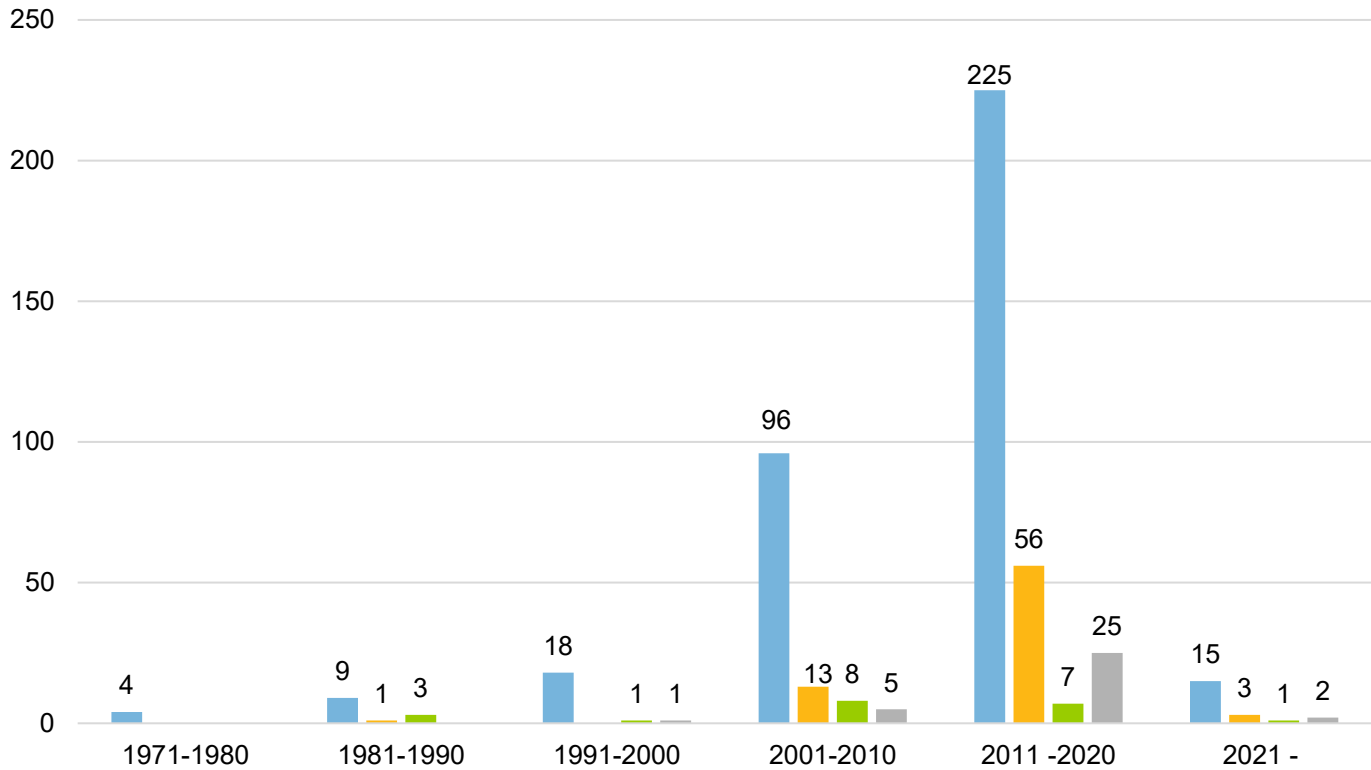


Chart 11: Conciliation Proceedings under the ICSID Convention and Additional Facility Rules – Commission Reports



9. Annulment Proceedings under the ICSID Convention – Outcomes

Chart 12: Awards Rendered and Outcomes in Annulment Proceedings under the ICSID Convention, by Decade



- Number of Convention awards rendered
- Number of decisions rejecting the application for annulment
- Number of decisions annulling the award in part or in full
- Number of annulment proceedings discontinued

10. Arbitrators, Conciliators and *ad hoc* Committee Members Appointed in ICSID Cases

Chart 13: Arbitrators, Conciliators and *ad hoc* Committee Members Appointed in Cases Registered under the ICSID Convention and Additional Facility Rules – Distribution of Appointments by Geographic Region

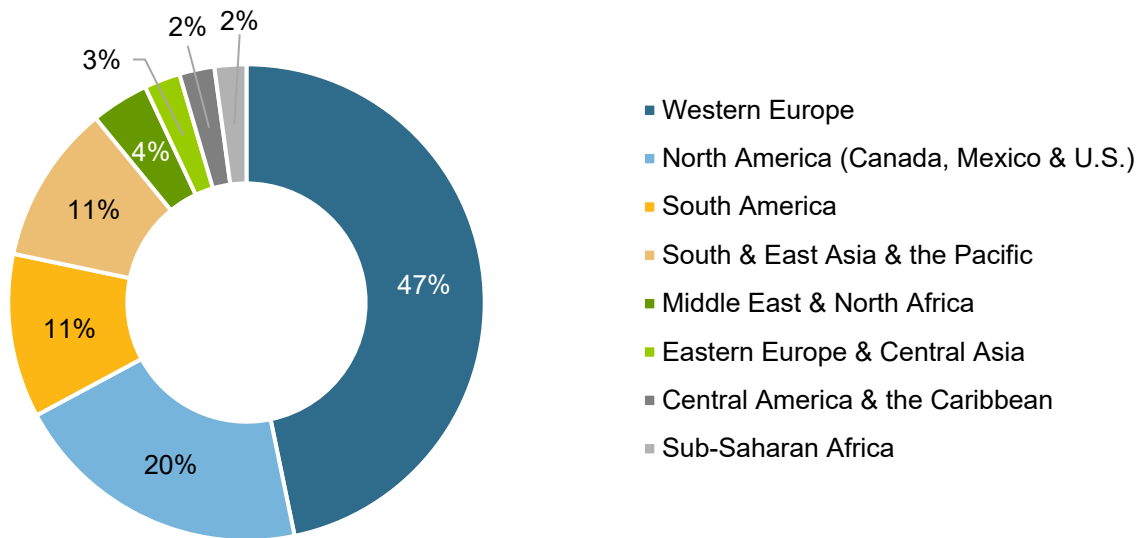


Chart 14: Arbitrators, Conciliators and *ad hoc* Committee Members Appointed in Cases Registered under the ICSID Convention and Additional Facility Rules – Distribution of Appointments by ICSID and by the Parties (or Party-appointed Arbitrators or Conciliators) by Geographic Region

