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THE HAGUE – THE NETHERLANDS

REGIONAL TRADE AGREEMENTS IN THE GATT / WTO Article XXIV and the Internal Trade Requirement

by James H. Mathis

With a Foreword by Professor Jagdish Bhagwati

The debate over regionalism and the multi-lateral trading system intensifies in the WTO as dozens of regional trade agreements are declared to be exceptions to GATT's most-favoured nation obligation. Commentators debate whether such agreements are "stepping stones" to freer world trade, and WTO Members remain unsettled on criteria to determine the compatibility of agreements with the multilateral trading system.

This work addresses legal aspects of GATT Article XXIV and its "internal" trade requirements as they define the WTO gateway for regional trade agreements. The case for a narrow avenue is made by exploring historical foundations in the Havana ITO negotiations and later difficulties of applying provisions to developed-developing country free-trade areas. The external economic effects for the trade of non-members will remain of concern, but rules of origin and regional safeguard regimes can affect intra-regional trade between large and small members as well. The GATT-47 practice is

contrasted with WTO developments as dispute settlement reports have established the conditional legal nature of the regional exception. A treaty law argument is made that GATT/WTO rules retain continuing validity for regional members. Implications for the WTO review process are considered.

Regional Trade Agreements in the GATT / WTO is addressed to trade lawyers and academics, international economists and policy professionals working with non-discrimination issues and the question of legal compatibility of regional agreements in the WTO.

Dr. James H. Mathis J.D, Ph.D, is the academic co-ordinator for the EU International Trade Law (LL.M) program at the Amsterdam Law School and managing editor of the journal 'Legal Issues of Economic Integration' for the Department of International Law at the University of Amsterdam.

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THE HAGUE – THE NETHERLANDS

MEDIATING SPORTS DISPUTES: NATIONAL AND INTERNATIONAL PERSPECTIVES

Ian S. Blackshaw

With a Foreword by Judge Keba Mbaye

Mediating Sports Disputes: National and International Perspectives is the first book that deals with extra-judicial settlement of sports disputes through mediation. It reflects the growing interest in and importance of alternative dispute resolution methods for settling sports-related disputes, at the national and international levels. As sport has developed in recent years into a global business, the number of disputes has risen exponentially and the need for alternative forms of dispute resolution has grown significantly too. Mediation can be used successfully in a wide range of sports disputes, including an increasing number of commercial and financial ones. But its effectiveness depends on the willingness of the parties in dispute to compromise and reach creative and amicable solutions in their own interests and also those of sport. The growing importance of mediation in the sporting arena has been recognised and reflected by the introduction in 1999 of a Mediation Service by the Court of Arbitration for Sport (CAS) in Lausanne.

The book adopts an essentially practical approach, but also provides an explanation of the theoretical background to the subject. The book also collects together a wide-ranging set of relevant and useful texts and documentation.

Mediating Sports Disputes: National and International Perspectives is a useful tool for all those concerned with the effective and amicable resolution of sports disputes of whatever kind or nature, including sports governing bodies and administrators, marketeers, event managers, sponsors, merchandisers, hospitality providers, sports advertising agencies, broadcasters, and legal advisers.

Ian Blackshaw is a member of the Court of Arbitration for Sport (CAS) and of the Arbitration and Mediation Panels of the UK Sports Dispute Resolution Panel.

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Looking Ahead: International Law in the 21st Century
Proceedings of the 29th Annual Conference of the Canadian Council on International Law,
Ottawa, October 26-28, 2000

Tournés vers l'avenir: Le droit international au 21^{ème} siècle.
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NEW PUBLICATION

The Canadian Council on International Law was founded in 1972 by a group of some of Canada's leading and most distinguished scholars and practitioners in international law. The Council supports the development and exchange of ideas amongst a community of persons interested in international law with particular focus on the Canadian perspective on international matters. To this end, one of the major activities of the Council is to hold an annual conference.

This year's conference proceedings comprise a collection of essays written by leading academics and practitioners on the theme: Looking Ahead: International Law in the 21st Century. A wide range of subject areas is addressed, including the International Criminal Court, international legal theory, international dispute resolution, public international law, private international law, international trade law, international human rights law, international environmental law, immigration law, and technology and international law.

This work will be of value to international lawyers in both the public and private spheres, legal scholars, and those interested in international relations.

Le Conseil canadien de droit international a été fondé en 1972 par un groupe d'académiciens et de praticiens en droit international parmi les plus distingués au Canada. Le Conseil appuie le développement et l'échange d'idées au sein d'une communauté d'individus intéressés par le droit international, avec une concentration particulière sur les perspectives canadiennes vis-à-vis les affaires internationales. À cette fin, une des activités principales du Conseil est d'organiser un congrès annuel.

