



LAW 889

International Trade and Finance

S2 Day 2016

Dept of Law

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Disclaimer

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General Information

Unit convenor and teaching staff

Unit Convenor and Lecturer

Dr Afroza Begum

afroza.begum@mq.edu.au

Contact via Email: afroza.begum@mq.edu.au

W3A 339

Fridays 9am – 10am or by appointment

Tutor

Shafiqur Khan

shafiqur.khan@mq.edu.au

Contact via Email: shafiqur.khan@mq.edu.au

W3A 340

Fridays 9am-10am

Credit points

4

Prerequisites

Admission to MIntLawGovPP or MIntEnvLaw or MIntTrdeComLaw or or PGDipIntTrdeComLaw or PGCertIntTrdeComLaw or MIntRelMIntTrdeComLaw or LLM or 42cp in LAW or LAWS units at 400 or 500 level or (admission to JD and 32cp in LAW or LAWS units at 800 level)

Corequisites

Co-badged status

Unit description

The unit deals with the international legal regime governing the multilateral exchange (imports and exports) of goods, services, capital, and technology within the legal framework of the World Trade Organisation (WTO); regional and bilateral free trade; the nexus between trade and the monetary system, and between trade and non-trade issues (the environment and human rights); the North-South dimensions of trade; the position of middle-sized developed countries (eg, Australia) and developing countries under the WTO; institutional, legislative, and transactional aspects of trade (sale and carriage of goods and international payment); dispute resolution; and future challenges for global trade liberalisation under the WTO.

Important Academic Dates

Information about important academic dates including deadlines for withdrawing from units are

available at <https://www.mq.edu.au/study/calendar-of-dates>

Learning Outcomes

On successful completion of this unit, you will be able to:

1. Critically evaluate how rules of international trade law evolve and operate.
2. Creatively apply theoretical scholarship (both legal and interdisciplinary) and international trade law principles to major international law problems and new fact situations.
3. Demonstrate independent analytical abilities to appreciate and determine the impact of international trade law on national trading policies and practices, and confront controversial and pressing issues of trade and finance.
4. Connect international trade law doctrine and theory to international trade, economic, and financial actors (trading nations, WTO, IMF, World Bank, MNCs, and NGOs/ advocates of international economic affairs) to provide cross-border and multi-jurisdictional expertise and experience.
5. By analysing diverse stakeholders' perspectives (including the constraints international trade law and the WTO impose on their actions, and opportunities and challenges they encounter in the international trading system), display mutual respect for different values and provide concrete suggestions for efficacious legal development relative to the international trade law goal of the just fulfilment of trading rights and interests of all members of the international trading community.
6. Display effective communication skills by verbally defending views in a respectful environment and developing reasoned and supported written argument.

General Assessment Information

EXPECTATIONS AND REQUIREMENTS OF ASSIGNMENTS

PARTICIPATION in Class/Tutorial and OCS worth 10% mark

1. Substantive requirements: Internal students will be assessed on the basis of their knowledge, understanding and analytical ability to evaluate the issues raised in each weekly topic. Active participation in the class will require students to read and understand various issues scheduled for discussions on a regular basis. Students are also required to participate in discussions that extend beyond these set topics and readings through their own evaluation of the issues raised.

2. Formal requirements: Internal students are required to attend the tutorials in accordance with the schedule of classes/tutorials set out in this Unit Guide and complete the prescribed readings for each week. External students must attend the three-day OCS from 9 am to 4 pm as a

compulsory and substantive academic requirement. Exemptions may be granted only in exceptional circumstances and subject to the provision of appropriate documentation. If an exemption is granted, work in lieu will need to be submitted.

3. Marking criteria/rubrics:

1. Regular and timely presence in tutorials or OCS ;
2. Active and effective class participation;
3. Knowledge and understanding of the subject matter;
4. Ability to develop ideas and think critically;
5. Problem solving skills; and
6. Oral communication skills.

Problem Solving worth 40% mark

1. Substantive requirements: This assignment will be assessed based on the discipline specific knowledge, understanding and identification of the relevant legal issues, and their application to a given (real or hypothetical) fact situation/problem of contemporary trading relations. Students may be required to take their research beyond the prescribed books and course materials (the supplementary books and journals provide a starting point for further research). Clarity of expression, presentation of argument, responsiveness to question, and correct and consistent reference style will also be taken into account. Students are encouraged to consider a theoretical as well as applied dimension to the issues under consideration for a problem question subsumable in international trade law.

