

1. Record Nr.	UNINA9910616374203321
Autore	Leal-Arcas Rafael
Titolo	International Trade Relations of the European Union : A Legal and Policy Analysis / / by Rafael Leal-Arcas
Pubbl/distr/stampa	Cham : , : Springer International Publishing : , : Imprint : Palgrave Macmillan, , 2022
ISBN	9783031140761 9783031140754
Edizione	[1st ed. 2022.]
Descrizione fisica	1 online resource (278 pages)
Disciplina	382 343.2408
Soggetti	Law and economics Development economics Power resources Environmental economics Economics Law and Economics Development Economics Resource and Environmental Economics Political Economy and Economic Systems
Lingua di pubblicazione	Inglese
Formato	Materiale a stampa
Livello bibliografico	Monografia
Nota di bibliografia	Includes bibliographical references and index.
Nota di contenuto	Intro -- Preface -- Acknowledgments -- Contents -- Chapter 1: Introduction -- 1 Introducing the Book -- 2 Objectives -- 3 Structure of the Book -- Chapter 2: International Trade Law of the European Union -- 1 Central Argument -- 2 An Overview of the Book and the Context -- 2.1 Overview -- 2.2 The Context -- Introduction -- Defining Rule of Law -- Access to Justice and Judicial Review -- Legal Certainty -- Proportionality -- Equality and Non-discrimination -- Transparency -- The Rule of Law and the WTO -- Conclusion -- 3 Contribution of the Book -- 3.1 Intended Contribution/Scientific Originality -- 3.2 Relevance of the Book and Context -- Chapter 3: The European Union and International Affairs -- 1 Introduction -- 2 The Problem of the EU in Its External Relations1 -- 2.1 International Legal

Personality -- 2.2 Who Does What in the EU's External Affairs? -- A Note on the So-Called Fourth Pillar and CFSP -- Political and Economic Aspects of Foreign Policy48 -- Chapter 4: Theories of Supranationalism -- 1 Introduction -- 2 Joseph Weiler's Theory -- 2.1 Two Facets of Supranationalism -- 2.2 Normative Supranationalism: Approfondissement -- 2.3 Decisional Supranationalism -- 3 Legal Theories of Economic Integration -- 3.1 Neo-liberal Economic Policy -- 3.2 The European Union as "Special-Purpose Associations (Zweckverbände) of Functional Integration" -- 3.3 Theory of the Supranational and Intergovernmental Dual Structure of the EU -- 4 Theory by Wils -- 5 Conclusion -- Chapter 5: Distribution of Powers in EU External Relations -- 1 Introduction -- 2 Allocation of Competences -- 2.1 Legislative Competence -- Exclusive EU Competence -- Shared Competence -- Complementary Competence -- Exclusive EU Member States' Competence -- 2.2 Non-legislative or Executive Competence -- Implementation of Legislative Acts. Administrative, Material, or Budgetary Implementation of Union Acts -- 3 Conclusion -- Chapter 6: Criteria for Evaluating the Distribution of Powers and Its Compliance -- 1 Introduction -- 2 Non-exhaustive Criteria for Evaluating the Distribution of Powers -- 2.1 Efficiency in International Trade Negotiations -- 2.2 Transparency and Clarity -- 2.3 Coherence/Consistency -- 2.4 Accountability -- Chapter 7: Other Legal Bases for Trade Agreements -- 1 Introduction -- 2 Association Agreements -- 3 Non-preferential Trade and Cooperation Agreements -- 4 Partnership Agreements -- 5 Agreements with International Organizations -- Chapter 8: The Doha Round and Services Trade -- 1 Prologue -- 2 The Doha Round -- 2.1 What Is a Round? -- 2.2 Why Did We Need a New Round? -- 2.3 Principles for the Doha Development Agenda -- 3 The GATS -- 3.1 Objectives and Principles -- 3.2 Historical Background to the GATS -- 3.3 Scope of the GATS -- 3.4 What Is Trade in Services? -- 3.5 Progressive Liberalization of Services Trade -- 4 Recommendations -- Chapter 9: The European Union in the Doha Round: The Specific Case of Services Trade -- 1 Introduction -- 2 The EU in the Doha Round -- 2.1 The EU and the Doha Development Agenda -- 2.2 The Case of Services Trade -- 2.3 Hong Kong: The Sixth WTO Ministerial Conference -- Objectives of the Conference -- Intent and Examples of the Hong Kong Ministerial Declaration -- Actual Modus Operandi of Services Negotiations: How to Go About Negotiations Among So Many WTO Members, and the Outcome of Hong Kong -- 2.4 After the Hong Kong Conference -- Suspension of the Multilateral Talks -- The Failure of Multilateralism? -- Consequences of Protectionism: Competing Views of NGOs -- Trying to Get Multilateral Negotiations Back on Track and the Way Forward -- Resumption of the Multilateral Talks. 3 Impact of the Nice and Lisbon Treaties on Services Negotiations -- 4 Epilogue and Recommendations -- Chapter 10: Conclusions and Recommendations -- 1 Recommendations -- Index.

Sommario/riassunto

This book examines the need for greater legal coherence within international trade negotiations between the European Union (EU) and external trade relations. An introspective analysis of EU trade law and policy is presented that highlights the complex issue of EU unity. A particular focus is given to the Doha Round and the General Agreement on Trade in Services, with empirical analysis placing the negotiations not just within the context of international trade law, but also within broader social and political contexts. This book aims to provide an interdisciplinary understanding of the EU's international trade negotiations. It will be relevant to researchers and policy-makers interested in international trade and EU law. Rafael Leal-Arcas is

Professor of Law at Alfaisal University (Riyadh, Kingdom of Saudi Arabia).
