

## INDEX

- Accession Protocol, China, 224  
     Section 15(a)(ii), 63–64  
     Section 15(d), 63–64  
 Advocate General, 211  
 Afghanistan, 97–100  
 Agenda 21, 212–13  
 agglomeration economies, 20  
 Agreement on Agriculture, Article 13,  
     93  
 Agreement on Import Licensing  
     Procedures, 56  
 Agreement on Safeguards  
     Article 2.1, 67  
     Article 12, 68  
 Agreement on the International  
     Dolphin Conservation Program,  
     72–73  
*Air Transport Association of America  
 and Others*, 202–3  
 Airbus, 82–83  
*Ålands Vindkraft*, 211  
 Amazon Web Services, 172–73  
 America First, 3  
 Andean Pact, 147–48  
 Annex on Financial Services, 79  
 Antidumping Agreement, 29  
     Appellate Body on, 107  
     Article 2.2, 64, 107  
     Article 5.8, 65  
     Article 15, 64–65  
 antidumping duties, as domestic  
     industry protection, 62–65  
 antiprotectionism, 5  
 antisubsidy measures, 90–93  
 APEC. *See* Asia-Pacific Economic  
     Cooperation
- Appellate Body, WTO, 34–36, 86,  
     162–63  
     on Antidumping Agreement, 107  
     in *Argentina - Financial Services*, 79  
     in *EC - Bananas III*, 43, 258  
     on feed-in tariffs, 207  
     in *Indonesia - Import Licensing  
     Regimes*, 56  
     in *Peru - Agricultural Products*, 42  
     on PPMs, 217  
     on SCM Agreement, 208–9  
     in *Turkey - Textiles*, 40–41  
     in *US - Anti-Dumping and  
     Countervailing Duties*, 66  
     in *US - FSC*, 158  
     in *US - Gambling*, 175  
     in *US - Line Pipe*, 68  
     in *US - Upland Cotton*, 110–11  
     in *US - Washing Machines*, 66  
 appropriate markets, 207–8  
*Argentina - Financial Services*, 70  
     Appellate Body in, 79  
*Argentina - Hides and Leather*, 106  
 Asian Development Bank, 118–19  
 Asian financial crisis of 1997, 11  
 Asia-Pacific Economic Cooperation  
     (APEC), 33  
 Australia, 237  
 Azevêdo, Roberto, 4–5
- balance-of-payment (BOP), 26–28  
     quantitative restrictions and, 56–57  
 Baldwin, Robert E., 20  
 Bangalore Special Economic Zone,  
     115  
 benefits, 88–89