2. Marking criteria/rubrics:

1. Originality of the work;
2. Accurate identification of and analysis of issues by using primary and secondary sources;
3. Applied aspect: application of discipline specific knowledge to given facts;
4. Depth of legal research and critical analytical skill with independent, innovative and interdisciplinary approach; and
5. Coherence of presentation, clarity of expression, responsiveness to the problem; and correct citation.

Research Paper worth 50% mark

1. Substantive requirements: This assignment is meant to test the legal research and writing skill. Students will be assessed on the basis of their discipline specific knowledge, understanding

and identification of the relevant legal issues, analysis and evaluation of the issues, quality and depth of research, critical, interdisciplinary, policy-oriented approach, and overall presentation. Research should extend beyond the prescribed books and course materials (recommended books and journals provide a starting point for research). Clarity of expression, presentation of argument, responsiveness to the issues raised, and correct, complete, and consistent reference/citation style will be taken into account.

2. Marking criteria/rubrics:

1. Extent of theoretical and applied knowledge and understanding of international trade/finance law relevant and applicable to the specific area of the research;
2. Depth of research, quality of arguments, and interdisciplinary approach;
3. Innovativeness: legally subsumable alternative views and law reforms;
4. Independent and innovative thinkers, a policy-oriented approach, and the ventilators of new ideas contributing to the progressive development of the international legal regime; and
5. Orderly presentation - clarity of expression, coherently addressing the issues raised, and correct, complete, and consistent reference/citation style.

Formal requirements for both written (problem question and research) assignments

The following requirements as to presentation of papers must be complied with:

- Both assignments are meant to be the independent works of individual student. Assignments are not group works or exercises. Students are strictly prohibited to use their social media (face books/twitters etc) in the preparation of assignments.
- Both assignments must be typed with 12 point font in the text and 10 point font in foot/end notes. Bibliography/reference must also be 12 point font.
- The word limit must be strictly maintained. The word limit does not include the footnotes and bibliography, although footnotes must not include any substantive content. The actual word length of your assignment must be stated on the cover sheet.
- Footnotes, bibliography and other referencing must be consistent with the *Australian Guide to Legal Citations*, which can be downloaded at <http://www.law.unimelb.edu.au/mu>
- Substantive and procedural requirements referred to are important and should be followed in both assignments.

Assessment Tasks

Name	Weighting	Due
<u>Class Participation (CP)</u>	10%	Every tutorial and OCS
<u>Problem Question</u>	40%	29 September by 5 pm
<u>Research Assignment</u>	50%	7 November by 5 pm

Class Participation (CP)

Due: **Every tutorial and OCS**

Weighting: **10%**

Students must read, understand in advance (at least prior to their tutorials) various issues scheduled for discussions (see Unit Guide for week-by-week topics), and be prepared to actively participate in class discussions to enhance oral communication skill.

On successful completion you will be able to:

- 1. Critically evaluate how rules of international trade law evolve and operate.
- 2. Creatively apply theoretical scholarship (both legal and interdisciplinary) and international trade law principles to major international law problems and new fact situations.
- 4. Connect international trade law doctrine and theory to international trade, economic, and financial actors (trading nations, WTO, IMF, World Bank, MNCs, and NGOs/ advocates of international economic affairs) to provide cross-border and multi-jurisdictional expertise and experience.
- 6. Display effective communication skills by verbally defending views in a respectful environment and developing reasoned and supported written argument.

Problem Question

Due: **29 September by 5 pm**

Weighting: **40%**

The Problem Question is a take-home assignment on the applied aspects of international trade and finance. It is designed to provide students with an opportunity to acquire independent and analytical skills in applying relevant rules and principles of international trade law to a hypothetical factual situation of modern international trade relations. This written assignment aims to evaluate students' ability to identify, analyse and appraise relevant legal issues in a clear, concise and logical manner with scholarly support.

Word length 2500 words (to be posted on iLearn in Week 5). The work must be submitted via TURNITIN .