Les «actes» du congrès de cette année consistent en une collection d'articles rédigés par des praticiens et académiciens de premier plan sur le thème: Tournés vers l'avenir: Le droit international au 21^{ème} siècle. Est abordé un vaste éventail de sujets incluant la Cour pénale internationale, la théorie juridique internationale, la résolution des litiges internationaux, droit international public, droit international privé, droit du commerce international, droit international humanitaire, droit international de l'environnement, droit de l'immigration et la technologie et droit international.

Cette oeuvre sera d'une grande utilité aux avocats (es) en droit international, autant dans le secteur public que privé, aux académiciens et ceux qui ont un intérêt en relations internationales.

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THE HAGUE – THE NETHERLANDS

EUROPEES RECHT EN DE DECENTRALE OVERHEID IN NEDERLAND EN BELGIË

Onder redactie en auspiciën van het T.M.C. Asser Instituut te Den Haag

Op 12 oktober 2001 werd in het Publikatieblad van de Europese Gemeenschappen het 'Witboek over Europese Governance' gepubliceerd. De Commissie doet daarin een aantal voorstellen die onder meer van belang zijn voor de vergroting van de communautaire rol van de decentrale overheid. Volgens deze voorstellen zal de decentrale overheid in de toekomst meer betrokken moeten worden bij de totstandkoming, uitvoering en toepassing van de Europese wetgeving. De juridische problemen die daarbij in de praktijk optreden waren onderwerp van discussie tijdens de 31e zitting van het Asser Instituut Colloquium Europees Recht, die op 7 september 2001 werd gehouden in Den Haag. Om het thema een extra dimensie te geven werd gekozen voor (a) de situatie in Nederland en België en (b) de beleidsterreinen *milieu en openbare aanbestedingen*. Aldus werd bij wijze van 'case study' een en ander in vergelijkend perspectief geplaatst. De in deze uitgave opgenomen inleidingen worden gevolgd door een samenvatting van de discussie.

Inhoud

Voorwoord; Lijst van Afkortingen

Een mijnenveld voor de provincie; enkele opmerkingen over de doorwerking van Europees recht, *Prof. Jan H. Jans*; Europees institutioneel recht en de decentrale overheden in Nederland, *Prof. Dr. Bart Hessel*; Europees institutioneel recht en de decentrale overheden in België, *Prof. Dr. Anne-Marie Van den Bossche*; Europees materieel recht en de decentrale overheden in Nederland, *Prof. Dr. Bart Hessel*; Gevolgen van het EG-milieurecht voor de decentrale overheden in Nederland, *Mr. Johan W. van de Gronden*; De invloed van het Europese Milieurecht op de decentrale overheden in België, *Dr. Geert van Calster*; De overheidsopdrachtenreglementering in België, *Prof. Dr. David D'Hooghe*; EG-aanbestedingsrecht en decentrale overheden in Nederland, *Drs. Gert Wim van de Meent en Mr. A. Stellingwerff Beintema*; Decentrale overheden en Europees Recht, *Frank Hilterman*; Verslag Colloquium en Synthese, *Mr. Hanneke Luijendijk*
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E-GOVERNMENT AND ITS IMPLICATIONS FOR ADMINISTRATIVE LAW

Regulatory Initiatives in France, German, Norway and the United States

J.E.J. Prins (Editor)

M. Eifert, C. Girot, M.M. Groothuis, W.J.M. Voermans

Worldwide, the urge is being felt to pave the way towards the introduction of an *electronic government*. Many countries recognise the potential of digital aids in providing information and services to citizens, organisations and companies. Recent developments have put pressure on the legislature to provide an adequate legal framework for electronic administrative communication. Thus, various countries have started to draft provisions in their administrative law in order to remove legal impediments that hamper electronic services from public administrations.

Written by specialists from different countries, *E-Government and its Implications for Administrative Law* provides an overview and analysis of such legislative developments in France, Germany, Norway and the United States. What approach has been taken in these countries? What specific provisions have been formulated to facilitate electronic administrative communication and at what

level? What requirements are introduced to gain sufficient trust in electronic service delivery? In providing an in-depth analysis of the legislative projects in the various countries, this book gives a glance at the differences in policy making as well as the lessons that can be learned for future regulatory projects to amend administrative law for the digital era.

The *Information Technology & Law Series* is an initiative of ITeR, the National Programme for Information Technology and Law, which is a research programme set up by the Dutch government and the Netherlands Organisation for Scientific Research (NWO) in The Hague. The *Series* deals with the implications of information technology for legal systems and institutions.

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