

Study of Cost Awards in Investment Treaty Arbitrations up to end of May 2017

Annulment Table

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Start date	Date of Decision	Parties	Arbitral Institution	Committee Members	Applicant's Legal Costs	Respondent's Legal Costs	Committee's Costs	Result	Award on Costs	Paragraphs on Costs
28-Aug-14	15-Jan-16	Adem Dogan v. Turkmenistan, ICSID Case No. ARB/09/9	ICSID	3: Prof. Piero Bernardini (President); Makhdoom Ali Khan; Dr Jacomijn van Haersolte-van Hof	N/A	N/A	N/A	Annulment application dismissed	Applicant to bear full costs of proceedings and 100% of Respondent's legal costs (para. 281).	7
28-Jan-11	29-Jun-12	AES Summit Generation Limited and AES-Tisza Erömu Kft v. The Republic of Hungary, ICSID Case No. ARB/07/22	ICSID	3: Prof. Bernard Hanotiau (President), Prof. Dr. Rolf Knieper, Judge Abdulqawi Ahmed Yusef	GBP 474,156.54, i.e. USD 743,635 (para 179)	USD 920,427.04 (para 179)	USD 350,000 (para 182)	Annulment application dismissed	Applicants to bear both costs of proceedings and Respondent's legal costs in full (para 182).	6
12-Nov-12	10-Jul-14	Alapli Elektrik B.V. v. Republic of Turkey, ICSID Case No. ARB/08/13	ICSID	3: Prof. Bernard Hanotiau (President); Prof. Karl-Heinz Böckstiegel; Makhdoom Ali Khan	USD 1,518,310.31 (para. 260)	USD 1,075,156.93 (para. 261)	USD 346,141.53 (para. 264)	Annulment application dismissed	Applicant to bear full costs of proceedings and 100% of Respondent's legal costs (para. 264).	7
09-Jun-14	26-Mar-16	Antoine Abou Lahoud and Leila Bounafeh-Abou Lahoud v. Democratic Republic of Congo, ICSID Case No. ARB/10/4	ICSID	3: Azzedine Kettani (President); Prof. Kaj Hober; Prof. Rolf Knieper	USD 460,477.82 (para. 238)	USD 390,809.49 (para. 237)	N/A	Annulment application dismissed	Applicant to bear full costs of proceeding (para. 242). Applicant to bear 50% of the Respondent's legal costs (para 243).	6
11-Dec-06	01-Sep-09	Azurix Corp. v. The Argentine Republic, ICSID Case No. ARB/01/12	ICSID	3: Dr. Gavan Griffith QC (President), Judge Bola Ajibola, Mr. Michael Hwang SC	N/A	N/A	N/A	Annulment application dismissed	Applicant to bear full costs of proceedings. Each party to bear its own legal costs (paras 379-380).	13
02-Oct-12	21-Feb-14	Caratube International Oil Company v. Republic of Kazakhstan, ICSID Case No. ARB/08/12	ICSID	3: Juan Fernandez-Armesto (President); Tan Sri Dato Cecil W M Abraham; Hans Danelius	USD 823,497.11 (EUR 600,000) (para. 301)	USD 1,758,782 (para. 302)	USD 352,913 (para. 301)	Annulment application dismissed	Applicant to bear full costs of proceeding. Each party to bear its own legal costs (para 307).	7
30-Apr-04	29-Jun-05	CDC Group plc v. Republic of Seychelles, ICSID Case No. ARB/02/14	ICSID	3: Judge Charles N. Brower (President), Mr. Michael Hwang SC, Mr. David A.R. Williams QC	GBP 83,345.61, i.e. USD 150,656.04 (para 88)	GBP 140,000, i.e. USD 253,064.86 (para 88)	N/A	Annulment application dismissed	Applicant to bear both costs of proceedings and Respondent's legal costs in full (para 90).	3
27-Sep-05	25-Sep-07	CMS Gas Transmission Company v. The Republic of Argentina, ICSID Case No. ARB/01/8	ICSID	3: Judge Gilbert Guillaume (President), Judge Nabil Elaraby, Prof. James R. Crawford	N/A	N/A	N/A	Annulled in part	Costs of proceedings divided equally. Each party to bear its own legal costs (para 162).	1
