



Universiteit  
Leiden  
The Netherlands

**'Greening' the WTO Ban on China's Export Duties : Should WTO law allow China to use export duties to protect the environment and, if so, in what manner?**

Jiang, F.

**Citation**

Jiang, F. (2020, February 19). *'Greening' the WTO Ban on China's Export Duties : Should WTO law allow China to use export duties to protect the environment and, if so, in what manner?*. Meijers-reeks. Retrieved from <https://hdl.handle.net/1887/85512>

Version: Publisher's Version

License: [Licence agreement concerning inclusion of doctoral thesis in the Institutional Repository of the University of Leiden](#)

Downloaded from: <https://hdl.handle.net/1887/85512>

**Note:** To cite this publication please use the final published version (if applicable).

Cover Page



Universiteit Leiden



The handle <http://hdl.handle.net/1887/85512> holds various files of this Leiden University dissertation.

**Author:** Jiang, F.

**Title:** 'Greening' the WTO Ban on China's Export Duties : Should WTO law allow China to use export duties to protect the environment and, if so, in what manner?

**Issue Date:** 2020-02-19

## Table of cases

### ICJ

- North Sea Continental Shelf, Judgment*, I.C.J. Reports 1969, p. 3.
- Continental Shelf (Libyan Arab Jamahiriya/Malta), Application to Intervene, Judgement*, I.C.J. Reports 1984, p. 3.
- Maritime Delimitation and Territorial Questions between Qatar and Bahrain, Jurisdiction and Admissibility, Judgement*, I. C. J. Reports 1994, p.112.
- Application of the Convention on the Prevention and Punishment of the Crime of Genocide, Preliminary Objections, Judgment*, I. C. J. Reports 1996, p. 595.
- Land and Maritime Boundary between Cameroon and Nigeria, Preliminary Objections, Judgment*, I. C. J. Reports 1998, p. 275.
- Legality of Use of Force (Serbia and Montenegro v. Belgium), Preliminary Objections, Judgment*, I.C.J. Reports 2004, p. 279.
- Legality of Use of Force (Serbia and Montenegro v. Canada), Preliminary Objections, Judgment*, I.C.J. Reports 2004, p. 429.
- Legality of Use of Force (Serbia and Montenegro v. France), Preliminary Objections, Judgment*, I.C.J. Reports 2004, p. 575.
- Legality of Use of Force (Serbia and Montenegro v. Germany), Preliminary Objections, Judgment*, I.C.J. Reports 2004, p. 720.
- Legality of Use of Force (Serbia and Montenegro v. Italy), Preliminary Objections, Judgment*, I.C.J. Reports 2004, p. 865.
- Legality of Use of Force (Serbia and Montenegro v. Netherlands), Preliminary Objections, Judgment*, I.C.J. Reports 2004, p. 1011.
- Legality of Use of Force (Serbia and Montenegro v. Portugal), Preliminary Objections, Judgment*, I.C.J. Reports 2004, p. 1160.
- Legality of Use of Force (Serbia and Montenegro v. United Kingdom), Preliminary Objections, Judgment*, I.C.J. Reports 2004, p. 1307.
- Application of the Convention on the Prevention and Punishment of the Crime of Genocide (Croatia v. Serbia), Preliminary Objections, Judgment*, I.C.J. Reports 2008, p. 412.
- Maritime Delimitation in the Black Sea (Romania v. Ukraine), Judgment*, I.C.J. Reports 2009, p. 61.
- Request for Interpretation of the Judgment of 15 June 1962 in the Case concerning the Temple of Preah Vihear (Cambodia v. Thailand) (Cambodia v. Thailand), Judgment*, I.C.J. Reports 2013, p. 281.

### ICTY

- Appeals Chamber, *Prosecutor v. Zlatko Aleksovski*, IT-95-14/1-AR77, 30 May 2001, Judgment on Appeal by Anto Nobile against Finding of Contempt.
- Appeals Chamber, *Prosecutor v. Dario Kordić and Mario Čerkez*, IT-95-14/2-A, adopted on 17 December 2004, AC Judgement.

- Appeals Chamber, *Prosecutor v. Zoran Žigić*, IT-98-30/I-A, adopted on 26 June 2006, Decision on Zoran Žigić's Motion for Reconsideration of Appeals Chamber Judgement.
- Appeals Chamber, *Prosecutor v. Mitar Vasiljevic*, IT-98-32-A, adopted on 25 February 2004, AC Judgement.
- Appeals Chamber, *Prosecutor v. Radislav Krstic*, IT-98-33-A, adopted on 19 April 2004, AC Judgement.
- Trial Chamber II, *Prosecutor v. Pavle Strugar*, IT-01-42-T, adopted on 31 January 2005, TC Judgement.
- Appeals Chamber, *Prosecutor v. Momčilo Perišić*, IT-04-81-A, adopted on 28 February 2013, AC Judgement.
- Appeals Chamber, *Prosecutor v. Nikola Sainovic, Nebojsa Pavkovic, Vladimir Lazarevic and Sreten Lukic*, IT-05-87-A, adopted on 23 January 2014, AC Judgement.

## WTO

- Appellate Body Report, *United States – Standards for Reformulated and Conventional Gasoline*, WT/DS2/AB/R, adopted 20 May 1996, DSR 1996:I, p. 3.
- Appellate Body Report, *Japan – Taxes on Alcoholic Beverages*, WT/DS8/AB/R, WT/DS10/AB/R, WT/DS11/AB/R, adopted 1 November 1996, DSR 1996:I, p. 97.
- Appellate Body Report, *European Communities – Measures Concerning Meat and Meat Products (Hormones)*, WT/DS26/AB/R, WT/DS48/AB/R, adopted 13 February 1998, DSR 1998:I, p. 135.
- Appellate Body Report, *European Communities – Regime for the Importation, Sale and Distribution of Bananas*, WT/DS27/AB/R, adopted 25 September 1997, DSR 1997:II, p. 591.
- Panel Reports, *European Communities – Regime for the Importation, Sale and Distribution of Bananas*, WT/DS27/R/ECU (Ecuador) / WT/DS27/R/GTM, WT/DS27/R/HND (Guatemala and Honduras) / WT/DS27/R/MEX (Mexico) / WT/DS27/R/USA (US), adopted 25 September 1997, as modified by Appellate Body Report WT/DS27/AB/R, DSR 1997:II, p. 695 to DSR 1997:III, p. 1085.
- Appellate Body Report, *United States – Measure Affecting Imports of Woven Wool Shirts and Blouses from India*, WT/DS33/AB/R, adopted 23 May 1997, and Corr.1, DSR 1997:I, p. 323.
- Appellate Body Report, *India – Patent Protection for Pharmaceutical and Agricultural Chemical Products*, WT/DS50/AB/R, adopted 16 January 1998, DSR 1998:I, p. 9.
- Appellate Body Report, *United States – Import Prohibition of Certain Shrimp and Shrimp Products*, WT/DS58/AB/R, adopted 6 November 1998, DSR 1998:VII, p. 2755.
- Appellate Body Report, *Korea – Taxes on Alcoholic Beverages*, WT/DS75/AB/R, WT/DS84/AB/R, adopted 17 February 1999, DSR 1999:I, p. 3.
- Appellate Body Report, *European Communities – Measures Affecting Asbestos and Asbestos-Containing Products*, WT/DS135/AB/R, adopted 5 April 2001, DSR 2001:VII, p. 3243.
- Panel Report, *European Communities – Measures Affecting Asbestos and Asbestos-Containing Products*, WT/DS135/R and Add.1, adopted 5 April 2001, as modified by Appellate Body Report WT/DS135/AB/R, DSR 2001:VIII, p. 3305.
- Appellate Body Report, *Canada – Certain Measures Affecting the Automotive Industry*, WT/DS139/AB/R, WT/DS142/AB/R, adopted 19 June 2000, DSR 2000:VI, p. 2985.
- Panel Report, *United States – Section 110(5) of the US Copyright Act*, WT/DS160/R, adopted 27 July 2000, DSR 2000:VIII, p. 3769.