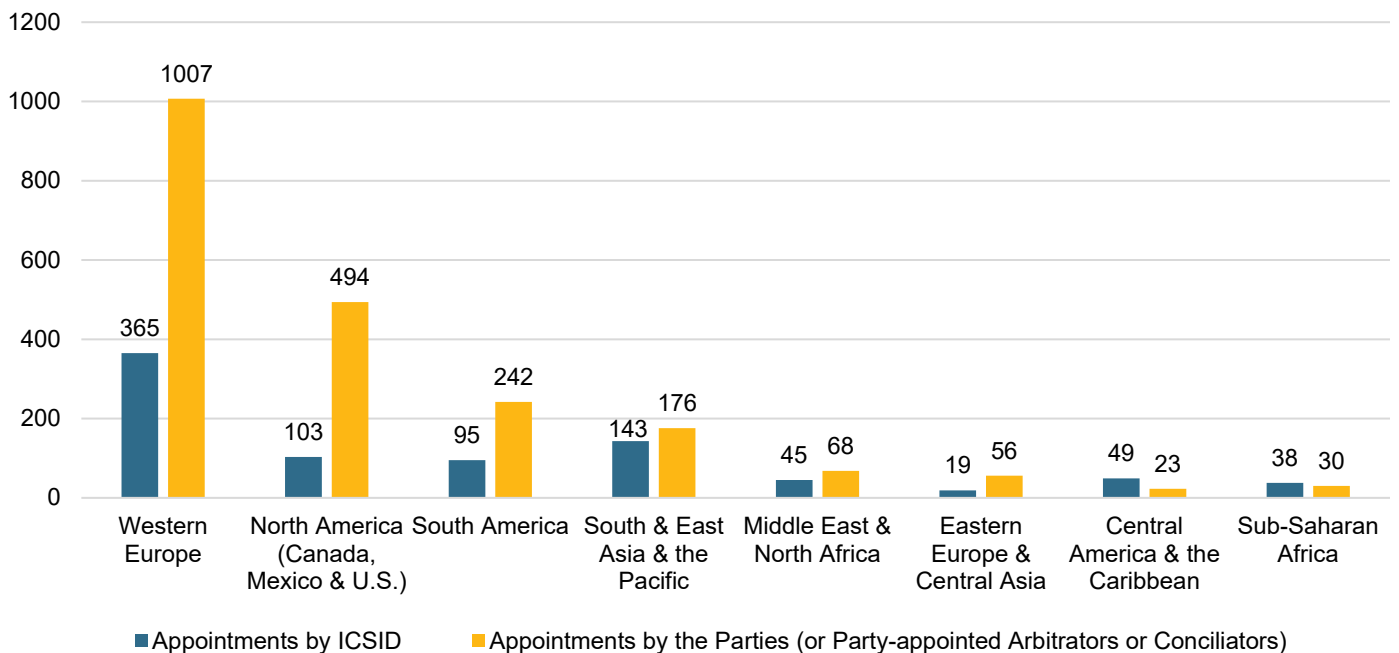


Chart 15: State of Nationality of Arbitrators, Conciliators and *ad hoc* Committee Members Appointed in Cases Registered under the ICSID Convention and Additional Facility Rules

Nationality/ Nationalities	As of June 30, 2021	Nationality/ Nationalities	As of June 30, 2021
France	287	Lebanon / France	14
United States of America	287	Slovak Republic	14
United Kingdom	253	France / Switzerland	13
Canada	160	Morocco	13
Switzerland	149	Peru	13
Spain	134	Australia / Ireland	12
Australia	109	Bangladesh	12
Germany	108	Malaysia	12
Argentina	86	Germany / Austria	11
Mexico	81	Greece	11
Italy	79	Nigeria	11
Belgium	74	Philippines	11
Chile	65	Ireland / Germany	10
Netherlands	58	United States of America / Switzerland	10
New Zealand	55	Argentina / United States of America	9
Colombia	51	Colombia / France	9
Bulgaria	49	Denmark	9
Egypt, Arab Rep. of	39	Uruguay	9
Costa Rica	37	Venezuela	9
Singapore	36	Somalia	8
Sweden	33	United Kingdom / Nigeria	8
France / Sweden	30	Ecuador	7
Austria	29	Senegal	7
United Kingdom / France	25	Thailand	7
Canada / New Zealand	24	Bahamas	6
Finland	21	Canada / Lebanon	6
Argentina / Spain	20	India	6
Brazil	19	Ireland / United States of America	6
Guatemala	16	Portugal	6
Korea, Rep.of	16	Switzerland / Ireland	6
Pakistan	16	United Kingdom / Italy	6
China	15	United States of America / United Kingdom	6
Switzerland / Brazil	15	Guyana	5
Canada / United Kingdom	14	Mexico / Germany	5
Iran, Islamic Rep. of / France	14	New Zealand / United Kingdom	5

Nationality/ Nationalities	As of June 30, 2021
Paraguay	5
United States of America / France	5
Algeria	4
Argentina / Portugal	4
Barbados	4
Cyprus	4
Iran, Islamic Rep. of	4
Lebanon / Chile	4
Peru / Switzerland	4
Burundi	3
Czech Republic	3
Honduras	3
Ireland	3
Israel	3
Jamaica	3
Jordan	3
Serbia	3
South Africa	3
Togo	3
Benin	2
Botswana	2
Cameroon	2
Chile / United States of America	2
France / Mauritius	2
France / Mauritius / United Kingdom	2
France / Syria	2
Gabon	2
Ghana	2
Italy / Chile / El Salvador	2
Japan	2
Lebanon	2
Madagascar	2
Malawi	2
Malta / South Africa	2
United Kingdom / Germany	2
United Kingdom / Pakistan	2

Nationality/ Nationalities	As of June 30, 2021
Algerian / French	1
Argentina / Brazil	1
Australia / Germany	1
Belgium / United Kingdom	1
Cabo Verde	1
Canada / Switzerland	1
Central African Republic	1
Croatia	1
Czechoslovakia	1
Dominica	1
Dominican Republic	1
El Salvador	1
France / Lebanon / Ecuador	1
France / New Zealand	1
Israel / Switzerland	1
Latvia	1
Luxembourg	1
Mexico / United States of America	1
Norway	1
Pakistan / United States of America	1
Romania	1
Slovenia	1
Sri Lanka	1
Sudan	1
Turkey	1
United Kingdom / Ghana	1
United Kingdom / Iran, Islamic Rep. Of	1
United Kingdom / Spain	1
United Kingdom / Uganda	1
United States of America / Bulgaria	1
United States of America / Canada	1
United States of America / Egypt	1
Uruguay / France	1
Venezuela / Saint Kitts and Nevis	1
Zambia	1

Chart 16: Arbitrators, Conciliators and *ad hoc* Committee Members Appointed in Cases Registered under the ICSID Convention and Additional Facility Rules – Distribution of Appointments by Gender