- Berne Convention, 247–48  
 Article 17, 248  
 Bhagwati, Jagdish, 81–82  
 binding coverages, 48  
 Blue Angel, 213–14  
 Boeing, 82–83  
 BOP. *See* balance-of-payment  
 border carbon adjustments, 196–97  
 border restrictions, as domestic  
 industry protection, 47–55  
 border tax adjustment, 197  
 GATT on, 198–99  
 SCM Agreement on, 133, 200  
 Brander, James A., 82  
 Brazil, 3  
*Brazil - Retreaded Tyres*, 221–24  
*Brazil - Taxation*, 139–40  
 Bulgaria, 97–100  
 business plans, 15–16
- Cameroon, 48  
 Canada, 53  
*Canada - Aircraft*, 251  
*Canada - Autos*, 77, 155–56,  
 168–70  
*Canada - Feed-in Tariff Program*, 87–88  
*Canada - FIRA*, 154, 160  
*Canada - Herring and Salmon*, 108  
*Canada - Periodicals*, 242, 244  
*Canada - Renewable Energy*, 87–88,  
 132–33, 207  
*Canada - Wheat Exports and Grain  
 Imports*, 101–2  
 Canadian Value Added (CVA), 163  
 cap-and-trade system, 201  
 GATT on, 203  
 carbon adjustments, border, 196–97  
 carbon dioxide, 194–95, 201  
 carbon taxes, 197–200  
 Cartagena Protocol on Biosafety,  
 229–30  
 catch-up countries, 20  
 censorship, 255–56  
 Central Intelligence Agency, 172  
 Central Product Classification (CPC),  
 173–74  
 CFZ. *See* Colon Free Zone  
*Chile - Swordfish*, 228
- China, 63–64, 103, 109, 130, 147–48,  
 161. *See also* Accession Protocol,  
 China  
 Copyright Law, 248  
 export restrictions in, 106  
 subsidies in, 95  
*China - Auto Parts*, 69–70, 145  
*China - Intellectual Property Rights*,  
 248, 262–63  
*China - Measures Concerning Wind  
 Power Equipment*, 95  
*China - Publications and Audiovisual  
 Products*, 242–44, 262, 268–69  
*China - Rare Earths*, 108–9  
*China - Raw Materials*, 100, 106, 109, 195  
 Chinese Taipei, 21–22  
 SMEs in, 23  
 CJEU. *See* Court Justice of the EU  
 clusters, 20  
 Colombia, 141–42  
*Colombia - Textiles*, 129–30, 140–41  
 Colon Free Zone (CFZ), 142–44  
 Committee on Antidumping Practices,  
 64–65  
 Committee on Government  
 Procurement, 166–67  
 Committee on Trade and Environment,  
 219–20  
 communication, 275–76  
 information and communications  
 technology, 1  
 composition effect, 195–96  
 Convention on Biological Diversity,  
 229–30  
 coordination failures, 15  
 Court of Justice of the EU (CJEU),  
 202–3, 212  
 CPC. *See* Central Product Classification  
 creative economy, 234, 273  
 defining, 234–37  
 digitization and, 254–56  
 electronic infrastructure and, 256–57  
 IPRs and, 261–63  
 in Korea, 239–40  
 market access and, 257–61  
 national policies, 237–40  
 R&D issues and, 249  
 R&D subsidies and, 250–51

- The Creative Economy: How People Make Money From Ideas* (Howkins), 234–35
- creative products, 240–41  
 as goods, 241–44  
 as intellectual property, 246–49  
 public morals and, 265–66  
 restrictions on, 263  
 screen quotas on, 263–65  
 security and, 267–68  
 as services, 244–46  
 UNESCO and, 268–70
- creativity, 4
- critical shortages, 56
- customs, 145–46
- CVA. *See* Canadian Value Added
- data localization  
 emerging issues, 171  
 necessity of, 175–76  
 overview of, 171–73
- Davidson, Carl, 151–52
- Department of Commerce (DOC), 88–89
- Department of Defense, 99–100
- Desai, Mihir A., 82–83
- digitization, creative economy and, 254–56
- Dispute Settlement Understanding (DSU), 34–35  
 Article 5, 36  
 Article 7, 228–29
- Dixit, Avinash, 82
- DOC. *See* Department of Commerce
- Doha Ministerial Declaration, 44–45, 219, 231
- Doha Round, 54, 274–75
- domestic industry promotion, 80
- domestic industry protection, 47  
 antidumping duties, 62–65  
 border restrictions, 47–55  
 countervailing duties, 65–66  
 product standards, 70–71  
 quantitative restrictions, 55–57  
 safeguards, 66–68  
 services industries and, 76–79  
 SPS measures, 74–76
- taxes, 69–70  
 TBT, 71–74  
 trade remedies, 57–61
- DSU. *See* Dispute Settlement Understanding
- dual pricing, 101–2
- dumping margins, 63
- duties, in free zones, 124
- East Asia  
 economic miracle in, 24  
 FDI in, 21–22  
 industrial policy in, 21–25  
 industrialization in, 21–22  
 interest rates in, 22–23  
 WTO and, 25
- Eaton, Jonathan, 82
- EC. *See* European Communities
- EC - Approval and Marketing of Biotech Products*, 203–4, 229–30
- EC - Bananas III*, 155–56  
 Appellate Body in, 43, 258
- EC - Chicken Cuts*, 48–53
- EC - Large Civil Aircraft*, 86–87, 132, 252–53
- EC - Seal Products*, 216
- Eco Mark, 213–14
- e-commerce, 259–60
- economics, 275–76  
 of subsidies, 80–84  
 WTO and, 36
- Ecuador, 42, 161
- electronic infrastructure, 256–57
- emission allowances, 201–5
- Enabling Clause, 40, 160
- environment, 273  
 industrial policy and, 194–96
- environmental labels, 212–14  
 TBT Committee on, 218  
 WTO on, 214–20
- environmental regimes, 227–28
- Essent Belgium*, 210–11
- EU - Biodiesel*, 64, 107
- European Commission, 201, 239
- European Communities (EC), 48–53
- export facilitation, 18

