



ORGANISATION
MONDIALE
DU COMMERCE

Le règlement des différends dans le cadre de l'OMC: un sommaire de différend par page

de 1995 à septembre 2006



ÉDITION 2006

Rglement Diffrends Dans Cadre Lomc

D. M. McRae



Règlement Différends Dans Cadre L'OMC:

La jurisprudence de l'OMC / The Case-Law of the WTO, 1999-1 Brigitte Stern, Hélène Ruiz Fabri, 2007-08-31 WTO OMC these abbreviations are now well known throughout the world and the organization contained in these three letter acronyms has become a principal actor in international relations economic and other Everyone knows that a large part of its impact in international society comes from a revolutionary dispute settlement mechanism DSM that forms part of the World Trade Organization More than 330 claims have been deposited in ten years of which 115 led to reports of ad hoc panels and more than half of those led to a report of the Appellate Body This bilingual volume is only the fourth volume in a series which has the ambition to present the jurisprudence of this new mechanism in a simple coherent and systematic fashion It is the result of intense cooperation between the two editors and it is hoped to become a major reference work for all interested in the jurisprudence of the WTO and more generally in the regulation of economic relations with respect to international trade and all its multiple implications on the daily life of everyone OMC WTO ces sigles sont aujourd'hui mondialement connus et l'Organisation qu'ils désignent est devenue un acteur principal des relations internationales économiques et autres Chacun sait désormais qu'une grande partie de son impact dans la société internationale vient du mécanisme de règlement des différends MRD tout fait révolutionnaire qu'il incorpore l'Organisation mondiale du commerce Plus de 330 plaintes ont été déposées en dix ans dont 115 ont donné lieu des rapports d'un Groupe spécial et pour plus de la moitié d'entre eux un rapport de l'Organe d'appel Ce présent volume bilingue n'est que le quatrième d'une série d'ouvrages ayant pour ambition de présenter la jurisprudence de ce nouveau mécanisme de façon simple cohérente et systématique Il constitue le fruit d'efforts concertés que les deux auteurs associent cette entreprise collective de grande envergure espèrent voir devenir une référence incontournable pour tous ceux qui s'intéressent la jurisprudence de l'OMC et plus largement la régulation des relations économiques en matière de commerce international avec toutes ses implications multiformes sur la vie quotidienne de chacun d'entre nous

La jurisprudence de l'OMC / The Case-Law of the WTO, 1996-1997 Brigitte Stern, Hélène Ruiz Fabri, 2004-04-01 WTO OMC these abbreviations are now well known throughout the world and the organization contained in these three letter acronyms has become a principal actor in international relations economic and other Everyone knows that a large part of its impact in the international society comes from a revolutionary mechanism of dispute settlement DSM that forms part of the World Trade Organization More than 250 claims have been deposited in seven years of which sixty led to a report of an ad hoc panel and the majority of those led to a report of the Appellate Body This bilingual volume is the first in a series which has the ambition to present the jurisprudence of this new mechanism in a simple coherent and systematic fashion It is the result of intense cooperation between the two editors and it is hoped to become a major reference work for all interested in the jurisprudence of the WTO and more general in the regulation of economic relations with respect to international commerce and all its multiple implications on daily matters OMC WTO ces sigles sont aujourd'hui mondialement connus et l'Organisation qu'ils désignent

signent est devenue un acteur principal des relations internationales économiques et autres. Chacun sait désormais qu'une grande partie de son impact dans la société internationale vient du mécanisme de règlement des différends MRD tout fait révolutionnaire qu'incorpore l'Organisation mondiale du commerce. Plus de 250 plaintes ont été déposées en sept ans et qu'un peu plus de 60 d'entre elles ont donné lieu à un rapport d'un Groupe spécial voire pour une majorité d'entre elles un rapport de l'Organe d'appel. Ce présent volume bilingue n'est que le premier d'une série d'ouvrages ayant pour ambition de présenter la jurisprudence de ce nouveau mécanisme de façon simple, cohérente et systématique. Il constitue le fruit d'efforts concertés que les deux éditeurs associent à cette entreprise collective de grande envergure espérant voir devenir une référence incontournable pour tous ceux qui s'intéresseront à la jurisprudence de l'OMC et plus largement à la régulation des relations économiques en matière de commerce international avec toutes ses implications multiformes sur la vie quotidienne de chacun d'entre nous.

