

UNIVERSITY OF WORLD ECONOMY AND DIPLOMACY



WTO LAW SYLLABUS

2024-2025

**MINISTRY OF FOREIGN AFFAIRS OF THE REPUBLIC OF UZBEKISTAN
UNIVERSITY OF WORLD ECONOMY AND DIPLOMACY
CHAIR ON INTERNATIONAL LAW AND PUBLIC LAW DISCIPLINES**

“APPROVED”

Dr. AKROM UMAROV

**Vice-Rector for
Academic Affairs**



**WTO LAW
SYLLABUS**

Field of Study:	400,000 - Business, Management and Law
Field of Education:	420,000 - Law
Course of Study:	60420100 - "Jurisprudence (international legal activity)"

Tashkent - 2024

ECTS: 4
Academic Hours: 120
Lectures: 20
Seminars: 20
Self-Study: 80
Language of Instruction: English
Term: 6
Chair: International Law and Public Law Disciplines
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UWED

Approved:

Head of Academic Department: _____ U.DUSTOV

Dean: _____ U.YAKUBKHODJAEV

This syllabus was approved by the Educational-Methodical Council of the University on ____ of 2024.

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1. COURSE DESCRIPTION

“WTO Law” is an elective course that provides a comprehensive overview of the World Trade Organization (WTO), its legal framework, and procedures. The course explores the principles and rules that govern international trade, emphasizing the role of the WTO in creating a predictable and transparent global trading system. Students will examine the sources of WTO Law, including the various agreements and understand the decision-making process within the organization. Special attention will be given to dispute settlement mechanisms and case studies, enabling students to analyze real-world trade disputes and their resolutions.

2. PREREQUISITE(S)

Public International Law.

3. COURSE'S OBJECTIVES

Through this unit, students will gain insights into the significance and implementation of WTO Law, equipping them with the foundational knowledge necessary for understanding global trade dynamics and international economic law.

4. LEARNING OUTCOMES

Students who successfully complete the course will:

- 1) Understand the fundamental principles and objectives of the WTO and how they impact global trade relations.
- 2) Demonstrate a comprehensive knowledge of the legal framework of the WTO, including the various agreements and their provisions.
- 3) Analyze international trade disputes and apply WTO rules and principles to develop legal arguments and solutions.
- 4) Gain practical skills in researching, interpreting, and applying WTO case law and legal texts.
- 5) Develop critical thinking and problem-solving abilities through the analysis of real-world trade disputes and their outcomes.
- 6) Understand the functioning of the WTO decision-making process, including the role of negotiation, consensus-building, and voting.
- 7) Evaluate the effectiveness and limitations of the WTO in promoting free trade and resolving trade disputes.
- 8) Apply knowledge of WTO Law and practice to propose and justify policy recommendations aimed at enhancing global trade governance.

5. PERFORMANCE EVALUATION TASKS

Assessment structure:	Class participation and assignments:	- 30% of overall grading.
	Mid-term exam:	- 30% of overall grading.
	Final exam:	- 40% of overall grading.

Assessment methods include class assignments, mid-term and final exams, all of which aim to evaluate students' knowledge, critical thinking skills, analytical abilities, oral communication skills, independent reasoning and defense of their viewpoints, and effective written expression.

Class Participation Description (30 %):

Students are assessed on their class participation based on their ability to present learning materials effectively within a limited time frame, work collaboratively in groups, draw conclusions using practical examples, engage in legal debates, and support their answers with appropriate legal terminology and concepts. The following tasks are used to assess the students class participation:

1. Reading Task: Students will be assigned a legal case study or a relevant legal article to read before the class. They are expected to summarize the main points, identify key legal concepts, and prepare a brief presentation to share their understanding with the class.
2. Discussion Task: Students will be divided into small groups to discuss a specific legal topic or scenario. Each group will be given a set of questions to guide their discussion. They are expected to engage in a meaningful conversation, analyze the given scenario, draw conclusions based on legal principles, and present their findings to the class.
3. Presentation Task: Students will be asked to prepare a short presentation on a specific legal concept or principle. They should present the material effectively within a limited time frame, using appropriate legal terminology and practical examples to support their arguments. The presentation should engage the class and encourage discussion.
4. Group Work Task: Students will be assigned to work in groups to analyze a complex legal case. Each group will be responsible for identifying relevant legal issues, discussing possible outcomes, and presenting their analysis to the class. They should demonstrate effective collaboration, critical thinking, and the ability to draw conclusions based on legal principles.
5. Legal Debate Task: Students will participate in a structured legal debate on a controversial legal topic. They will be divided into two teams, with each team presenting arguments for and against a specific position. Students

should support their answers with appropriate legal terminology, concepts, and practical examples. The debate should encourage critical thinking and respectful discussion.