- export prices, 63  
 export restrictions, 104–9  
   in China, 106  
   on raw materials, 105  
 export subsidies, 81–82  
 export-push strategy, 23
- FDI. *See* foreign direct investment  
 feed-in premiums, 206  
 feed-in tariff (FIT), 206  
   Appellate Body on, 207  
 financial contribution, 85–88  
 FIT. *See* feed-in tariff  
 Flaig, Dorothee, 148, 152–54  
 foreign direct investment (FDI), 3–4, 118  
   in East Asia, 21–22  
 free trade, 18, 21, 272  
 free zones, 115, 118. *See also* special economic zones  
   admission of goods in, 122  
   authorized operations in, 123  
   benefits and costs of, 119  
   classification of, 117  
   closure of, 124  
   control of, 122  
   duration of stay in, 123  
   duties in, 124  
   establishment of, 122  
   fiscal benefits of, 129  
   goods consumed within, 123  
   groups of, 116  
   industrial policy and, 115–19  
   nondiscrimination in, 128–34  
   notification of, 127–28  
   removal of goods in, 124  
   restrictions on imports from, 142–44  
   under Revised Kyoto Convention, 120  
   RTA and, 144  
   security and, 123  
   special treatment of goods in, 139–42  
   specificity (of subsidy) in, 134–37  
   status of, 121–22  
   taxes in, 124  
   transfer of ownership in, 123  
   WTO on, 125–27
- GATS. *See* General Agreement on Trade in Services  
 General Agreement on Tariffs and Trade (GATT), 4–5, 25, 258  
 Article I:2, 42  
 Article II:1, 48  
 Article II:2(a), 198–99, 201  
 Article III, 69, 93–94, 138, 154–55, 157–58, 201, 211–12, 216  
 Article III:2, 69–70, 158, 202–3, 242  
 Article III:4, 203, 205, 264  
 Article III:8(a), 149–51, 165  
 Article III:8(b), 159, 164  
 Article IV, 263–65  
 Article V, 228  
 Article VI, 29  
 Article VI:1, 63–64  
 Article VIII, 256–57  
 Article XI, 56, 138, 211–12, 228  
 Article XI:1, 55–56, 106  
 Article XI:2, 39, 56  
 Article XI:2(a), 107–8  
 Article XI:2(b), 107–8  
 Article XII, 56  
 Article XIII, 57  
 Article XVI, 87–88  
 Article XVII, 101–2  
 Article XVII:1(a), 101–2  
 Article XVII:1(b), 101–2  
 Article XVIII, 26–28, 54–55  
 Article XVIII:A, 54–55  
 Article XVIII:B, 56  
 Article XIX, 67  
 Article XX, 39–40, 108, 194, 220–21, 223–27  
 Article XX(a), 265  
 Article XX(b), 74, 221–22  
 Article XX(d), 142, 144  
 Article XX(f), 266–67  
 Article XX(g), 222  
 Article XX(j), 159  
 Article XXI, 39–40, 144, 267–68  
 Article XXIII:1(b), 216  
 Article XXIV, 39–40  
 Article XXVIII, 53–54  
 on border tax adjustment, 198–99  
 on cap-and-trade system, 203

