

UNIVERSITY OF SWAZILAND

DEPARTMENT OF LAW

FINAL EXAMINATION PAPER, 2007 (SUPPLEMENTARY)

TITLE OF PAPER : INTERNATIONAL TRADE AND INVESTMENT

COURSE CODE : L508

TIME ALLOWED : THREE (3) HOURS

INSTRUCTIONS : ANSWER FOUR (4) QUESTIONS
ALL QUESTIONS CARRY EQUAL MARKS

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QUESTION ONE

The government of Tremex, a developing country, has the objective of promoting the production of sugar cane. To this end, it is one of the government's policies to negotiate with the local financial institutions to grant loans to sugar cane producers at zero interest. The prevailing commercial interest rate is 10 percent per annum but the government has resolved to cover the amount of the financial interest rates. The government has resolved further that only producers who produce for export, and can furnish proof of this are to be covered by this policy. Discuss fully.

(25 Marks)

QUESTION TWO

"The national treatment obligation, commonly referred to as the NT obligation, requires WTO members not to discriminate against imported products once the imported products have entered the domestic market". Discuss fully.

(25 Marks)

QUESTION THREE

The Association of Widget Producers of Tremex, a small country in the North of Africa has noted with concern that imports of widgets from other countries are taking place in increased quantities and are causing injury to the domestic producers of widgets. Knowing that you have just taken a course in International Trade law, the Association approaches you for advice on whether they have any remedy in this regard and the procedure to be followed in invoking this remedy.

(25 Marks)

QUESTION FOUR

Article VI of GATT, 1994 and the Anti-dumping and Subsidies agreements require a finding that the domestic industry has been injured. Discuss.

(25 Marks)

QUESTION FIVE

The Uruguay round of trade negotiations produced many positive changes in the regulation of world trade. Discuss.

(25 Marks)