23-Mar-01	03-Jul-02	Compañía de Aguas del Aconquija S.A. and Compagnie Générale des Eaux v. Argentine Republic, ICSID Case No. ARB/97/3 - VIVENDI I	ICSID	3: Mr. L. Yves Fortier CC QC (President), Prof. James R. Crawford, Prof. José Carlos Fernández Rozas	N/A	N/A	N/A	Annulled in part	Costs of proceedings divided equally. Each party to bear its own legal costs (para 118).	2
13-Dec-07	10-Aug-10	Compañía de Aguas del Aconquija S.A. and Vivendi Universal v. Argentine Republic, ICSID Case No. ARB/97/3 - VIVENDI II	ICSID	3: Dr Ahmed El Kosheri (President), Prof. Jan Hendrik Dalhuisen; Andreas Jacovides	N/A	N/A	N/A	Annulment application dismissed	Costs of proceedings divided equally. Each party to bear its own legal costs (paras 268-269).	2

14-Jan-09	16-Sep-11	Continental Casualty Company v. The Argentine Republic, ICSID Case No. ARB/03/9	ICSID	3: Dr. Gavan Griffith QC (President), Mr. Christer Söderlund, Judge Bola A. Ajibola	N/A	N/A	N/A	Annulment application dismissed	Costs of proceedings divided equally. Each party to bear its own legal costs (para 285).	5
20-Dec-12	07-Jan-15	Daimler Financial Services AG v. Republic of Argentina, ICSID Case No. ARB/05/01	ICSID	3: Eduardo Zuleta (Chairman); Florentino Feliciano; Makhdoom Ali Khan	N/A	N/A	N/A	Annulment application dismissed	Applicant to bear full costs of proceeding. Each party to bear its own legal costs (para 309).	6
24-Dec-08	01-Mar-11	Duke Energy International Peru Investments No.1, Limited v. Republic of Peru, ICSID Case No. ARB/03/28	ICSID	3: Prof. Campbell McLachlan QC (President); Dominique Hascher; Peter Tomka	USD 885,400.60 (para. 260)	USD 662,380.90 (para. 260)	USD 480,000 (para. 260)	Annulment application dismissed	Applicant to bear full costs of proceeding (para. 265). Each party to bear its own legal costs (para 268).	10
09-Oct-12	05-Feb-16	EDF International SA, Saur International SA and Leon Participaciones Argentinas SA v. Argentine Republic, ICSID Case No. ARB/03/23	ICSID	3: Sir Christopher Greenwood, CMG, QC (President); Prof. Teress Cheng, SC; Prof. Yasuhei Taniguchi	N/A	N/A	N/A	Annulment application dismissed	Applicant to bear full costs of proceeding. Each party to bear its own legal costs (para. 391).	4
28-Feb-12	22-Sep-14	El Paso International Company v. The Argentine Republic, ICSID Case No. ARB/03/15	ICSID	3: Rodrigo Oreamuno (President); Prof. Teresa Cheng, SC; Prof. Dr. Rolf Knieper	N/A	N/A	N/A	Annulment application dismissed	Applicant to bear full costs of proceeding. Each party to bear its own legal costs (para. 290).	4
01-Jul-05	05-Sep-07	Empresas Lucchetti, S.A. and Lucchetti Peru, S.A. v. The Republic of Peru, ICSID Case No. ARB/03/4	ICSID	3: Justice Hans Danelius (President), Sir Franklin Berman, Prof. Andrea Giardina	N/A	N/A	N/A	Annulment application dismissed	Costs of proceedings divided equally. Each party to bear its own legal costs (para 131).	1
07-Mar-08	30-Jul-10	Enron Corporation and Ponderosa Assets, L.P. v. Argentine Republic, ICSID Case No. ARB/01/3	ICSID	3: Dr. Gavan Griffith QC (President), Judge Patrick L. Robinson, Judge Per Tresselt	N/A	N/A	N/A	Annulled in part	Costs of proceedings divided equally. Each party to bear its own legal costs (para 425).	10