- Contracting Parties, 29  
 drafting of, 26  
 on LCRs, 157–60  
 on national treatment, 157, 263  
 negotiating rounds, 26–28  
 signing of, 26  
 on taxes, 158
- General Agreement on Trade in Services (GATS), 76–77, 245–46, 258
- Article II, 97–100  
 Article IV, 78  
 Article V, 40  
 Article VI, 77–78, 175  
 Article X, 78  
 Article XIII:2, 171  
 Article XIV, 267–68  
 Article XIV(a), 265–66  
 Article XV, 96  
 Article XVI, 77, 174–75  
 Article XVII, 77, 168–70  
 Article XIX, 78  
 on discrimination, 168  
 on LCRs, 168–71  
 national treatment under, 168–71  
 on services subsidies, 96
- General Council, 137–38
- Generalized System of Preferences (GSP), 29
- GHG. *See* greenhouse gases
- global financial crisis, 2
- Google, 172–73
- Government Procurement Agreement (GPA), 165–66
- Article IV, 166  
 Article XXII:6, 166–67  
 Article XXIV:7(c), 167–68  
 Uruguay Round, 167–68
- government support, as subsidy, 206–9
- GPA. *See* Government Procurement Agreement
- Great Depression, 26
- Great Recession of 2008–2009, 2
- Green Choice Philippines, 213–14
- greenhouse gases (GHG), 201
- Grossman, Gene M., 82, 151
- GROW America Act, 166–67
- GSP. *See* Generalized System of Preferences
- Hamilton, Alexander, 10–11
- harmonization, 227–28  
 domestic, 230–32  
 international, 230–32  
 judicial aspects of, 228–30
- Harrison, Ann, 17
- Havana Charter, 26
- Hawley-Smoot Tariff, 26
- Hines, James R., 82–83
- Hong Kong, 21–22, 48
- Hong Kong Ministerial Declaration, 161
- horizontal policies, 20
- Howkins, John, 234–35
- Hufbauer, Gary Clyde, 148–49, 153–54
- ICT. *See* information and communications technology
- ILO. *See* International Labor Organization
- IMF. *See* International Monetary Fund
- import licenses, 56
- import protection, 17–18
- import restrictions, 18
- income support, 85–88
- India, 3–4  
*India - Autos*, 155–56  
*India - Solar Cells*, 155–56, 159, 208–9
- indirect contributions, 87
- Indonesia, 73–74, 147–48  
*Indonesia - Autos*, 155–56  
*Indonesia - Import Licensing Regimes*, Appellate Body in, 56
- industrial policy, 1–2, 9, 271  
 conceptual framework for, 9–10  
 defining of, 9–10  
 design of, 4–5  
 in East Asia, 21–25  
 environment and, 194–96  
 evolution of, 12–14  
 free zones and, 115–19  
 functional, 15  
 greening of, 194

