

# Article XX (general exceptions)

- **Article XX (general exceptions) may provide a “safe harbor” for trade measures. However, the measures must conform to the demanding chapeau of the Article. The chapeau of GATT Article XX reads:**

*“Subject to the requirement that such measures are not applied in a manner which would constitute a means of arbitrary or unjustifiable discrimination between countries where the same conditions prevail, or a disguised restriction on international trade, nothing in this Agreement shall be construed to prevent the adoption or enforcement by any contracting party of measures...”*

# Article Xx General Exceptions

**G Thomas**



## **Article Xx General Exceptions:**

**The World Trade Organization** International Trade Law Center, Arthur E. Appleton, Michael G. Plummer, 2007-12-31 The editors have succeeded in bringing together an excellent mix of leading scholars and practitioners No book on the WTO has had this wide a scope before or covered the legal framework economic and political issues current and would be countries and a outlook to the future like these three volumes do 3000 pages 80 chapters in 3 volumes cover a very interdisciplinary field that touches upon law economics and politics WTO Appellate Body Repertory of Reports and Awards, 2014-09-25 The fifth edition of the WTO Appellate Body Repertory of Reports and Awards the Repertory serves first and foremost as a source of information for those interested in the field of international trade law and international dispute settlement Initially developed as an internal research tool to assist the Appellate Body Secretariat in carrying out its duty to provide legal support to Appellate Body Members the Repertory has become a practical tool for officials from WTO Member States and in particular for Members including developing country Members that may not have the resources to prepare a similar compendium in house The Repertory is also a useful publication for academics students private practitioners trade officials and other followers of international trade law and international dispute settlement *The Max Planck Encyclopedia of Public International Law* Rudiger Wolfrum, 2013-03-28 This index to the definitive reference work on international law contains detailed references to over 1 600 articles covering the full history and breadth of public international law as well as other information to facilitate its use such as tables and citation lists WTO Appellate Body Repertory of Reports and Awards World Trade Organization. Appellate Body. Secretariat, 2006-05-11 The WTO Appellate Body is responsible for deciding appeals relating to disputes among the WTO s 148 Members The Repertory contains excerpts from WTO Appellate Body Reports dating from the first Report adopted in May 1996 through to the sixty eighth Report adopted in May 2005

**Public Purpose in International Law** Pedro J. Martinez-Fraga, C. Ryan Reetz, 2015-02-19 This text explores how the public purpose doctrine reconciles the conflicting obligations that states have to engage in regulatory sovereignty while honoring host state obligations to protect foreign investment It examines the multiple permutations and iterations of the doctrine and the inherent fundamental flaws that lead to disparities in the relationship between investors and states

**International Law Reports** Elihu Lauterpacht, C. J. Greenwood, A. G. Oppenheimer, 2002-07-18 The International Law Reports is the only publication in the world wholly devoted to the regular and systematic reporting in English of decisions of international courts and arbitrators as well as judgments of national courts Among the cases reported in volume 121 are two Malaysian High Court decisions and one ICJ decision which all relate to the *Cumaraswamy immunity case* Volume 121 also includes three important investment protection decisions two of these under ICSID and the full reporting of the *S D Myers Inc v Canada Partial Award 13 November 2000 of NAFTA Arbitration Tribunal under the UNCITRAL Rules* A selection of both European and international human rights cases also feature including the important ICTY torture case relating to Anton

Furundzija The remainder of the volume is taken up with national cases mainly from the United States of America ICSID Reports: Volume 8 James Crawford, Karen Lee, Elihu Lauterpacht, 2005-04-21 Volume 8 brings the series up to date to include important recent decisions up to mid 2004 *International Economic Review*, 1992 *International Trade and Economic Law and the European Union* Sara Dillon, 2002-09-09 This timely book explores the developing nature of international trade law with particular emphasis on World Trade Organization law and its effects within the European Union In the aftermath of the Seattle upheaval vital questions are being raised as to the future course of global economic law its overall legitimacy implications for democracy for national social and environmental policies and for the well being of the world's people This highly technical subject is rigorously analysed yet the main legal developments and the major trade disputes are discussed in an accessible narrative style The first section covers the common historical roots of the GATT and the EC systems of integration that were part of an idealistic post war heritage The book goes on to demonstrate the idiosyncratic development of GATT law leading to the launch of the WTO in 1995 and the controversial Uruguay Round Agreements which represented the beginning of an enormous proliferation of causes of action and a greatly enhanced legalism for the global trading system

