References:

Szalai, I. (2021). A nemzetközi beruházási konfliktusok vitarendezésének sajátos útja: az Achmea-ügy és hatása. K*ülgazdaság*, LXV., 106-121. http://real.mtak.hu/127670/7/Külg._5-6_Jogi%20Szalai.pdf [accessed November 5, 2021]

UNCTAD (2021). Division on Investment and Enterprise, Investment Policy Hub. *UNCTAD*, https://investmentpolicy.unctad.org/international-investment-agreements [accessed November 5, 2021]

Protection of intra-EU investment. Communication from the Commission to the European Parliament and the Council. Brussels, 19.7.2018 COM(2018) 547 final, https://eurlex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:52018DC0547&rid=8 [accessed November 5, 2021]

European Commission (2021). Public Consultation Document. An Intra-Eu Investment Protection And Facilitation Initiative.

https://ec.europa.eu/info/sites/default/files/business_economy_euro/banking_and_finance/doc uments/2020-investment-protection-consultation-document_en.pdf [accessed November 5, 2021]

Acevedo A. & Rueda Á. M. (2020). COVID-19 impact on investment arbitration. *Garrigues*, July 30, 2020, https://www.garrigues.com/en_GB/new/covid-19-impact-investment-arbitration [accessed November 5, 2021]

Arbitration 2020 overview: COVID-19 pandemic, renewable energy disputes agreements in Spain, the new LCIA rules and other global arbitration updates. *Garrigues*, January 26, 2021, https://www.garrigues.com/en_GB/new/arbitration-2020-overview-covid-19-pandemic-renewable-energy-disputes-agreements-spain-new-lcia [accessed November 5, 2021]

Cahill, G. (2021). Op-Ed: "PS Achmea: PL Holdings and the 'individual arbitration agreement'." *EU Law Live*, May 3, 2021, <a href="https://eulawlive.com/op-ed-ps-achmea-p-l-holdings-and-the-individual-arbitration-agreement-by-gillian-cahill/# [accessed October 31, 2021]

Case C-741/19, *Republic of Moldova v Komstroy LLC*, Judgment of the Court (Grand Chamber), September 2, 2021, ECLI:EU:C:2021:655, https://curia.europa.eu/juris/document/document.jsf?text=&docid=245528&pageIndex=0&doclang=EN&mode=req&dir=&occ=first&part=1&cid=4530121 [accessed October 30, 2021]

Case C-109/20, *Republic of Poland v PL Holdings Sàrl*, Judgment of the Court (Grand Chamber), October 26, 2021, ECLI:EU:C:2021:875, https://curia.europa.eu/juris/document/document.jsf;jsessionid=F569FAB8965B51FBEFC4A
https://curia.europa.eu/juris/document/document.jsf;jsessionid=F569FAB8965B51FBEFC4A
https://curia.europa.eu/juris/document/document.jsf;jsessionid=EN&mode=Ist&dir=&occ=first&part=1&cid=36404076
[accessed October 30, 2021]

Case C-109/20, *Republic of Poland v PL Holdings Sàrl*, Opinion of Advocate General Kokott, April 22, 2021, ECLI:EU:C:2021:321, https://curia.europa.eu/juris/document/document.jsf?text=&docid=240244&pageIndex=0&doclang=en&mode=lst&dir=&occ=first&part=1&cid=30966448 [accessed October 31, 2021]

Case C-284/16, *Slowakische Republik v Achmea BV*, Judgment of the Court (Grand Chamber), March 6, 2018, ECLI:EU:C:2018:158, https://curia.europa.eu/juris/document/document.jsf?docid=199968&doclang=EN [accessed October 30, 2021]

Consolidated version of the Treaty on the Functioning of the European Union (TFEU), HL C 326,2012.10.26., 47–390.

Court of Justice of the European Union says ad hoc submission to arbitration of dispute between EU Member State and EU investor under BIT is against EU law. *JD Supra*, November 2, 2021, https://www.jdsupra.com/legalnews/court-of-justice-of-the-european-union-6938171/ [accessed November 3, 2021]

Croisant, G. (2021). CJEU Extends Achmea to Ad Hoc Arbitration Agreements Identical to Intra-EU BIT's Arbitration Clause. *Kluwer Arbitration Blog*, October 28, 2021, http://arbitrationblog.kluwerarbitration.com/2021/10/28/cjeu-extends-achmea-to-ad-hoc-arbitration-agreements-identical-to-intra-eu-bits-arbitration-clause/ [accessed October 28, 2021]

Kanyuk, P. Á. (2019). CETA's Mechanism for the Settlement of Disputes Gets Green Light from Advocate General. *Recent Challenges in Governing Public Goods & Services, Website of the MTA–DE Public Service Research Group*, February 11, 2019, https://publicgoods.eu/cetas-mechanism-settlement-disputes-gets-green-lightadvocate-general [accessed October 25, 2021]

De Boeck, M. (2021). An upcoming landmark? AG Kokott in C-109/20 Poland v. PL Holdings. *European Law Blog*, June 3, 2021, https://europeanlawblog.eu/2021/06/03/an-upcoming-landmark-ag-kokott-in-c-109-20-poland-v-pl-holdings/ [accessed October 30, 2021] Dózsa, D. (2021). Op-Ed: "The protection of Intra-EU investment after PL Holdings. C'est la vie?". *EU Law Live*, November 3, 2021, https://eulawlive.com/op-ed-the-protection-of-intra-eu-investment-after-pl-holdings-cest-la-vie-by-daniel-dozsa/ [accessed November 4, 2021]

Eckes, C. & Ankersmit, L. (2021). Komstroy: the beginning of the end for the Energy Charter Treaty? *European Law Blog*, October 4, 2021, https://europeanlawblog.eu/2021/10/04/komstroy-the-beginning-of-the-end-for-the-energy-charter-treaty/ [accessed October 30, 2021]