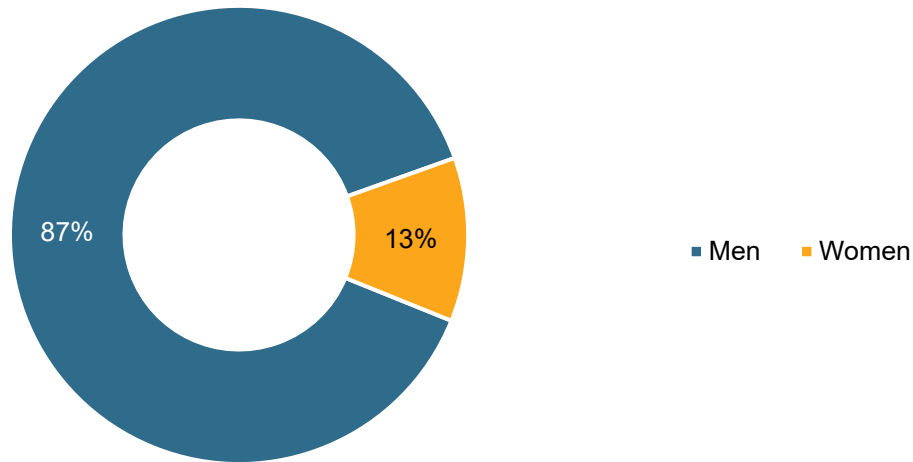
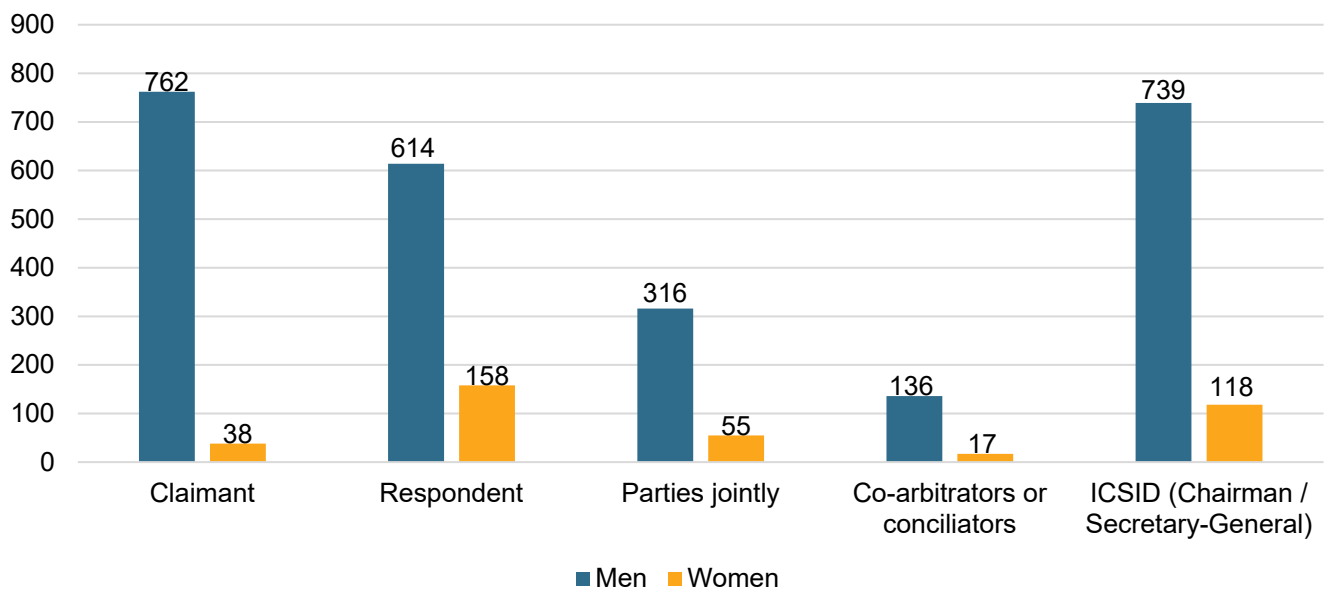


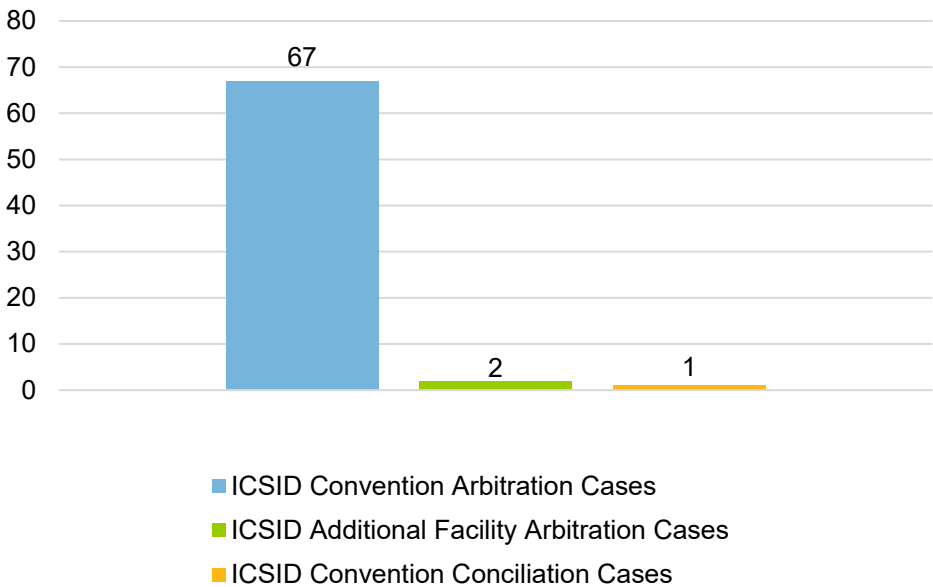
Chart 17: Arbitrators, Conciliators and *ad hoc* Committee Members Appointed in Cases Registered under the ICSID Convention and Additional Facility Rules – Distribution of Appointments by ICSID and by the Parties (or Party-appointed Arbitrators or Conciliators), by Gender