Mid-Term Exam Description (30 %):

The students will have two mid-term exams during the course (during weeks 7 and 12). The mid-term exams in WTO law consist of an independent written work. The exam is typically conducted as a take-home assignment, allowing students to thoroughly research and analyze the given questions.

The mid-term exams are designed to provide students with an opportunity to demonstrate their knowledge and comprehension of key WTO law principles, including but not limited to the WTO agreements, dispute settlement mechanism, and trade policy issues. The exam questions are structured to test students' ability to analyze hypothetical scenarios and apply the relevant WTO rules and case law to provide legal arguments and recommendations.

Students may be asked to critically evaluate specific WTO cases, identify legal issues involved, and propose potential outcomes based on their understanding of the applicable WTO rules. The written work is expected to be well-structured and coherent, with clear arguments supported by appropriate legal references and citations. Students are encouraged to use their research skills to consult primary sources such as WTO agreements, panel and appellate body reports, and relevant scholarly articles.

Final Exam Description (40 %):

The final exam in WTO law is also conducted through an independent written work in the form of a research paper/essay. It aims to evaluate students' understanding of the entire course content, including the remaining topics covered after the mid-term exam.

The exam questions are designed to require students to engage in comprehensive research, demonstrate their understanding of the complexities surrounding various trade issues, and provide well-structured and persuasive arguments within the confines of WTO law. Students are expected to showcase a high level of legal research and writing skills, including the ability to identify and utilize relevant legal authorities from both primary and secondary sources.

6. ASSESSMENT STRUCTURE

Marking system:	Numeric value	Percent value
	5 (<i>excellent</i>)	90% - 100%
	4 (<i>good</i>)	70% - 90%
	3 (<i>satisfactory</i>)	60% - 69%
	2 (<i>fail</i>)	0 - 59%

Students are required to submit all assignments by the designated deadlines. Late submissions will not be accepted for resubmission.

7. CORE READING MATERIALS

Core:

1. Peter Van Den Bossche and Denise Prévost, *Essentials of WTO Law*, 2nd edition (Cambridge University Press), 2021.
2. WTO Agreements, WTO, 2021

Recommended:

1. Peter Van den Bossche and Werner Zdouc, *The Law and Policy of the World Trade Organization*, 5th edition (Cambridge University Press), 2021.
2. WTO Analytical Index: Guide to WTO Law and Practice (https://www.wto.org/english/res_e/publications_e/ai17_e/ai17_e.htm)
3. Palmeter, D., Mavroidis, P. C., & Meagher, N. (2022). *Dispute settlement in the World Trade Organization*. Cambridge University Press
4. Qureshi, A. H. (2015). *Interpreting WTO agreements*. Cambridge University Press.
5. Lester, S., Mercurio, B., & Bartels, L. (2016). *Bilateral and regional trade agreements: Commentary and Analysis*. Cambridge University Press

8. COURSE STRUCTURE AND TIMETABLE (LECTURES)

Week	Topics	Reading Task	Class Tasks
1.	The World Trade Organization	Lecture Notes_Module A_2_WTO Peter Van Den Bossche and Denise Prévost, <i>Essentials of WTO Law</i> , 2nd edition (Cambridge University Press), 2021, pp. 10-29 Recommended further reading: <i>See ibid</i> p. 28	Discussion Assignment_Module A_2_WTO
2.	The WTO Dispute Settlement System	Lecture Notes_Module A_3_WTO DSS	Discussion Assignment_Module

		<p>Peter Van Den Bossche and Denise Prévost, Essentials of WTO Law, 2nd edition (Cambridge University Press), 2021, pp. 30-53</p> <p>Recommended further reading: <i>See ibid</i> p. 53</p>	A_3_WTO DSS
3.	Non-discrimination Obligations in Trade in Goods	<p>Lecture Notes_Module B_4_ND Goods</p> <p>Peter Van Den Bossche and Denise Prévost, Essentials of WTO Law, 2nd edition (Cambridge University Press), 2021, pp. 54-82</p> <p>Recommended further reading: <i>See ibid</i> p. 81</p>	<p>Discussion Assignment_Module B_4_ND Goods</p>
4.	Non-discrimination Obligations in Trade in Services	<p>Lecture Notes_Module B_5_ND Services</p> <p>Peter Van Den Bossche and Denise Prévost, Essentials of WTO Law, 2nd edition (Cambridge University Press), 2021, pp. 54-82</p> <p>Recommended further reading: <i>See ibid</i> p. 81</p>	<p>Discussion Assignment_Module B_5_ND Services</p>
5.	Customs Duties and Other Duties and Charges on Imports and Exports of Goods	<p>Lecture Notes_Module B_6_Customs and Other Duties</p> <p>Peter Van Den Bossche and Denise Prévost, Essentials of WTO Law, 2nd edition (Cambridge University Press), 2021, pp. 83-105</p> <p>Recommended further reading: <i>See ibid</i> p. 104</p>	<p>Discussion Assignment_Module B_6_Customs and Other Duties</p>
6.	Quantitative Restrictions and Other Non-Tariff Barriers on Trade in Goods and Services	<p>Lecture Notes_Module B_7_QRs and other NT Barriers</p> <p>Peter Van Den Bossche and Denise Prévost, Essentials of WTO Law, 2nd edition (Cambridge University Press), 2021, pp. 83-105</p> <p>Recommended further reading: <i>See ibid</i> p. 104</p>	<p>Discussion Assignment_Module B_7_QRs and other NT Barriers</p>