- industrial policy (cont.)  
 hard, 17  
 horizontal, 15, 20  
 instruments, 18–21  
 justifiability of, 11–18  
 modernization of, 2  
 rent-seeking and, 17  
 selective, 15  
 soft, 17  
 spatial dimensions of, 20  
 theory of, 10–11  
 tools of, 5  
 typology of, 19  
 in upstream sectors, 100  
 vertical, 15  
 WTO and, 31  
 zoning of, 6
- Industrial Policy Strategy (EU), 2–3
- industrial revolutions, 1
- industrial targeting, 16  
 costs and benefits of, 16
- industrialization, 1–2  
 in East Asia, 21–22
- industry-promoting pricing, 63
- infant industry argument, 17–18
- informatics program, 140
- information and communications  
 technology (ICT), 1, 22, 96, 149,  
 235, 238, 240, 254
- information privacy, 4
- information technology (IT), 1
- intellectual property rights (IPRs),  
 2–3  
 creative economy and, 261–63  
 creative products and, 246–49
- interest rates, in East Asia, 22–23
- internal charges, 69–70
- International Labor Organization  
 (ILO), 118
- International Monetary Fund (IMF),  
 56–57
- International Standardization  
 Organization (ISO), 212–13
- Internet, 254–56
- Interstate Horseracing Act, 265–66
- Invest in American Jobs Act, 166–67
- investment promotion, 18
- IPRs. *See* intellectual property rights
- Irwin, Douglas A., 82–83
- ISO. *See* International Standardization  
 Organization
- IT. *See* information technology
- Itoh, Motoshige, 151
- Johnson, Robert C., 81–82
- judicial function, of WTO, 34–36
- Kazakhstan, 137
- Kennedy Round, 29
- Kim, Young-Han, 82
- Korea, 23–24  
 creative economy in, 239–40  
 tariffs in, 53
- Korea Eco-Label, 213–14
- Kreinin, Mordechai E., 151–52
- Krishna, Kala, 151
- Kuznets curve, 195
- Kyrgyzstan, 131
- laissez-faire approach, 15
- Latin America, 116
- LCRs. *See* local content requirements
- LDCs. *See* least-developed countries
- learning-by-doing effects, 153
- least-developed countries (LDCs), 43
- Lieberman-Warner Bill, 205
- List, Friedrich, 10–11
- local content requirements (LCRs), 147,  
 150, 273  
 cumulative application of, 154–55  
 GATS on, 168–71  
 GATT on, 157–60  
 government procurement and,  
 164–68  
 literature on, 151–54  
 private actions on, 154–55  
 SCM Agreement on, 162–64  
 in services sector, 169  
 TRIMs Agreement on, 160–61  
 world practice and, 147–50
- localization, 2, 6  
 data, 171–73, 175–76  
 economies, 20
- Macao, 48
- Malaysia, 118–19

- Manaus Free Trade Zone, 140  
 market  
   access, creative economy and, 257–61  
   appropriate, 207–8  
   distortions in, 14–15  
   economies, 64  
   failures, 21–22  
   incomplete, 208  
   intervention in, 15  
 Marrakesh Agreement Establishing the WTO, 31  
 Masan Free Trade Zone, 115  
 Matusz, Steven J., 151–52  
 MEAs. *See* multilateral environmental agreements  
 Melitz, Marc J., 20  
 MERCOSUR, 223–24  
 Messent, James, 148, 152–54  
 Mexico, 73–74, 77  
*Mexico - Taxes on Soft Drinks*, Appellate Body in, 41  
*Mexico - Telecoms*, 77  
 Microsoft, 172  
 Ministerial Conference, 43, 257  
   in Bali, 44–45  
   in Singapore, 30–31  
   on tariffs, 54–55  
   of 2015, 93  
 Moran, Theodore H., 152–53  
 More Productive Brazil, 3  
 Most-favored-nation (MFN) principle, 48, 96, 101–2, 143–44  
 multilateral environmental agreements (MEAs), 227–30  
 multilateral track, for antisubsidy measures, 91  
 multilateral trading system, 25  
   evolution of, 26–31  
 Mussa, Michael, 152–53  
  
 National Aeronautics and Space Administration, 99–100  
*The National System of Political Economy* (List), 10–11  
 national track, for antisubsidy measures, 91  
 national treasures, 266–67  
  
 national treatment, 39, 69–70, 96–99, 128–29, 155, 204–5, 259  
   application of, 128, 131–32  
   defining of, 76–77  
   under GATS, 168–71  
   under GATT, 157, 263  
   limitations on, 96  
   obligations, 71–72, 165, 203  
   qualification of, 77  
   violation of, 101–2, 138  
 Naudé, Wim, 11  
 Navoi, Alisher, 1  
 Navoi Free Economic Zone, 115  
 net metering, 206  
 nonmarket economies (NMEs), 63  
 Nordic Swan, 213–14  
 normal values, 63  
 North American Free Trade Agreement, 41  
*Norway - Trondheim Troll Ring*, 250  
  
 OECD. *See* Organization for Economic Cooperation and Development  
 Ohashi, Hiroshi, 82–83  
*On the Principles of Political Economy and Taxation* (Ricardo), 10–11  
 Ontario Power Authority, 207  
 Organization for Economic Cooperation and Development (OECD), 9–10  
   on raw materials, 104  
   on taxes, 201–2  
  