PART II
CASES REGISTERED AND ADMINISTERED
BY ICSID IN FY2021

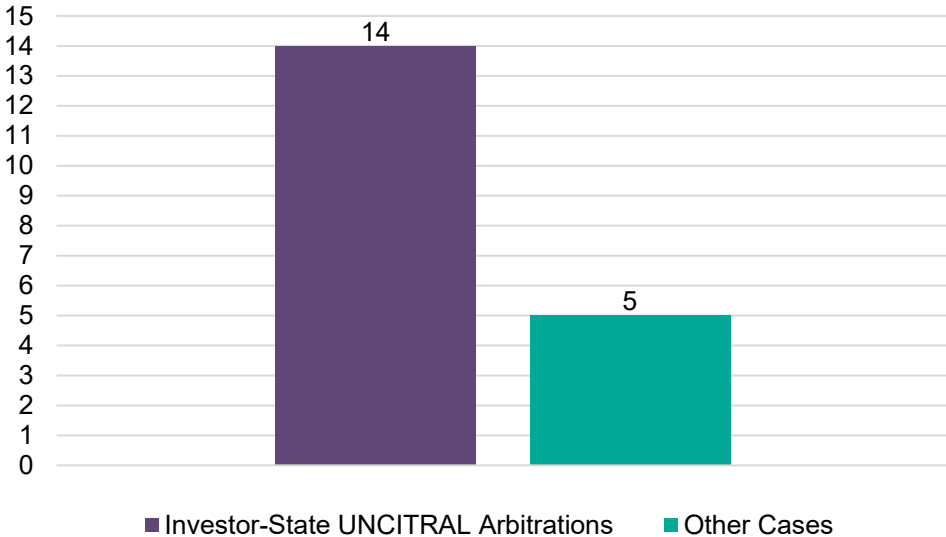
1. New Cases Registered by ICSID in FY2021

Chart 1: Number of New Cases Registered under the ICSID Convention and Additional Facility Rules in FY2021



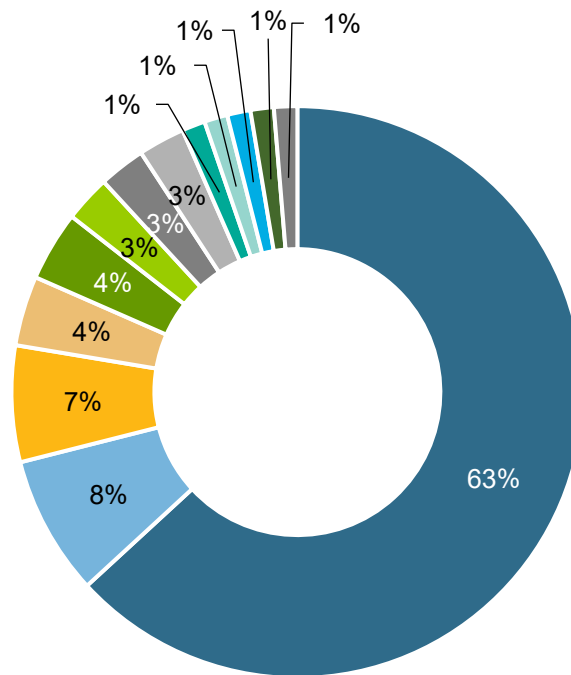
2. Non-ICSID Cases Administered by the ICSID Secretariat in FY2021

Chart 2: Number of Non-ICSID Cases Administered by the ICSID Secretariat in FY2021



3. Basis of Consent Invoked to Establish ICSID Jurisdiction in New Cases Registered in FY2021

Chart 3: Basis of Consent Invoked to Establish ICSID Jurisdiction in New Cases Registered in FY2021 under the ICSID Convention and Additional Facility Rules



- Bilateral Investment Treaty
- Energy Charter Treaty
- Investment Contract between the Investor and the Host-State
- North American Free Trade Agreement
- United States-Mexico-Canada Agreement
- Investment Law of the Host-State
- U.S.-Peru Trade Promotion Agreement
- U.S.-Panama Trade Promotion Agreement
- Canada-Peru Free Trade Agreement
- Colombia - El Salvador, Guatemala and Honduras Free Trade Agreement
- Establishment and Consular Convention between Switzerland and Italy
- Dominican Republic-United States-Central America Free Trade Agreement
- Chile-Colombia Free Trade Agreement

4. Geographic Distribution of New ICSID Cases Registered in FY2021, by State Party Involved

Chart 4: Geographic Distribution of New Cases Registered in FY2021 under the ICSID Convention and Additional Facility Rules, by State Party Involved

