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Wto Agreements
The Marrakesh
**The Wto
Agreements
The
Marrakesh
Agreement
Establishing
The World
Trade
Organization**
And
Its Annexes

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And Its
The Mahabesh
Annexes

This book provides an in-depth analysis of "Mega-Regionals", the new generation of trans-regional free-trade agreements (FTAs) currently under negotiation, and their effect on the future of international

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The Marrakesh Agreement
economic law. The
main focus centres on
the EU-US
Establishing The
Transatlantic Trade
World Trade
and Investment
Organization And
Partnership (TTIP),
the Trans-Pacific
Partnership (TPP)
and the EU-Canada
Comprehensive
Economic and Trade
Agreement (CETA),
but the findings are
also applicable to

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The Marrakesh Agreement under negotiation, such as the Regional Comprehensive Economic Partnership (RCEP). The specific features of Mega-Regional Trade Agreements raise a number of issues with respect to their potential effect on the current system of international trade

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and investment law.

These include the

consequences of

Mega-Regionals for

the most-favoured-

nation (MFN)

principle, their relation

to the multilateral

system of the World

Trade Organization

(WTO), their

democratic legitimacy

and their interaction

with existing bilateral

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investment treaties
(BITs). The book is
intended for
academics and
practitioners working
in the field of
international
economic law.

This book was first
published in 2006.
The case law of the
World Trade
Organization is now
extensive, running

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into over one hundred cases and thousands of pages. The interpretative process involved in this jurisprudence constitutes a form of legislative activity, and is therefore of great significance not only to the parties to disputes, but to the membership of the WTO. Qureshi sets

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out here to identify
some of the
underlying problems
of interpreting WTO
agreements, within
the context of different
issues, problems,
objectives and
disciplines, and to
comprehensively
examine the
underlying conditions
for the interpretation
of WTO agreements.

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He focuses on: the apparatus of interpretation in the WTO; the manner of interpreting institutional norms, national measures, and exceptions; the manner of facilitating the development objective; the manner of reconciling conflicting norms through interpretation;

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and finally the manner
of interpreting the
trade remedies
agreements. Various
perspectives on
interpretation are
proffered, particularly
that of justice and
development.

This is primarily a
textbook for graduate
and upper-level
undergraduate
students of law.

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However, practising lawyers and policy-makers who are looking for an introduction to WTO law will also find it invaluable. The book covers both the institutional and substantive law of the WTO. While the treatment of the law is often quite detailed, the main aim of this

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textbook is to make clear the basic principles and underlying logic of WTO law and the world trading system. Each section contains questions and assignments, to allow students to assess their understanding and develop useful practical skills. At the end of each chapter

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there is a helpful
summary, as well as
an exercise on
specific, true-to-life
international trade
problems.

On 1 January 1995
the Marrakesh
Agreement
Establishing the
World Trade
Organization entered
into force. As well as
the Marrakesh

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Agreement

Establishing the
World Trade
Organization and the
four plurilateral trade
agreements annexed
to that Agreement,
this volume is
concerned with the
instruments drawn up
by the Members of
the World Trade
Organization or drawn
up under their

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auspices since the
inception of the
Organization. The
Director-General of
the Organization, in
his capacity as
depository, informs
the Members and the
governments
concerned of the
signatures affixed, of
the receipt of
instruments of
ratification,

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acceptance,
accession, and
withdrawals, of the
entry into force of the
instruments, and of
the various relevant
notifications,
communications,
declarations or
reservations received
by him concerning the
legal instruments. The
present volume
represents a

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The Marrakesh consolidated compilation of these data for each instruments. The instruments are generally numbered in the chronological order in which they were concluded. They are classified under 5 chapter headings. Within each chapter, they are generally listed in chronological

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The Marrakesh
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order of their
conclusion.

The Standard of
Review in WTO

Dispute Settlement

A Handbook on

Reading WTO Goods
and Services

Schedules

Institutional

Development and

Reform

The Oxford Handbook
on The World Trade

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Organization
The World Trade
Organization
WTO Analytical Index:
Marrakesh Agreement
Establishing the
World Trade
Organization
Contains the
complete and
official texts of the
WTO Agreements,
collated in one

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The Marrakesh
volume.