- Panel Report, *Korea – Measures Affecting Government Procurement*, WT/DS163/R, adopted 19 June 2000, DSR 2000:VIII, p. 3541.
- Appellate Body Report, *United States – Transitional Safeguard Measure on Combed Cotton Yarn from Pakistan*, WT/DS192/AB/R, adopted 5 November 2001, DSR 2001:XII, p. 6027.
- Appellate Body Report, *United States – Definitive Safeguard Measures on Imports of Circular Welded Carbon Quality Line Pipe from Korea*, WT/DS202/AB/R, adopted 8 March 2002, DSR 2002:IV, p. 1403.
- Appellate Body Report, *United States – Continued Dumping and Subsidy Offset Act of 2000*, WT/DS217/AB/R, WT/DS234/AB/R, adopted 27 January 2003, DSR 2003:I, p. 375.
- Panel Report, *Argentina – Definitive Anti-Dumping Duties on Poultry from Brazil*, WT/DS241/R, adopted 19 May 2003, DSR 2003:V, p. 1727.
- Panel Report, *European Communities – Conditions for the Granting of Tariff Preferences to Developing Countries*, WT/DS246/R, adopted 20 April 2004, as modified by Appellate Body Report WT/DS246/AB/R, DSR 2004:III, p. 1009.
- Panel Reports, *European Communities – Measures Affecting the Approval and Marketing of Biotech Products*, WT/DS291/R, Add.1 to Add.9 and Corr.1 / WT/DS292/R, Add.1 to Add.9 and Corr.1 / WT/DS293/R, Add.1 to Add.9 and Corr.1, adopted 21 November 2006, DSR 2006:III, p. 847.
- Appellate Body Report, *United States – Final Anti-Dumping Measures on Stainless Steel from Mexico*, WT/DS344/AB/R, adopted 20 May 2008, DSR 2008:II, p. 513.
- Appellate Body Report, *China – Measures Affecting Trading Rights and Distribution Services for Certain Publications and Audiovisual Entertainment Products*, WT/DS363/AB/R, adopted 19 January 2010, DSR 2010:I, p. 3.
- Appellate Body Reports, *China – Measures Related to the Exportation of Various Raw Materials*, WT/DS394/AB/R / WT/DS395/AB/R / WT/DS398/AB/R, adopted 22 February 2012, DSR 2012:VII, p. 3295.
- Panel Reports, *China – Measures Related to the Exportation of Various Raw Materials*, WT/DS394/R, Add.1 and Corr.1 / WT/DS395/R, Add.1 and Corr.1 / WT/DS398/R, Add.1 and Corr.1, adopted 22 February 2012, as modified by Appellate Body Reports WT/DS394/AB/R / WT/DS395/AB/R / WT/DS398/AB/R, DSR 2012:VII, p. 3501.
- Panel Report, *Dominican Republic – Safeguard Measures on Imports of Polypropylene Bags and Tubular Fabric*, WT/DS415/R, WT/DS416/R, WT/DS417/R, WT/DS418/R, and Add.1, adopted 22 February 2012, DSR 2012:XIII, p. 6775.
- Appellate Body Reports, *China – Measures Related to the Exportation of Rare Earths, Tungsten, and Molybdenum*, WT/DS431/AB/R / WT/DS432/AB/R / WT/DS433/AB/R, adopted 29 August 2014, DSR 2014:III, p. 805.
- Panel Reports, *China – Measures Related to the Exportation of Rare Earths, Tungsten, and Molybdenum*, WT/DS431/R and Add.1 / WT/DS432/R and Add.1 / WT/DS433/R and Add.1, adopted 29 August 2014, upheld by Appellate Body Reports WT/DS431/AB/R / WT/DS432/AB/R / WT/DS433/AB/R, DSR 2014:IV, p. 1127.
- Panel Report, *United States – Countervailing and Anti-Dumping Measures on Certain Products from China*, WT/DS449/R and Add.1, adopted 22 July 2014, as modified by Appellate Body Report WT/DS449/AB/R, DSR 2014:VIII, p. 3175.
- Appellate Body Report, *Indonesia – Importation of Horticultural Products, Animals and Animal Products*, WT/DS477/AB/R, WT/DS478/AB/R, and Add.1, adopted 22 November 2017, DSR 2017:VII, p. 3037.

## ECtHR

- Delcourt v. Belgium* [1970] 1 EHRR 355.  
*Schiesser v. Switzerland* [1979] 2 EHRR 417.  
*Rees v. United Kingdom* [1987] 9 EHRR 56.  
*Huber v. Switzerland* [1990] A 188.  
*Kamasinski v. Austria* [1991] 13 EHRR 36.  
*Cossey v. the United Kingdom* [1991] 13 EHRR 622, ECHR 21.  
*Borgers v. Belgium* [1993] 15 EHRR 92.  
*Pellegrin v. France* [1999] 31 EHRR 26.  
*Chapman v. The United Kingdom* [2001] 33 EHRR 399, ECHR 2000-I.  
*Goodwin and Liberty (intervening) v. United Kingdom* [2002] 35 EHRR 447, ECHR 2002-VI.  
*Kopecký v. Slovakia* [2005] 41 EHRR 43, ECHR 2004-IX.  
*Vilho Eskelinen and Others v. Finland* [2007] 45 EHRR 985, ECHR 2007-II

## CJEU

- Case 192/73, *Van Zuylen Frères v. Hag AG ('HAG I')* [1974] ECR 731.  
 Case 8/74, *Procureur du Roi v Benoît and Gustave Dassonville* [1974] ECR 837.  
 Case 120/78, *Rewe-Zentral AG v Bundesmonopolverwaltung für Branntwein* [1979] ECR 649.  
 Case C-10/89, *S.A. CNL-Sucal NV v. Hag GF AG ('HAG II')* [1990] ECR 3711.  
 Case C-208/90, *Theresa Emmott v. Minister for Social Welfare and Attorney General* [1991] ECR I-4269.  
 Joined Cases C-267/91 and C-268/91, *Criminal Proceedings against Bernard Keck and Daniel Mithouard* [1993] ECR I-6097.  
 Case C-338/91, *H. Steenhorst-Neerings v. Bestuur van de Bedrijfsvereniging voor Detailhandel, Ambachten en Huisvrouwen* [1993] ECR I-5475.  
 Case C-410/92, *Elsie Rita Johnson v. Chief Adjudication Officer* [1994] ECR I-5483.  
 Case C-188/95, *Fantask A/S and Others v. Industriministeriet (Erhvervsministeriet)* [1997] ECR I-6783.  
 Case C-400/95, *Larsson v Føtex Supermarked* [1997] ECR I-2757.  
 Case C-394/96, *Mary Brown v Rentokil Ltd* [1998] ECR I-4185.  
 Case T-112/99, *Métropole télévision (M6), Suez-Lyonnaise des eaux, France Télécom and Télévision française 1 SA (TF1) v Commission of the European Communities* [2001] ECR II-2459.  
 Case C-309/99, *Wouters v. Algemene Raad van de Nederlandsche Orde van Advocaten* [2002] ECR I-1577.  
 Case C-53/00, *Ferring SA v Agence centrale des organismes de sécurité sociale (ACOSS)* [2001] ECR I-9067.  
 Case C-280/00, *Altmark Trans GmbH and Regierungspräsidium Magdeburg v Nahverkehrsgesellschaft Altmark GmbH, and Oberbundesanwalt beim Bundesverwaltungsgericht*, [2003] ECR I-7747.  
 Case C-109/01, *Secretary of State for the Home Department v. Hacene Akrich* [2003] ECR 9607.  
 Case T-313/02, *David Meca-Medina and Igor Majcen v Commission of the European Communities* [2004] ECR II-3291.  
 Case 519/04, *David Meca-Medina and Igor Majcen v Commission of the European Communities* [2006] ECR I-6991.

Case C-551/07, *Deniz Sahin v. Bundesminister für Inneres* [2008] ECR I-10453.

Case C-127/08, *Blaise Baheten Metock and ors v. Minister for Justice, Equality and Law Reform* [2008] ECR 6241.

Case C-140/12, *Pensionsversicherungsanstalt v Peter Brey* [2013] EU:C:2013:565.

Case C-67/14, *Jobcenter Berlin Neukölln v Nazifa Alimanovic and Others* [2015] EU:C:2015:597.





## Multilateral Treaties, Declarations and Documents

### MULTILATERAL TREATIES

Statute of the International Court of Justice, 24 October 1945, TS 993.  
Convention for the Protection of Human Rights and Fundamental Freedoms, 04 November 1950, 213 UNTS 221.  
Convention on International Trade in Endangered Species of Wild Fauna and Flora, 3 March 1973, 993 UNTS 243.  
Vienna Convention on the Law of Treaties, 23 May 1969, 1155 UNTS 331.  
Montreal Protocol on Substances that Deplete the Ozone Layer, 16 September 1987, 1522 UNTS 3.  
United Nations Framework Convention on Climate Change, 9 May 1992, 1771 UNTS 107.  
Marrakesh Agreement Establishing the World Trade Organization, 15 April 1994, UNTS 1867, 1868, 1869.  
General Agreement on Tariffs and Trade 1994, 15 April 1994, 1867 UNTS 187.  
Understanding on Rules and Procedures Governing the Settlement of Disputes, 15 April 1994, 1869 UNTS 401.  
Consolidated Version of the Treaty on European Union [2012] OJ C236/01.  
Consolidated version of the Treaty on the Functioning of the European Union [2012] OJ C326/01.  
Paris Agreement, 12 December 2015, I-54113.

### PROTOCOLS OF ACCESSION FOR WTO MEMBERS

WTO-Mongolia (1996): Protocol for the Accession of Mongolia to the Marrakesh Agreement Establishing the World Trade Organization, 25 July 1996, WT/ACC/MNG/11.  
Report of the Working Party on the Accession of Mongolia, 27 June 1996, WT/ACC/MNG/9.  
WTO-Latvia (1998): Protocol of Accession of Latvia to the Marrakesh Agreement Establishing the World Trade Organization, 23 October 1998, WT/ACC/LVA/35.  
Report of the Working Party on the Accession of Latvia to the World Trade Organization, 30 September 1998, WT/ACC/LVA/32.  
WTO-China (2001): Protocol on the Accession of the People's Republic of China, 23 November 2001, WT/L/432.  
Report of the Working Party on the Accession of the People's Republic of China, 1 October 2001, WT/ACC/CHN/49.  
WTO-Saudi Arabia (2005): Protocol on the Accession of the Kingdom of Saudi Arabia, 11 November 2005, WT/L/627.  
Report of the Working Party on the Accession of the Kingdom of Saudi Arabia to the World Trade Organization, 1 November 2005, WT/ACC/SAU/61.  
WTO-Vietnam (2006): Protocol on the Accession of the Socialist Republic of Viet Nam, 15 November 2006, WT/L/662.

