

DEPARTMENT OF LAW

FINAL EXAMINATION PAPER, 2012 (SUPPLEMENTARY)

TITLE OF PAPER : INTERNATIONAL TRADE AND INVESTMENT LAW

COURSE CODE : L508

TIME ALLOWED : THREE (3) HOURS

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

**THIS PAPER IS NOT TO BE OPENED UNTIL PERMISSION HAS BEEN
GRANTED BY THE INVIGILATOR.**

QUESTION ONE

Discuss fully the nature and purpose of Article XX of the GATT 1994.

(25 Marks)

QUESTION TWO

Subsidisation is considered under WTO law as an unfair trade practice. Discuss this statement in full.

(25 Marks)

QUESTION THREE

Market access for goods and services from other countries may be impeded or restricted in various ways. There are two main barriers to market access – tariff barriers and non-tariff barriers.

Critically evaluate this statement focussing your response on either tariff barriers OR non tariff barriers to trade.

(25 Marks)

QUESTION FOUR

What requirements must a “free trade area” within the meaning of article XXIV meet, and how does it differ from a “customs union”?

(25 Marks)

QUESTION FIVE

Non-discrimination is a fundamental concept in WTO law. Discuss in full one of the two main principles of non-discrimination in trade in goods.

(25 Marks)