



UvA-DARE (Digital Academic Repository)

Public play upon private standards

Partiti, E.D.

[Link to publication](#)

Citation for published version (APA):

Partiti, E. D. (2017). Public play upon private standards: How European and international economic law enter into voluntary regimes for sustainability

General rights

It is not permitted to download or to forward/distribute the text or part of it without the consent of the author(s) and/or copyright holder(s), other than for strictly personal, individual use, unless the work is under an open content license (like Creative Commons).

Disclaimer/Complaints regulations

If you believe that digital publication of certain material infringes any of your rights or (privacy) interests, please let the Library know, stating your reasons. In case of a legitimate complaint, the Library will make the material inaccessible and/or remove it from the website. Please Ask the Library: <http://uba.uva.nl/en/contact>, or a letter to: Library of the University of Amsterdam, Secretariat, Singel 425, 1012 WP Amsterdam, The Netherlands. You will be contacted as soon as possible.

Bibliography

Books

- Akman, P. (2012) *The concept of abuse in EU competition law. Law and economic approaches*. Oxford and Portland: Hart Publishing
- Ayers, I., Braithwaite, J. (1992) *Responsive regulation: transcending the deregulation debate*. Oxford: Oxford University Press
- Baldwin, R., Cave, M., Lodge, M. (2012) *Understanding regulation: Theory, strategy, and practice*. Oxford: Oxford University Press
- Barnard, C. (2016) *The substantive law of the EU. The Four Freedoms*. Oxford: Oxford University Press
- Bartley, T., Setrini, G., Summers, N., Koos, S., Samel, H. (2015) *Looking behind the label: Global industry and the conscientious consumer*. Bloomington: Indiana University Press
- Bhagwati, J. (2004) *In defence of globalisation*. Oxford: Oxford University Press
- Bhagwati, J., Hudec, R.E. (Eds.) (1996) *Fair trade and harmonisation: Prerequisites for free trade? Vol. 1: Economic analysis*. Cambridge: MIT Press
- Bork, R.H. (1993) *The antitrust paradox*. New York: Maxwell Macmillan
- Braithwaite, J., Drahos, P. (2000) *Global business regulation*. Cambridge: Cambridge University Press
- Büthe, T., Mattli, W. (2012) *The new global rulers: The privatisation of regulation in the world economy*. Princeton: Princeton University Press
- Cadman, T. (2011) *Quality and legitimacy of global governance. Case lessons from forestry*. Basingstoke: Palgrave Macmillan
- Cafaggi, F. (Ed.) (2012) *Enforcement of transnational regulation. Ensuring compliance in a global world*. Cheltenham and Northampton: Edward Elgar
- Cafaggi, F. (Ed.) (2006) *Reframing self-regulation in European private law*. Alphen aan den Rijn: Kluwer Law International
- Callies, G.P., Zumbansen, P. (2010) *Rough consensus and running code: A theory of transnational private law* Oxford: Hart Publishing
- Campins Eritja, M. (Ed.) (2004) *Sustainability labelling and certification*. Madrid-Barcelona: Marcial Pons
- Cashore, B., Gale, F., Meidinger, E. and Newsom, D. (Eds.) (2006) *Confronting sustainability: Forest certification in developing and transitioning countries*. New Haven: Yale Forestry School
- Conrad, C.R. (2014) *Processes and production methods (PPMs) in WTO law*. Cambridge: Cambridge University Press
- Conroy, M.E. (2007) *Branded! How the 'certification revolution' is transforming global corporations*. Gabriola Island, BC, Canada: New Society
- Craig, P. (2012) *EU administrative law*. Oxford: Oxford University Press

