

**World Trade Law**  
**Profesor Bradly J. Condon, ITAM**

Teléfono: 5628-4000, ext. 3789 Correo Electrónico: bcondon@itam.mx

**Description**

This will introduce students to the law of the World Trade Organization (WTO). Students will learn to analyze and interpret WTO law in light of the history and structure of the WTO, the rules of treaty interpretation and the political economy of international trade. Topics will include trade in goods (GATT, TBT Agreement), WTO dispute settlement, trade in services (GATS) and intellectual property. In this context, the course will also consider the relationship between the WTO and regional trade agreements, such as NAFTA, and other treaties on intellectual property rights that are incorporated by reference into WTO law.

#	Topic	Readings
1	WTO History and Structure	Mateo Diego-Fernandez, "Trade negotiations make strange bedfellows", 7:2 <i>World Trade Review</i> 423-453 (2008).
2	Multilingual Treaty Interpretation	Bradly J. Condon, "Lost in Translation: Plurilingual: Interpretation of WTO Law", 1:1 <i>Journal of International Dispute Settlement</i> 191-216 (2010).
3	Basic GATT Obligations	Philippines—Distilled Spirits, DS403 (AB) 21 December 2011, pp. 39-94. EC—Seal Products, DS400 (AB) 22 May 2014, pp. 117-129.
4	Basic GATT Exceptions	EC—Seal Products, DS400 (AB) 22 May 2014, pp. 129-174. Brazil—Retreaded Tyres, DS332 (AB) 3 December 2007, pp. 46-72, 83-98. US—Shrimp, DS58 (AB) 12 October 1998, pp. 46-76.
5	TBT Agreement	US—Tuna II (Mexico), DS381 (AB) 16 May 2012, pp. 67-149.
6	WTO Dispute Settlement	Bradly J. Condon, "Treaty Structure and Public Interest Regulation in International Economic Law", 17:2 <i>Journal of International Economic Law</i> 333-353 (2014).
7	WTO Dispute Settlement	Joost Pauwelyn, <i>Minority Rules: Precedent and Participation Before the WTO Appellate Body</i> (2014) <a href="http://papers.ssrn.com/sol3/Papers.cfm?abstract_id=2474611">http://papers.ssrn.com/sol3/Papers.cfm?abstract_id=2474611</a>
8	Services & Intellectual Property	US—Gambling, DS285 (AB) 7 April 2005, pp. 51-122. Bradly J. Condon, "China - Intellectual Property Rights and the criminalization of trade mark counterfeiting and copyright piracy under the TRIPS Agreement", 4:9 <i>Journal of Intellectual Property Law &amp; Practice</i> 618-619 (2009).

**Evaluation**

Midterm exam: 30%

Final written exam: 60%  
Quizzes: 10%

### To download the WTO cases

1. Go to the index of cases by subject matter at:  
[https://www.wto.org/english/tratop\\_e/dispu\\_e/dispu\\_subjects\\_index\\_e.htm#selected\\_subject](https://www.wto.org/english/tratop_e/dispu_e/dispu_subjects_index_e.htm#selected_subject).
2. Click on the topic (e.g. “tyres”).
3. Scroll down to the bottom of the page and click on the relevant case (e.g. DS332).
4. Then scroll down to the table entitled “Key Facts”.
5. Click on Appellate Body Report.
6. In the new window, click on “English” next to the pdf symbol.

### To find academic articles

1. Go to <http://biblioteca.itam.mx>.
2. Select “Bases de datos”. (Note: To use this database outside of ITAM, you must follow the instructions on the library website to configure your home computer).
3. Select “E-journal portal”. (Note: You need to scroll down the page.)
4. Enter the name of the journal.
5. Select the database that has the journal for the year that you want.
6. Locate the article by year, volume number, issue number & page number.

### Further reading

Bradly J. Condon, *El Derecho de la Organización Mundial del Comercio: Tratados, Jurisprudencia y Práctica* (London: Cameron May, 2007).

Peter Van den Bossche & Werner Zdouc, *The Law and Policy of the World Trade Organization: Text, Cases and Materials*, 3rd edition (Cambridge University Press, 2013).

**Bradly J. Condon** (B.A., UBC), (LL.B., McGill), (LL.M., Calgary), (Ph.D., Bond) is the WTO Chair Professor of International Economic Law and Founding Director of the Centre for International Economic Law at ITAM in Mexico City. In 2006-2007, he was visiting professor at the Permanent Mission of Mexico to the WTO in Geneva. He has served as visiting professor of international economic law at the University of New South Wales in Australia and the University of Victoria in Canada. He has taught courses for the WTO on WTO dispute settlement to government officials in Geneva and Latin America and served as a consultant to the WTO on multilingual treaty interpretation. He serves as an Advisory Board Member for the Global Trade Law Series, Kluwer Law International and has served as a peer reviewer for and Cambridge University Press, Kluwer Law International, Oxford University Press and various international academic journals. He has published seven books and over seventy articles on international trade law and economic integration, including the first treatise on WTO law in Spanish. His most recent book is *Climate Change and Global Economic Governance* (Oxford University Press, 2013), co-authored with Tapen Sinha and featuring a foreword by Nobel Laureate Robert F. Curl.