This book
establishes a
framework for
analysis of the
institutional and
normative
character of the
WTO by locating
the organization in
a broader theory of
international

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institutional law
and in determining
the basis for the
conferral and
exercise of powers
in relation to its
executive,
legislative and
adjudicative
functions. The
WTO is also read
as an international

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regime in order to
go beyond its
formal legal and
constitutional
bases and to
observe the
Members' practice
in the context of
the former semi-
institutionalised
GATT treaty
regime with which

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it retains strong links. WTO decision-making, which underpins and informs its institutional and normative acts, is analysed in order to better understand the dynamics of the organization.

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The Marrakesh
Normative
Agreement
developments in
Establishing The
the WTO are
World Trade
reviewed from the
Organization And
perspective of the
Its Annexes
creation,

maintenance and
revision of legally
binding and non-
binding or 'soft' law
norms, in the
sense of

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principles, rules
and standards
contained in
primary treaty
rules, which set
out the rights and
obligations of the
Members, and
subsidiary rule-
making activity by
WTO bodies.

Regional Trade

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Agreements
(RTAs) have
proliferated at an
unprecedented
pace since the
creation of the
World Trade
Organization
(WTO). Although
the WTO legally
recognizes
countries'

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entitlement to form RTAs, neither the WTO nor parties to RTAs have an unequivocal understanding of the relationship between the WTO and RTAs. In other words, the legal controversies, the result of

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uncertainty regarding the application of the WTO/GATT laws, risk undermining the objectives of the multilateral trade system. This research tackles a phenomenon that is widely believed to be heavily

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economic and
Agreement
political. It
Establishing The
highlights the
World Trade
economic and
Organization And
political aspects of
Its Annexes
regionalism, but
largely
concentrates on
the legal
dimension of
regionalism. The
main argument of

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the book is that the first step to achieving harmony between multilateralism and regionalism is the identification of the legal uncertainties that regionalism produces when countries form RTAs without

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taking into account
the substantive
and procedural
aspect of the
applicable WTO/
GATT laws. The
book calls for the
creation of a legal
instrument (i.e.
agreement on
RTAs) that
combines all of the

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applicable law on RTAs, and simultaneously clarifies the legal language used therein. Likewise, the WTO should have a proactive role, not merely as a coordinator of RTAs, but as a watchdog for the

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multilateral system
that has the power
to prosecute
violating RTAs.

The author is
aware that political
concerns are top
priorities for
governments and
policy makers
when dealing with
the regionalism

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Agreement
problematic.

Hence, legal
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solutions or
proposals are not
sufficient to create
a better

international trade
system without the
good will of the
WTO Members
who are, in fact,
the players who

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are striving to craft
more regional
trade
arrangements.

This is the official
World Trade
Organization
(WTO) certified
text of the Protocol
of Accession
negotiated by
China to become a

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The Marrakesh Agreement
member of the
WTO. The
document provides
all the terms,
commitments and
conditions

accepted by China
for membership in
the WTO. The
Protocol includes
detailed schedules
on market access

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conditions to
China for trade in
both Goods and
Services. This
book is intended
for trade

specialists and for
business users
who need to know
the market access
conditions granted
by China for trade

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The Marrakesh
Agreement
in every category
of Goods and
Services.
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Law

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WTO Status of
Legal Instruments
2006

Problems and
Perspectives
Interpreting WTO
Agreements

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Legitimacy,
Democracy, and
Community in the
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Regulating Health
and Environmental
Risks Under WTO
Law

***The WTO dispute
settlement
system is***

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unusually
Agreement
strong but not
Establishing The
necessarily
World Trade
unique. How the
Appellate Body
reads the WTO
It Means
covered
agreements is
not a matter of
WTO law, it is
a technique of
general
international

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The Marrakesh
**Law. The
Appellate Body
formulates its
interpretation
from within its
function in the
WTO institution
as a juridical
body. This book
explains how
the Appellate
Body approaches
the**