 Pavchik, Nina, 82–83  
*Peru - Agricultural Products*, 42  
 Pomeranian Special Economic Zone, 115  
 PPMs. *See* processes and production methods  
*PreussenElectra*, 210  
 price support, 85–88  
 pricing measures, 100–3  
   dual, 101–2  
   SCM Agreement and, 101  
   Uruguay Round and, 101  
 private sector organizations, 17

- processes and production methods (PPMs), 71  
 Appellate Body on, 217  
 product standards, as domestic industry protection, 70–71  
 product-by-product modality, 26–28  
 production subsidies, 81–82  
 prohibited subsidies, 91, 137–38  
 public intervention, 14–15  
 public morals, creative products and, 265–66  
 public tenders, 206
- Qin, Julia Ya, 106  
 Qualidade Ambiental, 213–14  
 quantitative restrictions  
 BOP and, 56–57  
 as domestic industry protection, 55–57  
 prohibitions against, 55–56  
 rent-seeking and, 55–56  
 quota schemes, 206
- Raff, Horst, 82  
 Ramaswami, V. K., 81–82  
 raw materials  
 export restrictions on, 105  
 OECD on, 104  
 R&D issues  
 creative economy and, 249  
 government procurement and, 249–50  
 R&D subsidies, 81  
 adverse effects of, 253–54  
 creative economy and, 250–51  
 specificity in, 251–53  
 regional trade agreements (RTAs), 30–31  
 evolution of, 41  
 free zones and, 144  
 proliferation of, 40–41  
 Transparency Mechanism for, 37–38  
 renewable energy subsidies, 205–6, 232  
 rent-seeking  
 industrial policy and, 17  
 quantitative restrictions and, 55–56  
*Report on the Subject of Manufacturers* (Hamilton), 10–11  
 request-offer modality, 26–28
- Revised Kyoto Convention, 145–46  
 free zones under, 120  
 General Annex, 120  
 introduction to, 120  
 Specific Annex, 120  
 Ricardo, David, 10–11  
 Richardson, Martin, 151–52  
 Rodriguez-Clare, Andres, 17  
 Rodrik, Dani, 82–83  
 RTAs. *See* regional trade agreements  
 Russia, 97–100, 161  
*Russia - Pigs (EU)*, 75  
*Russia - Tariff Treatment*, 48–53
- safeguards  
 domestic industry protection and, 66–68  
 measures, 56–57  
 Samsung, 66  
 sanitary and phytosanitary (SPS) measures, 35  
 Article 5, 74–75  
 domestic industry protection and, 74–76  
 legality of, 75  
 scale effect, 195–96  
 SCM Agreement. *See* Subsidies and Countervailing Measures Agreement  
 screen quotas, on creative products, 263–65  
 S&D treatment. *See* special and differential treatment  
 security  
 creative products and, 267–68  
 free zones and, 123  
 services industries  
 domestic industry protection and, 76–79  
 LCRs in, 169  
 subsidies in, 96–100  
 Shanghai Pilot Free Trade Zone, 118  
 Shannon Free Zone, 115–16  
 Shenzhen Special Economic Zone, 115  
 Singapore, 21–22  
 small and medium enterprises (SME), 22–23  
 in Chinese Taipei, 23