On successful completion you will be able to:

- 2. Creatively apply theoretical scholarship (both legal and interdisciplinary) and international trade law principles to major international law problems and new fact situations.
- 3. Demonstrate independent analytical abilities to appreciate and determine the impact of international trade law on national trading policies and practices, and confront controversial and pressing issues of trade and finance.
- 4. Connect international trade law doctrine and theory to international trade, economic, and financial actors (trading nations, WTO, IMF, World Bank, MNCs, and NGOs/ advocates of international economic affairs) to provide cross-border and multi-jurisdictional expertise and experience.
- 5. By analysing diverse stakeholders' perspectives (including the constraints international trade law and the WTO impose on their actions, and opportunities and challenges they encounter in the international trading system), display mutual respect for different values and provide concrete suggestions for efficacious legal development relative to the international trade law goal of the just fulfilment of trading rights and interests of all members of the international trading community.
- 6. Display effective communication skills by verbally defending views in a respectful environment and developing reasoned and supported written argument.

Research Assignment

Due: **7 November by 5 pm**

Weighting: **50%**

The research paper is meant to give students an opportunity to write on a topic of their own choice from the limit/list given. Students are required to go deeper into it and to present it in a logically, structured, coherent and relevant manner. This task intends to foster independent legal research skill and analytical ability to intellectually appreciate pertinent issues of trade with scholarly support . This method of assignment enables the students to be independent and innovative thinkers, adopt a policy-oriented approach, and the ventilators of new ideas, thereby contributing to the progressive development of the international legal regime.

Word length 3,000 words (to be posted on iLearn in Week 8) The assignment **MUST** be submitted through TURNITIN.

On successful completion you will be able to:

- 1. Critically evaluate how rules of international trade law evolve and operate.
- 2. Creatively apply theoretical scholarship (both legal and interdisciplinary) and international trade law principles to major international law problems and new fact situations.
- 3. Demonstrate independent analytical abilities to appreciate and determine the impact of international trade law on national trading policies and practices, and confront controversial and pressing issues of trade and finance.
- 4. Connect international trade law doctrine and theory to international trade, economic, and financial actors (trading nations, WTO, IMF, World Bank, MNCs, and NGOs/ advocates of international economic affairs) to provide cross-border and multi-jurisdictional expertise and experience.
- 5. By analysing diverse stakeholders' perspectives (including the constraints international trade law and the WTO impose on their actions, and opportunities and challenges they encounter in the international trading system), display mutual respect for different values and provide concrete suggestions for efficacious legal development relative to the international trade law goal of the just fulfilment of trading rights and interests of all members of the international trading community.
- 6. Display effective communication skills by verbally defending views in a respectful environment and developing reasoned and supported written argument.

Delivery and Resources

This course will be delivered via lectures (also available on iLearn) and through seminars/ tutorials. Students will be required to actively participate in discussion based on the readings, as well as any problem and discussion questions set by the convenor. External students must attend a three-day intensive/OCS (9am-4pm) to be held on the 24th, 25th and 26th of September 2016.

On-Campus Sessions (OCS)

Session	Date	Time	Location
Session 1	24 September	9 am – 4 pm	E3B 113
Session 2	25 September	9 am – 4 pm	E3B 113
Session 3	26 September	9 am – 4 pm	E3B 111

Tutor: Shafiq Khan (shafiqur.khan@students.mq.edu.au)

For lecture times and classrooms please consult the MQ Timetable website: <http://www.timetables.mq.edu.au>. This website will display up-to-date information on your classes and classroom locations.

Required and Recommended Readings

Compulsory text and two *alternative* materials books are the CORE readings and prescribed with the intention that every student MUST consult them, preferably by acquiring their own personal copy. Compulsory text is very up to date, as there has not been any new substantive WTO law-making since the Hong Kong WTO Ministerial Conference in December 2005. The subsequent development of the WTO law through its dispute settlement system since 2007 relevant to any lecture/tutorial topic will be highlighted and commented upon at appropriate places. Materials books are the important sources of primary materials/documents on the WTO and trade law. Students may need to consult relevant supplementary readings for the better understanding of some issues. For advanced knowledge and better performance in the assignments, some select scholarly articles are also prescribed in lecture/tutorial sessions. Prescribed text and materials books are also available in the Reserve section of the Macquarie Library. There is no prepared materials book for this unit. Should you encounter difficulty in accessing these sources, contact the Convenor.