La Lex Sportiva Franck Latty, 2007. À partir de la notion de droit transnational, cet ouvrage analyse l'autorégulation du mouvement sportif et s'efforce d'en évaluer le degré d'autonomie vis-à-vis des ordres juridiques étatiques international et communautaire. Based on the notion of transnational law, this book offers an analysis of the self-regulation of the sports movement and evaluates the degree of autonomy of sports rules regarding national, international and European law.

The Case-Law of the WTO / La jurisprudence de l'OMC, 1999-2 Brigitte Stern, Hélène Ruiz Fabri, 2008-07-31. This unique series offers the reader a comprehensive bilingual analysis on a case-by-case basis of the jurisprudence of the WTO. Each case study contains a synopsis and details of the case in question and important bibliographical references; these are followed by a summary of the facts and procedure, claims of the parties, findings of the panel, issues raised in the appeal, conclusions of the appellate body and scholarly observations. Each case is analyzed by a different scholar in the field so as to ensure the involvement in the series of the widest range of English and French speaking scholars and practitioners. This approach to the case law gives the reader a complete and objective account of the reasoning of the dispute resolution mechanism, including numerous quotes in italics when they are extracted from the case in question for ease of reference, while at the same time offering a critical perspective which analyses the reasoning adopted and places it in a global perspective. The volumes are organized chronologically and the cases of a particular year are usually covered in two consecutive volumes. Cette série unique d'ouvrages en anglais et en français a pour ambition de présenter au lecteur la jurisprudence de l'OMC de façon simple, cohérente et systématique. Chaque article obéit à une grille de lecture et contient ainsi le synopsis et les détails de l'espèce ainsi que de nombreuses références bibliographiques. Puis après un bref rappel des faits et de la procédure de la demande des parties, des conclusions du groupe spécial et de l'Organe d'appel, une rubrique Observations présente une approche critique de l'affaire. Les contributeurs sont aussi bien des universitaires que des praticiens des francophones que des anglophones avec la volonté d'être tirés parti de tous les savoir-faire. Il y a aussi le souci d'aborder chaque affaire selon une double approche d'une part rendre compte fidèlement des raisonnements adoptés par les organes du mécanisme de règlement des différends.

avec de nombreuses citations en italiques lorsqu'elles sont extraites de l'affaire commentée d'autre part examiner ces raisonnements de la façon la plus complète et la plus objective en les replaçant dans une perspective d'évolution globale. Chaque volume est ordonné de manière chronologique et sauf exception les affaires de chaque année sont traitées en deux volumes consécutifs.

La jurisprudence de l'OMC / The Case-Law of the WTO, 1998-1 Brigitte Stern, Hélène Ruiz Fabri, 2005-04-01. WTO/OMC: these abbreviations are now well known throughout the world and the organization contained in these three letter acronyms has become a principal actor in international relations economic and other. Everyone knows that a large part of its impact in the international society comes from a revolutionary mechanism of dispute settlement DSM that forms part of the World Trade Organization. More than 250 claims have been deposited in seven years of which sixty led to a report of an ad hoc panel and the majority of those led to a report of the Appellate Body. This bilingual volume is the second in a series which has the ambition to present the jurisprudence of this new mechanism in a simple coherent and systematic fashion. It is the result of intense cooperation between the two editors and it is hoped to become a major reference work for all interested in the jurisprudence of the WTO and more general in the regulation of economic relations with respect to international commerce and all its multiple implications on daily matters.

OMC/WTO: ces sigles sont aujourd'hui mondialement connus et l'Organisation qu'ils désignent est devenue un acteur principal des relations internationales économiques et autres. Chacun sait désormais qu'une grande partie de son impact dans la société internationale vient du mécanisme de règlement des différends MRD tout fait révolutionnaire qu'incorpore l'Organisation mondiale du commerce. Plus de 250 plaintes ont été déposées en sept ans et qu'un peu plus de 60 d'entre elles ont donné lieu à un rapport d'un Groupe spécial voire pour une majorité d'entre elles à un rapport de l'Organe d'appel. Ce présent volume bilingue n'est que le deuxième d'une série d'ouvrages ayant pour ambition de présenter la jurisprudence de ce nouveau mécanisme de façon simple cohérente et systématique. Il constitue le fruit d'efforts concertés que les deux éditeurs associent à cette entreprise collective de grande envergure espérant voir devenir une référence incontournable pour tous ceux qui s'intéresseront à la jurisprudence de l'OMC et plus largement à la régulation des relations économiques en matière de commerce international avec toutes ses implications multifformes sur la vie quotidienne de chacun d'entre nous.

