

KING & SPALDING

Energy Newsletter



November 2015

INTERNATIONAL ARBITRATION

Renewable / Alternative Energy – Europe

Not Quite Left Out to Dry: Remedies Under International Investment Treaties Available to Renewable Energy Investors Harmed by Retroactive Legislative Changes

Christopher Smith and Amy Roebuck Frey

Favorable incentive programs previously encouraged foreign and domestic investment in European alternative energy projects. However, some European countries have retroactively modified these programs impairing these investments. This article explores international investment treaties as an avenue for some investors to recover their damages. [More »](#)

Asia

Dispute Resolution Options in Asia – Expanding the Menu: Arbitration, Mediation and Singapore’s New International Commercial Court

Simon Dunbar and Jia Lin Hoe

In recent years Hong Kong and Singapore have emerged as leading global centres for dispute resolution as a result of legislative changes, arbitration rules revisions, and the opening of new state-of-the-art facilities for mediation and arbitration. [More »](#)

PROJECT DEVELOPMENT AND FINANCE

LNG

Steady Regulations, Buyer Relationships Key Successful LNG Export Projects

Philip Weems and Kathryn Marietta

In an article originally published in the Oil & Gas Journal, Houston

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In The News

King & Spalding Advises on \$400-Plus Million Energy Joint Venture Financing [More »](#)

King & Spalding Advises IchorCoal on Takeover Bid for Universal Coal [More »](#)

King & Spalding partner Tim Engel will Co-Chair the Institute for Energy Law’s 14th Annual Energy Litigation Conference in Houston, Texas on November 5, 2015 at which partner Grant Nakayama will lead a panel discussing

partners Philip Weems and Kathryn Marietta identify the keys to success in developing LNG export projects by examining recent projects. [More »](#)

LNG - Asia

[Re-examining the Take-or-Pay Obligation in LNG Sale and Purchase Agreements](#)

Daniel R. Rogers and David Y. Phua

Long term LNG sale and purchase agreements have historically used the take-or-pay contract structure. The emergence of new and, often, less credit worthy buyers should cause sellers to examine the potential benefits of a cargo-by-cargo structure in these long term agreements. [More »](#)

ENVIRONMENTAL

Oil & Gas – U.S.

[Actual Data, Not Estimates, Are Needed for Informed Statements About Risk Associated with Radon in Natural Gas](#)

Lynn Kerr McKay and Bruce R. Hurley

A recent compendium of findings on the alleged harms of fracking and radon gas provides another opportunity for practitioners to emphasize the importance of using actual measurements rather than estimates to inform statements about risk. Past estimates were often unsupported or contrary to data, and generated artificial and inflated risks. [More »](#)

GOVERNMENT RELATIONS

Oil & Gas – U.S.

[House Votes to End 40-Year-Old Ban on the Export of Domestic Crude Oil](#)

Michael Andrews

The U.S. House of Representatives recently voted to end the 40-year-old ban on the export of domestic crude oil. The Senate will next consider the issue and President Obama has vowed to veto any bill that would end the ban. [More »](#)

REGULATORY

Power – Europe

[Reducing the Proportion of Nuclear Energy in France: The Legal Weaknesses of an Electoral Promise](#)

Ruxandra Lazar

In 2014, nuclear power generated more than 75% of France's energy. A new law now caps nuclear energy at no more than 50% and creates an

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uncertain mechanism for reducing the current level of nuclear energy. [More »](#)

Mining & Natural Resources – Africa

New Mining Code in Gabon to Give a Major Boost to Investments

Ruxandra Lazar

Gabon has recently enacted a new mining code with the purpose of encouraging investments into its mining industry. This article addresses the main feature of this new mining code. [More »](#)

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