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The Marrakesh
*interpretation
of the WTO
covered
agreements, and
contributes to
a more general
understanding
of how treaties
are interpreted
in practice. It
is as much
about general
international*

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***law as it is
about WTO law.
Includes text
of agreement
establishing
the WTO, an
explanation
designed to
help the user
understand the
text and some
supplementary
material.***

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*'Applying the
proper standard
of review has
been a vexing
issue for WTO
panels and
Members alike.
As in national
systems, the
degree to which
the reviewing
body (here the
panel) defers*

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The Marrakesh
to the
investigating
authority is
frequently
controversial.
Dr. Becroft has
provided a
thorough
analysis of the
WTO
jurisprudence
to date,
identified the

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***shortcomings of
the present
approach and
offered a
thoughtful
series of
recommendations
for formulating
a new and
better standard
of review.'***

***David A. Gantz,
The University***

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of Arizona, US
'Ross Becroft
has produced a
solid monograph
which adds to
the existing
literature on
the correct
standard of
review to be
applied by a
WTO panel.
Becroft's work

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The Marrakesh
is well-
Agreement
research and
Establishing The
written and his
World Trade
analysis is str
Organization And
aight-forward
Annexes
land
comprehensive.
His call for a
new standard of
review is well
thought out,
creative and
feasible.

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*Becroft's book
is recommended
reading for
those
interested in
the workings
and decision-
making in WTO
dispute
settlement.'*
*Bryan Mercurio,
The Chinese
University of*

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Agreement
**Hong Kong 'This
is an important
book and should
be considered
to be on the
required**

**reading list of
anyone**

**professionally
involved in
dispute**

**settlement at
the WTO. The**

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and
***standard of
review is at
the core of the
dispute
settlement
process and
Ross Becroft
has made a
major
contribution
with his
comprehensive
and insightful***

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*The Marrakesh
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Organization. And*

*Andrew Stoler,
Executive
Director,
Institute for
International
Trade and
former WTO
Deputy Director-*

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Its Functions
**General This
detailed book
critiques how
the World Trade
Organization
scrutinizes
domestic
measures to
determine
compliance with
the WTO
Agreements.
This scrutiny,**

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The Marrakesh
Agreement
Establishing The
World Trade
Organization And
WTO Panels are
examining
measures
involving
controversial
domestic policy
issues. The
author argues

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The Marrakesh
Agreement

Establishing The
World Trade
Organization And

Its Functions
**that the
current WTO
standard of
review is
inadequate and
a flexible**

**standard based
on the responsi
bilities that
WTO members
have retained
for themselves
under the WTO**

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***The Marrakesh
Agreement
is preferable.***

***This new
standard of
review would
better reflect
the autonomy
contemplated
for members
under the WTO
rules and
reduce scope
for the***

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Its Rules
**contention that
the WTO
overreaching
its mandate.
This work
provides a
foundation for
mediating
relations
between states
and the WTO,
and similar
international**

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*organisations.
It will be of
great interest
to scholars and
practitioners
in the fields
of law and
international
relations with
an interest in
international
economic law,
the WTO or*

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The Marrakesh
Agreement
*international
organisations
in general.*

*Nation states
have long and
successfully
claimed to be
the proper and
sovereign forum
for determining
a country's
international
economic*

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Agreement
policies.

*Increasingly,
however,
supranational
and non-*

*governmental
actors are
moving to the
front of the
stage. New
forms of
multilateral
and global*

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*policy-making
have emerged,
including The
states and
national admini
strations, key
international
organizations,
international
conferences,
multinational
enterprises,
and a wide*

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The Marrakesh

***range of
transnational
pressure groups
and NGOs that
all claim their***

share in

exercising

power and

influence on

international

and domestic

policy-making.