- Cutler, A.C. (2003) *Private power and global authority: Transnational merchant law in the global political economy*. Cambridge: Cambridge University Press
- de Vries, S.A. (2006) *Tensions within the Internal Market. The functioning of the Internal Market and the development of horizontal and flanking policies*. Groningen: Europa Law Publishing
- Delimatsis, P. (Ed.) (2015) *The law, economics and politics of international standardisation*. Cambridge: Cambridge University Press
- Domhoff, G.W. (2009) *Who rules America? Challenges to corporate and class dominance*, New York: McGraw Hill Higher Education
- Donnelly, C.M. (2007) *Delegation of governmental power to private parties: A comparative perspective*. Oxford: Oxford University Press
- Egan, M. (2001) *Constructing a European Market. Standards, regulation and governance*. Oxford, Oxford University Press
- Eijstbouts, W.T., Jans, J.H., Prechal, A., Senden, L.A.J. (Eds.) (2012) *Europees Recht. Algemeen Deel*. Groningen: Europa Law Publishing
- Faull, J., Nikpay, A. (Eds.) (2014) *The EU law of competition*. Oxford: Oxford University Press,
- Gaines, S.E, Olsen, B.E., Sorensen, K.E. (Eds.) (2012) *Liberalising trade in the EU and WTO: A legal comparison*. Cambridge: Cambridge University Press
- Guldbradnsen, L.H. (2010) *Transnational environmental governance: The emergence and effects of the certification of forests and fisheries*. Cheltenham: Edward Elgar
- Higgins, V., Larner, W. (2010) *Calculating the social. Standards and the reconfiguration of governing*. Basingstoke: Palgrave MacMillan
- Hofmann, H.C.H., Rowe, G.C., Turk, A.H. (2011) *Administrative law and policy of the European Union*. Oxford: Oxford University Press
- Jaffee, D. (2014) *Brewing justice. Fair Trade coffee, sustainability, and survival*. Oakland: University of California Press
- Joerges, C., Petersmann E.U. (Eds.) (2011) *Constitutionalism, multilevel trade governance and international economic law*. Oxford and Portland: Hart Publishing
- Jordana, J., Levi-Faur, D. (2004) *The politics of regulation: Institutions and regulatory reforms for the age of governance*. Cheltenham: Edward Elgar
- Kaul, I., Conceicao, P., Le Goulven, K., Mendoza, R. (Eds.) *Providing global public goods: Managing globalisation*, New York and Oxford: Oxford University Press
- Kingston, S. (2012) *Greening EU competition law and policy*. Cambridge: Cambridge University Press.
- Kirton, J.J., Trebilcock, M.J. (Eds.) (2004) *Hard choices, soft law: Voluntary standards in global trade, environment and social governance*. Farnham: Ashgate Publishing
- Krugman, P., Obstfeld, M. (2008) *International economics: Theory and policy*. New York: Prentice Hall

- Lavrijssen, S. (2010) What role for national competition authorities in protecting non-competition interests after Lisbon? *European Law Review* 35(5)
- Marx, A., Maertens, M., Swinnen, J. , Wouters, J. (Eds.) (2012) *Private standards and global governance. Economic, legal and political perspectives*. Cheltenham and Northampton: Edward Elgar
- Mataija, M. (2016) *Private regulation and the Internal Market. Sports, legal services and standard setting in EU economic law*. Oxford: Oxford University Press
- Mavroidis, P. C. (2005) *The General Agreement on Tariffs and Trade: A commentary*. Oxford: Oxford University Press
- Meng, W. (1994) *Extraterritoriale Jurisdiktion im öffentlichen Wirtschaftsrechts*. Berlin, Heidelberg, New York: Springer
- Monti, G. (2007) *EC competition law*. Cambridge: Cambridge University Press
- Morth, U. (2004) *Soft law in governance and regulation. An interdisciplinary analysis*. Cheltenham: Edward Elgar
- Muchlinski, P. (2007) *Multinational enterprises and the law*. Oxford: Oxford University Press,
- O'Donoghue, R., Padilla, A.G. (2013) *The law and economics of Art. 102 TFEU*. Oxford and Portland: Hart Publishing
- Odudu, O. (2006) *The boundaries of EC competition law. The scope of Article 81*. Oxford: Oxford University Press
- Olson, M. (1965) *The logic of collective action*. Cambridge: Harvard University Press
- Ozinga, S. (2001) Behind the logo. An environmental and social assessment of forest certification schemes. Moreton-in-Marsh: Fern
- Palekhov, D. (Ed.) (2015) *Voluntary standards systems. A contribution to sustainable development*. Berlin and Heidelberg: Springer
- Pauwelyn, J., Wessel, R., Wouters, J. (Eds.) (2012) *Informal international lawmaking*. Oxford: Oxford University Press
- Peters, A., Koechlin, L., Forster, T., Zinkernagel, G.F. (Eds.) (2009) *Non-state actors as standard-setters*. Cambridge: Cambridge University Press
- Poiars Maduro, M. (1998) *We the Court. The European Court of Justice and the European economic constitution*. Oxford: Hart Publishing
- Prévost, D. (2009) *Balancing trade and health in the SPS Agreement: The development dimension*. Nijmegen: Wolf Legal Publisher
- Rigod, B. (2015) *Optimal regulation and the law of international trade. The interface between the right to regulate and WTO law*. Cambridge: Cambridge University Press
- Ryngaert, C. (2008) *Jurisdiction in international law*. Oxford: Oxford University Press
- Sauter, W., Schepel, H. (2009) *State and market in European Union law. The public and private spheres of the Internal Market before the EU Courts*. Cambridge: Cambridge University Press
- Schepel, H. (2005) *The Constitution of private governance. Product standards in the regulation of integrating markets*. Oxford: Hart Publishing