- Report of the Working Party on the Accession of Viet Nam, 27 October 2006, WT/ACC/VNM/48.
- WTO-Ukraine (2008): Protocol on the Accession of Ukraine, 13 February 2008, WT/L/718.
- Report of the Working Party on the Accession of Ukraine to the World Trade Organization, 25 January 2008, WT/ACC/UKR/152.
- WTO-Russia (2011): Protocol on the Accession of the Russian Federation, 17 December 2011, WT/MIN(11)/24; WT/L/839.
- Report of the Working Party on the Accession of the Russian Federation to the World Trade Organization, WT/ACC/RUS/70; WT/MIN(11)/2, 17 November 2011.
- WTO-Montenegro (2011): Protocol on the Accession of Montenegro, 17 December 2011, WT/MIN(11)/28; WT/L/841.
- Report of the Working Party on the Accession of Montenegro to the World Trade Organization, 5 December 2011, WT/ACC/CGR/38; WT/MIN(11)/7.
- WTO-Tajikistan (2012): Protocol on the Accession of the Republic of Tajikistan, 11 December 2012, WT/L/872.
- Report of the Working Party on the Accession of Tajikistan to the World Trade Organization, 6 November 2012, WT/ACC/TJK/30.
- WTO-Kazakhstan (2015): Protocol on the Accession of the Republic of Kazakhstan, 30 July 2015, WT/L/957.
- Report of the Working Party on the Accession of the Republic of Kazakhstan to the World Trade Organization, 23 June 2015, WT/ACC/KAZ/93.
- WTO-Afghanistan (2015): Protocol on the Accession of the Islamic Republic of Afghanistan, 21 December 2015, WT/MIN(15)/39; WT/L/974.
- Report of the Working Party on the Accession of the Islamic Republic of Afghanistan to the World Trade Organization, 13 November 2015, WT/ACC/AFG/36; WT/MIN(15)/6.

#### REGIONAL TRADE AGREEMENTS

- EFTA-Hong Kong (2012): Free trade agreement between Hong Kong, China and the EFTA States, 1 October 2012, WT/REG322.
- EFTA-Montenegro (2012): Free trade agreement Montenegro and the EFTA states, 1 September 2012, WT/REG323.
- Chile-Malaysia (2012): Free trade agreement between Chile and Malaysia, 25 February 2012, W/REG330.
- Canada-Jordan (2012): Free trade agreement between Canada and Jordan, 1 October 2012, WT/REG335.
- EFTA-Ukraine (2012): Free trade agreement between Ukraine and the EFTA States, 1 June 2012, WT/REG315.
- EU-ESA (2012): Interim economic partnership agreement between the European Union and the ESA states (Madagascar, Mauritius, Seychelles and Zimbabwe), 14 May 2012, WT/REG307.
- Japan-Peru (2012): Free trade agreement between Japan and Peru, 1 May 2012, WT/REG309.
- Korea-United States (2012): Free trade agreement between the United States and the Republic of Korea, 15 March 2012, WT/REG311.
- CIS (2012): Treaty on a Free Trade Area between members of the Commonwealth of Independent States (CIS), 20 September 2012, WT/REG343.
- United State-Colombia (2012): Free trade agreement between the United States and Colombia, 15 May 2012, WT/REG314.

- United States-Panama (2012): Free trade agreement between the United States and Panama, 31 October 2012, WT/REG324.
- Canada-Panama (2013): Free trade agreement between Canada and Panama, 1 April 2012, WT/REG334.
- Costa Rica-Singapore (2013): Free trade agreement between Costa Rica and Peru, 1 June 2013, WT/REG342.
- EU-Central America (2013): Agreement establishing an Association between the European Union and its Member States, on the one hand, and Central America on the other, 1 August 2013, WT/REG332.
- EU-Colombia and Peru (2013): Trade Agreement between the European Union and its Member States, of the one part, and Colombia and Peru, of the other part, 1 March 2013, WT/REG333.
- EU-Serbia (2013): Stabilisation and Association Agreement between the European Communities and their Member States of the one part, and the Republic of Serbia, of the other part, 1 September 2013, WT/REG285.
- GCC-Singapore (2013): Agreement between the Gulf Cooperation Council (GCC) and the Republic of Singapore, 1 September 2013, WT/COMTD/N/45/Rev.1.
- Korea-Turkey (2013): Free trade agreement between the Republic of Korea and Turkey, 1 May 2013, WT/REG339.
- Malaysia-Australia (2013): Free trade agreement between Australia and Malaysia, 1 January 2013, WT/REG340.
- New Zealand-Chinese Taipei (2013): Agreement between New Zealand and The Separate Customs Territory of Taiwan, Penghu, Kinmen and Matsu on economic cooperation, 1 December 2013, WT/REG348.
- Turkey-Mauritius (2013): Free trade agreement between Turkey and Mauritius, 1 June 2013, WT/REG341.
- Ukraine-Montenegro (2013): Free trade agreement between Ukraine and Montenegro, 1 January 2013, WT/REG338.
- Canada-Honduras (2014): Free trade agreement between Canada and Honduras, 1 October 2014, WT/REG364.
- Chile-Viet Nam (2014): Free trade agreement between Viet Nam and Chile, 1 January 2014, WT/REG365.
- EFTA-Central America (2014): Free trade agreement between the EFTA states and Central America – Costa Rica and Panama, 19 August 2014, WT/REG357.
- EU-Cameroon (2014): Interim Agreement with a view to an Economic Partnership Agreement between the European Community and its Member States, of the one part, and the Central Africa Party, of the other part – Protocol, 4 August 2014, WT/REG274.
- EU-Georgia (2014): Deep and comprehensive free trade area concluded as a part of the association agreement between the European Union and Georgia, 1 September 2014, WT/REG354.
- EU-Moldova (2014): Deep and comprehensive free trade area concluded as a part of the association agreement between the European Union and the Republic of Moldova, 1 September 2014, WT/REG352.
- EU-Ukraine (2014): Deep and comprehensive free trade area concluded as a part of the association agreement between the European Union and Ukraine, 23 April 2014, WT/REG353.
- EU-West Africa (2014): Economic partnership agreement between the West African States, the Economic Community of West African States (ECOWAS) and the West African Economic and Monetary Union (UEMOA), of the one part, and the European Union and its Member States, of the other part, 3 December 2014, 2014/0265 (NLE).

- Hong Kong-Chile (2014): Free trade agreement between Hong Kong, China and Chile, 9 October 2014, WT/REG356.
- Iceland-China (2014): Free trade agreement between Iceland and China, 1 July 2014, WT/REG355.
- Korea-Australia (2014): Free trade agreement between the Republic of Korea and Australia, 12 December 2014, WT/REG359.
- Singapore-Chinese Taipei (2014): Agreement between Singapore and the Separate Customs Territory of Taiwan, Penghu, Kinmen and Matsu on economic partnership, 19 April 2014, WT/REG350.
- Switzerland-China (2014): Free trade agreement between Switzerland and China, 1 July 2014, WT/REG351.
- ASEAN-India (2015): Framework Agreement on Comprehensive Economic Cooperation Between the Republic of India and the Association of Southeast Asian Nations, 1 July 2015, WT/REG372.
- Australia-China (2015): Free trade agreement between Australia and China, 20 December 2015, WT/REG369.
- Canada-Korea (2015): Free trade agreement between Canada and the Republic of Korea, 1 January 2015, WT/REG362.
- China-Korea (2015): Free trade agreement between China and the Republic of Korea, 20 December 2015, WT/REG370.
- EFTA-Bosnia and Herzegovina (2015): Free trade agreement between the EFTA States and Bosnia and Herzegovina, 1 January 2015, WT/REG360.
- EU-Bosnia and Herzegovina (2015): The Stabilisation and Association Agreement between the European Union and Bosnia and Herzegovina, 1 July 2015, WT/REG242.
- EAEU (2015): Treaty on the Eurasian Economic Union, 1 January 2015, WT/REG358.
- Japan-Australia (2015): Economic partnership agreement between Japan and Australia, 15 January 2015, WT/REG361.
- Korea-New Zealand (2015): Free trade agreement between the Republic of Korea and New Zealand, 20 December 2015, WT/REG367.
- Korea-Viet Nam (2015): Free trade agreement between The Republic of Korea and Viet Nam, 20 December 2015, WT/REG371.
- SADC-Accession of Seychelles (2015): Accession of Seychelles to the Southern African Development Community Trade Protocol, 25 May 2015, REG368.
- Turkey-Malaysia (2015): Free trade agreement between Turkey and Malaysia, 1 August 2015, WT/REG379.
- EU-Côte d'Ivoire (2016): Economic partnership agreement between Côte d'Ivoire and the European Union, 3 September 2016, WT/REG258.
- EU-SADC (2016): Economic Partnership Agreement between the European Union and its Member States, of the one part, and the SADC EPA States, of the other part, 10 October 2016, WT/REG/381.
- Japan-Mongolia (2016): Economic partnership agreement between Japan and Mongolia, 07 June 2016, WT/REG373.
- Korea-Colombia (2016): Free trade agreement between Colombia and the Republic of Korea, 15 July 2016, WT/REG375.
- Turkey-Moldova (2016): Free trade agreement between Turkey and the Republic of Moldova, November 1 2016, WT/REG378.