Compulsory Textbook

Islam, M R, *International Trade Law of the WTO* (Oxford University Press, 2006).

Cases and Materials Books

1. Bossche, Peter Van den and Werner Zdouc, *The Law and Policy of the World Trade Organization: Text, Cases and Materials* (Cambridge University Press, 3rd ed. 2014).
2. WTO, *The Legal Texts: The Results of the Uruguay Round of Multilateral Trade Negotiations* (Cambridge University Press, 2000).

Recommended Readings

Students are also advised to consider and consult the following books and journal articles to supplement the text and materials.

Gabrielle Marceau, (ed) *A History of Law and Lawyers in the GATT/WTO The Development of the Rule of Law in the Multilateral Trading System* (Cambridge University Press, 2015).

Charlotte Sieber-Gasser, *Developing Countries and Preferential Services Trade* (Cambridge University Press, 2016).

Marcus Klamert, *Services Liberalization in the EU and the WTO Concepts, Standards and Regulatory Approaches* (Cambridge University Press, 2014).

Yves Bonzon, *Public Participation and Legitimacy in the WTO* (Cambridge University Press, 2014).

B M Hoekman and M M Kostecky, *The Political Economy of the World Trading System: The WTO and Beyond* (Oxford University Press, 2013).

Yong-Shik Lee et al (ed) *Law and Development Perspective on International Trade Law*

(Cambridge University Press, 2011).

Dani Rodrik, *The Globalization Paradox: Democracy and the Future of the World Economy* (New York: Norton, 2011).

Alesandrini, D, *Developing Countries and the Multilateral Trading regime: The Failure and Promises of the WTO's Development Mission* (Hart Publishing, London, 2010).

Mavroidis, P C, *Law and Economics of Contingent Protection in the WTO* (Edward Elgar Publishing, London, 2010).

Kroll, S, Mistelis, L and Viscacillas, M P (eds), *The UN Convention on Contracts for the International Sale of Goods* (Hart Publishing, London, 2010).

Schefer, K N, *Social Regulation in the WTO* (Edward Elgar Publishing, 2010).

Yamane, H, *Interpreting TRIPS: Globalisation of Intellectual Property Rights and Access to Medicines* (Hart Publishing, London, 2010).

Smith, F, *Agriculture and the WTO* (Edward Elgar Publishing, London, 2009).

Yigzaw, Destaw A., 'Where the Real Issue Lies: Normative Conflict between the WTO System and Human Rights' (2015) 18 *International Trade and Business Law Review* pp. 31-96.

Matsumoto, Izumi, 'Role of International Standards in Promoting Environmental Goods and Services - a New Approach to Reconciling Trade and Climate Change' (2016) 19 *International Trade and Business Law Review* pp. 180-244.

Alexia Herwig, 'The WTO and the Doha Negotiation in Crisis?' (2013) 44 *Netherlands Yearbook of International Law* pp. 161-185.

Tao, Siyu, 'Potential Inconsistency between China's GATS Obligations and Relevant Domestic Legislation' (2015) 18 *International Trade and Business Law Review* pp. 162-203.

Chad P. Bown and Mark Wu, 'Safeguards and the perils of preferential trade agreements: Dominican Republic–Safeguard Measures' (2014) 13. 2 *World Trade Review* pp 179-227.

Liu Ying, 'The Applicability of Environmental Protection Exceptions to WTO-Plus Obligations: In View of the China – Raw Materials and China – Rare Earths Cases' (2014) 27.1 *Leiden Journal of International Law* pp 113-139.

Dukgeun Ahn and Patrick Messerlin, 'United States – Anti-Dumping Measures on Certain Shrimp and Diamond Sawblades from China: never ending zeroing in the WTO?' (2014) 13.2 *World Trade Review* pp 267-279.

Alison Slade, 'Good Faith and the TRIPS Agreement: Putting Flesh on the Bones of the TRIPS 'objectives'' (2014) 63.2 *International and Comparative Law Quarterly* pp 353-383.

Adrian M. Johnston and Michael J Trebilcock, 'Fragmentation in international trade law: insights from the global investment regime' (2013) 12.4 *World Trade Review* pp 621-652.