08-Jan-08	23-Dec-10	Fraport AG Frankfurt Airport Services Worldwide v. The Republic of the Philippines, ICSID Case No. ARB/03/25	ICSID	3: Judge Peter Tomka (President), Judge Dominique Hascher, Prof. Campbell McLachlan QC	USD 2,378,902.75 (para 281)	USD 5,672,667.05 (para 281)	N/A	Annulled in full	Costs of proceedings divided equally. Each party to bear its own legal costs (paras 285-286).	6
10-Nov-08	14-Jun-10	Helnan International Hotels A/S v. Arab Republic of Egypt, ICSID Case No. ARB/05/19	ICSID	3: Judge Stephen M. Schwebel (President), Judge Bola Ajibola, Prof. Campbell McLachlan QC	N/A	N/A	N/A	Annulled in part	Costs of proceedings divided equally. Each party to bear its own legal costs (para 73).	0
12-Nov-04	05-Jun-07	Hussein Nuaman Soufraki v. The United Arab Emirates, ICSID Case No. ARB/02/7	ICSID	3: Judge Florentino P. Feliciano (President), Mr. Omar Nabulsi, Prof. Brigitte Stern	N/A	N/A	N/A	Annulment application dismissed	Costs of proceedings divided equally. Each party to bear its own legal costs (paras 138-139).	1
11-Dec-12	13-Jan-15	Iberdrola Energia SA v. Republic of Guatemala, ICSID Case No. ARB/09/5	ICSID	3: Dr Enrique Barros Bourie (President); Prof. Piero Bernardini; Dr José Luis Shaw	N/A	N/A	N/A	Annulment application dismissed	Costs of proceedings divided equally. Each party to bear its own legal costs (paras 145-147).	3
25-Oct-11	24-Jan-14	Impregilo SPA v. Argentine Republic, ICSID Case No. ARB/07/17	ICSID	3: Rodrigo Oreamuno (President); Eduardo Zuleta; Teresa Cheng	N/A	N/A	N/A	Annulment application dismissed	Applicant to bear full costs of proceeding. Each party to bear its own legal costs (para 221).	4
09-Apr-14	26-Feb-16	Ioan Micula, Viorel Micula and Others v. Romania, ICSID Case No. ARB/05/20	ICSID	3: Dr Claus von Wobeser (President); Dr Bernardo M Cremades; Abdulqawi Yusuf	USD 2,831,865.99 (EUR 2,041,934.19 + USD 600,000) (para. 341).	USD 1,281,168.74 (EUR 1,172,138.54) (para. 343).	USD 547,845.09 (para. 346)	Annulment application dismissed	Applicant to bear full costs of proceeding (para. 349). Each party to bear its own legal costs (para 354).	10

26-Jul-11	08-Jul-13	Joseph C Lemire v. Ukraine, ICSID Case No. ARB/06/18	ICSID	3: Dr Claus von Wobeser; Rof. Azzedine Kettani; Dr. Eduardo Zuleta	N/A	N/A	N/A	Annulment application dismissed	Applicant to bear full costs of proceeding. Each party to bear its own legal costs (para 293).	3
27-Jan-14	14-Jul-15	Kiliç İnşaat İthalat İhracat Sanayi Ve Ticaret Anonim Şirketi v. Turkmenistan, ICSID Case No. ARB/10/1	ICSID	3: Dr Andres Rigo Sureda; Prof. Karl-Heinz Böckstiegel; Prof. Hi-Taek Shin	USD 740,085.50 (EUR 532,231.99 + USD 4,526.45 = TRY 20,129.04 + GBP 219.73) (para. 201)	USD 920,651.98 (para. 202)	USD 282,296.70 (para. 203)	Annulment application dismissed	Applicant to bear full costs of proceeding. Each party to bear its own legal costs (para 208).	10
16-Feb-84	03-May-85	Klöckner Industrie-Anlagen GmbH and others v. United Republic of Cameroon and Société Camerounaise des Engrais, ICSID Case No. ARB/81/2	ICSID	3: Pierre Lalive (President), Ahmed Sadek El-Kosheri, Ignaz Seidl-Hohenveldern	N/A	N/A	N/A	Annulled in full	Costs of proceedings divided equally. Each party to bear its own legal costs (para 180).	1