## Bibliography

### BOOKS AND BOOK CHAPTERS

- Burnay M and Wouters J, 'The EU and China in the WTO: What Contribution to the International Rule of Law? – Reflections in Light of the Raw Materials and Rare Earths Disputes', in Wang J and Song W (eds), *China, the European Union, and the International Politics of Global Governance* (Springer, 2016).
- Butcher B, 'WTO Open Trade Rules and Domestic Environmental Protection Policies: A Balancing Approach', in Kreiser L, Lee S, Ueta K, Milne JE, and Ashiabor H (eds), *Environmental Taxation and Green Fiscal Reform* (Edward Elgar 2014).
- Charnovitz S, 'Mapping the Law of WTO Accession', in Charnovitz S, *The Path of World Trade Law in the 21st Century* (World Scientific Publishing, 2014).
- Cooreman B, *Global Environmental Protection through Trade: A Systematic Approach to Extraterritoriality* (Edward Elgar, 2016).
- Duxbury N, 'Distinguishing, overruling and the problem of self-reference', in *The Nature and Authority of Precedent* (Cambridge University Press, 2008).
- Ehring L, 'Nature and Status of WTO Accession Commitments: "WTO-Plus" Obligations and Their Relationship to Other Parts of the WTO Agreement', in Cremona M, Hilpold P, Lavranos N, Schneider SS, and Ziegler AR (eds), *Reflections on the Constitutionalisation of International Economic Law* (Brill, 2013).
- Feichtner I, *The Law and Politics of WTO Waivers: Stability and Flexibility in Public International Law* (Cambridge University Press, 2012).
- Footer M, 'Principal rule-making', in *An Institutional and Normative Analysis of the World Trade Organization* (Martinus Nijhoff, 2006).
- Geraets D, *Accession to the World Trade Organization: A Legal Analysis* (Edward Elgar, 2018).
- IPCC, *Climate Change 2014: Mitigation of Climate Change* (Cambridge University Press, 2015).
- Kaczorowska-Ireland A, *Public International Law (5th Edition)* (Routledge, 2015).
- Kuijper PJ, 'WTO Institutional Aspects', in Daniel Bethlehem, Isabelle Van Damme, Donald McRae, and Rodney Neufeld (eds), *The Oxford Handbook of International Trade Law* (Oxford, 2009).
- Monjon S and Quirion P, 'Border Adjustments – Implications of Design Options', in Makipaa A (ed), *Competitive Distortions and Leakage in a World of Different Carbon Prices* (European Parliament, 2008).
- Tridimas T, 'Precedent and the Court of Justice: A Jurisprudence of Doubt?', in Julie Dickson and Pavlos Eleftheriadis(eds.), *Philosophical Foundations of European Union Law* (Oxford University Press, 2008).
- Pachauri RK and Reisinger A (eds), *Contribution of Working Groups I, II and III to the Fourth Assessment Report of the Intergovernmental Panel on Climate Change* (IPCC, 2007).

- Pauwelyn J, 'Chapter 15: Carbon Leakage Measures and Border Tax Adjustments Under WTO law', in Van Calster G and Prévost D (eds), *Research Handbook on Environment, Health and the WTO* (Edward Elgar Publication, 2013).
- Smits JM, *The Mind and Method of the Legal Academic* (Edward Elgar, 2013).
- Stern N, *The Economics of Climate Change: The Stern Review* (Cambridge, 2007).

## ARTICLES

- Abdullah NH, Mohamed N, Sulaiman LH, Zakaria TA, and Rahim DA, 'Potential Health Impacts of Bauxite Mining in Kuantan', 23(3) *Malaysian Journal of Medical Sciences* (2016)
- Bartels L, 'The Chapeau of the General Exceptions in the WTO GATT and GATS Agreements: A Reconstruction', 109(1) *American Journal of International Law* 95 (2015).
- Biswas D, 'The Drivers and Impacts of Selling Soil for Brick Making in Bangladesh', 62(4) *Environmental Management* (2018).
- Bond EW and Trachtman JP, 'China-Rare Earths: Export Restrictions and the Limits of Textual Interpretation', 15(2) *World Trade Review* (2016).
- Bronckers M and Maskus KE, 'China-Raw Materials: A Controversial Step Towards Evenhanded Exploitation of Natural Resources', 13(2) *World Trade Review* (2014).
- Cole MA, Elliott RJR, and Okubo T, 'International Environmental Outsourcing', 150(4) *Review of World Economics* (2014).
- Connell J, 'Nauru: The first failed Pacific State?', 383 *The Commonwealth Journal of International Affairs* (2006).
- Dentoni V, Grosso B and Massacci G, 'Environmental Sustainability of the Alumina Industry in Western Europe', 6 *Sustainability* (2014).
- Eckersley R, 'The Politics of Carbon Leakage and the Fairness of Border Measures', 24 (4) *Ethics & International Affairs* (2010).
- Eisenbarth S, 'Is Chinese Trade Policy Motivated by Environmental Concerns?', 82 *Journal of Environmental Economics and Management* (2017).
- Espa I, 'The AB Approach to the Applicability of Article XX GATT In the Light of China – Raw Materials: A Missed Opportunity?', 46(6) *Journal of World Trade* (2012).
- Gavin B, 'Sustainable Development of China's Rare Earth Industry within and without the WTO', 49(3) *Journal of World Trade* (2015).
- Gu B, 'Applicability of GATT Article XX in China-Raw Materials a Clash within the WTO Agreement', 15(4) *Journal of International Economic Law* (2012).
- Gu B, 'Mineral Export Restraints and Sustainable Development—Are Rare Earths Testing the WTO's Loopholes?', 14(4) *Journal of International Economic Law* (2011).
- Hamid L, Stern N, and Taylor C, 'Reflections on the Stern Review (2): A Growing International Opportunity to Move Strongly on Climate Change', 8(1) *World Economics* (2007).
- He X, 'The Relationship Between Article XX of the GATT and Protocol on the Accession of the People's Republic of China- A Rational Approach to China Raw Materials', 11(6) *Law Science* (2012).
- Hertel M, 'Climate-Change-Related Trade Measures and Article XX: Defining Discrimination in Light of the Principle of Common but Differentiated Responsibilities' 45(3) *Journal of World Trade* (2011).



- Howse R and Josling T, 'Agricultural Export Restrictions and International Trade Law: A Way Forward', IPC Position Paper (2012).
- Hu J, 'Reconsideration of Applicability of Article XX in GATT: From the Perspective of the Relationship Between GATT 1994 and Other Multilateral Trade Agreements in Goods', 6(2) *Journal of Shanghai Jiaotong University (Philosophy and Social Sciences)* (2014).
- Hu T, 'Analysis of the Resource and Environment Deficit of China's Foreign Trade', 18(2) *China Population, Resources and Environment* (2008).
- Huang Z, 12(3) 'From "Market Access" to "Resource Acquire" —Thoughts on China Raw Materials', 1 *Studies in Law and Business* (2010).
- Ireland R, 'The EU Aviation Emissions Policy and Border Tax Adjustments', No. 26 WCO Research Paper (2012).
- Jebe R, Mayer D, and Lee YS, 'China's Export Restrictions of Raw Materials and Rare Earths: A New Balance Between Free Trade and Environmental Protection?', 44(4) *George Washington International Law Review* (2012).
- Karapinar B and Holzer K, 'Legal Implications of the Use of Export Taxes in Addressing Carbon Leakage: Competing Border Adjustment Measures', 10(1) *New Zealand Journal of Public and International Law* (2012).
- Karapinar B, 'China's Export Restriction Policies: Complying With 'WTO Plus' or Undermining Multilateralism', 10(3) *World Trade Review* (2011).
- Karapinar B, 'Defining the Legal Boundaries of Export Restrictions: A Case Law Analysis', 15(2) *Journal of International Economic Law* (2012).
- Li L, 'Research on the Construction of China's Green Trade System', 18(2) *China Population, Resources and Environment* (2008).
- Li X, 'The Rights of WTO Members to Restrict the Export of Natural Resources—Comments on China-Raw Materials', 1 *International Business Research* (2010).
- Li Y, 'Trade Disputes Caused by Export Restrictions on Rare Earths and Its Countermeasures under the WTO Framework', 13(4) *Journal of Shanghai University of Finance and Economics* (2011).
- Lim CL and Senduk JH, 'The Wages of Belonging: Rare Earths from China, and the Return of GATT À LA CARTE', 9(9) *Global Trade and Customs Journal* (2014).
- Lim CL and Senduk JH, 'You Don't Miss Your Water "Til Your River Runs Dry" Regulating Industrial Supply Shortages After China-Raw Materials', 18 *Stanford Journal of Law, Business & Finance* (2012).
- Lin J, Pan D, Davis SJ, Zhang Q, He K, Wang C, Streets DG, Wuebbles DJ, and Guanc D, 'China's international trade and air pollution in the United States', 111(5) *Proceedings of the National Academy of Sciences of the United States of America* (2014).
- Liu J, 'Accession Protocols: Legal Status in the WTO Legal System', 48 *Journal of World Trade* (2014).
- Liu Y, 'The Applicability of Environmental Protection Exceptions to WTO-Plus Obligations: In View of the China – Raw Materials and China – Rare Earths Cases', 27(1) *Leiden Journal of International Law* (2014).
- Liu Y, 'The Applicability Of GATT1994 Article XX to China's Protocol of Accession Thoughts On China-Raw Materials', 1 *Global Law Review* (2013).
- Lyu Y, 'Evaluating carbon dioxide emissions in undertaking offshored production tasks: the case of China', 116 *Journal of Cleaner Production* (2016).
- Durán GM, 'Measures with Multiple Competing Purposes after EC-Seal Products: Avoiding a Conflict between GATT Article XX-Chapeau and Article 2.1 TBT Agreement', 19(2) *Journal of International Economic Law* (2016).