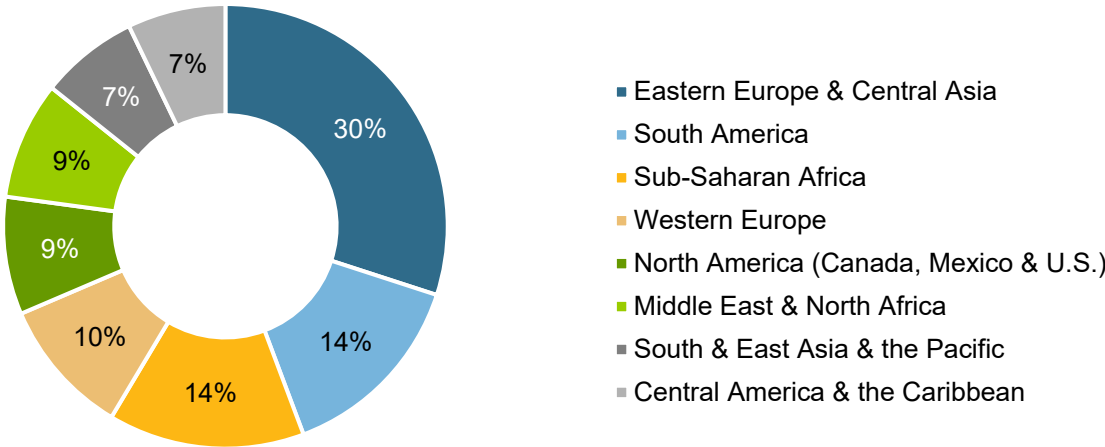
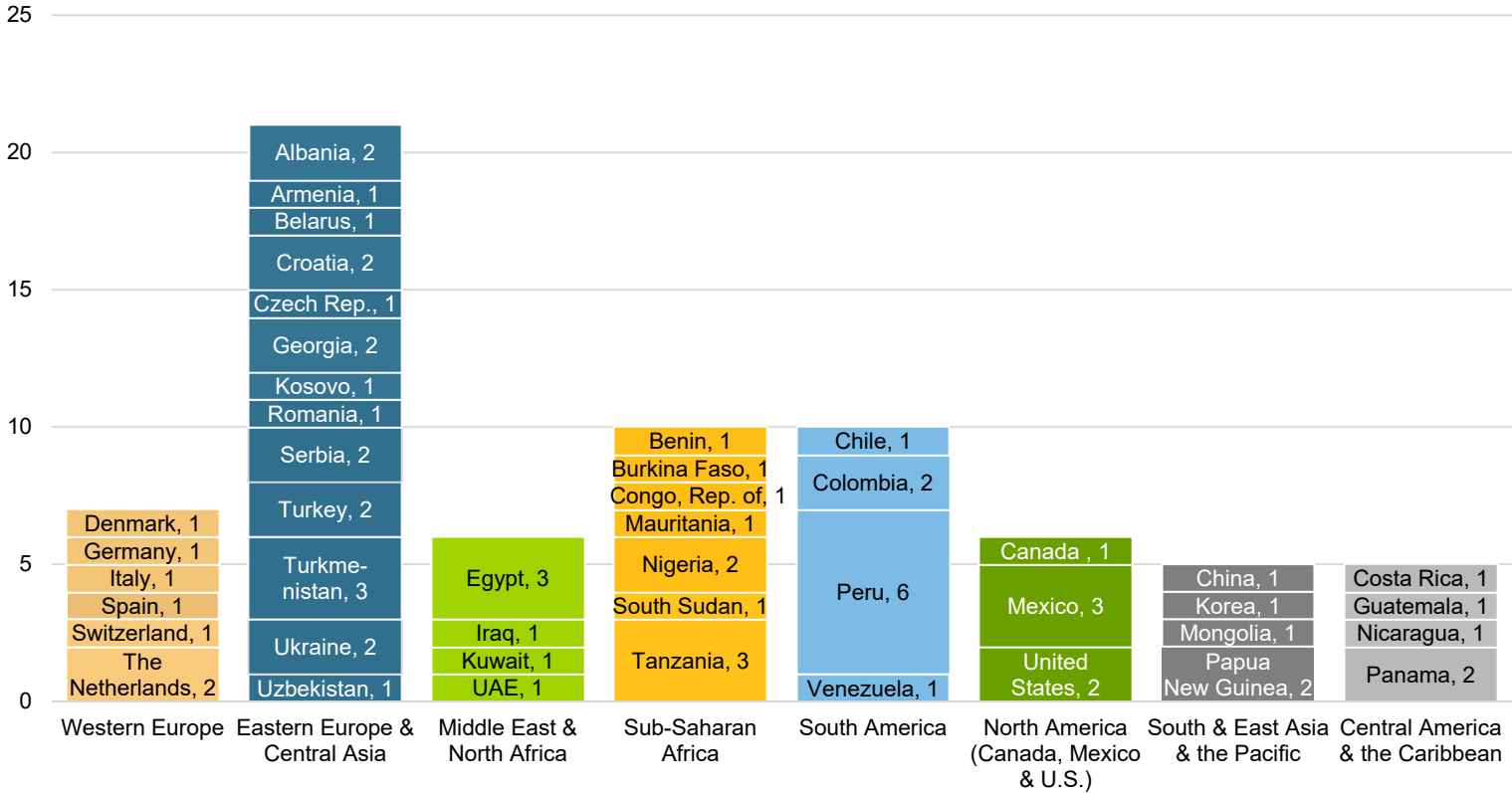
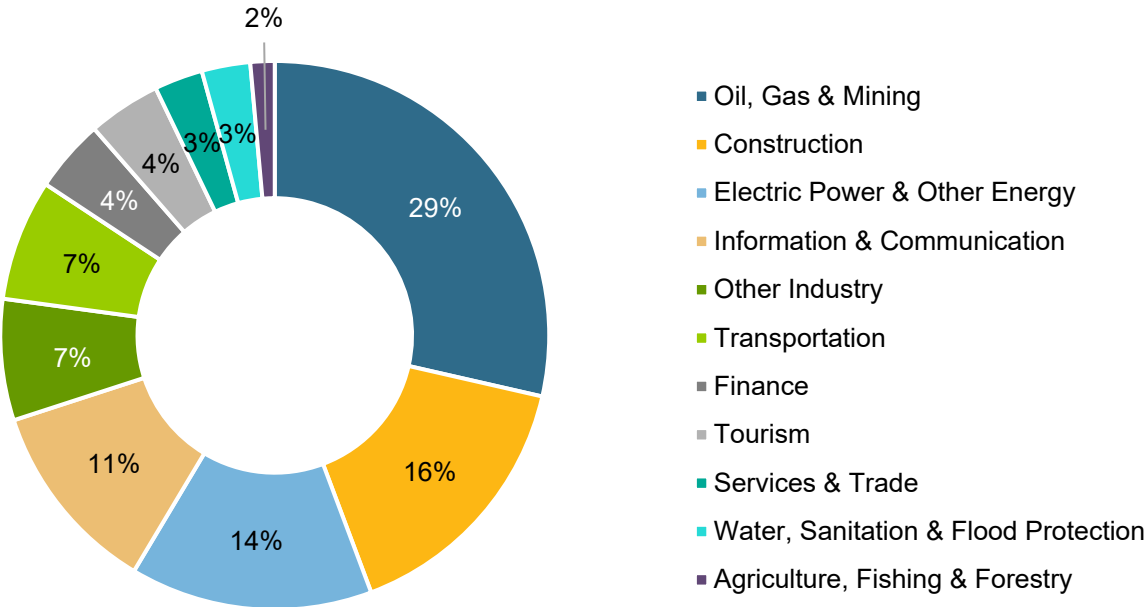


Chart 5: Geographic Distribution of New Cases Registered in FY2021 under the ICSID Convention and Additional Facility Rules, by State Party Involved – Further Details



5. Distribution of New ICSID Cases Registered in FY2021, by Economic Sector

Chart 6: Distribution of New Cases Registered in FY2021 under the ICSID Convention and Additional Facility Rules, by Economic Sector



6. ICSID Arbitration Proceedings Concluded in FY2021 – Outcomes

Chart 7: Arbitration Proceedings under the ICSID Convention and Additional Facility Rules concluded in FY2021 – Outcomes