In honour of

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The Marrakesh
Agreement
**Professor
Mitsuo**

**Matsushita's
intellectual
contributions
to the field of
international
economic law,
this volume
reflects on the
current state
and the future
of**

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The Marrakesh
Agreement
***international
economic law.***

***The book
addresses a
broad spectrum***

***of themes in
contemporary
international
economic***

***regulations and
focuses***

***specifically on
the significant***

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areas of
Agreement
Professor
Matsushita's
scholarship,
including the
rise of the
soft-law
mechanism in
international
economic
regulation, the
role of the WTO
and dispute

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*the Marrakesh
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**settlement, and
specific areas
such as
competition,
subsidies, anti-
dumping,
intellectual
property, and
natural
resources. Part
one of the
volume provides
a comprehensive**

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The Marrakesh
*and critical
analysis of the
rule-based
international
dispute
settlement
mechanisms;
Part two
investigates
the normative
influences to
and from WTO
law; and Part*

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**three focuses
on policy and
law-making
issues.**

**A Critical
Analysis of the
SPS Agreement
Rethinking the
World Trade
Order
Mega-Regional
Trade
Agreements**

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***What's Wrong
with the WTO
and How to Fix
It***
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A Collection of
the Relevant
Legal Texts
***Patents in the
Pharmaceutical
Area***

The third edition of
The WTO Dispute
Settlement

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Procedures collects together the treaty texts, decisions and agreed practices relating to the procedures that apply in the settlement of WTO disputes. It affords ready answers to technical questions relating to matters such as: how disputes are

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initiated and
conducted,
including at the
appellate stage;
what deadlines
apply and how to
calculate them;
what rules of
conduct bind
individuals
involved in WTO
dispute settlement;
and what rules of
procedure apply to

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Agreement
meetings of the
Dispute Settlement
Body. This highly
practical work,
which includes
cross-references
and a subject
index, will prove
invaluable to
anyone working in
WTO dispute
settlement,
including lawyers,
civil servants

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The Marrakesh Agreement
working in the field
of trade,
economists,
academics and
students. This
edition has been
fully updated to
take account of
revised rules and
procedures.

"The jurisprudence
of the World Trade
Organization (WTO)
is replete with

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The Marrakesh Agreement references to Articles 31-2 of the Vienna Convention (VC) on the Law of Treaties. This gospel for interpretation is often the starting-point of judgments in the WTO. Its use in the WTO became established with the Appellate Body (AB) decision in the

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US-Gasoline case
wherein it was
pointed out that
the general rule of
interpretation set
out in Article 31 of
the VC had
attained the status
of a rule of
customary or
general
international law.
As such, it forms
part of the

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The Marrakesh
Agreement
'customary rules of
interpretation of
public international
law' which the
Appellate Body has
been directed, by
Article 3(2) of the
DSU

[Understanding on
Rules and
Procedures
Governing the
Settlement of
Disputes], to apply

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in seeking to clarify
the provisions of
the General
Agreement and the
other 'covered
agreements' of the
Marrakesh

Agreement

Establishing the

World Trade

Organization ...

That direction

reflects a measure
of recognition that

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The Marrakesh
the General
Agreement is not
to be read in
clinical isolation
from public
international law.
(Footnotes

omitted) This
statement is often
religiously cited in
other WTO cases"--
The last sixty years
witnessed an
unprecedented

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Agreement

expansion of
international trade.

Establishing The
World Trade

General Agreement
on Tariffs and

Trade and later by
the World Trade

Organization (WTO)

has proved to be
an efficient

instrument for the
elimination of trade

and tariff barriers.

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Agreement
This process
coincided with
increased national
regulatory controls,
which were
particularly visible
in the area of risk
regulation.

World Trade
Organization And
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Governments,
responding to the
demands of their
domestic
constituencies,
have adopted a

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The Marrakesh
Agreement
wide range of
regulatory

measures aimed at
protecting the
environment and
human health.

Although, for the
most part, the new
regulatory
initiatives served
legitimate
objectives, it has
also turned out
that internal

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The Marrakesh Agreement
measures might become an attractive vehicle for protectionism, taking the place that was traditionally occupied by tariff barriers.

