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# Domestic Regulation and Service Trade Liberalization

Edited by Aaditya Mattoo and Pierre  
Sauve

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# Domestic Regulation And Service Trade Liberalization Trade And Development

**Nellie Munin**

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## **Domestic Regulation And Service Trade Liberalization Trade And Development:**

*Domestic Regulation and Service Trade Liberalization* Aaditya Mattoo, Pierre Sauvé, 2003-01-01 This text addresses two central questions what impact can international trade rules on services have on the exercise of domestic regulatory sovereignty and how can services negotiations be harnessed to promote and consolidate domestic policy reform across highly diverse sectors

**Domestic Regulation and Service Trade Liberalization** Pierre Sauve, Aaditya Mattoo, 2003-08-29 Trade in services far more than trade in goods is affected by a variety of domestic regulations ranging from qualification and licensing requirements in professional services to pro competitive regulation in telecommunications services Experience shows that the quality of regulation strongly influences the consequences of trade liberalization WTO members have agreed that a central task in the ongoing services negotiations will be to develop a set of rules to ensure that domestic regulations support rather than impede trade liberalization Since these rules are bound to have a profound impact on the evolution of policy particularly in developing countries it is important that they be conducive to economically rational policy making This book addresses two central questions What impact can international trade rules on services have on the exercise of domestic regulatory sovereignty And how can services negotiations be harnessed to promote and consolidate domestic policy reform across highly diverse sectors The book with contributions from several of the world s leading experts in the field explores a range of rule making challenges arising at this policy interface in areas such as transparency standards and the adoption of a necessity test for services trade Contributions also provide an in depth look at these issues in the key areas of accountancy energy finance health telecommunications and transportation services

WTO Domestic Regulation and Services Trade Aik Hoe Lim, Bart De Meester, 2014-03-13 Domestic regulation of services sectors has a significant impact on services trade liberalization which is why General Agreement on Trade in Services GATS disciplines are negotiated in the WTO With the help of analyses and case studies from academics regulators and trade experts this book explores the scope and limits of WTO legal principles to promote domestic regulatory reform Case studies discuss country specific challenges and experiences of regulating important service sectors such as finance telecommunications distribution legal education health postal and logistics services as well as the role of regulatory impact assessments The findings will interest trade officials policy makers regulators think tanks and businesses concerned with the implications of domestic regulation on access to services markets and with the opportunities for formulating trade disciplines in this area It is also a useful resource for academics and students researching regulatory approaches and practices in services sectors

**International Trade in Services and Domestic Regulations** Panagiotis Delimatsis, 2007-12-27 In 2005 the WTO Appellate body ruled that the United States total prohibition on cross border gambling services was unlawful under the General Agreement on Trade in Services GATS The questions raised by the case whether and how a Government could block service provision on moral grounds went to the heart of key controversies surrounding international economic law How do you reconcile a liberal

system of international trade in services with national governments desire to protect social values through service regulation How much control are the WTO members willing to transfer to the WTO How much regulatory diversity can the international trading system withstand This book provides a comprehensive analysis of the regulation of services under the WTO s GATS Agreement Through a thorough examination of the GATS negotiation history substantive provisions judicial interpretation and ongoing reform process the book presents a clear picture of how the multilateral trading system justifies and tolerates regulatory diversity In this respect the book focuses on the core general principles of necessity and transparency which would allow the assessment of the consistency with the GATS of domestic regulations in services at a horizontal cross sectoral level In addition the book reviews with a critical eye the ongoing GATS negotiations on the creation of rules on domestic regulations

*Domestic Regulation and Service Trade Liberalization*, 2003 **WTO - Trade in Services** Rüdiger Wolfrum, Peter-Tobias Stoll, Clemens Feinäugle, 2008-02-28 With the establishment of the WTO trade in services became part of the world trade order Volume 6 is dedicated to these rather recent developments It covers the core agreement the General Agreement on Trade in Services GATS with annexes as well as the additional instruments which have been adopted later on to govern the liberalization in specific sectors Those are the Understanding on Commitments in Financial Services the Second Protocol on Financial Services the Third Protocol on the Movement of Natural Persons the Fourth Protocol on Basic Telecommunications and the Fifth Protocol which contains further rules for financial services This volume will be a valuable reference tool for the WTO community as a whole as well as for professionals and researchers who deal with one of the sectors concerned e g financial services and telecommunications Furthermore it is highly relevant in view of those sectors which are the subject of ongoing liberalization efforts or earmarked for future negotiations namely accounting legal services transport tourism environmental services legal and educational services

