

OUTSTANDING SCHOLARSHIP FROM CAMBRIDGE

**A Handbook on the WTO Customs Valuation Agreement**

Sheri Rosenow and Brian J. O'Shea

*WTO Internal Only*

\$99.00: Hb: 978-1-107-00084-1: 286 pp.

**African Regional Trade Agreements as Legal Regimes**

James Thuo Gathii

*Cambridge International Trade and Economic Law*

\$105.00: Hb: 978-0-521-76983-9: 524 pp.

**Global Justice and International Economic Law**

Opportunities and Prospects

*Edited by Chi Carmody, Frank J. Garcia, and John Linarelli*

*ASIL Studies in International Legal Theory*

\$99.00: Hb: 978-1-107-01328-5: 318 pp.

**Law and Development Perspective on International Trade Law**

*Edited by Yong-Shik Lee, Gary Horlick, Won-Mog Choi, and Tomer Broude*

\$110.00: Hb: 978-1-107-01161-8: 458 pp.

**Making Global Trade Governance Work for Development**

Perspectives and Priorities from Developing Countries

*Edited by Carolyn Deere Birkbeck*

\$140.00: Hb: 978-1-107-00782-6: 710 pp.

Prices subject to change.

**Preferential Trade Agreements**

A Law and Economics Analysis

*Edited by Kyle W. Bagwell and Petros C. Mavroidis*

\$99.00: Hb: 978-1-107-00033-9: 288 pp.

**Regulating Global Corporate Capitalism**

Sol Picciotto

*International Corporate Law and Financial Market Regulation*

\$130.00: Hb: 978-1-107-00501-3: 602 pp.

\$65.00: Pb: 978-0-521-18196-9

**Regulating Trade in Services in the EU and the WTO**

Trust, Distrust and Economic Integration

*Edited by Ioannis Lianos and Okeoghene Odudu*

\$130.00: Hb: 978-1-107-00864-9: 520 pp.

**Relocating the Law of Geographical Indications**

Dev Gangjee

*Cambridge Intellectual Property and Information Law*

\$120.00: Hb: 978-0-521-19202-6: 362 pp.

**The Law and Politics of WTO Waivers**

Stability and Flexibility in Public International Law

Isabel Feichtner

*Cambridge International Trade and Economic Law*

\$130.00: Hb: 978-1-107-01289-9: 408 pp.

**The Politics of International Economic Law**

*Edited by Tomer Broude,*

*Marc L. Busch, and Amelia Porges*

\$135.00: Hb: 978-1-107-00355-2: 388 pp.

**The WTO Case Law of 2009**

Legal and Economic Analysis

*Edited by Henrik Horn and Petros C. Mavroidis*

*The American Law Institute Reporters Studies on WTO Law*

\$49.99: Pb: 978-1-107-68178-1: 172 pp.

**Dispute Settlement Reports 2010**

*Corporate Author:*  
World Trade Organization

The only authorized paginated reports in English of the WTO, these are an essential addition to the library of every practicing and academic trade lawyer, and will be widely consulted by students taking courses in international economic or trade law.

**Volume 1: Pages 1–258**

\$220.00: Hb: 978-1-107-01715-3

**Volume 2: Pages 259–930**

\$220.00: Hb: 978-1-107-01716-0

**Volume 3: Pages 931–1564**

\$220.00: Hb: 978-1-107-01717-7

**Volume 4: Pages 1565–1906**

\$220.00: Hb: 978-1-107-01718-4

**Volume 5: Pages 1907–2368**

\$220.00: Hb: 978-1-107-01719-1



CAMBRIDGE

JOURNALS

# International Theory

A Journal of International Politics, Law and Philosophy

## Editors

Duncan Snidal, *University of Chicago, USA*

Alexander Wendt, *The Ohio State University, USA*

*International Theory (IT)* promotes theoretical scholarship about the positive, legal, and normative aspects of world politics respectively. The journal is open to theory of absolutely all varieties and from all disciplines, provided it addresses problems of politics and pertains to the international. Scholarship is welcomed that uses evidence from the real world to advance theoretical arguments. However, the journal is intended as a forum where scholars can develop theoretical arguments in depth without an expectation of extensive empirical analysis. The goal is to promote communication and engagement across theoretical and disciplinary traditions.



## International Theory

is available online at:

<http://journals.cambridge.org/int>

## To subscribe contact Customer Services

### in Cambridge:

Phone +44 (0)1223 326070

Fax +44 (0)1223 325150

Email [journals@cambridge.org](mailto:journals@cambridge.org)

### in New York:

Phone (845) 353 7500

Fax (845) 353 4141

Email

[subscriptions\\_newyork@cambridge.org](mailto:subscriptions_newyork@cambridge.org)

## Free email alerts

Keep up-to-date with new material – sign up at

[journals.cambridge.org/int-alerts](http://journals.cambridge.org/int-alerts)

For free online content visit:  
<http://journals.cambridge.org>



CAMBRIDGE  
UNIVERSITY PRESS

## WORLD TRADE REVIEW

### Subscriptions

World Trade Review (ISSN 1474–7456) is published four times a year in January, April, July and October. Four parts form a volume.