Select Proceedings of the European Society of International Law, Volume 1 2006 Hélène Ruiz Fabri, Emmanuelle Jouannet, Vincent Tomkiewicz, 2008-05-29. This is the first volume of proceedings arising from the biennial conference of the European Society of International Law. Societe europeene de droit international edited by Emmanuelle Jouannet Hélène Ruiz Fabri and Vincent Tomkiewicz. The volume presents the highlights of the Paris Conference 2006 and the papers are evenly divided between English and French language contributions. It is envisaged that this will be the first volume of a series with future volumes following on from each major ESIL/SEDI event.

Annuaire Canadien de Droit International D. M. McRae, 1996. The Canadian Yearbook of International Law is issued annually under the auspices of the Canadian Branch of the International Law Association. Canadian Society of International

Law and the Canadian Council on International Law The Yearbook contains articles of lasting significance in the field of international legal studies a notes and comments section a digest of international economic law a section on current Canadian practice in international law a digest of important Canadian cases in the fields of public international law private international law and conflict of laws a list of recent Canadian treaties and book reviews The Idea of Economic Constitution in Europe, 2022-06-08 Behind the controversies that have marked the history of the idea of Economic Constitution emerges the highly political issue of the room for manoeuvre left to public authorities in the economic sphere The notion thus encapsulates a fundamental tension between democracy and rule of law which model of legal ordering of the economy should prevail From physiocrats to neo liberals from the Weimar Republic to European integration from national constitutions to Global Governance this collective book invites us to explore the genealogy of the controversial concept of Economic Constitution The result of this interdisciplinary dialogue is a comprehensive reflection on the legal and political issues at stake in the current constitutionalization of the market order in Europe Contributors are Philippe Steiner Guillaume Gr goire Hugues Rabault Peter C Caldwell Thomas Biebricher Werner Bonefeld Serge Audier Vincent Valentin Pieter van Cleynenbreugel Xavier Miny Fr d ric Marty Claire Mongouachon Hans Wolfgang Micklitz Francesco Martucci Michael Wilkinson Hjalte Lokdam Susanna Maria Cafaro Peter Lindseth Cristina Fasone Pierre Nihoul Fran ois Colly Peter Christian M ller Graff Tony Prosser Damien Piron Mahmoud Mohamed Salah Stephen Gill Thibault Biscarie Sebastien Adalid and Christian Joerges Derri re les controverses qui jalonnent l histoire de l id e de Constitution conomique merge la question minemment politique de la marge de man uvre laiss e aux autorit s publiques dans la sph re conomique La notion cristallise ainsi une tension fondamentale entre d mocratie et tat de droit quel doit tre mod le d organisation et d ordonnancement juridique de l conomie Des physiocrates aux n olib raux de la R publique de Weimar l int gration europ enne des constitutions nationales la Global Governance cet ouvrage collectif nous invite d s lors explorer la g n alogie du concept pol mique de Constitution conomique Les auteurs ouvrent alors travers un dialogue interdisciplinaire constant une r flexion globale autour des enjeux juridiques et politiques du processus actuel de constitutionnalisation de l ordre de march en Europe

L'Organisation mondiale du commerce Christian Deblock, 2002 Rapport sur les marches des produits, 1996/97 ,

Examens de l'OCDE de la réforme de la réglementation : La réforme de la réglementation en Irlande 2001

OECD, 2002-09-20 La r forme de la r glementation a commenc en Irlande plus tard que dans de nombreux autres pays mais elle progresse maintenant sur un large front A la suite des performances conomiques remarquables que le pays a enregistr es durant les ann es **Les mesures commerciales dans les accords multilatéraux sur l'environnement**

OECD, 2000-02-09 Les conventions internationales qui visent combattre les probl mes d environnement mondiaux commun ment appel es Accords multilat raux sur l environnement AME ont souvent recours entre autres instruments des mesures commerciales En **Protection de la santé et sécurité alimentaire en droit international** Nathalie