Regulating Health and Environmental Risks under the WTO Law examines the WTO

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The Marrakesh
Agreement on the
Application of
Sanitary and
Phytosanitary
Measures (SPS
Agreement). In
which it is an
attempt by the
international
community to limit
possible abuses
while assuring WTO
Members of an
extensive margin

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The Marrakesh Agreement of regulatory discretion. The central problem that the book tackles is whether the system established by the SPS Agreement can address the existing and potential challenges of a new interdependent

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world. In answering this question, the author provides a comprehensive and critical examination of the substantive provisions of the Agreement and corresponding case law. In this context, the book particularly focuses on two issues: the consistency in the

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interpretation of
the SPS Agreement
and the
appropriateness of
its various
requirements. This
analysis leads the
author to conclude
that despite some
interpretative
failures of SPS case
law, the system
established by the
SPS Agreement

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The Marrakesh Agreement seems to provide an effective solution for the supervision of domestic SPS measures.

This handbook provides a holistic understanding of what the World Trade Organization does, how it goes about fulfilling its tasks, its

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Achievements and
Problems, and How
It Might Contend
With Some Critical
Challenges.
A Comprehensive
Approach
Towards a Better
Legal
Understanding of
the Role of
Regionalism in the
Multilateral Trade
Regime

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Facilitating Access
to Books for Print-
Disabled
Individuals
An Institutional And
Normative Analysis
of the World Trade
Organization

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Agreement
Protocol on the
Accession of the
People's Republic
of China to the
Marrakesh
Organization And
Its Annexes
Establishing the
World Trade
Organization:
Volume 1

This publication
contains the text of the
WTO's founding
agreement, the 1994

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The Marrakesh Agreement
Establishing the World
Trade Organization, and
its Annexes, including
all amendments and
additions since its entry
into force until

September 2017. These
include an amendment
to the WTO's
intellectual property
agreement (TRIPS
Agreement) aimed at
improving developing

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The Marrakesh
countries' access to
Agreement
medicines, the WTO's
Trade Facilitation
The
Agreement, which
entered into force in
Organization And
February 2017, an
its Annexes
amendment adopted in
July 2017 to extend the
frequency of peer
review periods under the
Trade Policy Review
Mechanism as of 2019,
and the amended
Government

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The Marrakesh
Procurement

Agreement. This
publication updates and
replaces The Legal
Texts: The Results of
the Uruguay Round of
Multilateral Trade
Negotiations, which was
first printed in 1994.

"First published by the
World Trade
Organization
1996"--T.p. verso.

This book is about how

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The Marrakesh Agreement
Establishing The
World Trade
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Its Annexes

the WTO functions as a public organization. It analyzes and evaluates the WTO from a public administration perspective which is absent from the current debate on WTO reforms dominated by the traditional view that only nation states matter, not international organizations.

Partial contents:

Page 94/157

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The Marrakesh
Agreement
Includes texts of all
multilateral agreements
on trade in goods.

Text, Cases and
Materials
World Trade
Organization And
Its Annexes
WTO Ministerial
Conferences

The Results of the
Uruguay Round of
Multilateral Trade
Negotiations

Key Outcomes
Uruguay Round of
Multilateral Trade

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Negotiations: Marrakesh
Agreement Establishing
the World Trade
Organization. Annex
1A, Multilateral
agreements on trade in
goods (cont.)
The TRIPS Agreement
Implementation in
Brazil
WTO Ministerial
Conferences: Key
Outcomes contains

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all the key outcomes
from WTO

Ministerial

Conferences since

the organization

was established in

1995. Covering

eleven Ministerial

Conferences held

between 1996 and

2017, the key

outcomes include

Ministerial Decisions

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The Marrakesh
and Declarations as
Agreement
well as
Establishing The
Chairpersons'
World Trade
statements. This
Organization And
publication also
In Annex
reproduces relevant
ministerial outcomes
of the Uruguay
Round adopted in
connection with the
establishment of the
WTO. This
publication

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The Marrakesh Agreement
complements The
WTO Agreements,
recently published
by Cambridge
University Press
and the WTO, which
contains the
Marrakesh
Agreement
Establishing the
WTO and its
Annexes.

