The World Trade Organization
Law, Practice, and Policy

Mitsuo Matsushita, Professor Emeritus, Tokyo University; former member of the WTO Appellate Body; Thomas J. Schoenbaum, Professor of International Studies, International Christian University, Japan; Petros C. Mavroidis, Edwin B. Parker Professor of Foreign and Comparative Law, Columbia Law School; Professor of Law, University of Neuchatel; and Michael Hahn, Professor of European Law, University of Lausanne

The WTO is one of the most important intergovernmental organizations in the world, yet the way in which it functions as an organization and the scope of its authority and power are still poorly understood. This comprehensively revised new edition of the acclaimed work by an outstanding team of WTO law specialists provides a complete overview of the law and practice of the WTO.

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- Examines the effect of the WTO on national legislation and its interaction with other areas of law, such as competition law and intellectual property
- Features special chapters on trade and developing countries, environmental protection, and investment

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September 2012

Law from Oxford Journals

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Editor-in-Chief: John H. Jackson, Georgetown University Law Center, Washington DC

The Journal of International Economic Law is dedicated to encouraging thoughtful and scholarly attention to a very broad range of subjects that concern the relation of law to international economic activity. The journal’s emphasis is on fundamental, long-term, systemic problems and possible solutions, in the light of empirical observations and experience, as well as theoretical and multi-disciplinary approaches.

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The Oxford Handbook on The World Trade Organization

Edited by Amrita Narlikar, Director, Centre for Rising Powers, and Reader in International Political Economy, Department of Politics and International Studies, University of Cambridge; Martin Daunton, Professor of Economic History, University of Cambridge and Master of Trinity Hall; and Robert M. Stern, Professor Emeritus of Economics and Public Policy, University of Michigan and Visiting Professor of Public Policy, University of California, Berkeley

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840 Pages
March 2012

Documents in International Economic Law

Trade, Investment, and Finance

Edited by Christian J. Tams, Professor of International Law, University of Glasgow, and Christian Tietje, Professor of European Law and International Economic Law, Martin-Luther-Universität Halle-Wittenberg

- The first book to bring together fundamental materials covering the whole of international economic law, including trade, investment, and financial law
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- Comprehensive coverage of the whole field will allow readers to see international economic law in its entirety, avoiding the pitfalls of fragmentation that often mark this field

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978-0-19-965840-6, Hardback £20.00
978-0-19-965803-3, Paperback £39.95
860 Pages
August 2012

Development at the WTO

Sonia E. Rolland, Associate Professor, Northeastern University School of Law

- Analyses the question of the WTO and development from an institutionalist perspective, offering new insights on why the Doha Round has stalled
- Provides a thorough analysis of the special and differential treatment of developing states and of these states’ capability to participate in WTO decision-making
- Presents a range of proposals for a better balance between trade liberalization and the development needs of WTO member states

With the Doha Round on the rocks, the tension between the WTO’s trade liberalization agenda and the development needs of many member states is more pronounced than ever. This book looks at the position of developing countries at the WTO from an institutionalist perspective and presents a range of proposals for change.

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23
Access to Medicine in the Global Economy
International Agreements on Patents and Related Rights
Cynthia Ho, Research Professor of Law, Loyola University, Chicago School of Law
Access to medicine is a topic of widespread interest. However, some issues that impact such access are presently inadequately understood. In particular, international laws require most nations to provide patents on drugs, resulting in premium prices that limit access. In Access to Medicine in the Global Economy, Professor Cynthia Ho explains such laws and their impact for a diverse group of readers, from scholars and policy makers to students in a variety of disciplines.

World Trade Law after Neoliberalism
Reimagining the Global Economic Order
Andrew Lang, Senior Lecturer in Law, London School of Economics
‘This book laudably challenges the comfortable story the WTO likes to hear about itself.’
Professor JHH Weiler, NYU School of Law
‘A path-breaking study which no-one interested in world trade and global justice can afford to ignore. Lang’s new history of the “neoliberal turn” in international trade law has far-reaching implications for how we reorient trade for the better interests of humanity as a whole. If “trade linkage” (“trade and human rights”, etc.) has been the dominant approach, he shows that our real challenge is to renew the simple – but, in the WTO, largely discredited – idea that trade governance implicates not just private interests, but collective purposes as well. This is a marvellous book, written with unpretentious grace and pelvic clarity.’
Susan Marks, Professor of International Law, London School of Economics