Ferraud-Ciandet, 2009-04-21 Ce livre offre une perspective nouvelle des questions de santé qui malgré l'intérêt qu'elles suscitent sont trop souvent détachées de leur contexte juridique. Ceci le rend d'autant plus attrayant qu'à ce jour il s'agit du premier ouvrage disponible en langue française. Le sujet se justifie largement pour plusieurs raisons. Tout d'abord en vertu de l'actualité des thèmes abordés : lutte contre le tabac, accès aux soins et aux médicaments, virus HIV, OGM, amiante, vache folle, principe de précaution, mesures sanitaires et phytosanitaires, grippe aviaire, bioterrorisme. L'action de l'OMS a elle-même pris une importance considérable avec l'adoption de son premier traité pour la lutte contre le tabagisme. Naturellement, cet ouvrage de synthèse dépasse le catalogue des questions de santé pour proposer une vision globale de la santé en droit international, ce qui implique une approche transversale. L'OMS prise comme point de départ sera vite dépassée par l'impact des activités d'autres organisations internationales sur la santé publique, notamment la libéralisation des échanges commerciaux internationaux, l'OMC, les droits de propriété intellectuelle, l'OMPI, les conditions de travail, l'OIT, l'environnement, l'PNUE, la Commission du Codex Alimentarius, les conflits internationaux, le CICR, l'AIEA, l'éthique, l'UNESCO. L'analyse des décisions des juridictions mondiales met en évidence les sanctions de toute violation des règles du droit international de la santé, organe de règlement des différends de l'OMC, Cour internationale de justice, juridictions nationales.

Politique commerciale de l'Union européenne Philippe Musquar, 2021-02-02 Ce manuel offre un panorama complet de la Politique commerciale de l'Union européenne dont il rappelle les fondements, le contexte et les mécanismes essentiels avant d'en aborder successivement toutes les dimensions : le cadre multilatéral de l'OMC, les accords de libre-échange et autres régimes préférentiels, l'antidumping et autres instruments de défense commerciale, ainsi que les interactions de la PCC avec les questions liées au développement, l'environnement et aux normes sociales. Il est le fruit d'un enseignement de l'auteur, Sciences Po Lille et de son expérience professionnelle à la Commission européenne et au Parlement européen. Il constitue un outil didactique fournissant les rappels historiques et concepts juridiques indispensables pour bien comprendre cette matière. Il se destine toute entité publique ou privée confrontée aux questions relatives à l'intégration économique et l'action extérieure de l'Union européenne et plus spécialement encore aux étudiants spécialisés en affaires européennes et aux candidats aux concours de la fonction publique européenne ou nationale. Parachevé au moment de l'entrée en fonction de la nouvelle Commission von der Leyen dans un contexte de crise systémique et de rivalités commerciales aiguës entre les grandes puissances, il se conclut en détaillant les nouveaux défis auxquels devra faire face l'Union européenne au cours des cinq prochaines années.

L'accord sur les ADPIC Daniel Gervais, 2010-02-03 La société de l'information et l'économie du savoir et de l'innovation qui la sous-tend reposent sur le droit de la propriété intellectuelle qui a pour mission de protéger les actifs intangibles produits de la créativité et de l'ingéniosité humaines. Les études les plus récentes montrent que près de 80% des actifs des entreprises des pays les plus industrialisés sont composés de ces intangibles : logiciels, marques et brands, brevets, know-how, secret de fabrication et informations confidentielles. Depuis 1995, un accord de l'Organisation mondiale du commerce (OMC) connu comme l'Accord sur les ADPIC contient des