- Martin SC and Lariviere C, 'Community Health Risk Assessment of Primary Aluminum Smelter Emissions', 56(5) *Journal of Occupational and Environmental Medicine* (2014).
- Matsushita M, 'Export Control of Natural Resources: WTO Panel Ruling on the Chinese Export Restrictions of Natural Resources', 3(2) *Trade, Law and Development* (2011).
- Mehling MA, van Asselt H, Das K, Droege S and Verkuil C, 'Designing Border Carbon Adjustments for Enhanced Climate Action', 113(3) *American Journal of International Law* (2019).
- Mitra S, Josling T, 'Agricultural Export Restrictions: Welfare Implications and Trade Disciplines', IPC Position Paper (2009).
- Morosini FC, 'Trade and Climate Change: Unveiling the Principle of Common But Differentiated Responsibilities from the WTO Agreements', 42 *George Washington International Law Review* (2010).
- Mowbray A, 'An Examination of the European Court of Human Rights' Approach to Overruling its Previous Case Law', 9(2) *Human Rights Law Review* (2009).
- Pend D and Gong B, 'Comments on The Findings About the Application of GATT Article XX in China Raw-Materials', 5 *International Business Research* (2011).
- Petersb GP, Guanc D, Hubacekd K, 'The Contribution of Chinese Exports to Climate Change', 36(9) *Energy Policy* 3572 (2008).
- Qin JY, 'The Challenge of Interpreting 'WTO-PLUS' Provisions', 44 (1) *Journal of World Trade* (2010).
- Qin JY, 'Reforming WTO Discipline on Export Duties: Sovereignty over Natural Resources, Economic Development and Environmental Protection', 46(5) *Journal of World Trade* 1147 (2012).
- Qin JY, 'Judicial Authority in WTO Law: A Commentary on the AB's Decision in China-Rare Earths', 13(4) *Chinese Journal of International Law* (2014).
- Qin JY, 'Conundrum of WTO Accession Protocols: In Search of Legality and Legitimacy', 55(2), *Virginia Journal of International Law* (2015).
- Schwidrowski A and Thomas S, 'Forestry taxation in Africa: the case of Liberia', International Monetary Fund Publications (2005).
- Spiegel-Feld D and Switzer S, 'Whither Article XX? Regulatory Autonomy Under Non-GATT Agreements After China-Raw Materials', 38 *Yale Journal of International Law Online* (2012).
- Steinberg RH, 'Judicial Lawmaking at the WTO: Discursive, Constitutional, and Political Constraints', 98(2) *The American Journal of International Law* (2004).
- Brunnée J and Streck C, 'The UNFCCC as a negotiation forum: towards common but more differentiated responsibilities', 13(5) *Climate Policy* (2013).
- Su S, Li B, Cui S, and Tao S, 'Sulfur Dioxide Emissions from Combustion in China: From 1990 to 2007', 45(19) *Environmental Science & Technology* (2011).
- Trujillo E, 'A Dialogical Approach to Trade and Environment', 16(3) *Journal of International Economic Law* (2013).
- Tyagi M, 'Flesh on a Legal Fiction: Early Practice in the WTO on Accession Protocols', 15(2) *Journal of International Economic Law* (2012).
- Van Asselta H, Brewerb T, 'Addressing Competitiveness and Leakage Concerns in Climate Policy: An Analysis of Border Adjustment Measures in the US and the EU' 38(1) *Energy Policy* 42 (2010).
- Wang C, 'WTO Rare Earths Case's Influence on China's Domestic Regulatory Changes', 52(2) *Journal of World Trade* (2018).
- Wang H, Zhang Y, Zhao H, Lu X, Zhang Y, Zhu W, Nielsen CP, Li X, Zhang Q, Bi J and McElroy MB, 'Trade-driven relocation of air pollution and health impacts in China', 738(8) *Nature Communications* (2017).



- Wiedmann T, Wilting HC, Lenzen, M, Lutter S, Palm V, 'Quo Vadis MRIO? Methodological, data and institutional requirements for multi-region input-output analysis', 70(11) *Ecological Economics* (2011).
- Wu M and Salzman J, 'Next Generation of Trade and Environment Conflicts: The Rise of Green Industrial Policy', 108(2) *Northwestern University Law Review* (2013).
- Wu M, 'China's Export Restrictions and the Limits of WTO Law', 16(4) *World Trade Review* (2017).
- Yu M and Hu C, 'Be Careful About the Negative Implications from China-Raw Materials Rulings' 11(14) *Journal of International Trade* (2012).
- Zhang Z, Yang H, Shi M, Zehnder AJB, and Abbaspour KC, 'Analyses of impacts of China's international trade on its water resources and uses', 15 *Hydrology and Earth System Sciences* (2011).
- Zhao H, Zhang Q, Davis S, Guan D, Liu Z, Huo H, Lin J, Liu W, He K, 'Assessment of China's virtual air pollution transport embodied in trade by a consumption-based emission inventory', 15(12) *Atmospheric Chemistry and Physics* (2015).

#### WORKING PAPERS

- Condon M and Ignaciuk A, 'Border Carbon Adjustment and International Trade: A Literature Review', No. 6 OECD Working Paper (2013), [https://www.oecd-ilibrary.org/trade/border-carbon-adjustment-and-international-trade\\_5k3xn25b386c-en](https://www.oecd-ilibrary.org/trade/border-carbon-adjustment-and-international-trade_5k3xn25b386c-en) (visited on 1 January 2019).
- Copeland BR, 'International Trade and Green Growth', No. 6235 World Bank Policy Research Working Paper (2012), <http://documents.worldbank.org/curated/en/210741468340179227/International-trade-and-green-growth>, (visited on 1 January 2019).
- Cramon SV and Raiser M, 'The quotas on grain exports in Ukraine: ineffective, inefficient, and non-transparent', No. 38596 World Bank Working Paper (2006), <http://documents.worldbank.org/curated/en/217861468313764563/The-quotas-on-grain-exports-in-Ukraine-ineffective-inefficient-and-non-transparent> (visited on 1 January 2019).
- Crosby D, 'WTO Legal Status and Evolving Practice of Export Taxes', 12(5) *ICTSD Bridges* (2008), <https://www.ictsd.org/bridges-news/bridges/news/wto-legal-status-and-evolving-practice-of-export-taxes>, (visited 18 June 2017).
- Devarajan S, Go D, Schiff M, and Suthiwart-Narueput S, 'The Whys and Why Nots of Export Taxation', No. 1684 World Bank Policy Research Working Paper Series (1996), <http://documents.worldbank.org/curated/en/895731468740209055/The-whys-and-why-nots-of-export-taxation> (visited on 1 January 2019).
- Dröge S, 'Tackling Leakage in a World of Unequal Carbon Prices', *Climate Strategies Working Paper* (2009), [http://www2.centre-cired.fr/IMG/pdf/cs\\_tackling\\_leakage\\_report\\_final.pdf](http://www2.centre-cired.fr/IMG/pdf/cs_tackling_leakage_report_final.pdf) (visited on 1 January 2019).
- Fliess B, Arriola C and Liapis P, 'Recent Developments in the Use of Export Restrictions in Raw Materials Trade', in 'Export Restrictions in Raw Materials Trade: Facts, Fallacies and Better Practices' (OECD Publications, 2014), [https://www.oecd-ilibrary.org/trade/the-economic-impact-of-export-restrictions-on-raw-materials/recent-trends-in-export-restrictions-on-raw-materials\\_9789264096448-4-en](https://www.oecd-ilibrary.org/trade/the-economic-impact-of-export-restrictions-on-raw-materials/recent-trends-in-export-restrictions-on-raw-materials_9789264096448-4-en) (visited on 1 January 2019).

- Frankel JA, 'The Natural Resource Curse: A Survey of Diagnoses and Some Prescriptions', RWP12-014 HKS Faculty Research Working Paper Series (2012), [https://dash.harvard.edu/bitstream/handle/1/8694932/rwp12-014\\_frankel.pdf?sequence=1](https://dash.harvard.edu/bitstream/handle/1/8694932/rwp12-014_frankel.pdf?sequence=1) (visited on 1 January 2019).
- Fung KC and Korinek J, 'Economics of Export Restrictions as Applied to Industrial Raw Materials' in 'Export Restrictions in Raw Materials Trade: Facts, Fallacies and Better Practices' (OECD Publications, 2014), [https://www.oecd-ilibrary.org/trade/economics-of-export-restrictions-as-applied-to-industrial-raw-materials\\_5k46j0r5xvhd-en](https://www.oecd-ilibrary.org/trade/economics-of-export-restrictions-as-applied-to-industrial-raw-materials_5k46j0r5xvhd-en) (visited on 1 January 2019).
- Garsous G, 'Trends in policy indicators on trade and environment', No.1 OECD Trade and Environment Working Papers (2019), [https://www.oecd-ilibrary.org/trade/trends-in-policy-indicators-on-trade-and-environment\\_b8d2bcac-en](https://www.oecd-ilibrary.org/trade/trends-in-policy-indicators-on-trade-and-environment_b8d2bcac-en) (visited on 1 January 2019).
- Gómez CM and Gómez CE, 'Could the Desire for a Better Environment Lead to Political Options Against Free Trade? Insights from MERCOSUR', (2003), at 3, available at <http://www3.uah.es/econ/Papers/TradeEnvGomezG03.pdf>, (visited 18 June 2017).
- Korinek J and Bartos J, 'Multilateralising Regionalism: Disciplines on Export Restrictions in Regional Trade Agreements', No. 139 OECD Trade Policy Papers (2012).
- Liu Z, 'China's Carbon Emissions Report 2015', Energy Technology Innovation Policy Research Group (2015), available at <https://scholar.harvard.edu/files/zhu/files/carbon-emissions-report-2015-final.pdf> (visited on 1 January 2019).
- Mattoo A and Subramanian A, 'Four Changes to Trade Rules to Facilitate Climate Change Action', No.10 PIIE Policy Brief (2013), <https://www.piie.com/publications/policy-briefs/four-changes-trade-rules-facilitate-climate-change-action>, (visited 4 September 2019).
- Mavroidis PC and Sapir A, 'China and the World Trade Organisation: Towards a Better Fit', Bruegel Working Paper Issue 6, 11 June 2019, <https://bruegel.org/2019/06/china-and-the-world-trade-organisation-towards-a-better-fit/>, (visited 10 September 2019).
- OECD, 'Trade Measures in Multilateral Environmental Agreements', 9 February 2000, [https://www.oecd-ilibrary.org/trade/trade-measures-in-multilateral-environmental-agreements\\_9789264180611-enjsessionid=SnsDsvs6Si-UMXGCjZWliMkLV.ip-10-240-5-115](https://www.oecd-ilibrary.org/trade/trade-measures-in-multilateral-environmental-agreements_9789264180611-enjsessionid=SnsDsvs6Si-UMXGCjZWliMkLV.ip-10-240-5-115) (visited on 1 January 2019).
- Parisotto L, Godoy DGS, and Heal A, 'Adding value to Indonesian mining exports: Time to revisit export restrictions?', No. 19 UN ESCAP Trade Insights (2016), <https://www.unescap.org/resources/adding-value-indonesian-mining-exports-time-revisit-export-restrictions-escap-trade> (visited on 1 January 2019).
- Parra MM, Schubert SR, Brutschin E, 'Export taxes and other restrictions on raw materials and their limitation through free trade agreements: Impact on developing countries', European Parliament's Committee on Development Study Paper, 28 April 2016, available at [http://www.europarl.europa.eu/RegData/etudes/STUD/2016/534997/EXPO\\_STU\(2016\)534997\\_EN.pdf](http://www.europarl.europa.eu/RegData/etudes/STUD/2016/534997/EXPO_STU(2016)534997_EN.pdf) (visited on 1 January 2019).
- Payosova T, Hufbauer GC, and Schott JJ, 'The Dispute Settlement Crisis in the World Trade Organization: Causes and Cures', March 2018, <https://piie.com/system/files/documents/pb18-5.pdf> (visited on 1 January 2019).
- Richter PM, Mendelevitch R, Jotzo F, 'Market Power Rents and Climate Change Mitigation: A Rationale for Coal Taxes?', No. 1471 DIW Berlin Discussion Papers (2015), <https://ccep.crawford.anu.edu.au/publication/ccep-working-paper/6057/market-power-rents-and-climate-change-mitigation-rationale-coal> (visited on 1 January 2019).