International Harmonization of Economic Regulation
Junji Nakagawa, Professor of International Economic Law, Institute of Social Science, University of Tokyo
‘Clear and coherent analysis of international efforts to harmonize economic regulation, assessing their international as well as domestic impact’

Principles of International Economic Law
Matthias Herdegen, Director of the Institute for Public Law and Director of the Institute for International Law, Rheinische Friedrich-Wilhelms University, Bonn
- A comprehensive yet concise introduction to international economic law, covering the WTO, investment law, and international monetary law
- Highlights common principles underlying various aspects of international economic law
- Assesses the growing importance and impact of other areas of law and policy on international economic law, such as human rights and environmental protection

Principles of International Economic Law gives a comprehensive overview of the central topics in international economic law, with an emphasis on the interplay between the different economic and political interests on both the international and domestic levels. The book sets the classic topics of international economic law, WTO law, investment protection, commercial law, and monetary law in context with human rights, environmental protection, good governance, and the needs of developing countries. It thus provides a concise picture of the current architecture of international economic law.

Topics covered range from codes of conduct for multinational enterprises, to the human rights implications of the exploitation of natural resources. The book demonstrates the economic foundations and economic implications of legal frameworks. It puts into profile the often complex relationship between, on the one hand, international standards on liberalization and economic rationality and, on the other, state sovereignty and national preferences. It describes the new forms of economic cooperation which have developed in recent decades, such as the growing number of transnational companies in the private sector, and forms of cooperation between states such as the G8 or G20. Providing a perfect introductory text to the field of international economic law, the book thoroughly analyses legal developments within their wider political, economic, or social context.
The Evolving International Investment Regime

Expectations, Realities, Options
Jose E. Alvarez, Herbert and Rose Rubin Professor of International Law, New York University Law School, Karl P. Sauvant, Lecturer in Law, Columbia University Law School, With Kamil Girard Ahmed, and With Gabriela Vizcamano

With the growth of the global economy over the past two decades, foreign direct investment (FDI) laws, at both the national and international levels, have undergone rapid development in order to strengthen the protection standards for foreign investors. A network of international investment agreements has arisen as a way to address FDI growth. The Evolving International Investment Regime analyzes and discusses the existing challenges to the international investment regime, and addresses these challenges going forward.

978-0-19-936136-4, Hardback
£95.00
340 Pages
2011 (OUPUSA)

Compensation and Restitution in Investor–State Arbitration

Principles and Practice
Borzoo Sabahi, Fulbright & Jaworski LLP, Washington DC

- Comprehensive coverage of the practice of international arbitral tribunals in awarding compensation and restitution in disputes between foreign investors and States
- Concise history of the historical roots of the modern principles of compensation and restitution as applied by international arbitral panels

This is a concise guide for lawyers, valuation experts, academics, and students of the remedies that foreign investors may seek in international investment disputes. It provides an overview of the legal rules applicable in such circumstances and numerous case studies to show how they are used.

International Economic Law Series
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2011

The International Minimum Standard and Fair and Equitable Treatment

Martins Paparinskis, Junior Research Fellow, Merton College, Oxford

Investment protection treaties generally provide for the obligation to treat investments fairly and equitably, even if the wording of the rule and its relationship with the customary international standard may differ. The open-textured nature of the rule, the ambiguous relationship between the vague treaty and equally vague customary rules, and States’ interpretations of the content and relationship of both rules (not to mention the frequency of successful invocation by investors) make this issue one of the most controversial aspects of investment protection law.

This monograph engages in a comprehensive analysis of the relationship between the international minimum standard and fair and equitable treatment. It provides an original argument about the historical development of the international standard, a normative rationale for reading it into the treaty rules of fair and equitable treatment, and a coherent methodology for establishing the content of this standard.