*Preferential Trade Agreement Policies for Development* Jean-Pierre Chauffour, Jean-Christophe Maur, 2011-06-22 The Handbook offers an introduction to the key elements of Preferential Trade Agreements PTAs addressing the practical economic and legal aspects of the regulatory policies in PTAs

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**Protecting Investment in Services** Martín Molinuevo, 2011-12-05 This is the first book to tackle investment law and trade law jointly and to compare the principles rules and dispute settlement mechanisms of investment agreements with

the multilateral framework of the WTO GATS Among the many invaluable questions the book addresses are the following What are the substantive rules that apply to investment in services under investment agreements and the GATS How do these disciplines differ Which offers the best protection for investors in services and do they affect the governments policymaking capacity Who can gain access to investor State arbitration and WTO dispute settlement The in depth analysis supported by an extensive review of existent jurisprudence provides a thorough explanation of treaty standards like most favoured nation national treatment fair and equitable treatment domestic regulation and transparency as well as procedural rules on access to the dispute settlement mechanisms and enforcement procedures

**Domestic Regulation and Service Trade Liberalization** Aaditya Matto and Pierre Sauvé, 2003 *National Regulation and Trade Liberalization in Services* Markus Krajewski, 2003-01-01 Like tariffs and other border measures national regulatory barriers impede international trade Unlike tariffs however such barriers usually indicate an important domestic policy choice This conflict of interest has emerged as a crucial issue in international law particularly with regard to services such as telecommunications and health services This study is the first to analyze the potential impact of incompatibilities between national regulatory regimes and the rules and obligations imposed by the General Agreement on Trade in Services GATS In the process of arriving at his challenging concluding theses the author investigates such relevant concepts as the following the political and ideological dynamics of GATS negotiations services trade liberalization in regional integration systems particularly in EC law policies common to diverse national regulatory systems the notions of deregulation and privatization the human rights implications of international trade law the GATS obligations of market access national treatment and most favoured nation treatment the role of the WTO s dispute settlement organs GATS transparency obligations Professor Krajewski s study is of enormous significance to specialists in regulatory policies and instruments at all national and sectoral levels especially in the context of ongoing GATS negotiations As the author warns Unless GATS negotiators and national regulators have a thorough understanding of the relationship between GATS obligations and regulatory policies and instruments they cannot effectively use the flexible elements of GATS and could reach an agreement which they may later regret

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**Movement of Persons**

**in Regional Economic Communities in Eastern Africa** Martha Belete Hailu, 2024-12-18 The book provides a comparative assessment of the legal regimes governing movement of persons in East African region. It compares the approaches used by the regional integration arrangements adopted both at the continental and sub regional level in governing mobility matters. In doing so it assesses the policy coherence in the RECs and evaluates the strengths and weaknesses as well as the implementation impediments. The book provides a detailed assessment of what and who is covered in multilateral regimes governing directly and indirectly mobilities and identifies lesson that can be drawn from regional integration arrangements in other parts of the world particularly the EU. The book also offers analysis of the different challenges hampering implementation of the mobility regimes adopted in the selected African RECs and proposes potential policy and legal recommendation. The book can be used by policy makers and researchers working on African integrations matters.

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**Legal Guide to GATS** Nellie Munin, 2010-10-29 This academically rigorous yet highly accessible book guides the reader through an ocean of literature and interpretative possibilities embodied in GATS. In doing so it provides a road map of the various interpretative possibilities and dilemmas posed by the treaty. The work advances a legal analysis of GATS based on its historical and institutional roots while at the same time taking into account its objectives and prospects as well as the balance of interests involved. In total this timely book presents a thorough legal analysis of GATS that will serve as a comprehensive yet highly useful guide to the agreement.

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Management Engineering CCIS 235 and 236      *The Regulation of Services and Intellectual Property* BryanC. Mercurio, 2017-07-05 International rules on trade in services and intellectual property are new additions to the multilateral trading system but both have played an important role in the system since their entry Accompanied by a detailed introduction this volume contains essays which cover not only the law and jurisprudence of these topics but also the underlying economics and politics behind their incorporation into the multilateral system and continued prominence The volume provides readers with a comprehensive overview of the development of these controversial and increasingly important areas of international trade law      Economic Liberalisation and Turkey Sübidey Togan, 2010-04-05 The experience of Turkey its approach to liberalization and its measures to eliminate barriers to trade serve as a useful model for other neighboring countries of the European Union This book examines the impact of economic liberalization in Turkey and its approach to the elimination of barriers to trade      World Bank Annual Report 2003 , 2003-01-01 Annotation The World Bank Annual Report 2003 offers a concise look at

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