7.	Exceptions	<p>Lecture Notes_Module B_8_General and Security Exceptions</p> <p>Lecture Notes_Module B_9_Economic Emergency Exceptions</p> <p>Lecture Notes_Module B_10_Regional Integration and Economic Development Exceptions</p> <p>Peter Van Den Bossche and Denise Prévost, Essentials of WTO Law, 2nd edition (Cambridge University Press), 2021, pp. 106-146</p> <p>Recommended further reading: <i>See ibid</i> p. 144</p>	<p>Discussion Assignment_Module B_8_General and Security Exceptions</p>
8.	Trade Remedies	<p>Lecture notes_Module C_12_Subsidies</p> <p>Peter Van Den Bossche and Denise Prévost, Essentials of WTO Law, 2nd edition (Cambridge University Press), 2021, pp. 159-171</p> <p>Recommended further reading: <i>See ibid</i> p. 170</p>	<p>Discussion Assignment_Module C_12_Subsidies</p>
9.	Technical Barriers to Trade	<p>Lecture Notes_Module C_13_TBT</p> <p>Peter Van Den Bossche and Denise Prévost, Essentials of WTO Law, 2nd edition (Cambridge University Press), 2021, pp. 172-181</p> <p>Recommended further reading: <i>See ibid</i> p. 205</p>	<p>Discussion Assignment_Module C_13_TBT</p>
10.	Sanitary and Phytosanitary Measures	<p>Lecture Notes_Module C_14_SPS</p> <p>Peter Van Den Bossche and Denise Prévost, Essentials of WTO Law, 2nd edition (Cambridge University Press), 2021, pp. 184-194</p> <p>Recommended further reading: <i>See ibid</i> p. 205</p>	<p>Discussion assignment_Module C_14_SPS</p>

9. COURSE STRUCTURE AND TIMETABLE (SEMINARS)

Week	Topics	Reading Task	Assignments
1.	<p>The World Trade Organization</p> <p><i>Group Work</i></p>	<p>Reading materials assigned in a Simulation Exercise</p> <p>Peter Van Den Bossche and Denise Prévost, Essentials of WTO Law, 2nd edition (Cambridge University Press), 2021, pp. 10-29</p> <p>Recommended further reading: <i>See ibid</i> p. 28</p>	<p>Simulation Exercise_Module A_2_WTO</p> <p>(To Join or Not to Join?)</p>

2.	<p>The WTO Dispute Settlement System</p> <p><i>Legal Debate</i></p>	<p>Reading materials assigned in a Simulation Exercise</p> <p>Peter Van Den Bossche and Denise Prévost, Essentials of WTO Law, 2nd edition (Cambridge University Press), 2021, pp. 30-53</p> <p>Recommended further reading: <i>See ibid</i> p. 53</p>	<p>Simulation Exercise_Module A_3_WTO DSS</p> <p>(Settling Disputes: Right over Might?)</p>
3.	<p>Non-discrimination Obligations in Trade in Goods</p> <p><i>Legal Debate</i></p>	<p>Reading materials assigned in a Simulation Exercise</p> <p>Peter Van Den Bossche and Denise Prévost, Essentials of WTO Law, 2nd edition (Cambridge University Press), 2021, pp. 54-82</p> <p>Recommended further reading: <i>See ibid</i> p. 81</p>	<p>Simulation Exercise_Module B_4_ND Goods</p> <p>(Organic coffee)</p>
4.	<p>Non-discrimination Obligations in Trade in Services</p> <p><i>Legal Debate</i></p>	<p>Reading materials assigned in a Simulation Exercise</p> <p>Peter Van Den Bossche and Denise Prévost, Essentials of WTO Law, 2nd edition (Cambridge University Press), 2021, pp. 54-82</p> <p>Recommended further reading: <i>See ibid</i> p. 81</p>	<p>Simulation Exercise_Module B_5_ND Services</p> <p>(Excluded Providers of Engineering Services)</p>
5.	<p>Customs Duties and Other Duties and Charges on Imports and Exports of Goods</p> <p><i>Presentation Task Group Work</i></p>	<p>Reading materials assigned in a Simulation Exercise</p> <p>Peter Van Den Bossche and Denise Prévost, Essentials of WTO Law, 2nd edition (Cambridge University Press), 2021, pp. 83-105</p> <p>Recommended further reading: <i>See ibid</i> p. 104</p>	<p>Simulation Exercise_Module B_6_Customs and Other Duties</p> <p>(Protection from the Pandemic (I))</p>
6.	<p>Quantitative Restrictions and Other Non-Tariff Barriers on Trade in Goods and Services</p>	<p>Reading materials assigned in a Simulation Exercise</p> <p>Peter Van Den Bossche and Denise Prévost, Essentials of WTO Law, 2nd edition (Cambridge University Press), 2021, pp. 83-105</p> <p>Recommended further reading: <i>See ibid</i> p. 104</p>	<p>Simulation Exercise_Module B_7_QRs and other NT Barriers</p> <p>(Protection from the Pandemic (II))</p>

