

<<国际经济法>>

图书基本信息

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内容概要

An Overview of the WTO Legal System、 The Evolution of the GATT Legal System、 An Overview of the WTO Legal System、 Contributions Made by WTO to the Multilateral Legal System、 Basic Principles of the WTO、 Applicability of WTO Rules、 Prospects of the Doha Round等。

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作者简介

盛建明，法学博士，对外经济贸易大学法学院教授、博士生导师，WTO法律研究中心主任，中国国际经济法学会常务理事，曾任北京市人民政府法律专家顾问、北京环中律师事务所反倾销部副部长等。

主要讲授课程有：国际经济法、反倾销法、贸易管制法等。

2005年荣获对外经济贸易大学首届青年教师基本功大奖赛冠军和最佳教案奖。

主要学术专著有：1994年出版的《反倾销国际惯例》是我国关于介绍和研究反倾销法的最早的专著之一；2000完成美国证券评级机构的法律责任的系统深入的研究，并通过博士论文答辩，于2005年出版《美国证券评级机构的法律责任》，该书比西方学者对证券评级机构责任问题的研究成果要早发表3至4年，被我国法学界前辈沈达明教授誉为填补该领域世界学术空白之作。

此外，作者近年来在《中国法学》、《国际贸易问题》、《国际贸易》等刊物发表了关于国际经济法，特别是WTO法的一系列文章。

作者曾于2003年受商务部委托，完成了多哈回合贸易规则美国谈判立场的科研项目，并在此基础上为我国政府提交了两份代表我国政府在贸易规则谈判方面立场的两份英文提案草案，一份题为《关于反倾销调查中因果关系确定原则的澄清》，另一份题为《关于延长绿灯补贴之提案》。

此外，在中国政府参加的第一起利用WTO争端解决机制保护我国贸易利益的案件，即美国201钢铁保障措施案件中，作者作为环中律师事务所律师负责起草的关于“中国应享有发展中国家待遇”的2万余字英文材料，体现了其深厚的贸易法功底，此案最后以包括中国在内的全体申诉方的胜诉而告终。

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章节摘录

版权页：插图：Second, in order to ensure safety of overseas investment made by their own nationals, many developed countries tend to respectively conclude bilateral treaties or agreements with developing countries that absorb foreign investment on the mutual protection of investments made by nationals of the other party. At the same time investment insurers established by governments of developed countries (such as the Overseas Private Investment Corporation, or OPIC, set up by US Government) usually conclude insurance contracts with their own investors that invest overseas to insure political risks related to such overseas investment. Upon occurrence of risk incidents covered by such insurance, these insurers will pay claims as stipulated in the contract and then replace the insured's legal status as the creditor and exercise their subrogation rights to claim, from the host country government. To prevent the host country government from refusing to pay claims afterward, the developed countries incorporate special provisions into their bilateral treaties or agreements with the host countries about mutual protection' of investment by their respective nationals to constrain the host country governments, i.e., stipulating that the host country governments agree that the foreign investment insurers enjoy the rights of subrogation.

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