Muthukumara Mani, 'Environmental Reviews and Case Studies: Trade and the Environment Debate: Recent Developments and Implications for China', (2013) 15. 3 *Environmental Practice* pp 313-322.

Asafu-Adjaye, J and Mahadevan, R, 'Regional Trade Agreements Versus Global Trade Liberalisation: Implications for a Small Island Developing State' (2009) 32:3 *The World Economy*, 509-529.

Cantora, Mark, CISG after Medellin v. Texas: Do U.S. Businesses Have It - Do They Want It' (2009) 8.1 *Journal of International Business and Law* pp. 111-136 .

Asafu-Adjaye, J and Mahadevan, R, 'Regional Trade Agreements Versus Global Trade Liberalisation: Implications for a Small Island Developing State' (2009) 32:3 *The World Economy*, 509-529.

Islam, MR and Islam R, 'The Global Food Crisis and Lacklustre Agricultural Trade Liberalisation: Demystifying their Nexus Underpinning Reform' (2009) 10:5 *J World Investment & Trade* 679-698.

Disdier, A C et al, 'The Impact of Regulations on Agricultural Trade: Evidence from the SPS and TBT Agreements' (2008) 90:2 *Am J Agricultural Econ* 336.

Surya P Subedi, The Notion of Free Trade and the First Ten Years of the World Trade Organization: How Level is the 'Level Playing Field?' (2006) 53.2 *Netherlands International Law Review* pp 273-296.

Miljkovic, D, 'Sanitary and Phytosanitary Measures in International Trade: Policy Consideration Vs Economic Reasoning' (2005) 29:3 *Int'l J Consumer Studies* 283-290.

Prusa T J, 'Anti-Dumping: A Growing Problem in International Trade' (2005) 28:5 *The World Economy* 683-700.

Islam, M R, 'Parochialism in Agricultural Trade Liberalisation under the WTO: Dilemmas and Options for Australia as a Middle-Sized Nation' (2002) 36:4 *J World Trade* 773-802.

Brimeyer, B J, 'Bananas, Beef and Compliance in the WTO: The Inability of the WTO Dispute Settlement Process to Achieve Compliance from Superpower Nations' (2001) 10 *Minnesota J Global Trade* 133.

Gonzalez, C G, 'Institutionalizing Inequality: The WTO Agreement on Agriculture, Food Security and Developing Countries' (2002) 27 *Columbia J Environmental L* 433.

Feeny, S P, 'The Dispute Settlement Understanding of the WTO Agreement: An Inadequate Mechanism for the Resolution of International Trade Disputes' (2002) 2 *Pepp. Dispute Resolution L J* 99.

This list is by no means exclusive and exhaustive. For additional resources students are encouraged to use the library catalogue and databases. The **WTO website** is an important source of primary materials and various WTO studies. **The International Legal Materials (ILM)** also compiles international trade documents and it is available in hard copies in the Library and can also be searched under Hein Online.

Unit webpage and technology used and required

Online units can be accessed at: <http://ilearn.mq.edu.au>

The unit has iLearn web page. iLectures will be available for downloading over the internet. Assignments, information, and announcements relating to the unit and will be posted on this iLearn site. Students must check this site regularly for any important information/announcement relating to the unit.

Unit Schedule

Week beginning on 1 August	Lecture Topic
Week 1	Contemporary international trading regime and Australia
Week 2	GATT and WTO trading regime and principles
Week 3	International financial system: IMF and World Bank
Week 4	Regional and bilateral free trading arrangements
Week 5	Non-tariff barriers to trade: SPS and TBT
Week 6	Trade in goods: agriculture and its protectionism
Week 7	Dumping and anti-dumping, subsidies and countervailing, and escape clauses
Mid-Session Break 17 September ---2 October	No Lecture --No Tutorial
Week 8	Trade in services and its pressing matters
Week 9	TRIPS Agreement, TRIPS-Plus and transfer of technology
Week 10	Dispute settlement of the WTO
Week 11	Non-trade issues at the WTO: environment and human rights
Week 12	Transactional aspects: sale and carriage of goods and payment
Week 13	Developing countries in the multilateral trading system

Policies and Procedures

Macquarie University policies and procedures are accessible from [Policy Central](#). Students should be aware of the following policies in particular with regard to Learning and Teaching:

Academic Honesty Policy http://mq.edu.au/policy/docs/academic_honesty/policy.html

New Assessment Policy in effect from Session 2 2016 http://mq.edu.au/policy/docs/assessment/policy_2016.html. For more information visit http://students.mq.edu.au/events/2016/07/19/new_assessment_policy_in_place_from_session_2/

Assessment Policy prior to Session 2 2016 <http://mq.edu.au/policy/docs/assessment/policy.html>

Grading Policy prior to Session 2 2016 <http://mq.edu.au/policy/docs/grading/policy.html>

Grade Appeal Policy <http://mq.edu.au/policy/docs/gradeappeal/policy.html>

Complaint Management Procedure for Students and Members of the Public http://www.mq.edu.au/policy/docs/complaint_management/procedure.html

Disruption to Studies Policy http://www.mq.edu.au/policy/docs/disruption_studies/policy.html *The Disruption to Studies Policy is effective from March 3 2014 and replaces the Special Consideration Policy.*

In addition, a number of other policies can be found in the [Learning and Teaching Category](#) of Policy Central.

Student Code of Conduct

Macquarie University students have a responsibility to be familiar with the Student Code of Conduct: https://students.mq.edu.au/support/student_conduct/

Results

Results shown in *iLearn*, or released directly by your Unit Convenor, are not confirmed as they are subject to final approval by the University. Once approved, final results will be sent to your student email address and will be made available in [eStudent](#). For more information visit ask.mq.edu.au.

Student Support

Macquarie University provides a range of support services for students. For details, visit <http://students.mq.edu.au/support/>

Learning Skills

Learning Skills (mq.edu.au/learningskills) provides academic writing resources and study strategies to improve your marks and take control of your study.

- [Workshops](#)
- [StudyWise](#)
- [Academic Integrity Module for Students](#)
- [Ask a Learning Adviser](#)

Student Services and Support

Students with a disability are encouraged to contact the [Disability Service](#) who can provide appropriate help with any issues that arise during their studies.

Student Enquiries

For all student enquiries, visit Student Connect at ask.mq.edu.au

IT Help

For help with University computer systems and technology, visit http://www.mq.edu.au/about_us/offices_and_units/information_technology/help/.

When using the University's IT, you must adhere to the [Acceptable Use of IT Resources Policy](#). The policy applies to all who connect to the MQ network including students.

Graduate Capabilities

PG - Capable of Professional and Personal Judgment and Initiative

Our postgraduates will demonstrate a high standard of discernment and common sense in their professional and personal judgment. They will have the ability to make informed choices and decisions that reflect both the nature of their professional work and their personal perspectives.

This graduate capability is supported by:

Learning outcomes

- 4. Connect international trade law doctrine and theory to international trade, economic, and financial actors (trading nations, WTO, IMF, World Bank, MNCs, and NGOs/ advocates of international economic affairs) to provide cross-border and multi-jurisdictional expertise and experience.
- 5. By analysing diverse stakeholders' perspectives (including the constraints international trade law and the WTO impose on their actions, and opportunities and challenges they encounter in the international trading system), display mutual respect for different values and provide concrete suggestions for efficacious legal development relative to the international trade law goal of the just fulfilment of trading rights and interests of all members of the international trading community.
- 6. Display effective communication skills by verbally defending views in a respectful environment and developing reasoned and supported written argument.

Assessment task

- Problem Question

PG - Discipline Knowledge and Skills

Our postgraduates will be able to demonstrate a significantly enhanced depth and breadth of knowledge, scholarly understanding, and specific subject content knowledge in their chosen fields.

This graduate capability is supported by:

Learning outcomes

- 1. Critically evaluate how rules of international trade law evolve and operate.
- 2. Creatively apply theoretical scholarship (both legal and interdisciplinary) and international trade law principles to major international law problems and new fact situations.
- 3. Demonstrate independent analytical abilities to appreciate and determine the impact of international trade law on national trading policies and practices, and confront controversial and pressing issues of trade and finance.
- 4. Connect international trade law doctrine and theory to international trade, economic, and financial actors (trading nations, WTO, IMF, World Bank, MNCs, and NGOs/ advocates of international economic affairs) to provide cross-border and multi-jurisdictional expertise and experience.