normes précises et strictes qui régissent tous les aspects de la protection et de la mise en œuvre des droits de propriété intellectuelle dans les 150 pays membres de l'OMC. Cet Accord encadre les lois nationales et les directives européennes en matière de propriété intellectuelle et est régulièrement utilisé par les tribunaux nationaux dont la Cour de cassation en France et la Cour européenne de justice afin d'interpréter les dispositions européennes ou nationales d'une manière compatible avec les règles internationales. Tout étudiant ou praticien de la propriété intellectuelle doit connaître cet important Accord qui fait dorénavant partie intégrante du droit de la propriété intellectuelle. Dans la première partie de cet ouvrage rédigé par un des rares experts avoir travaillé de l'intérieur la rédaction et la négociation de l'Accord sur les ADPIC, l'histoire et le contexte de l'Accord sont expliqués en détails ainsi que les plus récents développements du cycle de Doha notamment en matière de protection des indications géographiques et les amendements adoptés en matière de santé publique. Dans la seconde, chacun des 71 articles de l'Accord est analysé en profondeur afin d'offrir au lecteur toutes les clés pour comprendre l'Accord. Chaque disposition de groupe spécial ou de l'Organe d'appel de l'OMC rendue entre 1995 et 2007 est également expliquée et mise en contexte. Enfin les annexes contiennent les dispositions d'autres accords intégrés à l'Accord sur les ADPIC offrant ainsi au lecteur un guide complet pour bien comprendre et utiliser l'Accord sur les ADPIC.

Promouvoir l'accès aux technologies médicales et l'innovation, 2021-08-11 La coopération internationale en matière de santé publique est par essence multidimensionnelle. L'accent tant mis sur la mise en place de systèmes de santé efficace. Dans cet objectif, l'Organisation mondiale de la santé (OMS), l'Organisation mondiale de la propriété intellectuelle (OMPI) et l'Organisation mondiale du commerce (OMC) œuvrent ensemble, conjointement avec d'autres partenaires internationaux depuis presque deux décennies pour soutenir les initiatives mondiales visant à améliorer la situation sanitaire. Dans le cadre de leurs efforts pour aider les pays à développer leur capacité à faire face aux défis multidimensionnels qui se posent dans le secteur de la santé publique, les trois organisations ont lancé la deuxième édition de l'étude trilatérale intitulée *Promouvoir l'accès aux technologies médicales et l'innovation*.

Examens de l'OCDE de la réforme de la réglementation : La réforme de la réglementation en Espagne 2000, 2001-11-19 La réforme de la réglementation a joué un rôle déterminant dans la forte croissance économique que connaît l'Espagne depuis quelques années. L'Espagne a mis en œuvre une libéralisation de grande envergure des échanges et de l'investissement. Elle a *Le commerce international* Emmanuel Nyahoho, Pierre-Paul Proulx, 2006. Dans le contexte d'intégration économique mondiale d'aujourd'hui, les questions commerciales occupent plus que jamais une place prépondérante dans l'actualité internationale en raison de leurs incidences économiques, sociales, géographiques et politiques considérables. Or, le commerce international est un champ d'étude vaste et complexe pouvant dérouter ceux qui ont la curiosité de l'aborder. Le présent ouvrage propose donc une approche adaptée de l'analyse économique qui, tout en suivant une perspective historique, tient compte des réalités institutionnelles actuelles. De plus, la théorie est fermement ancrée dans la réalité par le biais d'analyses sectorielles : agriculture, pétrole, services, outsourcing, automobile, textiles et vêtements, etc., et s'attarde aux institutions.

internationales d terminantes OMC ALENA Espace conomique europ en ainsi qu aux ensembles politiques Union europ enne
Etats Unis Canada pays en voie de d veloppement nouveaux pays industrialis s etc Les auteurs souhaitent que ce livre
contribue d velopper chez les lecteurs une capacit d analyse qui leur permettra d aborder de fa on ad quate tous les enjeux
relatifs au commerce international *Annuaire Canadien de Droit International* John H. Currie, Ren Provost, 2014-03-01 This
is the fiftieth volume of The Canadian Yearbook of International Law The contents of this special anniversary edition reflect
the diversity of Canadian and international thought opinion and practice on current problems of international law Included
are a retrospective examination of Canadian approaches and contributions to international law during the Yearbook s first
fifty years as well as cutting edge analyses and commentary on a wide range of issues such as the use of battlefield
biometrics the cultural dimensions of sustainable development Omar Khadr s combatancy and child soldier status and
immunities for gross violations of international human rights **Mondialisation et connectivité** Éric Boulanger, Éric
Mottet, Michèle Rioux, 2019-08-21 T00:00:00-04:00 La mondialisation un concept autant th orique que r el domine les tudes en
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coeur de l tude des chercheuses et chercheurs du Centre d tudes sur l int gration et la mondialisation CEIM qui ont particip l
laboration de ce livre qui se veut un bilan de leurs recherches et un outil d tude de ce ph nom ne

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