

VOLUME 13 | NUMBER 2 | APRIL 2014

WORLD TRADE REVIEW

Economics

Law

International Institutions



WORLD TRADE
ORGANIZATION

CAMBRIDGE
UNIVERSITY PRESS

WORLD TRADE REVIEW

Editor

L. ALAN WINTERS
Department of Economics,
University of Sussex,
Falmer, Brighton BN1 9SL, UK

Email L.Alan.Winters@gmail.com

Editorial Assistant

PAULETTE PLANCHETTE

Book Review Editor

JAN BOHANES
Advisory Centre on WTO Law

Email jan.bohanes@acwl.ch

Editorial Board

RICHARD BLACKHURST
The Fletcher School, Tufts University

CHAD P. BOWN
The World Bank, USA

STEVE CHARNOVITZ
*The George Washington University
Law School*

JOSEPH FRANÇOIS
Johannes-Kepler-Universität

JUDITH GOLDSTEIN
Stanford University

DOUGLAS A. IRWIN
Dartmouth College, Hanover

PATRICK LOW
Fung Global Institute

PETROS C. MAVROIDIS
*Columbia University and University of
Neuchâtel*

ANDRÉ SAPIR
Free University of Brussels

ALAN SYKES
New York University

JOSEPH WEILER
New York University

Statement of Aims

The World Trade Review (WTR) has been established at the initiative of the Secretariat of the World Trade Organization (WTO) in close cooperation with Cambridge University Press. The WTR is an independent, multi-disciplinary journal that aims to deepen understanding of issues facing the international trading system through critical analysis and constructive debate.

The journal welcomes manuscripts written from economic, legal and inter-disciplinary perspectives on issues of relevance to the multilateral trading system. A rigorous peer review process assures that material accepted for publication meets high standards in terms of theoretical and methodological rigour. Papers written in a manner that makes them accessible to the wider public and to government officials engaged in policy discourse and decision-making are particularly welcome. To further stimulate debate, the journal encourages the submission of short articles or notes commenting on published papers. These pieces are also subject to peer review in order to ensure their quality.

The policy of the journal is determined by the Editor and the members of the Editorial Board, in conjunction with Cambridge University Press. The content of each issue is based on a proposal by the Editor, which is reviewed by members of the Board. To be accepted, a manuscript must be approved by a majority of the Board members.

Opinions and other material contained in the WTR are not attributable to Members of the WTO, to the WTO Secretariat, to members of the Editorial Board or to the Editor, nor should they be taken as reflecting the views of any of the aforementioned groups or individuals.

Submission of articles

The World Trade Review invites authors to submit original manuscripts on all aspects of issues related to the multilateral trading system. Short articles or notes commenting on previously published articles are also welcome. It is assumed that the submission of a manuscript to the WTR signals that it has not been, and will not be, submitted elsewhere at the same time. Papers scheduled for future publication in book form will be considered, *provided* they would appear first in the WTR.

Full guidelines for contributors regarding the length, organization and reference format of submissions are available on the journal's homepage at the Cambridge University Press web site <journals.cambridge.org/wtr>.

Letters to the Editor

The World Trade Review welcomes letters containing substantive comments on published material. Letters should be submitted via the website above. Letters selected for publication are subject to editing.

Books for review

Books for review in the journal should be mailed to:
Jan Bohanes, Counsel, Advisory Centre on WTO Law, Avenue Giuseppe Motta 31-33, 1211 Geneva.

CONTENTS

- 143 **Introduction**
CHAD P. BOWN AND PETROS C. MAVROIDIS
- 149 **Footloose and duty-free? Reflections on *European Union – Anti-Dumping Measures on Certain Footwear from China***
JEFFREY L. DUNOFF AND MICHAEL O. MOORE
- 179 **Safeguards and the perils of preferential trade agreements: *Dominican Republic–Safeguard Measures***
CHAD P. BOWN AND MARK WU
- 229 ***China – Countervailing and Anti-dumping Duties on Grain Oriented Flat-rolled Electrical Steel from the United States: exporting US AD/CVD methodologies through WTO dispute settlement?***
THOMAS J. PRUSA AND EDWIN VERMULST
- 267 ***United States – Anti-Dumping Measures on Certain Shrimp and Diamond Sawblades from China: never ending zeroing in the WTO?***
DUKGEUN AHN AND PATRICK MESSERLIN
- 281 ***United States – Measures Affecting Trade in Large Civil Aircraft (Second Complaint): some comments***
DAMIEN NEVEN AND ALAN SYKES
- 299 **What is not so Cool about *US–COOL* Regulations? A critical analysis of the Appellate Body’s ruling on *US–COOL***
PETROS C. MAVROIDIS AND KAMAL SAGGI
- 321 ***Tuna–Dolphin II: a legal and economic analysis of the Appellate Body Report***
MEREDITH A. CROWLEY AND ROBERT HOWSE

- 357 **Do you mind if I don't smoke? Products, purpose and indeterminacy in US – Measures Affecting the Production and Sale of Clove Cigarettes**
TOMER BROUDE AND PHILIP I. LEVY
- 393 **China–Raw Materials: a controversial step towards evenhanded exploitation of natural resources**
MARCO BRONCKERS AND KEITH E. MASKUS
- 409 **China – Electronic Payment Services: discrimination, economic development and the GATS**
BERNARD HOEKMAN AND NIALL MEAGHER