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Investor-State Arbitration

Christopher Duggan, Paul, Hastings, Janofsky & Walker LLP and Georgetown University Law Center, Don Wallace, Jr., Georgetown University Law Center, Noah Rubins, Freshfields Bruckhaus Deringer and Borzin Sahahi, Georgetown University Law Center and Fulbright & Jaworski LLP

Investor-State Arbitration describes the increasing importance of international investment and the necessary development of a new field of international law that defines the obligations of host states and creates procedures for resolving disputes. The authors examine the international treaties that allow investors to proceed with the arbitration of their claims, describe the most-commonly employed arbitration rules, and set forth the most important elements of investor-State arbitration procedure - including tribunal composition, jurisdiction, evidence, award, and challenge of annulment.

978-0-19-975572-7, Hardback £135.00
818 Pages
2011

Consent in International Arbitration

Andrea M. Steingruber, Attorney-at-law

Covering the various forms of expressing consent this book also looks at the differences between consent under State legislation and through treaties. It combines scholarly analysis with a detailed discussion of relevant cases, laws, and rules, and focuses on problems that frequently arise in practice.

Oxford International Arbitration Series
978-0-19-964389-8, Hardback £125.00
392 Pages
March 2012

Treaty Interpretation in Investment Arbitration

J Romesh Weeramantry, Assistant Professor, School of Law, City University of Hong Kong

This systematic and comprehensive analysis of the interpretation of treaties in investment arbitration presents a wealth of material and a thorough assessment of the practice of foreign investment arbitral tribunals.

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Editors: Meg Kinnear and Campbell McLachlan

ICSID Review is a specialized periodical devoted exclusively to foreign investment law and international investment dispute settlement. It offers legal and business professionals an up-to-date review of the field and includes articles, case comments, documents, and book reviews on the law and practice relating to foreign investments as well as the procedural and substantive law governing investment dispute resolution.

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Published on behalf of the International Centre of Investment Disputes
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The UNCITRAL Arbitration Rules
A Commentary
SECOND EDITION

David D. Caron, C. William Maxeiner Distinguished Professor of Law, School of Law, University of California Berkeley, and Lee M. Caplan, Attorney-Adviser, Office of International Claims and Investment Disputes, US Department of State

Reaching past the secrecy so often met in arbitration, the second edition of this commentary explains clearly and fully the workings of the UNCITRAL Rules of Arbitral Procedure recommended for use in 1976 by the United Nations. This new edition fully takes account of the revised Rules adopted in 2010 while maintaining coverage of the original Rules where these remain relevant. The differences between the old and the new Rules are clearly indicated and explained.

Pulling together difficult to obtain sources from the Iran-United States Claims Tribunal, arbitrations under Chapter 11 of the North American Free Trade Agreement, and ad hoc arbitrations, it illuminates the shape the UNCITRAL Rules take in practice. The authors cogently critique that practice in the light of the negotiating history of the rules and solutions adopted by the other major private rules of arbitral procedure. To aid the specialist in the field, the practice of these various tribunals is extensively extracted and reproduced. Rich both in its analysis and sources, this text is indispensable for those working in or studying international arbitration.

Oxford Commentaries on International Law
978-0-19-966560-7, Hardback
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1,242 Pages
October 2012

Judicial Review of Commercial Arbitration Awards in the United States
Louis Kimmelman, O’Melveny & Myers, and Dana MacGrath, O’Melveny & Myers

The only comprehensive guide to the process of confirming or setting aside arbitral awards in the U.S.

When an arbitration case occurs in the U.S. or when the party against whom an award is rendered has assets in the U.S., the U.S. is the venue for judicial enforcement proceedings. As a result, there is a growing body of law relating to the procedures and substantive issues that arise when U.S. courts are asked to confirm or set aside U.S. or international arbitral awards. An important practice guide, this volume provides practitioners with a roadmap for how to initiate and prosecute enforcement proceedings.

978-0-375-25243-9, Hardback
£110.00
520 Pages
April 2012 (Oceana TM)
The TRIPS Agreement and the Global Politics of Intellectual Property Reform in Developing Countries

Carolyn Deere, Director, Global Trade Governance Project, Global Economic Governance Programme, University College, Oxford

- Offers extensive evidence and data in accessible format for researchers and policymakers
- Provides background on the origins of the TRIPS Agreement for readers new to the subject

This is first book-length study of the politics surrounding the implementation of the WTO’s Agreement on Trade-Related Intellectual Property Rights (TRIPS), a controversial agreement administered by the World Trade Organization.