Diese Studie liefert

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The Marrakesh
Agreement
Establishing The
World Trade
Organization And
The Agreement
eine Analyse der
brasilianischen
Patentrechts, das
sich im Einklang mit
den Vorgaben des
Übereinkommens
über
handelsbezogene
Aspekte der Rechte
des geistigen
Eigentums (TRIPS)
befindet. Der Leser
erhält detaillierte

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Kenntnisse über das
brasilianische
System der Patente
im
pharmazeutischen
Bereich. In

englischer Sprache.
This is a detailed
guide to reading
WTO Schedules of
Commitments for
Goods and
Services.

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Written by a team of leading scholar/practitioners including a former Appellate Body member, PhD economist and former WTO Secretariat Lawyer, International Trade Law covers all aspects of WTO law. Appropriate for

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The Marrakesh Agreement
Establishing The
World Trade
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Its Agreements

a two- to three-hour international trade course, the third edition covers trade in goods, services, and intellectual property, in 22 succinct chapters of around 30 pages, carefully excerpting leading cases, providing basic introductions,

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The Marrakesh Agreement
probing questions
and real life
Establishing The
problems. This book
World Trade
balances positive
Organization And
perspectives, mixing
legal texts and
panel/Appellate
Body decisions with
analysis of
economic and policy
challenges faced by
the international

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The Marrakesh
trading system. The
Agreement
Third Edition has
Establishing The
been updated to
World Trade
include recent
Organization And
political and
Its Annexes
economic events,
issues and policy
debates, and
supplements new
developments in
case law with
additional questions
and a revised

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Kuala Lumpur

Teacher's Manual.
Hallmark features of
International Trade
Law: Prepared by
three leading WTO
scholars providing
a balanced
international and
methodological
perspective Up-to-
date, discriminating
case selection
presents both

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The Marrakesh Agreement
classic cases and recent doctrine □
Establishing The
Contextualizes
World Trade
Organization And
issues with insights
into key economic
factors at work □ Key
WTO cases are
edited and
presented to
illustrate and teach
central concepts
and doctrine □

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The Marrakesh Agreement

Illuminating introductory and explanatory material throughout □ Helpful summaries of key teaching points are included in each chapter □ Well-crafted questions stimulate class discussion on policy issues □

Manageable length

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for two- and three-
credit courses □

Adaptable to The
World Trade
Organization And

international trade □

Comprehensive
Teachers Manual
with answers to
questions as well as
teaching

suggestions, tips,
and supplementary

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Agreement

material appropriate
for class discussion

□ Complemented by
a thorough and up-
to-date documents

supplement The

Third Edition has
been revised to

include: □ Third

author added:

Jennifer Hillman,

former member of

the WTO Appellate

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The Marrakesh
Agreement
Body and the US
International Trade
Commission, now
Professor at

Georgetown Law ▯

Major revision of
trade remedy
chapters (dumping,
subsidies,
safeguards) with
new hands-on
practical problems ▯

Completely revised

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chapter on technical
barriers to trade
(TBT) taking
account of new
jurisprudence
post-2012 (US v
Clove Cigarettes,
US - Tuna II, US v
COOL, EC v Seal) v
New text on
post-2008 trade
collapse, global
value chains v

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Updated statistics
on WTO dispute
settlement, free
trade agreements,
developing
countries ☐

Discussion of 2015
US Trade Promotion
Authority, mega-
regionals including
TPP and TTIP, 2014
Trade Facilitation
Agreement ☐

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Includes summaries
of new, major cases
such as Canada

Feed-in Tariff, EC

Seal, Peru

Agricultural

Products, China

Rare Earths

Doha 10 November

2001

Status of Legal

Instruments

instruments

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The Marrakesh
juridiques reprenant
les résultats des
Négociations
commerciales du
Cycle d'Uruguay
faits à Marrakech le
15 avril 1994
Understanding the
WTO
The Law and Policy
of the World Trade
Organization
Négociations

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The Marrakesh
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multilatérales du
Cycle d'Uruguay

**The History
and Future of
the World
Trade
Organization
is a
comprehensiv
e account of
the economic,**

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**political and
legal issues
surrounding
the creation of
the WTO and
its evolution.**

