

**HANOI LAW UNIVERSITY**  
**FACULTY OF INTERNATIONAL TRADE AND BUSINESS LAW**  
**DEPARTMENT OF MULTILATERAL TRADE AND INTERNATIONAL INVESTMENT LAW**

**COURSE OUTLINE**  
**THE WTO LAW**  
**2018**

**I. COURSE INFORMATION**

Degree:	Bachelor of Law
Course:	The WTO Law
Semester/Academic Year:	II/2017-2018
Number of credits:	02
Lecture hours:	10 credit hours
Seminar hours:	20 credit hours
Team work hours:	4 credit hours
Self-study hours:	4 credit hours
Pre-requisite(s):	Public International Law

**II. LECTURERS AND ASSISTANTS INFORMATION**

**1. Lecturers**

No	Name	Title	Email	Tel
1.	Nguyen Thanh Tam	Assoc. Prof	luat_tmqt@yahoo.com	04.37731787
2.	Nguyen Thi Thu Hien	Ph.D	luat_tmqt@yahoo.com	04.37731787
3.	Nguyen Ba Binh	Ph.D	luat_tmqt@yahoo.com	04.37731787
4.	Nguyen Thi Anh Tho	LLM	luat_tmqt@yahoo.com	04.37731787
5.	Ho Thuy Ngoc	Ph.D	luat_tmqt@yahoo.com	04.37731787
6.	Vu Thi Kim Ngan	Ph.D	luat_tmqt@yahoo.com	04.37731787
7.	Trinh Hai Yen	Ph.D	luat_tmqt@yahoo.com	04.37731787

8.	Nguyen Ngoc Ha	PhD	luat_tmqt@yahoo.com	04.37731787
----	----------------	-----	---------------------	-------------

## 2. Assistants

No	Name	Title	Email	Tel
1.	Pham Thanh Hang	LLM	luat_tmqt@yahoo.com	04.37731787
2.	Tran Phuong Anh	LLM	luat_tmqt@yahoo.com	04.37731787
3.	Ha Thi Phuong Tra	LLM	luat_tmqt@yahoo.com	04.37731787
4.	Ngo Trong Quan	LLM	luat_tmqt@yahoo.com	04.37731787
5.	Nguyen Mai Linh	LLM	luat_tmqt@yahoo.com	04.37731787

### III. COURSE DESCRIPTION

The course of the WTO Law is a legal science that provides the basic knowledge of the World Trade Organization's legal system governing global trade. Through this course, students will be equipped with the following knowledge:

- 1) Overview of the WTO Law;
- 2) Basic principles of the WTO Law;
- 3) The WTO Agreements - Main source of the WTO Law;
- 4) Other sources of the WTO Law;
- 5) Relationship between the WTO Law and national law

The course belonging to the general knowledge part of the Major in International Trade and Business Law is a foundation course for students to continue studying other courses, such as: Law governing international trade in goods; Law governing international trade in services; Intellectual property rights in international trade for businesses; International Investment Law; The WTO's trade remedies; ...

### IV. LEARNING OBJECTIVES

Upon completion of this course, students will be able to know:

- Overview of the WTO and WTO Law; the relationship between the WTO and FTAs;
- The principles of the WTO - the "Rules of the game" of global trade;
- Sources of the WTO law;
- Overview of the WTO Agreements governing the relations between WTO Members in three areas: trade in goods, trade in services and trade-related intellectual property rights;
- Issues raised for members on how to implement the WTO accession commitments;
- Initiate the analysis and analysis of legal issues in trade relations among the WTO members;
- Apply knowledge learned such as the principles of MFN, NT, freer trade, predictability, fair

competition, encouraging development and economic reform, environment protection, the rules of WTO agreements, etc., to explain the specific situations in trade relations among the WTO members.

## **V. CONTENTS OF THE COURSE**

### **Issue 1. Overview of the WTO Law**

- 1.1. Multilateral trade system - Past, present and future
- 1.2. The WTO members
- 1.3. The WTO in the international economic order (including relationship between the WTO and FTAs)
- 1.4. The WTO and developing countries

### **Issue 2. Basic principles of the WTO Law and Exceptions**

- 2.1. Reminding basic principles
- 2.2. Exceptions

### **Issue 3. The WTO Agreements - Main source of the WTO Law**

- 3.1. Overview of WTO agreements within the Uruguay Round
- 3.2. Overview of WTO agreements after the Uruguay Round

### **Issue 4. Other sources of the WTO Law**

- 4.1. Reports of the WTO's dispute settlement body
- 4.2. International customs
- 4.3. Others

### **Issue 5. Relationship between the WTO Law and national law**

- 5.1. Traditional theories on the relationship between the WTO law and national law
- 5.2. Three ways to implement the WTO commitments in the national legal order

## **VI. READINGS**

### **Compulsory Readings:**

1. Hanoi Law University, *International Trade and Business Law Textbook*, the Youth Publishing House, Hanoi, 2017 (this Bilingual Textbook was published within framework of the Viet Nam - MUTRAP Project III).