- Snowden, Edward, 172  
 soft laws, 64–65  
 South America, industrialization in, 23  
 sovereignty, 31  
 special and differential (S&D)  
   treatment, 43–45  
   antidumping and, 64–65  
   drawbacks of, 44  
   subsidies and, 93–94  
   in Trade Facilitation Agreement, 45  
 Special Customs Regime Zones, 141  
 special economic zones, 20. *See also* free zones  
 specific trade concerns (STCs), 37  
 specificity  
   in free zones, 134–37  
   in R&D subsidies, 251–53  
   in SCM Agreement, 89–90  
 Spencer, Barbara J., 82  
 SPS Agreement  
   Article 2, 74  
   Article 5.7, 75  
   Article 6, 75  
   Article 9, 75–76  
   Article 10, 75–76  
 SPS measures. *See* sanitary and phytosanitary measures  
 STCs. *See* specific trade concerns  
 Stone, Susan, 148, 152–54  
 subsidies, 18, 83, 111  
   in China, 95  
   defining of, 84–85  
   economics of, 80–84  
   export, 81–82  
   government support as, 206–9  
   notifications of, 94–95  
   production, 81–82  
   prohibited, 91, 137–38  
   R&D, 81, 250–54  
   renewable energy, 205–6, 232  
   SCM Agreement on, 132–34  
   S&D treatment and, 93–94  
   in services sector, 96–100  
 Subsidies and Countervailing Measures (SCM) Agreement, 37, 90–91, 271–72  
   Annex I(e), 198  
   Annex I(h), 199–200  
   Annex II, 134  
   Annex III, 134  
   Annex VII, 137–38  
   Article 1, 84  
   Article 1.1(a)(1), 85–86  
   Article 1.1(a)(1)(i), 99–100  
   Article 1.1(a)(1)(ii), 86–88, 199–200  
   Article 1.1(a)(1)(iii), 99–100, 250–51  
   Article 2, 128  
   Article 2.1, 251–52  
   Article 2.2, 135  
   Article 3.1(b), 156, 162–64  
   Article 6.3(c), 110–11  
   Article 10, 110  
   Article 14, 87–88, 132–33  
   Article 15, 65–66  
   Article 19.1, 110  
   Article 19.3, 66  
   Article 19.4, 66  
   Article 25, 94–95  
   Article 25.2, 128  
   Article 27.3, 164  
   Article 27.4, 133–34, 137–38  
   Article 27.10, 65  
   Article 27.13, 94  
   Article 27.14, 94  
   Article 27.15, 94  
   Article III (GATT) and, 156  
   certain enterprises in, 90  
   challenges under, 99  
   on LCRs, 162–64  
   Part III, 94  
   pricing measures under, 101  
   specificity in, 89–90  
   TRIMs Agreement and, 156  
 support programs, 206  
   territorial limitations of, 210–12  
 Tajikistan, 63–64, 97–100  
 tariff quotas, 57  
 tariffs, 47–55. *See also* General Agreement on Tariffs and Trade  
   defining of, 47–48  
   feed-in, 206–7  
   in Korea, 53  
   liberalization, 83–84  
   Ministerial Conference on, 54–55