**Fully
illustrated
with colour
and black-and-
white photos
dating back to**

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**the early days
of trade
negotiations,
the
publication
reviews the
WTO's
achievements
as well as the
challenges
faced by the
organisation,**

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**and identifies
the key
questions that
WTO members
need to
address in the
future. The
book
describes the
intellectual
roots of the
trading**

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system,
Agreement
membership of
Establishing The
the WTO and
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the growth of
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trade
community,
trade
negotiations
and the
development
of coalitions

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among the
membership,
and the WTO's
relations with
other
international
organisations
and civil
society. Also
covered are
the
organisation's

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**robust dispute
settlement
rules, the
launch and
evolution of
the Doha
Round, the
rise of
regional trade
agreements,
and the
leadership and**

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**management
of the WTO.
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idge University
Press**

**The Marrakesh
Treaty to
Facilitate
Access to
Published
Works for**

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**Persons Who
Are Blind,
Visually
Impaired, or
Otherwise
Print Disabled
is a watershed
development
in the fields of
intellectual
property and
human rights.**

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**As the first
international
legal
instrument to
establish
mandatory
exceptions to
copyright, the
Marrakesh
Treaty uses
the legal and
policy tools of**

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**copyright to
advance
human rights.
The World
Blind Union
Guide to the
Marrakesh
Treaty offers a
comprehensiv
e framework
for
interpreting**

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**the Treaty in
ways that
enhance the
ability of print-
disabled
individuals to
create, read,
and share
books and
cultural
materials in
accessible**

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**formats. The
Guide also
provides
specific recom
mendations to
government
officials,
policymakers,
and disability
rights
organizations
involved with**

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**implementing
the Treaty's
provisions in
national law.**

**What is the
World Trade
Organization?
Has it become
a type of a
"constitution"?
Will it curb
international**

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The Marrakesh
**trade
discrimination
and open up
markets for
developing
countries, or
will it prevent
States from
choosing the
economic
systems they
want? This**

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The Marrakesh
book
untangles
debates about
constitutionalization and
argues that
the WTO is
not, and
should not, be
described as a
constitution
by the

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**standards of
any
conventional
definition, or
by the lights
of any**

**constitution to
which we
ought to
aspire. Under
current
models, a cons**

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**stitutionalized
WTO may
curtail the
ability of
states to
decide
matters of
national
economic
interest. The
risk is an
emphasis**

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The Marrakesh

upon

economic

goals and free

trade theory

over other

social values.

Instead, Cass

argues that

what is

needed, is a co

nstitutionalize

d WTO which

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**considers the
economic
development
needs of
States.**

**Trading
democracy,
and not
trading constit
utionalization,
is the biggest
challenge**

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**facing the
WTO.**

Establishing The
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**Critique and
Development**

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**The WTO Law
of Subsidies**

The Legal

Texts

International

Economic Law

and

Governance

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**The History
and Future of
the World
Trade
Organization
The WTO**

**Dispute
Settlement
Procedures**

We need a world trade
organization. We just
don't need the one that

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we have. By pitching
unequally matched states
together in chaotic bouts
of negotiating the global
trade governance of
today offers - and has
consistently offered -
developed countries
more of the economic
opportunities they
already have and
developing countries
very little of what they
desperately need. This is

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an unsustainable state of affairs to which the blockages in the Doha round provide ample testimony. So far only piecemeal solutions have been offered to refine this flawed system. Radical proposals that seek to fundamentally alter trade governance or reorient its purposes around more socially progressive and egalitarian goals are thin

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on the ground. Yet we
eschew deeper reform at
our peril. In What's
Wrong with the World
Trade Organization and
How to Fix It Rorden
Wilkinson argues that
without global
institutions fit for
purpose, we cannot hope
for the kind of fine global
economic management
that can put an end to
major crises or promote

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development-for-all.

Charting a different path
he shows how the WTO
can be transformed into
an institution and a form
of trade governance that
fulfils its real potential
and serves the needs of
all.