Assessment tasks

- Class Participation (CP)
- Problem Question
- Research Assignment

PG - Critical, Analytical and Integrative Thinking

Our postgraduates will be capable of utilising and reflecting on prior knowledge and experience, of applying higher level critical thinking skills, and of integrating and synthesising learning and knowledge from a range of sources and environments. A characteristic of this form of thinking is the generation of new, professionally oriented knowledge through personal or group-based critique of practice and theory.

This graduate capability is supported by:

Learning outcomes

- 1. Critically evaluate how rules of international trade law evolve and operate.
- 2. Creatively apply theoretical scholarship (both legal and interdisciplinary) and international trade law principles to major international law problems and new fact situations.
- 3. Demonstrate independent analytical abilities to appreciate and determine the impact of international trade law on national trading policies and practices, and confront controversial and pressing issues of trade and finance.
- 5. By analysing diverse stakeholders' perspectives (including the constraints international trade law and the WTO impose on their actions, and opportunities and

challenges they encounter in the international trading system), display mutual respect for different values and provide concrete suggestions for efficacious legal development relative to the international trade law goal of the just fulfilment of trading rights and interests of all members of the international trading community.

- 6. Display effective communication skills by verbally defending views in a respectful environment and developing reasoned and supported written argument.

Assessment tasks

- Class Participation (CP)
- Problem Question
- Research Assignment

PG - Research and Problem Solving Capability

Our postgraduates will be capable of systematic enquiry; able to use research skills to create new knowledge that can be applied to real world issues, or contribute to a field of study or practice to enhance society. They will be capable of creative questioning, problem finding and problem solving.

This graduate capability is supported by:

Learning outcomes

- 1. Critically evaluate how rules of international trade law evolve and operate.
- 2. Creatively apply theoretical scholarship (both legal and interdisciplinary) and international trade law principles to major international law problems and new fact situations.
- 3. Demonstrate independent analytical abilities to appreciate and determine the impact of international trade law on national trading policies and practices, and confront controversial and pressing issues of trade and finance.

Assessment tasks

- Problem Question
- Research Assignment

PG - Effective Communication

Our postgraduates will be able to communicate effectively and convey their views to different social, cultural, and professional audiences. They will be able to use a variety of technologically supported media to communicate with empathy using a range of written, spoken or visual formats.

This graduate capability is supported by:

Learning outcomes

- 4. Connect international trade law doctrine and theory to international trade, economic, and financial actors (trading nations, WTO, IMF, World Bank, MNCs, and NGOs/ advocates of international economic affairs) to provide cross-border and multi-jurisdictional expertise and experience.
- 5. By analysing diverse stakeholders' perspectives (including the constraints international trade law and the WTO impose on their actions, and opportunities and challenges they encounter in the international trading system), display mutual respect for different values and provide concrete suggestions for efficacious legal development relative to the international trade law goal of the just fulfilment of trading rights and interests of all members of the international trading community.
- 6. Display effective communication skills by verbally defending views in a respectful environment and developing reasoned and supported written argument.

Assessment task

- Class Participation (CP)

PG - Engaged and Responsible, Active and Ethical Citizens

Our postgraduates will be ethically aware and capable of confident transformative action in relation to their professional responsibilities and the wider community. They will have a sense of connectedness with others and country and have a sense of mutual obligation. They will be able to appreciate the impact of their professional roles for social justice and inclusion related to national and global issues

This graduate capability is supported by:

Learning outcomes

- 4. Connect international trade law doctrine and theory to international trade, economic, and financial actors (trading nations, WTO, IMF, World Bank, MNCs, and NGOs/ advocates of international economic affairs) to provide cross-border and multi-jurisdictional expertise and experience.
- 5. By analysing diverse stakeholders' perspectives (including the constraints international trade law and the WTO impose on their actions, and opportunities and challenges they encounter in the international trading system), display mutual respect for different values and provide concrete suggestions for efficacious legal development relative to the international trade law goal of the just fulfilment of trading rights and interests of all members of the international trading community.
- 6. Display effective communication skills by verbally defending views in a respectful

environment and developing reasoned and supported written argument.

Assessment tasks

- Class Participation (CP)
- Research Assignment