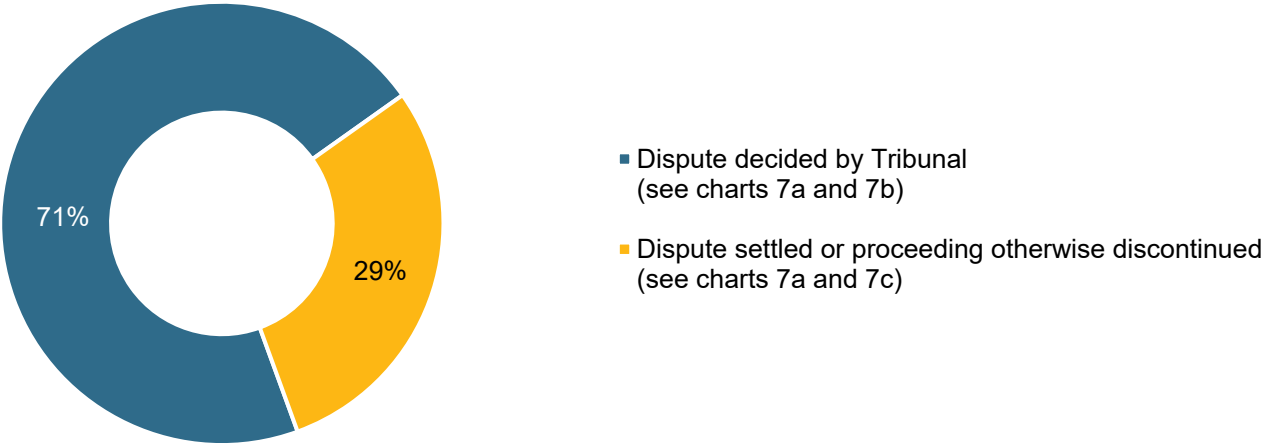


Chart 7a: Disputes Decided by Arbitral Tribunals under the ICSID Convention and Additional Facility Rules in FY2021 – Tribunal Rulings, Settlement & Discontinuances

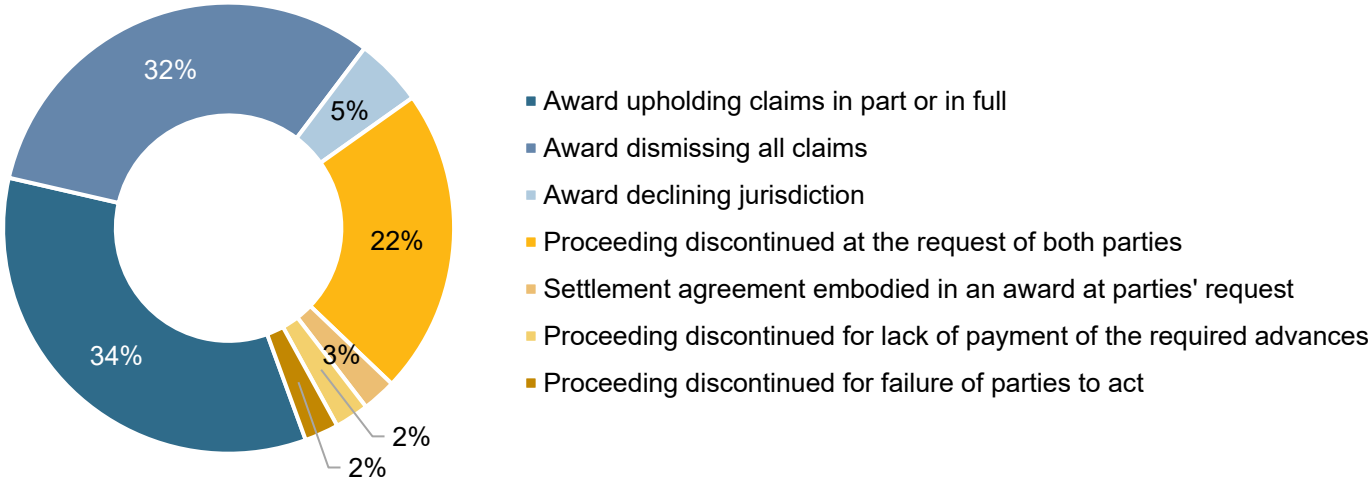


Chart 7b: Disputes Decided by Arbitral Tribunals under the ICSID Convention and Additional Facility Rules in FY2021 – Findings

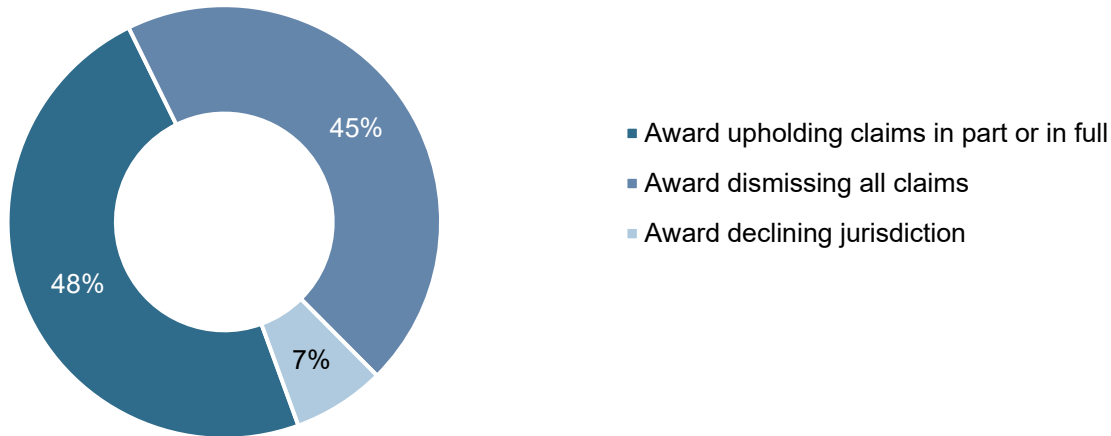
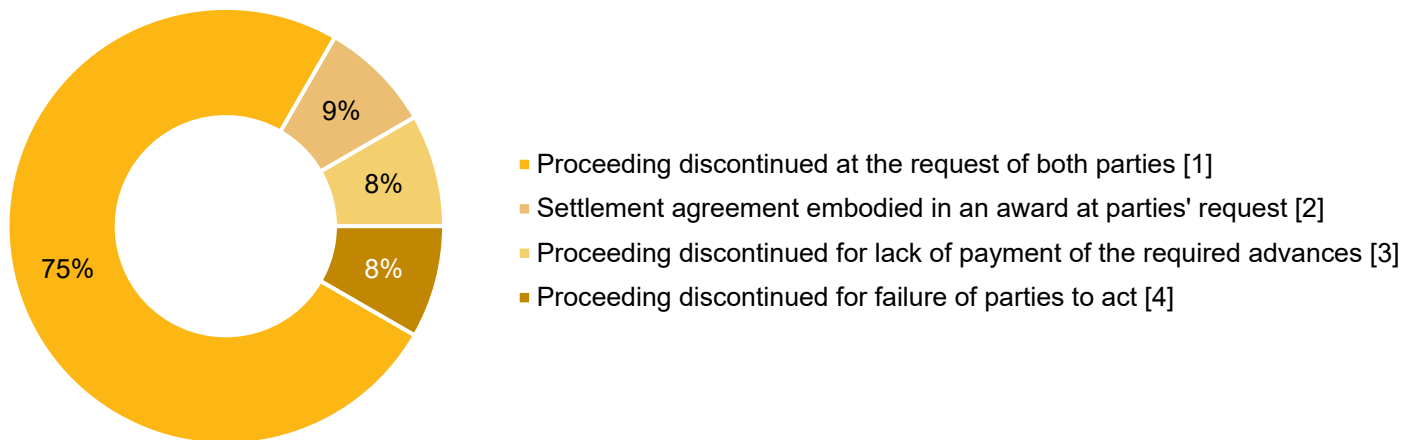


Chart 7c: Disputes Settled or Proceedings Otherwise Discontinued under the ICSID Convention and Additional Facility Rules in FY2021 – Basis



[1] ICSID Arbitration Rule 43(1). No case concluded on the basis of Arbitration (Additional Facility) Rule 49(1).