Includes the final act
embodying the results of
the negotiations, the
Marrakesh protocol to
the General Agreement

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on Tariffs and Trade
1994 (as it applies to
more than 80 nations),
the Marrakesh
Agreement establishing
the WTO, and all other
material related to the
Uruguay Round of
Multilateral Trade
Negotiations.

Subsidies are arguably the
dominant theme in
International Economic
Law. A prolific case law

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has been elaborated by
WTO Panels and
Appellate Body in
response to the multitude
of complaints lodged in
the past two decades
(Softwood Lumber,
Airbus, Boeing, etc.)
Unfortunately, it is
possible to be
overwhelmed by the
complexity of this case
law. This book provides a
comprehensive approach

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in response to this complexity. First, it avoids unnecessary legal jargon, making it accessible to a large public. Second, it adopts a comprehensive and progressive approach where legal subtleties are not avoided but presented at the right moment and the right place. The reader is therefore not

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The Marrakesh Agreement
overwhelmed from the
outset by a multitude of
details. The first Part of
the book adopts the
perspective of a WTO
Member seeking to
counter an alleged
subsidy granted by
another Member. To this
end, this first Part scans
and analyzes in detail all
WTO Agreements,
containing cumulative
disciplines and remedies

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The Marrakesh
Agreement
relating to subsidies.

Therefore, it is not only
the SCM Agreement that
is scanned and analyzed
but also the Agreement
on Agriculture (AoA),
GATT 1994, and even
the 1980 Agreement on
Trade in Civil Aircraft
(ATCA). The second
Part of the book adopts
the perspective of a
WTO Member accused
of granting subsidies

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violating subsidies
disciplines. To this end,
an original classification
is offered of the various
strategies that can be used
by this Member. For this
purpose, a distinction is
made between the
“ threshold strategy ”
where the existence of a
challengeable subsidy is
recused from the outset,
the “ denying violation
of disciplines

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The Marrakesh

strategy, ” the

“ exemption or

exception strategy, ” the

“ procedural and

evidentiary strategy, ”

and finally the

“ implementing

strategy. ” The last Part

of this book, which could

turn out to be the most

useful for the community

of agents concerned by

subsidies, offers an

original examination of

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pending legal issues. To this end, a relevant distinction is established between pending legal issues partially answered by present case law and pending legal issues not still answered by present case law. This case law and the norms disciplining subsidies in WTO Agreements are of utmost importance first for International Trade

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The Marrakesh Agreement
Ministries, Parliaments,
and International
Institutions (OECD,
CNUCED, FAO, etc.).
However, Non-
Governmental
Organizations (World
Wide Fund, etc.) are also
directly concerned by
this topic regarding, for
example, fisheries
subsidies and their
impact on
overexploitation of

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marine resources. The private sector (fishing fleets, fishermen, extractive industries, etc.) is also affected by this topic particularly regarding future investments. Law firms involved in subsidies cases are naturally at the forefront of the community of agents concerned by this topic. The WTO dispute

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The Marrakesh Agreement settlement system has become one of the most dynamic, effective and successful international dispute settlement systems in the world over the past twenty years.

This second edition of A Handbook on the WTO Dispute Settlement System has been compiled by the dispute settlement lawyers of the WTO Secretariat with a

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view to providing a
practice-oriented
account of the system. In
addition to describing the
existing rules and
procedures, this
accessibly written
handbook explains how
those rules and
procedures have been
interpreted by dispute
settlement panels and the
Appellate Body, and how
they have evolved over

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The handbook provides practical information to help various audiences understand the day-to-day operation of the WTO dispute settlement system.

The
Constitutionalization of
the World Trade
Organization
The WTO Agreements

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The Marrakesh
Agreement
Essays in Honour of
Mitsuo Matsushita
Agreement Establishing
the WTO.

A Handbook on the
WTO Dispute Settlement
System

Contains GATT,
GATS, TRIPS, the
new dispute
settlement
procedures and the
legal framework of

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the WTO.
Agreement
Final Act
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Embodiment of the
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Uruguay Round of
Multilateral Trade
Negotiations
The World Blind
Union Guide to the
Marrakesh Treaty
Treaty Interpretation
by the WTO
Appellate Body

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1994