

British Institute of International and Comparative Law,  
Institute of International Economic Law at Georgetown University Law Center and  
Journal of International Economic Law

## *Fifth Annual WTO Conference*

17-18 May 2005  
Large Pension Room  
Gray's Inn  
South Square, London WC1R 5ET

*sponsored by*

SIDLEY AUSTIN BROWN & WOOD LLP  
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### **Programme**

Tuesday, May 17, 2005

#### **THE TENTH ANNIVERSARY OF WTO DISPUTE SETTLEMENT: AN APPRAISAL**

8.30 – 9.00

**Registration**

9.00 – 9.10

**Welcoming Remarks**

**Francis G. Jacobs**, Advocate-General, European Court of Justice  
**John H. Jackson**, Institute of International Economic Law, Georgetown University Law Center

9.10 – 9.30

**Introduction: The judicialization and legalization of the process**

A reflection on the dramatic shift toward an adjudicative process – its effectiveness in resolving disputes and its effect on the WTO as an organization.

**Thomas Cottier**, World Trade Institute, University of Bern

9.30 – 11.00

**Panel 1: Non-trade interests and values**

An examination of how the WTO Appellate Body has attempted to strike a balance between free trade and other values and interests, both substantively and in terms of procedures.

Chair: **Mads Andenas**, University of Leicester and BIICL

Speakers: **Joanne Scott**, University of Cambridge Faculty of Law

**Donald Regan**, University of Michigan Law School

**Markus Krajewski**, University of Potsdam Faculty of Law

Discussants: **Sungjoon Cho**, Chicago-Kent College of Law

**Federico Ortino**, British Institute of International & Comparative Law

**11.00 – 11.30 Refreshment Break**

**11.30 – 13.00 Panel 2: The Appellate Body and public international law**

An analysis of the contribution made by the Appellate Body to public international law, and the role such law has played in the Appellate Body's approach to interpretation under the Vienna Convention.

Chair: **William Davey**, University of Illinois College of Law

Speakers: **Lorand Bartels**, University of Edinburgh Law School  
**Niall Meagher**, Advisory Centre for WTO Law  
**Sarah Cleveland**, University of Texas School of Law

Discussants: **Philippe Sands**, University College London  
**Barbara Oliveira**, University of London

**13.00 – 14.30 Lunch**

**14.30 – 16.00 Panel 3: Compliance and Remedies**

An assessment of the record of compliance with WTO rulings, the adequacy of the prospective remedies provided under WTO rules, and proposals for reform.

Chair: **Jane Bradley**, Institute of International Economic Law, Georgetown Univ.

Speakers: **William Davey**, University of Illinois College of Law  
**Timothy Brightbill**, Wiley Rein & Fielding  
**Arwel Davies**, Swansea University School of Law

Discussants: **Locknie Hsu**, National University of Singapore Faculty of Law  
**Gary Horlick**, Wilmer Cutler Pickering Hale & Dorr

**16.00 – 16.30 Refreshment Break**

**16.30 – 18.00 Panel 4: The Appellate Body and the Courts**

A look at the role that WTO law has played in rulings of the European Court of Justice and the U.S. federal courts, against the broader background of relationships between international tribunals and supranational and national courts.

Chair: **Francis G. Jacobs**, Advocate-General, European Court of Justice

Speakers: **Piet Eeckhout**, European Law Centre, King's College, University of London  
**Carlos Vázquez**, Georgetown University Law Center  
**Jeffrey Dunoff**, Temple University School of Law

Discussants: **Pieter Jan Kuijper**, Legal Service, European Commission  
**Isabelle van Damme**, University of Cambridge

**Wednesday, May 18, 2005**  
**WTO RESEARCH SEMINAR**

**8.30 – 9.00**      **Registration**

**9.00 – 10.30**      **Round Table 1: A WTO Case Study – The Cotton Dispute**

An in-depth discussion of the broader implications of the dispute about U.S. cotton subsidies, including the increasingly important role of evidentiary issues in WTO disputes, and the implications of the Appellate Body's rulings for agricultural subsidies and other domestic and export subsidy programs.

Chair:            **William Davey**, University of Illinois College of Law

Speakers:      **Todd Friedbacher, Nicolas Lockhart, and Christian Lau**  
Sidley Austin Brown & Wood LLP

Discussants: **Luca Rubini**, King's College, University of London  
**Melaku Geboye Desta**, Dundee University School of Law

**10.30 – 11.00**      **Refreshment Break**

**11.00 - 12.30**      **Round Table 2: The Impact of WTO Disputes on the Doha Negotiations**

A continuation of the morning discussion, looking at how the rulings in the *Cotton* and *Sugar* cases, and other disputes, may affect the ongoing negotiations in the Doha Round and, conversely, how ongoing negotiations may have influenced the dispute settlement process.

Chair:            **Gary Horlick**, Wilmer Cutler Pickering Hale & Dorr

Speakers:      **Niall Meagher**, Advisory Centre for WTO Law  
**Paul Shanahan**, Specialist in WTO Agricultural Law and Practice

Discussants: **Fiona Smith**, University of Leicester  
**Timothy Brightbill**, Wiley Rein & Fielding

**12.30 – 14.30**      **Lunch Break**

**14.30 – 16.00**      **Round Table 3: "The Future of the WTO" – Consultative Board Report**

This session will consider the January 2005 conclusions and recommendations of the Consultative Board to the WTO Director-General, addressing institutional challenges facing the WTO in the new millennium.

Chair:            **Thomas Cottier**, World Trade Institute, University of Bern

Speakers:      **Joost Pauwelyn**, Duke University Law School  
**Deborah Cass**, London School of Economics  
**Donald Regan**, University of Michigan Law School

Discussants: **Peter van den Bossche**, University of Maastricht Faculty of Law  
**John Jackson**, Georgetown University Law Center

**16.00 – 16.15**      **Refreshment Break**

**16.15 – 17.00**      **Wrap-up Session:**

**John Jackson**, Georgetown University Law Center