[2] ICSID Arbitration Rule 43(2). No case concluded on the basis of Arbitration (Additional Facility) Rule 49(2).

[3] ICSID Administrative & Financial Regulation 14(3)(d).

[4] ICSID Arbitration Rule 45. No case concluded on the basis of Arbitration (Additional Facility) Rule 51.

7. Arbitrators, Conciliators and *ad hoc* Committee Members Appointed in ICSID Cases in FY2021

Chart 8: Arbitrators, Conciliators and *ad hoc* Committee Members Appointed in FY2021 in Cases Registered under the ICSID Convention and Additional Facility Rules – Distribution of Appointments by Geographic Region

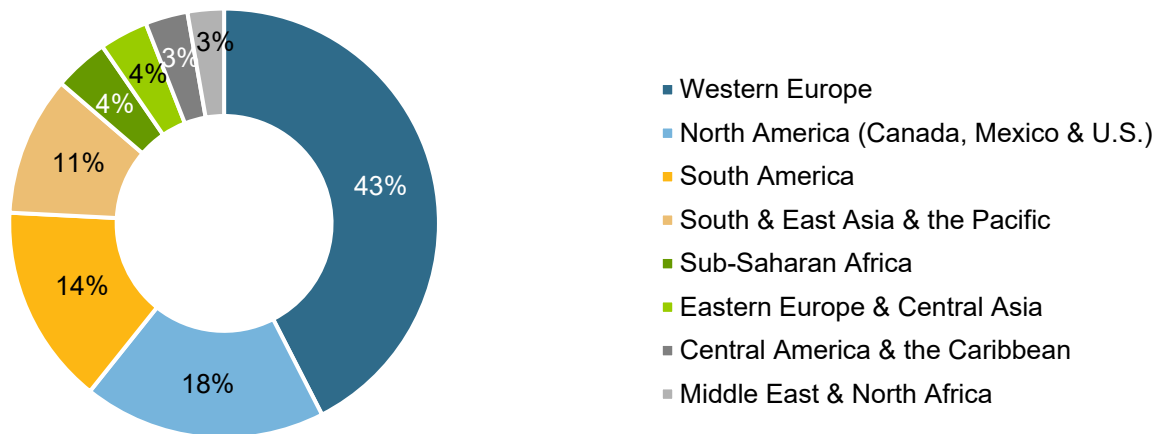


Chart 9: Arbitrators, Conciliators and *ad hoc* Committee Members Appointed in FY2021 in Cases Registered under the ICSID Convention and Additional Facility Rules – Distribution of Appointments by ICSID and by the Parties (or Party-appointed Arbitrators or Conciliators) by Geographic Region

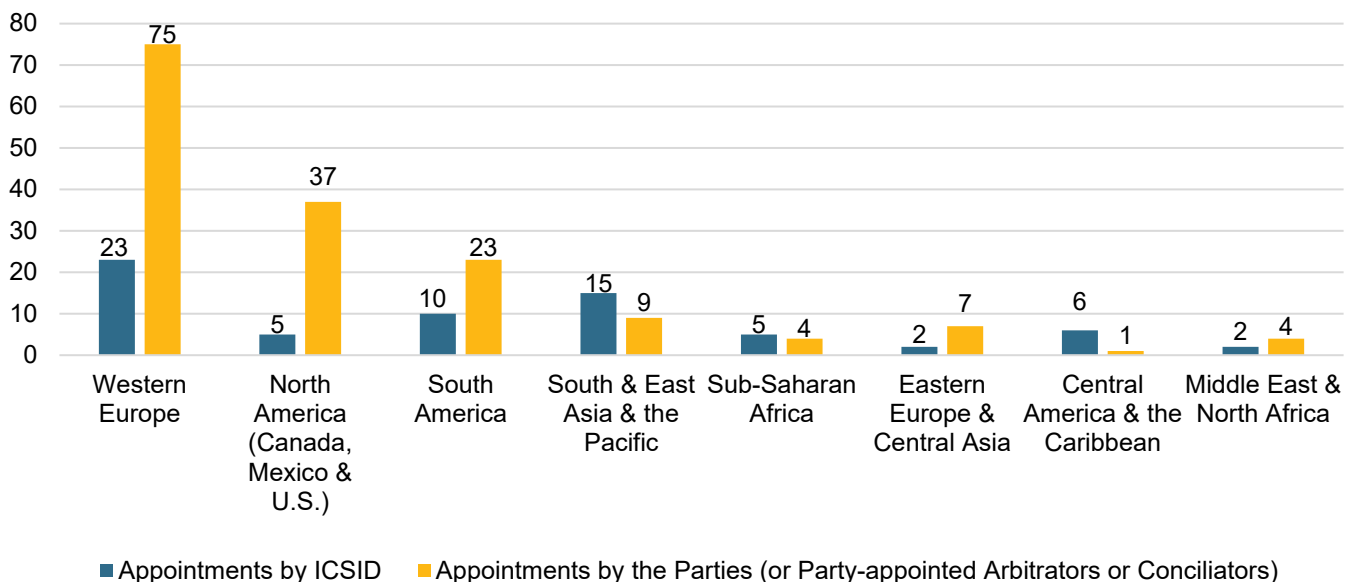


Chart 10: State of Nationality of Arbitrators, Conciliators and *ad hoc* Committee Members Appointed in FY2021 in Cases Registered under the ICSID Convention and Additional Facility Rules

Nationality/ Nationalities	As of June 30, 2021
United Kingdom	22
United States of America	21
France	17
Canada	11
Spain	10
Switzerland	9
Argentina	8
Singapore	8
Germany	7
Bulgaria	6
New Zealand	6
Argentina / Spain	5
Austria	5
Colombia	5
Costa Rica	5
Italy	5
Netherlands	5
Argentina / Portugal	4
Australia	4
Belgium	4
Australia / Ireland	3
Canada / New Zealand	3
Chile	3
Sweden	3
United Kingdom / Nigeria	3
Argentina / United States of America	2
Botswana	2
Burundi	2
Finland	2
France / Mauritius / United Kingdom	2
France / Sweden	2