7.	Exceptions <i>Legal Debate</i>	Reading materials assigned in a Simulation Exercise Peter Van Den Bossche and Denise Prévost, Essentials of WTO Law, 2nd edition (Cambridge University Press), 2021, pp. 106-146 Recommended further reading: <i>See ibid</i> p. 144	Simulation Exercise_Module B_8_General and Security Exceptions (Space for Safety & Security: Exploring the Exceptions)
8.	Trade Remedies <i>Legal Debate</i>	Reading materials assigned in a Simulation Exercise Peter Van Den Bossche and Denise Prévost, Essentials of WTO Law, 2nd edition (Cambridge University Press), 2021, pp. 159-171 Recommended further reading: <i>See ibid</i> p. 170	Simulation Exercise_Module C_12_Subsidies (Support for Recovery)
9.	Technical Barriers to Trade <i>Legal Debate</i>	Reading materials assigned in a Simulation Exercise Peter Van Den Bossche and Denise Prévost, Essentials of WTO Law, 2nd edition (Cambridge University Press), 2021, pp. 172-181 Recommended further reading: <i>See ibid</i> p. 205	Simulation Exercise_Module C_13_TBT (Clean Cars)
10.	Sanitary and Phytosanitary Measures <i>Presentation Task Group Work</i>	Reading materials assigned in a Simulation Exercise Peter Van Den Bossche and Denise Prévost, Essentials of WTO Law, 2nd edition (Cambridge University Press), 2021, pp. 184-194 Recommended further reading: <i>See ibid</i> p. 205	Simulation Exercise_Module C_14_SPS (Pandemic Protection or Protectionism?)

10. Assessment tasks

Tasks	Max. points	Description	Time
Task No 1	5	Simulation Exercise_Module A_3_WTO DSS (Settling Disputes: Right over Might?)	Week 4
Task No 2	5	Simulation Exercise_Module B_6_Customs and Other Duties (Protection from the Pandemic (I))	Week 6
Task No 3	5	Simulation Exercise_Module B_8_General and Security Exceptions (Space for Safety & Security: Exploring the Exceptions)	Week 8

Task No 4	5	Simulation Exercise Module B_8_General and Security Exceptions (Space for Safety & Security: Exploring the Exceptions)	Week 13
Class participation	10	Students are assessed on their class participation based on their ability to present learning materials effectively within a limited time frame, work collaboratively in groups, draw conclusions using practical examples, engage in legal debates, and support their answers with appropriate legal terminology and concepts.	During the Term
Mid-Term exam No 1	15	Mid-Term Exam Introduction to the WTO System	Week 7
Mid-Term exam No 1	15	Mid-Term Exam WTO Rules and Exceptions on Non-Discrimination and Market Access	Week 10
Final Exam	40	Final Exam WTO Rules on Unfair Trade, Specific Barriers to Trade in Goods, Trade Facilitation and Intellectual Property Rights; and the Future of the WTO System	Week 15
TOTAL	100		

11. CODE OF ACADEMIC CONDUCT

The followings are strictly prohibited:

A. Cheating on an examination or assignment. Any attempt by students to alter their performance on an examination or assignment in violation of the stated or commonly understood ground rules.

B. Plagiarism. Representing the work or ideas of another as one's own; and/or using another's work or ideas without crediting the source. Plagiarism includes, but is not limited to, the following: copying the answers of another student on an examination; copying or restating the work or ideas of another person or persons in any oral or written work (printed or electronic) without citing the appropriate source.

C. Misrepresentation, falsification, or fabrication of data presented for surveys, experiments, reports, etc., which includes but is not limited to: citing authors who do not exist; citing interviews that never took place; citing field work that was not completed; and falsely claiming attendance at mandatory class events.

D. Theft of an examination. Stealing or otherwise discovering and/or making known to others the contents of an examination that has not yet been administered.

E. Unauthorized communication during examinations. Any unauthorized communication may be considered automatic evidence of cheating.

F. Knowingly allowing another student to represent your work as their own.