



## 中南财经政法大学课程教学大纲

### Course Syllabus of

### Zhongnan University of Economics and Law

|  |   |                 |                          |
|--|---|-----------------|--------------------------|
| <b>Course Title: Research on Special Studies on International Economic Law</b> |   |                 |                          |
| <b>Course Code</b>   | <b>51063002</b>   | <b>Semester</b> | <b>Spring</b>            |
| <b>Teaching Hours</b>  | <b>64</b>   | <b>Credits</b>  | <b>4</b>                 |
| <b>Prerequisites</b>   | <b>none</b>   |                 |                          |
| <b>Instructor Information</b>  |   |                 |                          |
| <b>Name</b>  | <b>Sumei Yu</b>   | <b>Email</b>    | <b>maviszlj@sina.com</b> |
| <b>Institute</b>   | <b>Department of International Economic Law, Law School</b>   |                 |                          |
| <b>Applicable Object</b>   | <b>International doctoral students</b>  |                 |                          |
| <b>Course Objectives</b>   | <p>This course not only intends to introduce to the students the theories, systems and frontiers of International Economic Law, but also concentrate on developing the question-oriented mind of the international students, and on raising their ability of legal reasoning, analysis and making findings. So the ability to make breakthroughs by using the knowledge available in the reading materials provided and elsewhere is the most important goal pursued in this course.</p>  |                 |                          |
| <b>Course Description<br/>(200 words)</b>                                      | <p>This course is designed to introduce the theories and frontiers of International Economic Law. It consists basically of six parts as follows:<br/> Part I deals with the fundamental legal problems including the hierarchy of the International economic law system and its jurisprudence in particular.<br/> Part II is the international commerce law, including the international legal systems on cross-border trade transactions, international transportation and insurance, and international payment etc.<br/> Part III is devoted to international trade regulation at various levels, but</p> |                 |                          |

|  |   |
|--|---|
|  | <p>concentrate more on the WTO system, and especially on the following key areas: (1) border measures and its relation with domestic regulation; (2) trade remedies, including dumping and anti-dumping system, subsidies &amp; countervailing system, and safeguard system; (3) GATS regulating trade in services; (4) WTO and regional trade agreements (RTAs); (5) WTO dispute settlement mechanism; (6) Other optional topics (if time allows).</p> <p>Part IV is on international investment law, covering the main system as well as some hot topics such as national security review on foreign investment.</p> <p>Part V is on international monetary and financial law, mainly covering the international monetary system and some typical international loans.</p> <p>Part VI is about international taxation law, covering conflicts of international taxation jurisdiction and their solutions.</p> |
| <p><b>Assessment Methods</b></p>       | <p>Score for this course consist of two parts: (1) Class performance: 50%. (2)Final exam: 50%.</p> <p>Class performance (in form of questions and answers, and presentation with PPT within 20 minutes);</p> <p>Final exam may take the form of academic papers or other forms, depending largely on the students' level and ability. The form to be adopted for the final exam will be announced before the last week of the semester.</p>   |
| <p><b>Textbooks and References</b></p> | <p><b>Required textbook:</b><br/> Jianming Sheng, International Economic Law, Beijing: University of International Business and Economics Press, 2017.</p> <p><b>Other referential books:</b><br/> Yonghong Han, International Trade Law, Beijing: University of International Business and Economics Press, 2008.<br/> Fabai Sun, WTO &amp; International Economic Law, Beijing: University of International Business and Economics Press, 2008.<br/> Andreas F. Lowenfeld, International Economic Law, 2nd ed., Oxford University Press, 2008.</p>  |

| <b>Course planning</b> |  |
|------------------------|--|
| <b>Chapter 1</b>       | <b>Opening remarks, introduction to the course outline, furnishing students with the syllabus and the reading material to read for the 2nd time.</b>   |
| <b>Chapter 2</b>       | <b>Topic1: the general theory or jurisprudence of IEL<br/>Topic2: comparative analysis and comments on the prevailing jurisprudence of IEL in China and that represented by foreign scholars</b> |
| <b>Chapter 3</b>       | <b>Topic1: introduction to CISG 1980<br/>Topic2: Case analysis on application of CISG 1980</b>   |
| <b>Chapter 4</b>       | <b>Topic1: obligations of sellers and buyers<br/>Topic2: risks allocation in sales contract</b>  |
| <b>Chapter 5</b>       | <b>Topic1: marine cargo insurance<br/>Topic2: international contract for transportation of goods</b>   |
| <b>Chapter 6</b>       | <b>Topic1: payment in Foreign Trade<br/>Topic2: letter of credit and UCP 600</b>   |
| <b>Chapter 7</b>       | <b>Topic1: introduction to the GATT/WTO legal system<br/>Topic2: National Treatment and MFN treatment in GATT/WTO</b>  |
| <b>Chapter 8</b>       | <b>Topic1: dumping and anti-dumping system<br/>Topic2: subsidies and countervailing measures</b>   |
| <b>Chapter 9</b>       | <b>Topic1: safeguard measures<br/>Topic2: regulations on trade in services and GATS</b>  |
| <b>Chapter 10</b>      | <b>Topic1: WTO and regional trade agreements (RTAs)<br/>Topic2: dispute settlement mechanism of the WTO</b>  |

|            |  |
|------------|--|
| Chapter 11 | <p>Topic1: Foreign investment law in general</p> <p>Topic2: China's foreign investment law</p>   |
| Chapter 12 | <p>Topic1: National security review on foreign investment</p> <p>Topic2: cases discussion</p>  |
| Chapter 13 | <p>Topic1: standard of treatment</p> <p>Topic2: practice and controversies</p>   |
| Chapter 14 | <p>Topic1: political risks and MIGA convention</p> <p>Topic2: disputes settlement and Washington Convention (Convention on the Settlement of Investment Disputes Between States and Nationals of Other States)</p> |
| Chapter 15 | <p>Topic1: international monetary and financial law in general</p> <p>Topic2: typical international loan</p>   |
| Chapter 16 | <p>Topic1: tax jurisdiction and international tax law</p> <p>Topic2: challenges in the digital era &amp; summary of the course</p>   |