

732-733 WTO Law and Dispute Settlement

Credit Points:	12.50
Level:	7 (Graduate/Postgraduate)
Dates & Locations:	2009, This subject commences in the following study period/s: May, - Taught on campus.
Time Commitment:	Contact Hours: 24 - 26 contact hours per subject. Total Time Commitment: The time commitment for this subject depends on the candidates background and experience.
Prerequisites:	<i>Students who have completed Principles of WTO Law or WTO Dispute Settlement may not undertake this subject.</i>
Corequisites:	N.A.
Recommended Background Knowledge:	None
Non Allowed Subjects:	None
Core Participation Requirements:	N.A.
Coordinator:	Assoc Prof Andrew Mitchell
Subject Overview:	<p>Objectives:</p> <p>The World Trade Organization (WTO) is at the centre of ongoing debates concerning both fragmentation of public international law and persistent inequities between developed and developing countries. It also provides one of the most active systems in the world for resolving international disputes, with jurisdiction over some of the largest and most significant matters arising today. This subject offers a sophisticated understanding of the WTO and its dispute settlement system, including a detailed analysis of the fundamental principles and jurisprudence of WTO law.</p> <p>A student who has successfully completed this subject should:</p> <ul style="list-style-type: none"> # Be familiar with the history of the WTO and its predecessor, the <i>General Agreement on Tariffs and Trade 1947</i> (GATT 1947) # Understand the legal framework of the WTO, including the relationship between the various agreements, the relationship between the WTO agreements and national laws, and the dispute settlement process # Understand the tensions that may arise between WTO objectives and other objectives in national or international law, and how these tensions may be resolved # Be able to interpret and apply certain key WTO agreements, including advocating a particular position in a given hypothetical, potential or past case # Be familiar with some of the major WTO dispute settlement decisions regarding these WTO agreements, and be able to assess these decisions critically # Be familiar with current issues and negotiations in the WTO. <p>Syllabus:</p> <p>Principal topics will include:</p> <ul style="list-style-type: none"> # History and objectives of the WTO # Core disciplines under the <i>General Agreement on Tariffs and Trade 1994</i> (GATT 1994): <ul style="list-style-type: none"> # Tariff bindings # Non-discrimination (most-favoured nation [MFN] and national treatment) # Prohibition on quantitative restrictions # Exceptions to WTO commitments, e.g. environment, health, public morals, culture, regionalism, special and differential treatment for developing countries # Current challenges facing the WTO and the Doha Development Round of negotiations.

Assessment:	Examination 3 hours (100%) (24 July, pm) or Research paper 10,000 words (100%) (3 September) (topic approved by the subject coordinator)
Prescribed Texts:	Core subject materials will be provided free of charge to all students. Some subjects require further texts to be purchased. Please visit the subject homepage on the Melbourne Law Masters website by following the link at the bottom of this subject entry.
Breadth Options:	This subject is not available as a breadth subject.
Fees Information:	Subject EFTSL, Level, Discipline & Census Date, http://enrolment.unimelb.edu.au/fees
Generic Skills:	Please see the Subject Objectives for this information.
Links to further information:	For the latest information on this subject, please visit: http://www.masters.law.unimelb.edu.au/subject/732733