- Rössler F, 'Change in the Jurisprudence of the WTO Appellate Body during the past Twenty Years', No. 72 EUI Working Papers (2015).
- Roth A and Zachmann G, 'Learning for decarbonisation', Bruegel Policy Brief, 8 November 2018, [http://bruegel.org/2018/11/learning-for-decarbonisation/?utm\\_source=GDPR&utm\\_campaign=09e7baca4d-EMAIL\\_CAMPAIGN\\_2018\\_11\\_08\\_09\\_13&utm\\_medium=email&utm\\_term=0\\_7c51e322b7-09e7baca4d-278610661](http://bruegel.org/2018/11/learning-for-decarbonisation/?utm_source=GDPR&utm_campaign=09e7baca4d-EMAIL_CAMPAIGN_2018_11_08_09_13&utm_medium=email&utm_term=0_7c51e322b7-09e7baca4d-278610661) (visited on 1 January 2019).
- Swartz J, 'China's National Emissions Trading System', No.6 ICTSD Series on Climate Change Architecture March 2016, [https://www.ictsd.org/resources/China/Chinas\\_National\\_ETS\\_Implications\\_for\\_Carbon\\_Markets\\_and\\_Trade\\_ICTSD\\_March2016\\_Jeff\\_Swartz.pdf](https://www.ictsd.org/resources/China/Chinas_National_ETS_Implications_for_Carbon_Markets_and_Trade_ICTSD_March2016_Jeff_Swartz.pdf) (visited on 1 January 2019).
- Whalley J, Evenett SJ, 'The G20 and Green Protectionism: Will We Pay the Price at Copenhagen?', No. 14 Policy Brief of the Centre for International Governance Innovation (2009), <https://www.cigionline.org/publications/g20-and-green-protectionism-will-we-pay-price-copenhagen> (visited on 1 January 2019).
- World Bank, 'Cost of pollution in China: economic estimates of physical damages', 1 February 2007, <http://documents.worldbank.org/curated/en/782171468027560055/Cost-of-pollution-in-China-economic-estimates-of-physical-damages> (visited on 1 January 2019).

## OTHER SECONDARY SOURCES

- Alvin Powell, 'Tackling Carbon Emissions in China', *Harvard Gazette* (2016). (Part 2)', available at <http://www.rug.nl/rechten/organization/vakgroepen/int/guild-blog/blogs/rare-earths-and-the-incorporation-theory-off-with-its-head-part-2>, (visited 18 June 2017).
- André de Hoogh, 'The Relationship between China's Protocol of Accession and the GATT 1994: China – Rare Earths and the Incorporation Theory Off with its Head! (Part 2)', available at <http://www.rug.nl/rechten/organization/vakgroepen/int/guild-blog/blogs/rare-earths-and-the-incorporation-theory-off-with-its-head-part-2>, (visited 18 June 2017).
- André de Hoogh, 'The Relationship between China's Protocol of Accession and the GATT, 1994: China – Rare Earths and the Incorporation Theory Off with its Head! (Part 1)', available at <http://www.rug.nl/news/2014/05/rare-earths>, (visited 18 June 2017).
- Anthea Roberts, 'UNCITRAL and ISDS Reforms: Concerns about Consistency, Predictability and Correctness', 5 June 2018, <https://www.ejiltalk.org/uncitral-and-isds-reforms-concerns-about-consistency-predictability-and-correctness/> (visited on 1 January 2019).
- AWI, 'AWI Comments on Iceland's Commercial Whaling and Trade in Whale Products' available at <https://awionline.org/sites/default/files/uploads/documents/AWICommentsonIcelandRev9-15-14.pdf>, (visited 28 May 2018).
- BBC News, 'Australia Votes to Repeal Carbon Tax', 17 July 2014, <https://www.bbc.com/news/world-asia-28339663>, (visited on 21 June 2018).
- BBC, 'Bauxite in Malaysia: The environmental cost of mining', 19 January 2016, available at <https://www.bbc.com/news/world-asia-35340528> (visited on 20 July 2019).
- BBC, 'China Smog: Beijing Issues Second Ever Pollution Red Alert', 8 December 2015.
- Benito Müller and Anju Sharma, 'Trade Tactic Could Unlock Climate Negotiations', *SciDev.Net* (2005).

- Brad Plumer, 'You've Heard of Outsourced Jobs, but Outsourced Pollution? It's Real, and Tough to Tally Up', 4 September 2018, <https://www.nytimes.com/2018/09/04/climate/outsourcing-carbon-emissions.html> (visited on 1 January 2019).
- Carbon Tax Center, 'Where Carbon Is Taxed', <http://www.carbontax.org/where-carbon-is-taxed/>, (visited on 21 June 2018).
- CCICED, '2006 Annual Report', [http://www.china.com.cn/tech/zhuanti/wyh/2008-02/13/content\\_9734281\\_5.htm](http://www.china.com.cn/tech/zhuanti/wyh/2008-02/13/content_9734281_5.htm), (visited on 21 June 2018).
- China Daily, 'Bo: 800 Million Shirts for One Airbus A380', 5 May 2005.
- Chinadialogue, 'China Issues Draft on Environmental Protection Taxes to Combat Pollution', 11 June 2015, <https://www.chinadialogue.net/article/show/single/en/7975-China-issues-draft-on-environmental-taxes-to-combat-pollution> (visited 18 June 2017).
- China's Tariff Plan for 2018, see <http://gss.mof.gov.cn/zhengwuxinxi/zhengcefabu/201712/P020171215531852388756.pdf>, (visited 27 December 2018).
- China's Tariff Plan for 2019, see <http://gss.mof.gov.cn/mofhome/guanshuisi/zhengwuxinxi/zhengcefabu/201812/P020181221619892272965.pdf>, (visited 27 December 2018).
- Commission Delegated Decision (EU) 2019/708 of 15 February 2019 supplementing Directive 2003/87/EC of the European Parliament and of the Council concerning the determination of sectors and subsectors deemed at risk of carbon leakage for the period 2021 to 2030 (Text with EEA relevance.), L 120/20, 8 May 2019, at <https://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:32019D0708&from=EN> (visited on 19 August 2019).
- Cyberspace Administration of China, 'How to draft a Five-Year Plan', available at [http://www.cac.gov.cn/2016-03/23/c\\_1118414992.htm](http://www.cac.gov.cn/2016-03/23/c_1118414992.htm), (visited on 21 June 2018).
- David Barboza, 'In Recession, China Solidifies Its Lead in Global Trade', 14 October 2009, <https://www.nytimes.com/2009/10/14/business/global/14chinatrade.html> (visited on 1 January 2019).
- Elisabeth Rosenthal, 'China Increases Lead as Biggest Carbon Dioxide Emitter', 14 June 2008, <https://www.nytimes.com/2008/06/14/world/asia/14china.html> (visited on 1 January 2019).
- Emil Dimantchev, 'To Make European Climate Policy Work, We Need to Put a Carbon Price on Imports', *Energypost*, 5 March 2015.
- Environmental Justice Atlas, 'Dambulla Quartz Mining Case, Sri Lanka', <https://www.ejatlaser.org/print/dambulla-quartz-mining-case> (visited 15 June 2019).
- European Commission, 'Carbon emission mitigation by Consumption-based Accounting and Policy', 2013, <https://cordis.europa.eu/project/rcn/110539/factsheet/en> (visited on 23 August 2019).
- European Commission, 'EU puts in place new trade defence rules', 20 December 2017, available at <http://trade.ec.europa.eu/doclib/press/index.cfm?id=1774> (visited on 23 July 2018).
- European Commission, 'Export tax on cereals', IP/97/408, 14 May 1997. Available at [http://europa.eu/rapid/press-release\\_IP-97-408\\_en.pdf](http://europa.eu/rapid/press-release_IP-97-408_en.pdf) (visited on 8 July 2018).
- European Commission, 'Free Allocation', [https://ec.europa.eu/clima/policies/ets/allowances\\_en](https://ec.europa.eu/clima/policies/ets/allowances_en) (visited on 1 January 2019).
- European Commission, 'Green paper on a reform of the Common Fisheries Policy', COM(2009)163.