12-Dec-11	22-May-13	Libanance Holdings Co. Limited v. Republic of Turkey, ICSID Case No. ARB/06/8	ICSID	3: Dr Andres Rigo Sureda (President); Hans Danelius; Dr. Eduardo Silva Romero	N/A	N/A	N/A	Annulment application dismissed	Applicant to bear full costs of proceeding (para. 225). Each party to bear its own legal costs (para 226).	3
06-Dec-07	19-Oct-09	M.C.I. Power Group L.C. and New Turbine, Inc. v. Republic of Ecuador, ICSID Case No. ARB/03/6	ICSID	3: Judge Dominique Hascher (President), Judge Hans Danelius, Judge Peter Tomka	N/A	N/A	N/A	Annulment application dismissed	Costs of proceedings divided equally. Each party to bear its own legal costs (para 89).	2
17-Sep-07	16-Apr-09	Malaysian Historical Salvors, SDN, BHD v. The Government of Malaysia, ICSID Case No. ARB/05/10	ICSID	3: Judge Stephen M. Schwebel (President), Judge Mohamed Shahabuddeen, Judge Peter Tomka	N/A	N/A	N/A	Annulled in full	Respondent to bear costs of proceedings in full. Each party to bear its own legal costs (para 82).	1
01-Jun-11	30-Jul-13	Malicorp Limited v. Arab Republic of Egypt, ICSID Case No. ARB/08/18	ICSID	3: Dr Andres Rigo Sureda (President); Stanimir Alexandrov; Dr Eduardo Silva Romero	N/A	N/A	N/A	Annulment application dismissed	Applicant to bear full costs of proceeding. Each party to bear its own legal costs (para 162).	2
30-Mar-88	22-Dec-89	Maritime International Nominees Establishment v. The Republic of Guinea, ICSID Case No. ARB/84/4	ICSID	3: Sompong Sucharitkul (President), Aron Broches, Kéba Mbaye	N/A	N/A	N/A	Annulled in part	Costs of proceedings divided equally. Each party to bear its own legal costs (para 8.01).	1
15-Jul-04	01-Nov-06	Mr. Patrick Mitchell v. Democratic Republic of the Congo, ICSID Case No. ARB/99/7	ICSID	3: Mrs. Antonias Dimolitsa (President), Mr. Robert S. M. Dossou, Prof. Andrea Giardina	N/A	N/A	USD 200,000 (para 67)	Annulled in full	Costs of proceedings divided equally. Each party to bear its own legal costs (para 67).	1
30-Sep-04	21-Mar-07	MTD Equity Sdn. Bhd. and MTD Chile S.A. v. Republic of Chile, ICSID Case No. ARB/01/7	ICSID	3: H.E. Judge Gilbert Guillaume, Prof. James Crawford, Dr. Sara Ordóñez Noriega	N/A	N/A	N/A	Annulment application dismissed	Costs of proceedings divided equally. Each party to bear its own legal costs (para 113).	3
09-Oct-12	02-Nov-15	Occidental Petroleum Corporation and Occidental Exploration and Production Company v. Republic of Ecuador, ICSID Case No. ARB/06/11	ICSID	3: Prof. Juan Fernandez-Armesto; Florentino P. Feliciano; Rodrigo Oreamuno	USD 4,645,136.37 (para. 575)	USD 4,440,784.85 (para. 576)	USD 973,440.50 (para. 575)	Annulled in part	Costs of proceedings divided equally. Each party to bear its own legal costs (para 582).	8
31-Jul-15	29-Sep-16	Poštová banka, a.s. and ISTROKAPITAL SE v. Hellenic Republic, ICSID Case No. ARB/13/8	ICSID	3: Prof. Azzedine Kettani; Sir David Edward; Prof. Hi-Taek Shin	USD 535,878.21 (para. 162)	USD 1,043,713.10 (EUR 928,174.06) (para. 165)	USD 205,159.99 (para. 169)	Annulment application dismissed	Applicant to bear full costs of proceeding. Each party to bear its own legal costs (para 173).	12