### **Others:**

#### **\* Books**

1. Raj Bhala, *International Trade Law - Interdisciplinary Theory and Practice*, LexisNexis Publisher, third version, 2007(Loose-leaf version).
2. Peter Van den Bossche, *The Law and Policy of the World Trade Organization: Text, Cases and Materials*, Cambridge University Press; third edition (September 23, 2013).
3. WTO Secretariat, *Understanding the World Trade Organization*  
[https://www.wto.org/english/thewto\\_e/whatis\\_e/tif\\_e/understanding\\_e.pdf](https://www.wto.org/english/thewto_e/whatis_e/tif_e/understanding_e.pdf)
4. John H. Jackson, *The World Trading System, Law and Policy of International Economic Relations*, 2<sup>nd</sup> edn, 2002.
5. *WTO Agreements Series*  
[https://www.wto.org/english/res\\_e/publications\\_e/wto\\_agree\\_series\\_e.htm](https://www.wto.org/english/res_e/publications_e/wto_agree_series_e.htm).
6. Craig VanGrasstek, *The History and Future of the World Trade Organization*, 2013  
[https://www.wto.org/english/res\\_e/booksp\\_e/historywto\\_e.pdf](https://www.wto.org/english/res_e/booksp_e/historywto_e.pdf)
7. The 2017 World Trade Report  
[https://www.wto.org/english/res\\_e/publications\\_e/wtr17\\_e.htm](https://www.wto.org/english/res_e/publications_e/wtr17_e.htm)
8. WTO Dispute Settlement: One-Page Case Summaries (1995-2016)  
[https://www.wto.org/english/res\\_e/publications\\_e/dispu\\_settlement\\_e.htm](https://www.wto.org/english/res_e/publications_e/dispu_settlement_e.htm).
9. 20 Years of the Information Technology Agreement  
[https://www.wto.org/english/res\\_e/publications\\_e/ita20years2017\\_e.htm](https://www.wto.org/english/res_e/publications_e/ita20years2017_e.htm)
10. The 2017 Annual Report  
[https://www.wto.org/english/res\\_e/publications\\_e/anrep17\\_e.htm](https://www.wto.org/english/res_e/publications_e/anrep17_e.htm)
11. WTO Publications catalogue  
[https://www.wto.org/english/res\\_e/publications\\_e/wto\\_publications\\_catalogue\\_e.pdf](https://www.wto.org/english/res_e/publications_e/wto_publications_catalogue_e.pdf)

#### \* **International Law**

1. Report of the Working Party on the Accession of Viet Nam and Viet Nam's WTO Commitments.  
<http://wtocenter.vn/sites/wtocenter.vn/files/wto/attachments/Report%20of%20the%20Working%20Party%20on%20the%20Accession%20of%20Vietnam.pdf>
2. Trade Policy Review-Vietnam  
[https://www.wto.org/english/tratop\\_e/tpr\\_e/tp387\\_e.htm](https://www.wto.org/english/tratop_e/tpr_e/tp387_e.htm)

#### \* **Websites**

1. <http://www.wto.org>
2. <http://www.mutrap.org.vn>
3. <http://chongbanphagia.vn>

4. <http://www.mofa.gov.vn>

5. <http://www.moit.gov.vn>

## VII. TEACHING AND LEARNING METHODS/APPROACHES

A combination of different teaching and learning methods, including: Lectures; Socrates; Case study; Workshop; Teamwork presentation; Others.

Students are required to prepare the topics before attending class and to actively participate in class discussion.

## VIII. COURSE SCHEDULE/TEACHING PLAN

Week	Issue	Lecture	Seminar	Team work	Self-study	Assignment	Total of credit hours
1	1	2	(4)			Receiving assignments	4
2	2	2	(4)		(2)		4
3	3	2	(4)				4
4	4	2	(4)	(2)	(2)		4
5	5	2	(4)	(2)	(2)	Submitting individual assignment	4
<b>Total of credit hours</b>		<b>10</b>	<b>20</b>	<b>2</b>	<b>3</b>		<b>30</b>

## X. ASSESSMENT

No	Type of assignment	Rate	Requirements
1.	01 Individual Assignments	10%	- Form: In-class exam. - Content: Questions relating to the knowledge that students have learnt.
2.	01 teamwork paper and oral presentation	10%	- Form: 3-5 page Essay (Appendix included, if any). - Content: Questions relating to the knowledge of whole course.
3.	01 Semester Assignment	10%	- Form: 3-5 page Essay (Appendix included, if any). - Content: Questions relating to the knowledge of whole course.
4.	Final exam	70%	- Form: Multiple choice test
	<b>Total</b>	<b>100%</b>	

## **XI. OTHER REQUIREMENTS**

- Plagiarism in any forms will result in FAIL for the related academic work.
- Cheating on any exam also results in FAIL to the student who commits the cheating and to the person who allows others to copy his/her work.
- No excuses for the ignorance of the guidelines for academic works set by Hanoi Law University.