



# Special Rapporteur on human rights and the environment

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## Annex 1: Twelve Largest Known ISDS Awards

### **Supplementary information to the report of the Special Rapporteur, David R. Boyd, on the issue of human rights obligations relating to the enjoyment of a safe, clean, healthy and sustainable environment to the General Assembly**

The following information is supplementary to the report of the Special Rapporteur on the issue of human rights obligations relating to the enjoyment of a safe, clean, healthy and sustainable environment to the General Assembly. It is available on the website of the Office of the High Commissioner for Human Rights

<https://www.ohchr.org/en/special-procedures/sr-environment/annual-thematic-reports>

**Annex 1: Twelve Largest Known ISDS Awards<sup>1</sup>**

<i>Case Name</i>	<i>Year</i>	<i>Applicable IIA</i>	<i>Amount Claimed (USD)</i>	<i>Amount Awarded (USD)</i>
Hulley Enterprises v Russia	2005	ECT	\$91.2 billion	\$50 billion (three related arbitration claims)
ConocoPhillips v Venezuela	2007	Netherlands-Venezuela BIT	\$30.3 billion	\$8.4 billion
Veteran Petroleum v Russia	2005	ECT	\$18.7 billion	\$8.2 billion
Process and Industrial Development v Nigeria	2012	Private contract between Process & Industrial Development and Nigeria	\$8.6 billion	\$6 billion
Tethyan Copper v Pakistan	2012	Australia-Pakistan BIT	\$8.5 billion	\$5.8 billion <sup>2</sup>
Repsol v Argentina	2012	Argentina-Spain BIT	\$10.5 billion	\$5.0 billion <sup>3</sup>
Eureko v Poland	2003	Netherlands-Poland BIT	\$10.0 billion	\$4.4 billion <sup>4</sup>
Unión Fenosa v Egypt	2014	Egypt-Spain BIT	\$3.2 billion	\$2.0 billion
Yukos Universal v Russia	2005	ECT	\$4.1 billion	\$1.8 billion
Occidental v Ecuador (II)	2006	Ecuador-USA BIT	\$1.0 billion	\$1.8 billion
Vattenfall v Germany (II)	2012	ECT	\$5.1 billion	\$1.7 billion <sup>5</sup>
Mobil and others v Venezuela	2007	Netherlands-Venezuela BIT	\$14.7 billion	\$1.6 billion

<sup>1</sup> Table adapted and updated from Lea Di Salvatore, *Investor-State Disputes in the Fossil Fuel Industry* (Winnipeg: International Institute for Sustainable Development, 2021).

<sup>2</sup> Award includes \$4.1 billion in damages plus interest for total of \$5.8 billion.

<sup>3</sup> This amount was reached through settlement.

<sup>4</sup> This amount was reached through settlement.

<sup>5</sup> This amount was reached through settlement.