15-Jul-04	08-Jan-07	Repsol YPF Ecuador S.A. v. Empresa Estatal Petróleos del Ecuador (Petroecuador), ICSID Case No. ARB/01/10	ICSID	3: Mr. Judd Kessler (President), Mr. Piero Bernardini, Mr. Gonzalo Biggs	USD 41,000 (para 89)	N/A	USD 307,677.15 (para 89)	Annulment application dismissed	Applicant to bear full costs of proceedings, and half of the Respondent's legal fees (para 88).	3
04-Nov-11	20-Feb-13	RSM Production Corporation v. Central African Republic, ICSID Case No. ARB/07/2	ICSID	3: Bernardo M Cremades (President); Abdulqawi A Yusuf; Fernando Mantilla-Serrano	N/A	N/A	N/A	Annulment application dismissed	Applicant to bear full costs of proceeding (para. 124). Each party to bear its own legal costs (para 125).	9
07-Nov-08	25-Mar-10	Rumeli Telekom A.S. and Telsim Mobil Telekomunikasyon Hizmetleri A.S. v. Republic of Kazakhstan, ICSID Case No. ARB/05/16	ICSID	3: Judge Stephen M. Schwebel (President), Prof. Campbell McLachlan QC, Dr. Eduardo Silva Romero	USD 1,187,409.36 (para 181)	USD 504,552.97 (para 181)	N/A	Annulment application dismissed	Costs of proceedings divided equally. Each party to bear its own legal costs (para 184).	5
19-Sep-14	19-Dec-16	SAUR International SA v. Republic of Argentina, ICSID Case No. ARB/04/4	ICSID	3: Eduardo Zuleta (President); Abdulqawi Ahmed Yusuf; Alvaro Castellanos	USD 673,404.90 (EUR 644,717.85) (para. 337)	USD 1,276,119.44 (para. 338)	N/A	Annulment application dismissed	Applicant to bear full costs of proceeding. Each party to bear its own legal costs (para 341).	5
30-Jan-08	29-Jun-10	Sempra Energy International v. The Argentine Republic, ICSID Case No. ARB/02/16	ICSID	3: Mr Christer Söderlund (President), Sir David A.O. Edward QC, Ambassador Andreas J. Jacovides	N/A	N/A	N/A	Annulled in full	Respondent to bear costs of proceedings in full. Each party to bear its own costs (para 228).	5
07-Jun-12	16-May-14	SGS Société Générale de Surveillance S.A. v. The Republic of Paraguay, ICSID Case No. ARB/07/29	ICSID	3: Rodrigo Oreamuno (President); Eduardo Zuleta; Abdulqawi Ahmed Yusuf	N/A	N/A	N/A	Annulment application dismissed	Applicant to bear full costs of proceeding. Each party to bear its own legal costs (para 153).	4
24-Jan-08	10-Dec-10	Sociedad Anónima Eduardo Vieira v. República de Chile, ICSID Case No. ARB/04/7	ICSID	3: Mr. Christer Söderlund (President), Prof. Piero Bernardini, Prof. Eduardo Silva Romero	N/A	N/A	N/A	Annulment application dismissed	Applicant to bear full costs of proceedings (para 390). Each party to bear its own legal costs (para 391).	10
21-Aug-15	05-May-17	Suez, Sociedad General de Aguas de Barcelona, S.A. and Vivendi Universal, S.A. v. Argentine Republic, ICSID Case No. ARB/03/19	ICSID	3: Prof. Dr. Klaus Sachs (President); Rodrigo Oreamuno; Sir Trevor Carmichael	USD 636,616.95 (para. 417)	USD 1,773,293.99 (USD 1,769,602.96 + USD 816 + USD 2,875.03 (EUR 2,614.84)) (para. 418)	N/A	Annulment application dismissed	Applicant to bear full costs of proceeding. Each party to bear its own legal costs (para 435).	18