The 2012 subscription price (excluding VAT) of a volume, which includes print and electronic access, is £242.00 (US \$430.00 in USA, Canada and Mexico); £32.00 (US \$50.00) for individuals, which includes print only, ordering direct from the publishers and certifying that the journal is for their personal use. The electronic-only price available to institutional subscribers is £215.00 (US \$375.00 in USA, Canada and Mexico). Single parts are £65.00 net (US \$110.00 in USA, Canada and Mexico) plus postage. EU subscribers (outside the UK) who are not registered for VAT should add VAT at their country's rate. VAT registered members should provide their VAT registration number. Japanese prices for institutions (including ASP delivery) are available from Kinokuniya Company Ltd, P.O. Box 55, Chitose, Tokyo 156, Japan.

Orders, which must be accompanied by payment, may be sent to a bookseller, subscription agent or direct to the publisher: Cambridge University Press, The Edinburgh Building, Shaftesbury Road, Cambridge CB2 8RU; or in the USA, Canada and Mexico: Cambridge University Press, Journals Fulfillment Department, 100 Brook Hill Drive, West Nyack, New York 10994–2133. Periodicals postage paid at New York, NY and at additional mailing offices.

### Copying

This journal is registered with the Copyright Clearance Center, 222 Rosewood Drive, Danvers, MA 01923, USA. Organizations in the USA who are also registered with the C.C.C. may, therefore copy material (beyond the limits permitted by sections 107 and 108 of U.S. Copyright law) subject to payment to the C.C.C. of the per copy fee of \$15.00. This consent does not extend to multiple copying for promotional or commercial purposes. Code 1474–7456/12. ISI Tear Sheet Service, 3501 Market Street, Philadelphia, PA 19104, USA, is authorized to supply single copies of separate articles for private use only. Organizations authorized by the Copyright Licensing Agency may also copy, material subject to the usual conditions. For all other use, permission should be sought from Cambridge or from the American Branch of Cambridge University Press.

World Trade Review is included in the Cambridge Journals Online service which can be found at <http://journals.cambridge.org/>. For further information on other Press titles access <http://www.cambridge.org/>.

Enquiries about advertising should be sent to the Journal's Promotion Department of the Cambridge or American Branch of Cambridge University Press.

This journal issue has been printed on FSC-certified paper and cover board. FSC is an independent, non-governmental, not-for-profit organization established to promote the responsible management of the world's forests. Please see [www.fsc.org](http://www.fsc.org) for information.

© Cambridge University Press 2012

Printed in the United Kingdom by the University Press, Cambridge

ISSN 1474–7456

# WORLD TRADE REVIEW

Special Issue: Eighth report of the American Law Institute project on World Trade Organization Case Law covering 2010

Edited by Henrik Horn and Petros C. Mavroidis

## Foreword

LANCE LIEBMAN

iii

## Introduction

HENRIK HORN and PETROS C. MAVROIDIS

167

## Commentary on the Appellate Body Report in Australia–Apples (DS367): judicial review in the face of uncertainty

SIMON A. B. SCHROPP

171

## Panel Report on EC–IT Products

PAOLA CONCONI and ROBERT L. HOWSE

223

## United States – Anti-Dumping Measures on Polyethylene Retail Carrier Bags from Thailand: a cat in the bag

THOMAS J. PRUSA and EDWIN VERMULST

257

## United States – Certain Measures Affecting Imports of Poultry from China: the fascinating case that wasn't

DONALD H. REGAN

273

## Comment

JAN BOHANES

307

## Book Reviews

### World Trade Report 2011. The WTO and Preferential Trade Agreements: From Co-Existence to Coherence

PRAVIN KRISHNA, EDWARD D. MANSFIELD and JAMES H. MATHIS

327

### Peddling Protectionism: Smoot–Hawley and the Great Depression

ANNE O. KRUEGER

340

### Trade Policy Disaster: Lessons from the 1930s

ANNE O. KRUEGER

340

### Trade and Public Health: The WTO, Tobacco, Alcohol and Diet

JEFFREY DROPE

342

### The Prospects of International Trade Regulation: From Fragmentation to Coherence

MEREDITH KOLSKY LEWIS

346

### Understanding Trade Law

BENJAMIN H. LIEBMAN

349

Cambridge Journals Online

For further information about this journal please

go to the journal website at:

[journals.cambridge.org/wtr](http://journals.cambridge.org/wtr)



www.fsc.org

MIX  
Paper from  
responsible sources  
FSC® C018127

CAMBRIDGE  
UNIVERSITY PRESS