**South African Treaties, Conventions, Agreements and State Papers, Subsisting on the 1st Day of September, 1898** Cape of Good Hope (South Africa). Prime Minister, 1898 **New York University Journal of International Law & Politics** New York University. International Law Society, 1998 *Guide to GATT Law and Practice* Amelia Porges, General Agreement on Tariffs and Trade (Organization), 1994 A guide to the legal interpretation and application of the General Agreement and a repertoire of GATT practice and drafting history including decisions panel reports and discussions between contracting parties It is updated to the end of March 1994 Deals a o with general most favoured nation treatment national treatment on internal taxation and regulation anti dumping and countervailing duties and valuation for customs purposes

**Dispute Settlement Decisions: Bernan's Annotated Reporter** Bernan Press, 2010-04-16 Dispute settlement decisions DSD of the World Trade Organization WTO are presented with the aid of extensive annotations in depth analysis and comprehensive summaries of case histories The extensive index in each volume enables access to particular titles Legal precedents and conclusions are detailed in the legal annotations and conclusions sections Case and treaty citations along with current information on the overall status of all disputes before the WTO are presented in two tables Current interpretations of the various treaties that govern international trade law contain full text decisions Starting with Volume 78 published in February 2007 Bernan is collaborating with international trade experts from Bryan Cave LLP to produce enhanced editions of the WTO DSD The editors for this series are Felipe Berer and Jackson C Pai Messrs Berer and Pai are Senior Trade Policy Advisors working out of the Washington D C and Los Angeles offices of Bryan Cave LLP They assist clients in the analysis of cross border trade rules and trade agreements including the implications of U S bilateral and regional trade agreements and WTO rules Mr Berer has also assisted in trade remedy investigations WTO proceedings and

trade policy developments in the United States and Latin America These volumes contain in depth analysis that includes market implications for the various industries and nations affected This expert commentary makes this series truly invaluable for all companies that do business internationally law firms with a trade practice government agencies with a focus on trade and academic institutions with related courses of study Volume 88 includes dispute case DS332 Brazil Measures Affecting Imports of Retreaded Tyres Report of the Appellate Body and dispute case DS267 United States Subsidies on Upland Cotton Recourse to Article 21 5 of the DSU by Brazil Report of the Panel **Dispute Settlement** ,2003 *World Competition* ,1993 International Legal Materials ,1999 International legal perspectives ,1992 Market Access Advances and Retreats J. M. Finger,Ludger Schuknecht,1999 Uruguay Round negotiations on market access were a success Tariff cuts covered a larger share of the world trade than those of the Kennedy or Tokyo Rounds and will save importers some 50 billion a year **Saskatchewan Law Review** ,2006 **Negotiating the Future of Agricultural Policies:Agricultural Trade and the Millennium WTO Round** Sanoussi Bilal,Pavlos Pezaros,2000-10-24 With the conclusion of the Uruguay Round Agreement on Agriculture in 1994 agriculture has for the first time been integrated into world trade rules and disciplines WTO Members have made a commitment to continue the reform process initiated during the Uruguay Round by starting new WTO negotiations on agriculture by 2000 This book combines academic analysis with practical expertise to discuss in an accessible and systematic way some of the principal aspects of these agricultural negotiations and aims to make recommendations for viable and successful negotiating positions in the new WTO talks on agricultural trade Several expert articles outline the historical and political background of previous negotiations and policy developments in agricultural trade Others provide an overview of the key issues for the new round of negotiations including the Common Agricultural Policy reform in view of the Millennium Round objectives and future enlargement of the European Union the prospects for negotiations in the areas of market access and export subsidies and aspects of primary importance for the future of international agricultural trade such as food safety and quality standards environmental and animal welfare considerations and issues under dispute in the WTO The positions of leading actors in the new round of negotiations including major countries Japan and the United States groups of countries the European Union the Cairns Group and net food importing countries and European farmers are also presented

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