

## INTERNATIONAL TRADE REGULATION

2014

Michael Trebilcock

**VOLUME 1****1) The Evolution of Trade Theory and Policy**

Michael J. Trebilcock, *Understanding Trade Law*, (Edward Elgar, 2011) (hereinafter Trebilcock *op. cit.*), Chapter 1

Michael Trebilcock, "Searching for Hope: The Countries that Globalization Has Left Behind" (2008) 46 *Canadian Business Law Journal*: 184-98 1 – 1

Michael Trebilcock, "Critiquing the Critics of Economic Globalization" (2005) 1:1-2 *J Intl L & Int Rel* 213. 1 – 8

Dani Rodrik, *The Globalization Paradox*, (W.W. Norton & Company, Inc., 2011), Chapter 12. 1 – 35

**2) Dispute Settlement and Institutional Infrastructure**

Trebilcock, *op. cit.*, Chapter 2

Kara Leitner and Simon Lester, "WTO Dispute Settlement 1995-2013: A Statistical Analysis," 17:1 *Journal of International Economic Law* (2014): 191-201. 2 – 1

WTO, "Understanding on Rules and Procedures Governing the Settlement of Disputes," in *The WTO Dispute Settlement Procedures* (Geneva: World Trade Organization, August 1995) 2 – 12

Joost Pauwelyn, "The Transformation of World Trade" 104 *Michigan Law Review* (2005): 1-65. 2 – 32

**3) Non-Discrimination: The Most Favoured Nation Principle and Preferential Trade Agreements**

Trebilcock, *op. cit.*, Chapters 3 and 4

WTO, *European Communities – Conditions for the granting of Tariff Preferences to Developing Countries*, Report of the Appellate Body (2004) [EU-India dispute] 3 - 1

Adrian M Johnston & Michael J. Trebilcock, “The Proliferation of Preferential Trade Agreements: The Beginning of the End of the Multilateral Trading System?” in Stephan Schill, ed, *Preferential Trade and Investments* (Baden – Baden: Nomos, 2013), pp. 243 – 267. 3 – 42

#### **4) Non-Discrimination: The National Treatment Principle**

Trebilcock, *op. cit.*, Chapter 5

WTO, *Japan – Taxes on Alcoholic Beverages*, Edited Appellate Body Report (1996). 4 – 1

WTO, *European Communities – Measures Affecting Asbestos and Asbestos Containing Products*, Edited Appellate Body Report (2000), paras. 1-154. 4 – 14

#### **5) Anti-Dumping Laws**

Trebilcock, *op. cit.*, Chapter 6

WTO, *United States - Continued Dumping and Subsidy Offset Act of 2000*, Appellate Body Report Summary (2002). 5 – 1

WTO, *United States - Continued Dumping and Subsidy Offset Act of 2000*, Recourse to Arbitration by the United States under DSU Article 22.6 Summary (2004). 5 – 17

#### **6) Subsidies and Countervailing Duties**

Trebilcock, *op. cit.*, Chapter 7

Andrew Green and Michael Trebilcock, "The Enduring Problem of World Trade Organization Export Subsidies Rules," in Kyle Bagwell, George Bermann, and Petros C. Mavroidis, eds., *Law and Economics of Contingent Protection in International Trade*, (New York: Cambridge University Press, 2010): 116-169. 6 - 1

*Certain Softwood Lumber Products from Canada*, Decision of the Binational Panel of Remand (1993) 6 – 27

*Certain Softwood Lumber Products from Canada*, Extraordinary Challenge Committee (1994), views of Dissenting Member Wilkey 6 – 46

“Indepth: Softwood Lumber Dispute,” *CBC News Online* (28 April 2006), [http://www.cbc.ca/news/background/softwood\\_lumber/](http://www.cbc.ca/news/background/softwood_lumber/). 6 - 51

Karen Cross, “King Cotton, Developing Countries and the ‘Peace Clause’: The WTO’s *US Cotton Subsidies* Decisions,” 9 *Journal of International Economic Law* (2006): 149-195. 6 – 56

Brendan McGivern, *WTO Appellate Body Report: United States – Subsidies on Upland Cotton*, Summary (2008). 6 – 103

## **VOLUME 2**

### **7) Safeguards and Adjustment Assistance**

Trebilcock, *op. cit.*, Chapter 8

A. Sykes, “The Persistent Puzzles of Safeguards: Lessons from the Steel Dispute” 2004 *7 Journal of International Economic Law* 523. 7 – 1

WTO, *United States – Safeguard Measures on Imports of Fresh, Chilled, and Frozen Lamb Meat from New Zealand and Australia*, Report of the Appellate Body (2001) 7 – 26

### **8) Trade in Agriculture**

Trebilcock, *op. cit.*, Chapter 9

Thomas Schoenbaum, “Fashioning a new regime for agricultural trade: new issues and the global food crisis” 14:3 *Journal of International Economic Law* (2011): 593 – 611. 8 – 1

Robert Wolfe, “The special safeguard fiasco in the WTO: the perils of inadequate analysis and negotiation” 8:4 *World Trade Review* (2009): 517 – 544. 8 – 20