2011

NEW IN PAPERBACK

Intellectual Property Rights, Development, and Catch Up

An International Comparative Study

Edited by Hiroyski Odagiri, Professor, Faculty of Social Innovation, Seijo University, Tokyo, Akira Goto, Professor Emeritus, University of Tokyo, Atsushi Sumani, Director of Science and Technology Policy Program and Associate Professor, National Graduate Institute for Policy Studies, and Richard R. Nelson, George Blumenthal Professor of International and Public Affairs, Emeritus, Columbia University, and Visiting Professor, University of Manchester

- Shows how intellectual property rights regimes are crucial to economic development
- In-depth case studies of 11 countries, from developed to emerging economies
- Provides a comparative study of the evolution of intellectual property rights laws

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Yearbook on International Investment Law & Policy 2009–2010

Karl Sauvant, Research Scholar and Lecturer in Law, Columbia Law School

With contributions by leading experts in the field, the Yearbook on International Investment Law & Policy 2009–2010 provides timely, authoritative information on foreign direct investment that can be used by a wide audience, including practitioners, academics, researchers, and policy makers.

2010

NEW IN PAPERBACK

A Practical Guide to Working with TRIPS

Antony Taubman, Director of the World Trade Organisation Intellectual Property Division

This book is a concise and accessible guide to the practical workings of the TRIPS agreement (Trade-Related Aspects of Intellectual Property Rights) for policymakers and their legal advisers. The book offers a unique insider’s account of how the international rules of IP function in practice within a broader legal framework that consists of WTO law and dispute resolution procedures. It clarifies how IP law and trade law must be dealt with in a coherent and sustainable manner, and provides practical guidance on how to read public policy objectives into the formulation and application of IP laws and related regulation, within the legal framework established by TRIPS. The book is concise and clear, and cuts through the textual clutter and complexity that afflicts policymaking and negotiation under the TRIPS regime.

2011
Reports of Overseas Private Investment Corporation Determinations
Edited by Mark Kantor, International Arbitrator, Michael D. Nolan, Partner, Milbank, Tweed, Hadley & McCloy LLP, Adjunct Professor, Georgetown University Law Center, and Karl P. Sauvant, Executive Director, The Yale Columbia Center on Sustainable International Investment (VCC)

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2011

Antitrust in the Global Era
Peter F. Kunzlik, Professor of Law, City University, London, and Barrister, Hailsham Chambers, Temple, London.

- Analysis of pressing issues on the interface between trade and antitrust law
- Comparative treatment of US and EU antitrust traditions and coverage of key cases
- Considers methods of reducing merger transaction costs
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This book examines the interface between global trade liberalization on the one hand, and competition policy on the other. Issues of market access, merger control, and hard-core cartels are pressing. Such issues raise fundamental questions about the nature of competition law and its role in society. What are its objectives? How does it evolve to accommodate changes in prevailing ideology, how does it reflect local tradition, and how is it legitimated? These questions are addressed in the context of a comparison between the two leading models of competition law: those of the US and the EU. They form the framework within which the practical problems of antitrust in the global era can be considered, and solutions can be proposed.

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October 2012

NEW EDITION
International Trademark Classification
A Guide to the Nice Agreement
FOURTH EDITION
Jessie N. Roberts,
Attorney, Delos, LLC

- Presents and explains
  the Class Heading and Explanatory Notes for each institutional Class in one reference
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In International Trademark Classification, Jessie N. Roberts helps trademark and IP attorneys properly classify goods and services on trademark applications. This new Fourth Edition clarifies some of the Classes—particularly Classes 5, 9, and 28—and makes the Alphabetical List of the Nice Agreement more logical and useful.

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David Gerber,
Distinguished Professor of Law at Chicago Kent College of Law

- Analyzes existing options for extraterritorial enforcement of a single-country patent
- Discusses problems of global patent enforcement, including a review of historical developments, and original statistical data

This book explains why a ‘global patent’ does not exist. It identifies the barriers to its creation from both historical and current perspectives, and discusses the difficulties that arise as inventors, investors, and businesses strive to protect their inventions in the widest territory possible. The author analyzes the options available to patent holders.

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April 2012 (OUP USA)