

SUBJECT : INTERNATIONAL TRADE LAW (H. C. - 8)
SUBJECT CODE :H3KJ

Objective of the Course:

In this 21st century, the concept of Liberalisation, Privatisation and Globalization (LPG) works beyond the trade barriers. This course helps to understand the dominant role of developed countries in exploiting the developing countries. It conglomerate the finer version of International Economic Law, in particular the notion of New International Economic Order, the object of economic integration with that of the pragmatic approaches of the International Trade Regime. As a matter of compliance of International Trade Practices, various bilateral and regional agreements exist in this scenario. International Trade Agreements and Conventions explore the balanced growth with the regulatory effect in transacting international trade in municipal spheres including Dispute Settlement Bodies. This subject provides basic inputs in International Trade Law.

Unit – I : Genesis of International Trade Law

Origin and Development – Theories – UN Conventions – Unification of International Trade Law – International Commercial Contracts – International Sale of Goods – Foreign Direct Investments (FDI) – Transnational Companies - Electronic Business Transactions – Elements of International Taxation – Risk Analysis of International Trade.

Unit – II : International Economic Institutions

Structure and Functions of International Economic Institutions – International Trade Organisation (ITO) – Brettonwood Conference – Various Rounds of WTO – General Agreement on Tariff and Trade (GATT) – New International Economic Order (NIEO) – International Monetary Fund (IMF) – International Bank for Reconstruction and Development (IBRD) – International Investments.

Unit – III : World Trade Organisation (WTO)

Structure and Functions of WTO – WTO and Covered Agreements – Subsidies – Dumping and Anti-dumping – General Ageements of Trade and Services (GATS) – Trade Related Intellectual Property Rights (TRIPS) – Trade Related Investment Measures (TRIMs) - Trade in Agriculture – Technical Barriers of Trade (TBT) United Nations Committee on Trade and Environment (UNCTE) – United Nations Committee on Trade and Development (UNCTAD) – Summits of the WTO.

Unit – IV : Bilateral and Regional Trade

Regional Arrangements under the United Nations – Most Favoured nation (MFN) Clause – South Asian Association for Regional Cooperation (SAARC) – Association for South Eastern Asian Nations (ASEAN) – European Union (EU) – Organisation for Petroleum Exporting Countries (OPEC) – North American Free Trade Agreement (NAFTA) – South Asian Free Trade Agreement (SAFTA)

Unit – V : Settlement of Disputes in International Trade

Methods of Dispute Settlement – Alternative Dispute Resolution (ADR) and International Trade – UNCITRAL - International Arbitration, Conciliation, Mediation and Litigation – Online Dispute Resolution – Dispute Settlement Body in WTO - Appellate Body (AB) – Consultation – Trade and Environment Controversies - Enforcement and Compliance

Books for Reference:

1. Autar Krishen Koul, Guide to the WTO and GATT, Kluwer International
2. C. Singhanian – Foreign Collaborations and Investments in India Law and Procedure.
3. Correa, Carlos. M, IPRs, The WTO and Developing Countries, (Zed Books Ltd).
4. Day, D. M. and Griffin, Bernardette, The Law of International Trade, Butterworths and Lexis Nexis
5. Anupam Goyal, The WTO and International Environmental Law: Towards Conciliation, Oxford.
6. Gupta. R. K., World Trade Organisation - Text – 2 Volumes
7. Indira Carr- Peter Stone –International Trade Law.
8. Clive M Schmitthoff - Export Trade: The Law and Practice of International Trade.
9. Jayanta Bagachi – World Trade Organisation: An Indian Perspective, Eastern Law House
10. Petersmann, Ernst - Ulrich, The GATT/WTO Dispute Settlement Systems: International Law, International Organisations and Dispute Settlement, Kluwer Law International.