- European Parliament, 'Post-2020 reform of the EU Emissions Trading System', [http://www.europarl.europa.eu/RegData/etudes/BRIE/2016/579092/EPRS\\_BRI\(2016\)579092\\_EN.pdf](http://www.europarl.europa.eu/RegData/etudes/BRIE/2016/579092/EPRS_BRI(2016)579092_EN.pdf) (visited on 1 January 2019).
- Fang C, 'What Are the Lessons from China – Raw Materials?', China Environment News, available at <http://cwto.mofcom.gov.cn/article/m/201202/20120207978584.shtml>, (visited 18 June 2017).
- Flegtweek, 'Demand-side measures to reduce illegal timber trade: Lessons learned from the EU FLEGT Action Plan and ways forward', available at <http://www.flegtweek.org/report-demand-side-measures>, (visited on 22 November 2018).
- Frédéric Simon, 'BusinessEurope warms to Macron's EU carbon tariff idea', EURACTIV, 29 April 2019, <https://www.euractiv.com/section/emissions-trading-scheme/news/businesseurope-warms-to-macrons-eu-carbon-tariff-idea/> (visited on 16 June 2019).
- Guido Acquaviva, Fausto Pocar, 'Stare decisis', Max Planck Encyclopedias of International Law, <https://opil.ouplaw.com/view/10.1093/law:epil/9780199231690/law-9780199231690-e1683?prd=EPIL> (visited on 1 September 2019).
- IPCC, 'Chapter 4: Strengthening and implementing the global response', [https://www.ipcc.ch/site/assets/uploads/sites/2/2019/05/SR15\\_Approval\\_Chapter\\_4.pdf](https://www.ipcc.ch/site/assets/uploads/sites/2/2019/05/SR15_Approval_Chapter_4.pdf) (visited on 23 August 2019).
- IPCC, 'Summary for Policymakers of IPCC Special Report on Global Warming of 1.5°C approved by governments', 8 October 2018, available at <https://www.ipcc.ch/2018/10/08/summary-for-policymakers-of-ipcc-special-report-on-global-warming-of-1-5c-approved-by-governments/>, (visited 14 November 2018).
- J.A. Moya, A. Boulamati, S. Slingerland, R. van der Veen, M. Gancheva, K.M. Rade-maekers, J.J.P. Kuenen, A.J.H. Visschedijk, 'Energy Efficiency and GHG Emissions: Prospective Scenarios for the Aluminium Industry', Publications Office of the European Union, 2015, available at <http://publications.jrc.ec.europa.eu/repository/bitstream/JRC96680/ldna27335enn.pdf> (visited on 20 July 2019).
- Justin Gillis, 'Forget the Carbon Tax for Now', 27 December 2018, <https://www.nytimes.com/2018/12/27/opinion/carbon-tax-climate-change.html> (visited on 1 January 2019).
- Kongkon Karmaker, 'Brick exports: brisk business, but eco-worries mount', The Daily Star, 12 April 2011, <https://www.thedailystar.net/news-detail-181387> (visited 15 June 2019).
- Michael Grubb, Thomas Counsell, 'Tackling Carbon Leakage: Sector-Specific Solutions for a World of Unequal Carbon Prices', Carbon Trust Report (2010).
- Ministry of Commerce of People's Republic of China, 'Official from the Department of Law and Treaty Comments on EU Appealing to the WTO against China's Export Management Measures on its Raw Materials', 21 July 2016, <http://english.mofcom.gov.cn/article/newsrelease/policyreleasing/201607/20160701365930.shtml>, (visited on 1 January 2019).
- Ministry of Environmental Protection, 'Mandates', [http://english.sepa.gov.cn/About\\_MEE/Mandates/](http://english.sepa.gov.cn/About_MEE/Mandates/), (visited 22 June 2018).
- Ministry of Industry and Information Technology, 'Function' <http://www.scio.gov.cn/ztk/xwfb/jjfy/35081/jgjs35086/Document/1490727/1490727.htm>, (visited 18 June 2017).
- Ministry of Land and Resources, 'Responsibilities of the Ministry of Land and Resources', [http://www.mlr.gov.cn/mlrenglish/about/mission/200710/t20071015\\_656461.htm](http://www.mlr.gov.cn/mlrenglish/about/mission/200710/t20071015_656461.htm), (visited 22 June 2018).

- Nature, 'France Unveils Carbon Tax', reporter Declan Butler, 15 September 2009.
- NDB, 'Environmental Highlights in Thirteenth Five-Year Plan', 4 March 2016, <http://www.nbd.com.cn/articles/2016-03-04/988819.html>, (visited 18 June 2017).
- NDRC, 'Improving Export Structure', [http://www.gov.cn/node\\_11140/2006-03/18/content\\_230121.htm](http://www.gov.cn/node_11140/2006-03/18/content_230121.htm), (visited 18 June 2017).
- NDRC, 'Institutional Arrangements on Climate Change in China', 23 April 2014, [https://unfccc.int/sites/default/files/china-institutional\\_arrangement\\_in\\_china.pdf](https://unfccc.int/sites/default/files/china-institutional_arrangement_in_china.pdf), (visited on 1 January 2019).
- NDRC, 'Main Functions of the NDRC', available at <http://en.ndrc.gov.cn/mfndrc/>, (visited on 22 June 2018).
- Office of the United States Trade Representative, '2018 Trade Policy Agenda and 2017 Annual Report', March 2018, <https://ustr.gov/sites/default/files/files/Press/Reports/2018/AR/2018%20Annual%20Report%20FINAL.PDF> (visited on 1 January 2019).
- People, 'The Environmental Protection Tax Law of the People's Republic of China', 10 June 2015, <http://politics.people.com.cn/n/2015/0610/c1001-27134414.html>, (visited 18 June 2017).
- People, 'The Countdown to the Reform on Resource Taxes', 4 June 2016, <http://finance.people.com.cn/n1/2016/0604/c1004-28411574.html>, (visited 18 June 2017).
- Renewable Energy World, 'Making Sense of the Tax Credit Extensions for Wind, Solar (and Bioenergy, Too)', 16 December 2015, available at <https://www.renewableenergyworld.com/articles/2015/12/making-sense-of-the-itc-extension-for-wind-solar-and-bioenergy-too.html>, (visited 28 May 2018).
- Robert Rapier, 'China Emits More Carbon Dioxide Than The U.S. and EU Combined', 1 July 2018 <https://www.forbes.com/sites/rrapier/2018/07/01/china-emits-more-carbon-dioxide-than-the-u-s-and-eu-combined/> (visited on 1 January 2019).
- Simon Lester, 'What Is the Precedential Value of Appellate Body Reports?', 1 March 2018, <https://worldtradelaw.typepad.com/ielpblog/2018/03/what-is-the-precedential-value-of-appellate-body-reports.html> (visited on 1 January 2019).
- Sohara Mehroze Shachi and Larry C. Price, 'Bangladesh's Air Pollution Problem Grows, Brick by Brick', Pulitzer Center, 5 September 2018, <https://pulitzercenter.org/reporting/bangladeshs-air-pollution-problem-grows-brick-brick> (visited 15 June 2019).
- Statement by the United States at the Meeting of the WTO Dispute Settlement Body Geneva, 23 May 2016, [https://www.wto.org/english/news\\_e/news16\\_e/us\\_statement\\_dsbmay16\\_e.pdf](https://www.wto.org/english/news_e/news16_e/us_statement_dsbmay16_e.pdf) (visited on 1 January 2019).
- Statements by the United States at the Meeting of the WTO Dispute Settlement Body Geneva, 18 December 2018, [https://geneva.usmission.gov/wp-content/uploads/sites/290/Dec18.DSB\\_Stmt\\_as-deliv.fin\\_public.pdf](https://geneva.usmission.gov/wp-content/uploads/sites/290/Dec18.DSB_Stmt_as-deliv.fin_public.pdf) (visited on 1 January 2019).
- State Council, 'Ministry of Industry and Information Technology', [http://english.gov.cn/state\\_council/2014/08/23/content\\_281474983035940.htm](http://english.gov.cn/state_council/2014/08/23/content_281474983035940.htm), (visited 18 June 2018).
- State Council Organization Chart, [http://english.gov.cn/state\\_council/2014/09/03/content\\_281474985533579.htm](http://english.gov.cn/state_council/2014/09/03/content_281474985533579.htm), (visited 22 June 2018).
- Tiechuan Hao, 'The Legal Binding Effect of China's Five-Year Plan', <http://theory.people.com.cn/GB/41038/5354249.html>, (visited 18 June 2017).
- TIME, 'Why the Climate Bill Died', reporter Bryan Walsh, 26 July 2010.