### **9) Trade in Services**

Trebilcock, *op. cit.*, Chapter 10

Simon Lester et al., *World Trade Law: Text, Materials and Commentary* (Portland: Hart Publishing 2008), 597-631. 9 – 1

WTO, *GATS — Fact and Fiction* (2001), a booklet published by the WTO Secretariat 9 – 19

WTO, *United States - Measures Affecting the Cross-Border Supply of Gambling and Betting Services: Recourse to Article 21.5 of the DSU by Antigua and Barbuda*. Report of the Appellate Body, sections 1-2.2, 6. 9 – 36

### **10) Trade-Related Intellectual Property Rights (TRIPS)**

Trebilcock, *op. cit.*, Chapter 12.

WTO, *Canada-Patent Protection of Pharmaceutical Products*, Report of Panel (2000) 10 – 1

- WTO – “*Declaration on the TRIPS Agreement and Public Health*,” *Ministerial Declaration*, WT/MIN (01)/DEC/W/2, 14 November 2001 10 – 31
- WTO – “*Implementation of paragraph 6 of the Doha Declaration on the TRIPS Agreement and public health*,” *Decision of the General Council*, WT/L/540, 8/30/2003. 10 – 33
- Alan Sykes, “TRIPS, Pharmaceuticals, Developing Countries and the Doha ‘Solution,’” *Chicago Journal of International Law* 3 (2002): 47-68. 10 – 38
- Peter Drahos and John Braithwaite, *Information Feudalism* (New York: New Press, 2003) 137-149. 10 – 50

### **VOLUME 3**

#### **11) Trade-Related Investment Measures (TRIMS)**

- Trebilcock, *op. cit.*, Chapter 11.
- Elhanan Helpman, *Understanding Global Trade* (Cambridge, Massachusetts: The Belknap Press of Harvard University Press, 2011) 126-165. 11 – 1
- Stephen Clarkson, “Systemic or Surgical? Possible Cures for NAFTA’s Investor-State Dispute Process,” *Canadian Business Law Journal* 36 (2002): 368-87. 11 – 21
- Julie Soloway, “NAFTA’s Chapter 11: Investor Protection, Integration, and the Public Interest” in John Kirton & Peter Hajnal, eds., *Sustainability, Civil Society and International Governance: Local, North American and Global Contributions* (Ashgate: Hampshire 2006): 137-176. 11 – 31
- Chris Tollefson, “NAFTA’s Chapter 11: The Case for Reform” in John Kirton & Peter Hajnal, eds., *Sustainability, Civil Society and International Governance: Local, North American and Global Contributions* (Ashgate: Hampshire 2006): 177-190. 11 – 50

#### **12) Trade, Health and Safety**

- Trebilcock, *op. cit.*, Chapter 13.

Cary Coglianesse, et al, “Consumer Protection in an Era of Globalization,” in Cary Coglianesse et al, eds., <i>Import Safety: Regulatory Governance in the Global Economy</i> , (Philadelphia: University of Pennsylvania Press, 2009): 3-21.	12 – 1
Tracy Epps and Michael J. Trebilcock, “Import Safety Regulation and International Trade,” in Cary Coglianesse, Adam Finkel, and David Zaring, eds., <i>Import Safety: Regulatory Governance in the Global Economy</i> , (Philadelphia: University of Pennsylvania Press, 2009): 69-87.	12 – 11
WTO, <i>EC Measures Concerning Meat and Meat Products (Hormones)</i> , Report of the Appellate Body (1997).	12 – 21
Brendan McGivern, “WTO Appellate Body Report: United States – Continued Retaliation in the Hormone Dispute,” (October 2008).	12 – 75
WTO, <i>United States - Measures Affecting the Production and Sale of Clove Cigarettes</i> , Appellate Body Report Summary (2012)	12 – 82
WTO, <i>United States- Measures Concerning the Importation, Marketing and the Sale of Tuna and Tuna Products</i> , Appellate Body Report Summary (2012).	12 – 108
WTO, <i>United States- Certain Country of Origin Labelling (COOL) Requirements</i> , Appellate Body Report Summary (2012).	12 – 131

### **13) Trade and the Environment**

Trebilcock, <i>op. cit.</i> , Chapter 14.	
WTO, <i>United States – Import Prohibition of Certain Shrimp and Shrimp Products</i> , Edited Report of the Appellate Body (1998).	13 – 1
WTO, <i>United States – Import Prohibition of Certain Shrimp and Shrimp Products</i> , Recourse to Article 21.5 of the DSU by Malaysia (2002), paras. 1-11 and 79-154.	13 – 38
WTO, <i>Brazil – Measures Affecting Imports of Retreaded Tyres</i> , Report of the Appellate Body (2007).	13 – 76
WTO, <i>European Communities - Measures Prohibiting the Importation and Marketing of Seal Products</i> , Appellate Body Report Summary (2014)	13 – 139

### **Appendix**

The General Agreement on Tariffs and Trade	A – 1
--	-------