EU Court: Judgment in Case C-109/20 PL Holdings: Principles of Community law. *Insight EU Monitoring* (2021b), October 26, 2021, https://portal.ieu-monitoring.com/event/eu-court-judgment-in-case-c-109-20-pl-holdings-principles-of-community-law [accessed October 26, 2021]

EU Judgment in Case C-109/20 (PL Holdings) on national arbitration agreements. *Insight EU Monitoring* (2021a), October 26, 2021, https://portal.ieu-monitoring.com/editorial/eu-judgment-in-case-c-109-20-pl-holdings-on-national-arbitration-agreements/ [accessed October 26, 2021]

Fouchard, C. & Thieffry, V. (2021). CJEU Ruling in Moldova v. Komstroy: the End of Intra-EU Investment Arbitration Under the Energy Charter Treaty (and a Restrictive Interpretation of the Notion of Protected Investment). *Kluwer Arbitration Blog*, September 7, 2021, http://arbitrationblog.kluwerarbitration-under-the-energy-charter-treaty-and-a-restrictive-interpretation-of-the-notion-of-protected-investment/ [accessed October 28, 2021]

Garcia, A. (2021). CJEU concludes that ad hoc arbitration agreements between EU investors and EU Member States are inconsistent with EU law. *Lexology*, November 4, 2021, https://www.lexology.com/library/detail.aspx?g=e5dc4201-43f5-41c3-b052-58572fd11be1 [accessed November 4, 2021]

Johansson, M. & Lagerlöf, E. et al. (2021). Arbitration proceedings between a Member State and an investor from another Member State further curtailed - the judgment of the EU Court of Justice in PL Holdings. *Lexology*, October 27, 2021, https://www.lexology.com/library/detail.aspx?g=78350fe7-26ae-48b2-9fdf-68a66e3a8583 [accessed November 4, 2021]

Korom, V. (2021). Is there Room to Hope for Non-Treaty-Based ISDS in the EU? Remarks on AG Kokott's Opinion in Case C-109/20 Poland v. PL Holdings. Kluwer Arbitration Blog, May

5, 2021, http://arbitrationblog.kluwerarbitration.com/2021/05/05/is-there-room-to-hope-for-non-treaty-based-isds-in-the-eu-remarks-on-ag-kokotts-opinion-in-case-c-109-20-poland-v-pl-holdings/ [accessed October 30, 2021]

Lawn, N. & Van Damme, I. et al. (2021). Case C-109/20: an ad hoc arbitration agreement cannot be used to circumvent an invalid arbitration clause in an intra-EU BIT. *Lexology*, November 4, 2021, https://www.lexology.com/library/detail.aspx?g=a263ae79-9802-4d8d-8e3b-1cf02877f064 [accessed November 4, 2021]

Lowther, J. (2020). Keeping Intra-EU ISDS Alive: The Supreme Court of Sweden Requests Preliminary Ruling from the CJEU on Validity of Arbitration Agreement in Light of Achmea Decision. *Kluwer Arbitration Blog*, March 5, 2020, <a href="http://arbitrationblog.kluwerarbitration.com/2020/03/05/keeping-intra-eu-isds-alive-the-supreme-court-of-sweden-requests-preliminary-ruling-from-the-cjeu-on-validity-of-arbitration-agreement-in-light-of-achmea-decision/[accessed October 28, 2021]

Quell, M. (2021). Top EU court finds arbitration deals between member states illegal. *Courthouse News Service*, October 26, 2021, https://www.courthousenews.com/top-eu-court-finds-arbitration-deals-between-member-states-illegal/ [accessed November 3, 2021]

Scherer, M. & Bassiri, N. et al. (2020). 'International Arbitration and the COVID-19 Revolution' (Part 1 of 2). *Kluwer Arbitration Blog*, October 8, 2020, http://arbitrationblog.kluwerarbitration.com/2020/10/08/international-arbitration-and-the-covid-19-revolution-part-1-of-2/ [accessed November 5, 2021]

Suătean, I. (2021). CJEU: Intra-EU arbitration under the ECT is incompatible with EU Law. *Filip and Company*, September 22, 2021, https://filipandcompany.com/cjeu-intra-eu-arbitration-under-the-ect-is-incompatible-with-eu-law/ [accessed November 3, 2021]

Suătean, I. & Diaconescu, C. (2021). CJEU: An ad-hoc arbitration agreement identical to an invalid BIT arbitration clause is incompatible with EU Law. *Business Review*, November 4, 2021, https://business-review.eu/business/legal/legal-op-ed-cjeu-an-ad-hoc-arbitration-agreement-identical-to-an-invalid-bit-arbitration-clause-is-incompatible-with-eu-law-224708 [accessed November 3, 2021]

Opinion 1/17 of the Court (Full Court), 30 April 2019, ECLI:EU:C:2019:341, https://curia.europa.eu/juris/document/document.jsf?docid=213502&doclang=EN

Croisant, G. (2019). Opinion 1/17 – The CJEU Confirms that CETA's Investment Court System is Compatible with EU Law. *Kluwer Arbitration Blog*, April 30, 2019, http://arbitrationblog.kluwerarbitration.com/2019/04/30/opinion-117-the-cjeu-confirms-that-cetas-investment-court-system-is-compatible-with-eu-law/ [accessed October 28, 2021]

European Parliament (2021). Legislative Train 10.2021. An Economy that Works for People. Investment Protection and Facilitation Framework 2020-9. *European Parliament*, https://www.europarl.europa.eu/legislative-train/theme-an-economy-that-works-for-people/file-an-investment-protection-and-facilitation-framework [accessed November 5, 2021]