

Dr Jonathan Bonnitcha  
University of New South Wales  
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Current Employment

July 2016 – present     **Senior Lecturer** in law, University of New South Wales

Selected Recent Employment and Consultancies

January 2014 – present     **Senior Associate (consultant)**, International Institute  
for Sustainable Development

Conducted commissioned research on investment treaties; advisor to governments of various developing countries on foreign investment governance, including on the interaction between investment treaties and other elements of national investment policy regimes.

August 2012 – June 2016     **Senior Legal Officer (part-time)**, Office of  
International Law, Australian Government Attorney  
General's Department

Advised on a multi-billion dollar investment treaty claim arising out of the Australian Tobacco Plain Packaging Act.

February 2012 – June 2013     **ESRC Postdoctoral Fellow**, London School of  
Economics

Professional Qualifications

2010     Admitted to practice as a lawyer in the jurisdiction of NSW (Australia)

Education

2012     **D Phil**, Oxford University

2008     **M Phil** with Distinction, Oxford University

2007     **BCL** with Distinction, Oxford University

2005     **LLB** with First Class Honours, University of Sydney

2003     **B Economics** with First Class Honours, and University Medal in  
Political Economy, University of Sydney

## Publications

### *Books*

1. **Jonathan Bonnitcha**, Lauge Poulsen and Michael Waibel, *The Political Economy of the Investment Treaty Regime* (Oxford University Press, 2017)
2. **Jonathan Bonnitcha**, *Substantive Protection under Investment Treaties: A Legal and Economic Analysis* (Cambridge University Press, 2014)

### *Journal Articles*

3. Emma Aisbett and **Jonathan Bonnitcha**, 'A Pareto-Improving Compensation Rule for Investment Treaties' 24 (2021) *Journal of International Economic Law* 181
4. **Jonathan Bonnitcha** Emma Aisbett 'Against Balancing: Revisiting the Use/Regulation Distinction To Reform Liability and Compensation Under Investment Treaties' 42 (2021) *Michigan Journal of International Law* 231
5. **Jonathan Bonnitcha**, Malcolm Langford, José Manuel Álvarez Zárata and Daniel Behn, 'Damages and ISDS Reform: Between Procedure and Substance' (2021) *Journal of International Dispute Settlement*
6. **Jonathan Bonnitcha** and Zoe Williams, 'State liability for "politically" motivated conduct in the investment treaty regime' 33 (2020) *Leiden Journal of International Law* 77
7. José Manuel Álvarez Zárata, Crina Balta, Daniel Behn, **Jonathan Bonnitcha** et al. 'Duration of Investor-State Dispute Settlement Proceedings' 21 (2020) *The Journal of World Investment & Trade* 300
8. **Jonathan Bonnitcha** 'Investment Wars: Contestation and Confusion in Debate about Investment Liberalization' 22 (2019) *Journal of International Economic Law* 629
9. **Jonathan Bonnitcha**, 'International Investment Arbitration in Myanmar: Bounded rationality, but not as we know it' 18 (2017) *Journal of World Investment and Trade* 974
10. **Jonathan Bonnitcha** and Robert McCorquodale, 'The Concept of "Due Diligence" in the UN Guiding Principles on Business and Human Rights' 28 (2017) *European Journal of International Law* 899
11. **Jonathan Bonnitcha** and Robert McCorquodale, 'The concept of 'due diligence' in the UN Guiding Principles on Business and Human Rights: A rejoinder to John Gerard Ruggie and John F. Sherman, III', 28 (2017) *European Journal of International Law* 929

12. **Jonathan Bonnitcha**, 'Foreign Investment, Development and Governance: What international investment law can learn from the empirical literature on investment' 7 (2016) *Journal of International Dispute Settlement* 34
13. **Jonathan Bonnitcha**, 'Investment Treaties and Transition from Authoritarian Rule' 15 (2014) *Journal of World Investment and Trade* 965
14. Rae Lindsay, Robert McCquordale, Lara Blecher, **Jonathan Bonnitcha**, Antony Crockett and Audley Sheppard, 'Human Rights Responsibilities in the Oil and Gas Sector: Applying the UN Guiding Principles' 6 (2013) *Journal of World Energy Law and Business* 1

*Book Reviews*

15. **Jonathan Bonnitcha**, 'Review of Jorun Baumgartner, Treaty Shopping in International Investment Law', 81 (2018) *Modern Law Review* 369
16. **Jonathan Bonnitcha**, 'Review of International Investment Law and the Global Financial Architecture' 21(2018) *Journal of International Economic Law* 455

*Book Chapters*

17. Jonathan Bonnitcha, Lauge Poulsen and Jason Yackee, 'A Future without (Treaty-Based) ISDS: Costs and Benefits' in M Elsig, R Polanco and P van den Bossche (eds) *International Economic Dispute Settlement Demise or Transformation* (Cambridge University Press 2021)
18. Sam Wordsworth and **Jonathan Bonnitcha**, 'Investment Treaty Arbitration in Singapore' in D Foxtan and D Joseph (eds) *Singapore International Arbitration: Law and Practice* (2<sup>nd</sup> edn, Lexis Nexis 2018)
19. **Jonathan Bonnitcha**, 'The Principle of Good Governance in the Reasoning of Investor-State Arbitral Tribunals' in M-C Cordonier Segger, Y Saito and CG Weeramantry (eds) *Sustainable Development Principles in the Decisions of International Courts and Tribunals 1992-2012* (Routledge 2017)
20. **Jonathan Bonnitcha**, 'Democracy, Development and Compensation under Investment Treaties' R Hofmann, S Schill and C Tams (eds) *International Investment Law and Development: Friends or Foes?* (Edgar Elgar 2015)
21. Lauge Poulsen, **Jonathan Bonnitcha** and Jason Yackee, 'Transatlantic Investment Treaty Protection' in D Hamilton and J Pelkmans (eds) *Rule-Makers or Rule-Takers? Exploring the Transatlantic Trade and Investment Partnership* (Rowman and Littlefield 2015)
22. Sam Wordsworth and **Jonathan Bonnitcha**, 'Investment Treaty Arbitration in Singapore' in D Foxtan and D Joseph (eds) *Singapore International Arbitration: Law and Practice* (Lexis Nexis 2014)

23. **Jonathan Bonnitcha** and Emma Aisbett, 'An Economic Analysis of the Substantive Protections Provided by Investment Treaties' in K Sauvant (ed) *Yearbook on International Investment Law & Policy 2012* (Oxford University Press 2013)
24. **Jonathan Bonnitcha**, 'A Framework for Understanding the Political Economy of International Investment Interpretation' in C Brown & K Miles (eds) *International Investment Law and Arbitration* (Cambridge University Press 2011)
25. Kishan Khoday and **Jonathan Bonnitcha**, 'Globalization and Inclusive Governance in China and India' in M Gehring, M-C Cordonier Segger & A Newcombe (eds) *Sustainable Development in World Investment Law* (Kluwer Law International 2011)
26. Jorge Taillant and **Jonathan Bonnitcha**, 'International Investment Law and Human Rights' in M Gehring, M-C Cordonier Segger & A Newcombe (eds) *Sustainable Development in World Investment Law* (Kluwer Law International 2011)