- tariffs (cont.)  
 quantitative restrictions and, 55–56  
 WTO levels of, 49–52
- taxes  
 carbon, 197–200  
 domestic industry protection and,  
 69–70  
 in free zones, 124  
 GATT on, 158  
 OECD on, 201–2
- TBT. *See* technical barriers to trade
- TBT Agreement, 215–16, 220  
 Article 2.1, 71–72  
 Article 2.2, 72  
 Article 2.9, 218–19  
 Article 11, 73  
 Article 12, 73  
 Article 12.3, 73
- TBT Committee, 74  
 on environmental labels, 218
- technical barriers to trade (TBT), 35, 37  
 domestic industry protection, 71–74
- technological spillovers, 153
- Tokyo Round, 29–30
- Tokyo Round Subsidies Code, 199–200
- TPRB. *See* Trade Policy Review Body
- TPRM. *See* Trade Policy Review  
 Mechanism
- trade concessions, 67–68
- Trade Dialogues, 33–34
- Trade Facilitation Agreement, 73–74  
 S&D in, 45
- trade instruments, 20
- trade liberalization, 195–96
- Trade Policy Review Body (TPRB),  
 37–38
- Trade Policy Review Mechanism  
 (TPRM), 30  
 goals of, 37–38
- trade regimes, 227–28
- trade remedies  
 domestic industry protection, 57–61  
 users and targets, 58–61
- Trans-Pacific Partnership Agreement,  
 3, 176  
 Article 14.11, 176–77  
 Article 14.13, 176–77
- Transparency Mechanism for RTAs,  
 37–38
- TRIMs Agreement, 138–39, 149–51  
 Article 2, 165  
 Article 2.1, 161  
 Article III (GATT) and, 157  
 LCRs under, 160–61  
 SCM Agreement and, 156
- TRIPS Agreement, 139, 246, 261–62  
 Article 9(1), 247–48  
 Article 13, 247–48
- Turkey - Textiles*, Appellate Body in,  
 40–41
- Ukraine - Passenger Cars*, 68
- UN Conference on Sustainable  
 Development, 196
- UN Conference on Trade and  
 Development (UNCTAD), 29,  
 236–37, 241
- UN Development Program (UNDP),  
 234
- UNCTAD. *See* UN Conference on  
 Trade and Development
- UNDP. *See* UN Development  
 Program
- UNESCO  
 Convention on the Protection and  
 Promotion of the Diversity of  
 Cultural Expressions, 268–69  
 creation of, 268  
 creative products and, 268–70  
 Universal Declaration on Cultural  
 Diversity, 268–69
- upstream sectors (industries)  
 industrial policy in, 100  
 pass-through subsidies in, 109–12
- urbanization, economies, 20
- Uruguay Round, 30, 43–44, 227, 264,  
 273–74  
 GPA, 167–68  
 pricing measures and, 101
- US - Animals*, 75–76
- US - Anti-Dumping and Countervailing  
 Duties*, Appellate Body in, 66
- US - Clove Cigarettes*, 73–74
- US - COOL*, 73–74

- US - *Export Restraints*, 106–7  
 US - *FSC*, Appellate Body in, 158  
 US - *Gambling*, 77–78, 175, 245–46, 265–66  
     Appellate Body in, 175  
 US - *Gasoline*, 222–24  
 US - *Large Civil Aircraft*, 86, 99–100, 111, 162, 250–53  
 US - *Line Pipe*, Appellate Body in, 68  
 US - *Section 110(5) Copyright Act*, 246–47, 262  
 US - *Shrimp*, 222–24  
 US - *Softwood Lumber IV*, 88–90, 162  
 US - *Superfund*, 199–200  
 US - *Tuna (Mexico)*, 204–5  
 US - *Tuna II*, 72–73, 203–4, 215  
 US - *Upland Cotton*, Appellate Body in, 110–11  
 US - *Washing Machines*, 135  
     Appellate Body in, 66  
  
 Vienna Convention on the Law of Treaties (VCLT), 42  
     Article 31(3), 229–30  
 Viet Nam, 63–64, 137  
  
 Warwick, Ken, 10  
 Washington Consensus, 11  
 WCO. *See* World Customs Organization  
 Williamson, John, 11  
 WIPO. *See* World Intellectual Property Organization  
 World Bank, 9–10  
 World Customs Organization (WCO), 120  
  
 World Intellectual Property Organization (WIPO), 261–62  
 world practice, LCRs and, 147–50  
 World Trade Organization (WTO), 4–5.  
     *See also* Appellate Body, WTO  
     complaints under, 35  
     East Asia and, 25  
     economics and, 36  
     on environmental labeling, 214–20  
     establishment of, 31  
     exceptions of, 224–27  
     flexibilities of, 39  
     on free zones, 125–27  
     horizontal exceptions of, 39–42  
     incentives and, 126–27  
     industrial policies and, 31  
     judicial function of, 34–36  
     jurisprudence of, 203  
     on LCRs, 154, 179–93  
     litigation practice of, 139  
     member-specific flexibilities under, 42–43  
     monitoring function of, 37–38  
     negotiating rounds of, 26–28  
     rule-setting function of, 31  
     subsidy regime of, 84  
     tariff levels of, 49–52  
 World War II, 11, 21–22  
 WTO. *See* World Trade Organization  
 WTO Agreement  
     Article IX, 43  
     Article X:9, 274  
     Article XII, 42  
     Article XIII, 42–43  
     preamble of, 196