18-Apr-14	05-Apr-16	TECO Guatemala Holdings LLC v. Republic of Guatemala, ICSID Case No. ARB/10/23	ICSID	3: Prof. Bernard Hanotiau (President); Tinuade Oyekunle; Prof. Klaus Sachs	USD 1,169,642 (para. 367)	USD 1,778,008.75 (para. 373)	USD 925,000 advanced by the parties	Annulled in part	TECO's Application: Costs of proceeding and legal costs divided equally (para. 378). Guatemala's Application: Applicant to bear full costs of proceeding and 60% of respondent's legal expenses (para. 381).	19
09-Jul-15	27-Dec-16	Tidewater Inc., Tidewater Investment SRL, Tidewater Caribe, C.A., et al. v. The Bolivarian Republic of Venezuela, ICSID Case No. ARB/10/5	ICSID	3: Abdulqawi Ahmed Yusuf (President); Tan Sri Dato' Cecil W M Abriaham; Prof. Rolf Knieper	N/A	N/A	N/A	Annulled in part	Applicant to bear 70% and Respondents 30% of costs of proceeding (para. 228). Each party to bear its own legal costs (para. 229).	6
04-Nov-10	06-Sep-11	Togo Electricité and GDF-Suez Energie Services v. Republic of Togo, ICSID Case No. ARB/06/7	ICSID	3: Prof. Albert Jan van den Berg (President), Sir Franklin Berman QC, Prof. Rolf Knieper	USD 888,704.94 (EUR 634,801.94) (para 254)	USD 757,783.87 (EUR 541,285.02) (para 255)	N/A	Annulment application dismissed	Applicant to bear both costs of proceedings and Respondents' legal costs in full (paras 260-261).	8

27-Mar-14	01-Feb-16	Total SA v. Argentina, ICSID Case No. ARB/04/01	ICSID	3: Eduardo Zuleta (Chairman); Teresa Cheng; Alvaro Castellanos	N/A	N/A	N/A	Annulment application dismissed	Applicant to bear full costs of proceeding. Each party to bear its own legal costs (para 324).	5
03-Jul-14	30-Dec-15	Tulip Real Estate and Development Netherlands B.V. v. Republic of Turkey, ICSID Case No. ARB/11/28	ICSID	3: Peter Tomka (President); Cherie Booth QC; Christoph Schreuer	USD 1,452,724.53 (para. 222)	USD 718,347.81 (para. 224)	USD 247,874.98 (para. 229)	Annulment application dismissed	Applicant to bear full costs of proceeding (para. 230). Each party to bear its own legal costs (para 231).	10
03-Nov-11	12-Feb-15	Tza Yap Shum v. Republic of Peru, ICSID Case No. ARB/07/6	ICSID	3: Dominique Hascher; Prof. Donald M McRae; Prof. Kaj Hober	N/A	N/A	N/A	Annulment application dismissed	Applicant to bear 80% and Respondent 20% of costs of proceeding (para. 208). Each party to bear its own legal costs (para. 209).	4
02-Feb-15	03-Mar-17	Venezuela Holdings, B.V., et al (case formerly known as Mobil Corporation, Venezuela Holdings, B.V., et al.) v. Bolivarian Republic of Venezuela, ICSID Case No. ARB/07/27	ICSID	3: Sir Franklin Berman (President); Tan Sri Cecil Abraham; Prof. Dr. Rolf Knieper	USD 2,092,414 (para. 194)	USD 701,617.30 (para. 194)	N/A	Annulled in part	Costs of proceedings divided equally. Each party to bear its own legal costs (para 195).	3
06-Jul-09	18-Dec-12	Victor Pey Casado and President Allende Foundation v. Republic of Chile, ICSID Case No. ARB/98/2	ICSID	3: Maître L. Yves Fortier, CC QC (President), Prof. Piero Bernardini, Prof. Ahmed El-Kosheri	N/A	N/A	N/A	Annulled in part	Costs of proceedings divided equally. Each party to bear its own legal costs (para 358).	7
24-Jan-01	05-Feb-02	Wena Hotels Ltd. v. Arab Republic of Egypt, ICSID Case No. ARB/98/4	ICSID	3: Konstantinos D. Kerameus (President), Andreas Bucher, Francisco Orrego Vicuna	N/A	N/A	N/A	Annulment application dismissed	Costs of proceedings divided equally. Each party to bear its own legal costs (para 112).	1