Nationality/ Nationalities	As of June 30, 2021
Iran, Islamic Rep. of / France	2
Italy / Chile / El Salvador	2
Mexico	2
Mexico / Germany	2
Bahamas	1
Brazil / Switzerland	1
Canada / Lebanon	1
Canada / United Kingdom	1
Colombia / France	1
Egypt / United States of America	1
France / Switzerland	1
France / Syria	1
Germany / Austria	1
Guatemala	1
Ireland	1
Ireland / United States of America	1
Jordan	1
Korea, Rep. of	1
Latvia	1
New Zealand / United Kingdom	1
Nigeria	1
Paraguay	1
Slovak Republic	1
Switzerland / Brazil	1
Switzerland / United States of America	1
United Kingdom / Pakistan	1
United Kingdom / Spain	1
United States of America / Bulgaria	1
United States of America / United Kingdom	1
Venezuela / Saint Kitts and Nevis	1

Chart 11: Arbitrators, Conciliators and *ad hoc* Committee Members Appointed in Cases Registered under the ICSID Convention and Additional Facility Rules in FY2021 – Distribution of Appointments by Gender

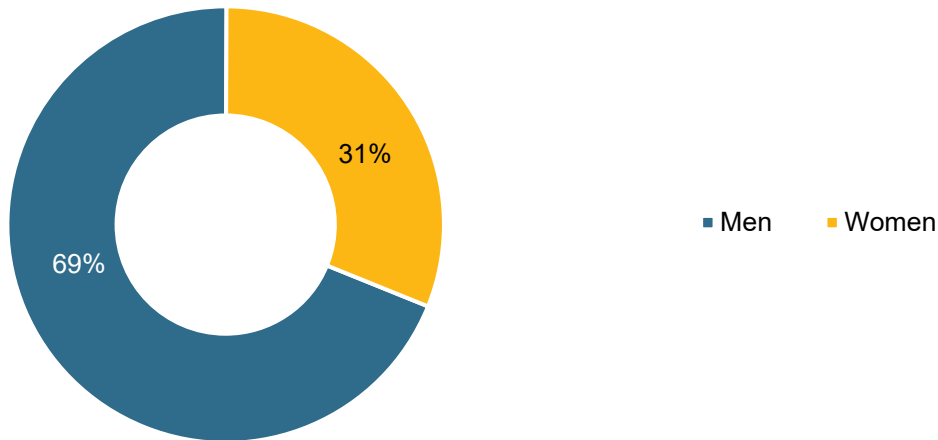
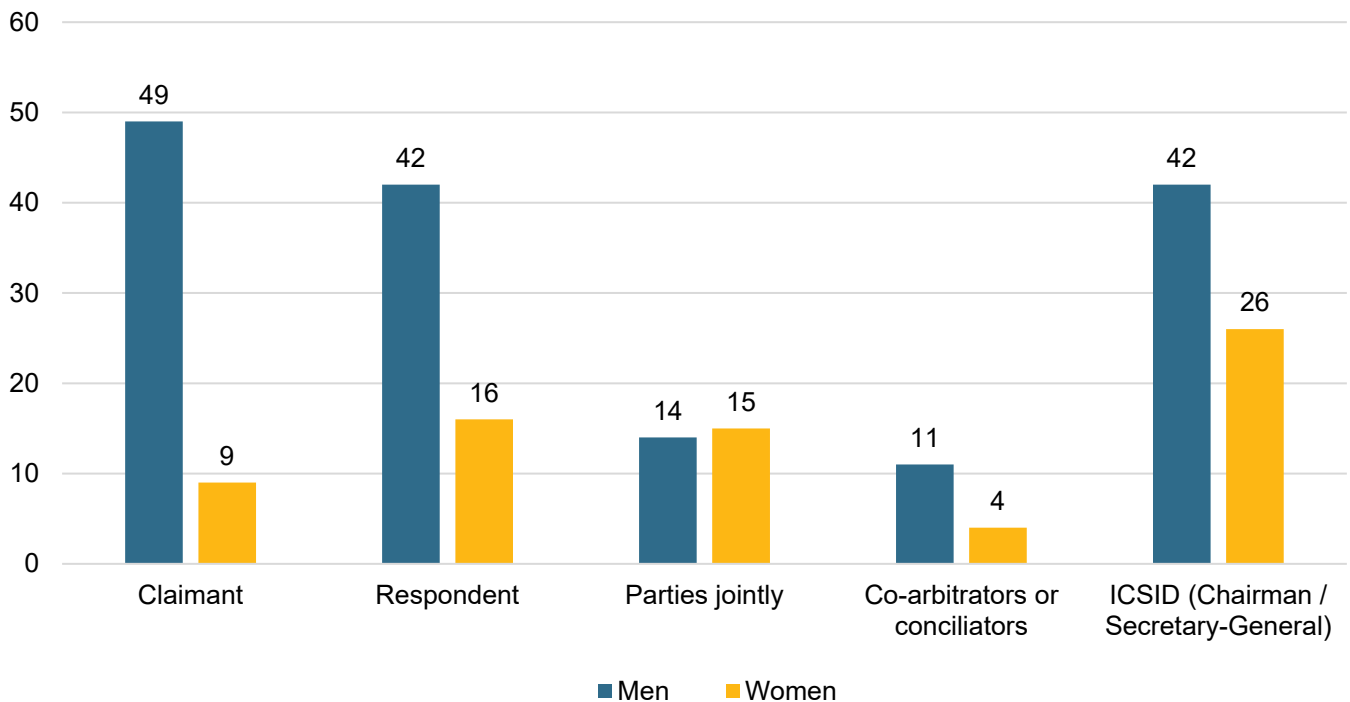


Chart 12: Arbitrators, Conciliators and *ad hoc* Committee Members Appointed in Cases Registered under the ICSID Convention and Additional Facility Rules in FY2021 – Distribution of Appointments by ICSID and by the Parties (or Party-appointed Arbitrators or Conciliators), by Gender



ICSID is the world's leading institution devoted to international investment dispute settlement. It has extensive experience in this field, having administered the majority of all international investment cases. States have agreed on ICSID as a forum for investor-State dispute settlement in most international investment treaties and in numerous investment laws and contracts.

ICSID was established in 1966 by the Convention on the Settlement of Investment Disputes between States and Nationals of Other States (the ICSID Convention). The ICSID Convention is a multilateral treaty formulated by the Executive Directors of the World Bank to further the Bank's objective of promoting international investment. ICSID is an independent, depoliticized and effective dispute-settlement institution. Its availability to investors and States helps to promote international investment by providing confidence in the dispute resolution process. It is also available for State-State disputes under investment treaties and free trade agreements, and as an administrative registry.