- UN, 'Statement by the Secretary-General on the IPCC Special Report Global Warming of 1.5 °C', 8 October 2018, available at <https://www.un.org/sg/en/content/sg/statement/2018-10-08/statement-secretary-general-ipcc-special-report-global-warming-15-%C2%BAC>, (visited 14 November 2018).
- UNCITRAL, 'Possible reform of investor-State dispute settlement (ISDS): Consistency and related matters', 28 August 2018, [http://www.uncitral.org/uncitral/en/commission/working\\_groups/3Investor\\_State.html](http://www.uncitral.org/uncitral/en/commission/working_groups/3Investor_State.html) (visited on 1 January 2019).
- UNEP and WTO, 'Trade and Climate Change: A Report by the United Nations Environment Programme and the World Trade Organization' (2009).
- UNEP Ozone Secretariat, 'Briefing Note on Non-Party Trade Provisions', April 2016, [http://conf.montreal-protocol.org/meeting/owwg/owwg-37/presession/Background\\_documents/Briefing\\_note\\_on\\_non-party\\_trade.pdf](http://conf.montreal-protocol.org/meeting/owwg/owwg-37/presession/Background_documents/Briefing_note_on_non-party_trade.pdf) (visited on 1 January 2019).
- UNEP, 'China Outpacing Rest of World in Natural Resource Use', 2 August 2013, <https://www.unenvironment.org/news-and-stories/press-release/china-outpacing-rest-world-natural-resource-use> (visited on 1 January 2019).
- UNFCCC, 'Second National Communication on Climate Change of the People's Republic of China', <http://unfccc.int/resource/docs/natc/chnnc1exsum.pdf>, (visited on 1 January 2019).
- Union of Concerned Scientists, 'Each Country's Share of CO<sub>2</sub> Emissions', available at <https://www.ucsusa.org/global-warming/science-and-impacts/science/each-countrys-share-of-co2.html#.XAvmYCh97IV>, (visited on 22 November 2018).
- Ursula von der Leyen, 'A Union that strives for more: My agenda for Europe', 16 July 2019, [https://ec.europa.eu/commission/sites/beta-political/files/political-guidelines-next-commission\\_en.pdf](https://ec.europa.eu/commission/sites/beta-political/files/political-guidelines-next-commission_en.pdf) (visited on 1 August 2019).
- U.S. Department of Energy, 'U.S. Energy Requirements for Aluminum Production: Historical Perspective, Theoretical Limits and Current Practices', February 2007, available at [https://www.energy.gov/sites/prod/files/2013/11/f4/al\\_theoretical.pdf](https://www.energy.gov/sites/prod/files/2013/11/f4/al_theoretical.pdf) (visited on 20 July 2019).
- White House, 'U.S.-China Joint Announcement on Climate Change', 11 November 2014.
- WTO Secretariat, 'China Blocks US Panel Request in Dispute over Raw Materials', [https://www.wto.org/english/news\\_e/news16\\_e/dsb\\_26oct16\\_e.htm](https://www.wto.org/english/news_e/news16_e/dsb_26oct16_e.htm) 26 October 2016, (visited 27 December 2018).
- WTO, 'Early years: emerging environment debate in GATT/WTO', [https://www.wto.org/english/tratop\\_e/envir\\_e/hist1\\_e.htm](https://www.wto.org/english/tratop_e/envir_e/hist1_e.htm) (visited on 1 January 2019).
- WTO, 'World Trade Report 2010', (WTO Publications, 2010), available at [https://www.wto.org/english/res\\_e/booksp\\_e/anrep\\_e/world\\_trade\\_report10\\_e.pdf](https://www.wto.org/english/res_e/booksp_e/anrep_e/world_trade_report10_e.pdf) (visited on 1 January 2019).
- Xinhuanet, 'China's Legislature Ratifies Paris Agreement on Climate Change', 3 September 2016.
- Xinhuanet, 'Environmental Taxes In 2016', 21 March 2016, [http://news.xinhuanet.com/fortune/2016-03/21/c\\_1118396224.htm](http://news.xinhuanet.com/fortune/2016-03/21/c_1118396224.htm), (visited 18 June 2017).
- Xinhuanet, 'To Impose Environmental Protection Taxes in 2018', December 2016, [http://news.xinhuanet.com/fortune/2016-12/26/c\\_1120184613.htm](http://news.xinhuanet.com/fortune/2016-12/26/c_1120184613.htm), (visited 18 June 2017).
- Xinhuanet, 'Reform on Resource Taxes', May 2016, [http://news.xinhuanet.com/fortune/2016-05/10/c\\_128974414.htm](http://news.xinhuanet.com/fortune/2016-05/10/c_128974414.htm), (visited 18 June 2017).
- YaleEnvironemnt360, 'China at Crossroads: Balancing The Economy and Environment', 14 November 2013, [https://e360.yale.edu/features/china\\_at\\_crossroads\\_balancing\\_the\\_economy\\_and\\_environment](https://e360.yale.edu/features/china_at_crossroads_balancing_the_economy_and_environment) (visited on 1 January 2019).





## Curriculum Vitae

Jiang, Fengang (Richard) was born on 10 April 1986 in Shanghai. During his PhD studies, he interned with the World Trade Organization, the United Nations Economic and Social Commission for Asia and the Pacific, and the Development Research Center of the State Council of the People's Republic of China. Moreover, he also coached the Leiden University team in the ELSA WTO Moot Court Competition and contributed to Leiden University's Master of Law in European and International Business Law (Advanced LL.M.). Prior to his PhD research and Master's degree study in Leiden, he practiced law in Shanghai.



In the range of books published by the Meijers Research Institute and Graduate School of Leiden Law School, Leiden University, the following titles were published in 2019 and 2020:

- MI-316 R. Zandvliet, *Trade, Investment and Labour: Interactions in International Law*, (diss. Leiden), Amsterdam: Ipskamp Printing 2019
- MI-317 M. de Jong-de Kruijf, *Legitimiteit en rechtswaarborgen bij gesloten plaatsingen van kinderen. De externe rechtspositie van kinderen in gesloten jeugdhulp gezien vanuit kinder- en mensenrechten*, (diss. Leiden), Den Haag: Boom juridisch 2019, ISBN 978 94 6290 600 6
- MI-318 R.J.W. van Eijk, *Web Privacy Measurement in Real-Time Bidding Systems. A Graph-Based Approach to RTB system classification*, Amsterdam: Ipskamp Printing 2018, ISBN 978 94 028 1323 4
- MI-319 M.P. Sombroek-van Doorm, *Medisch beroepsgeheim en de zorgplicht van de arts bij kindermishandeling in de rechtsverhouding tussen arts, kind en ouders*, (diss. Leiden), Den Haag: Boom juridisch 2019, ISBN 978 94 6236 906 1
- MI-320 Y. Tan, *The Rome Statute as Evidence of Customary International Law*, (diss. Leiden), Amsterdam: Ipskamp Printing 2019
- MI-321 T. van der Linden, *Aanvullend Verrijktingsrecht*, (diss. Leiden), Den Haag: Boom juridisch 2019, ISBN 978 94 6290 678 5, e-ISBN 978 94 6274 544 5
- MI-322 L.B. Louwerse, *The EU's Conceptualisation of the Rule of Law in its External Relations. Case studies on development cooperation and enlargement*, (diss. Leiden), Amsterdam: Ipskamp Printing 2019
- MI-323 I. Antonaki, *Privatisations and golden shares. Bridging the gap between the State and the market in the area of free movement of capital in the EU*, (diss. Leiden), Amsterdam: Ipskamp Printing 2019
- MI-324 E. Cammeraat, *Economic Effects of Social Protection*, (diss. Leiden), Amsterdam: Ipskamp Printing 2019
- MI-325 L.B. Esser, *De strafbaarstelling van mensenhandel ontrafeld. Een analyse en heroriëntatie in het licht van rechtsbelangen* (diss. Leiden), Den Haag: Boom juridisch 2019, ISBN 978 94 6290 697 6
- MI-326 L.G.A. Janssen, *EU bank resolution framework. A comparative study on the relation with national private law*, (diss. Leiden), Amsterdam: Ipskamp Printing 2019
- MI-327 L.Y. d'Hondt, *Addressing Industrial Pollution in Indonesia. The Nexus between Regulation and Redress Seeking* (diss. Leiden), Amsterdam: Ipskamp Printing 2019
- MI-328 L.F. Fiallos Pazmiño, *Legal perspectives on the cross-border operations of unmanned aircraft systems*, (diss. Leiden), Amsterdam: Ipskamp Printing 2019
- MI-329 M. Lochs, *Contempt of court. Een meerwaarde voor de goede strafrechtspleging in Nederland?* (diss. Leiden), Den Haag: Boom juridisch 2019, ISBN 978 94 6290 714 0
- MI-330 M.V. Antonov, *Formalism, Realism and Conservatism in Russian Law*, (diss. Leiden), Amsterdam: Ipskamp Printing 2019
- MI-331 P. van Berlo, *Human rights elephants in an era of globalisation. Commodification, crimmigration, and human rights in confinement* (diss. Leiden), Nijmegen: Wolf Legal Publishers 2020, ISBN 978 94 6240 565 3
- MI-332 M. Wensveen, *Eigen haard is goud waard? Een studie naar de woonsituatie, het verhuisgedrag en recidive van (ex-)gedetineerden* (diss. Leiden), Amsterdam: Ipskamp Printing 2019, ISBN 978 94 0281 780 5
- MI-333 J. Brouwer, *Detection, detention, deportation. Criminal justice and migration control through the lens of crimmigration* (diss. Leiden), Den Haag: Boom juridisch 2020, ISBN 978 94 6236 988 7
- MI-334 H. Bosdriesz, *Furthering the fight against impunity in Latin America. The contributions of the Inter-American Court of Human Rights to domestic accountability processes*, (diss. Leiden), Amsterdam: Ipskamp Printing 2019
- MI-335 M.R. Bruning e.a., *Kind in proces: van communicatie naar effectieve participatie*. Nijmegen: Wolf Legal Publishers 2020
- MI-336 J. van Kralingen, *De ondeelbaarheid van het pand- en hypotheekrecht; deconstructie van een leerstuk. Een historisch-comparatieve studie* (diss. Leiden), Den Haag: Boom juridisch 2020, ISBN 978 94 6290 782 9
- MI-337 J.C.A. van Dam, *Guidance documents of the European Commission in the Dutch legal order*, (diss. Leiden), Ipskamp Printing 2020