- Schrauwen, A.A.M. (Ed.) (2005) *Rule of reason. Rethinking another classic of European legal doctrine*. Groningen: Europa Law Publishing
- Scott, J. (2007) *The WTO Agreement on Sanitary and Phytosanitary measures. A commentary*. Oxford: Oxford University Press
- Slaughter, A.M. (2004) *A new World order*. Princeton: Princeton University Press
- Stigler, G.J. (1968) *The organisation of industry*. Homewood, IL: Richard D. Irwin Inc
- Townley, C. (2009) *Article 81 EC and public policy*. Oxford: Hart Publishing
- Trebilcock, M.J., Epps, T. (Eds.) (2013) *Research Handbook on the WTO and Technical Barriers to Trade*. Cheltenham: Edward Elgar
- Trimadis, T. (2006) *The general principles of EU law*. Oxford: Oxford University Press
- Van den Bossche, P., Zdouc, W. (2013) *The law and policy of the World Trade Organisation*. Cambridge: Cambridge University Press
- Van Rompuy, B. (2012) *Economic efficiency: The sole concern of modern antitrust policy? Non-efficiency considerations under Art. 101 TFEU*. Alphen aan de Rijn: Wolters Kluwer
- Vedder, H.H.B. (2003) *Competition law and environmental protection in Europe. Towards sustainability?* Groningen: Europa Law Publishing
- von Bogdandy, A., Wolfrum, R., von Bernstorff, J., Dann, P., Goldmann, M. (Eds.) (2010) *The exercise of public authority by international institutions. Advancing international institutional law*. Heidelberg: Springer
- Vos, E. (1999) *Institutional frameworks of community health and safety regulations Committees, agencies and private bodies*. Oxford: Hart Publishing
- Wesseling, R. (2000) *The modernisation of EC antitrust law*. Oxford and Portland: Hart Publishing
- Whish, R., Bailey, D. (2015) *Competition Law*. Oxford: Oxford University Press
- Wieland, J. (2014) *Governance ethics: Global value creation, economic organisation and normativity*. Heidelberg-New York-Dordrecht-London: Springer
- Wijckmans, F., Tuytschaever, F. (2011) *Vertical agreements in EU competition law*. Oxford: Oxford University Press
- Wolfrum, R., Stoll, P.T., Seibert-Fohr, A. (Eds.) (2007) *WTO - Technical Barriers and SPS Measures*. Leiden and Boston: Martinus Nijhoff Publishers
- Wouters, J., Marx, A., Geraets, D., Natens, B. (Eds.) (2015) *Global governance through trade. EU policies and approaches*. Cheltenham: Edward Elgar

Academic articles

- Aaronson, S.A. (2007) A match made in the corporate and public interest: Marrying voluntary CSR initiatives and the WTO. *Journal of World Trade* 41(3)
- Abbott, K.W., Snidal, D. (2000) Hard and soft law in international governance. *International Organization* 54(3)

- Abbott, K.W., Snidal, D. (2001) International 'standards' and international governance. *Journal of European Public Policy* 8(3)
- Abbott, K.W., Snidal, D. (2009) Strengthening international regulation through transnational new governance: Overcoming the orchestration deficit. *Vanderbilt Journal of Transnational Law* 42(2)
- Abbott, K.W. (2011) The transnational regime complex for climate change. *Environment and Planning C: Government and Policy* 30(4)
- Affolder, N.A (2009) The private life of environmental treaties. *American Journal of International Law* 103(3), 510-525
- Affolder, N.A. (2010) The market for treaties. *Chicago Journal of International Law* 11(1)
- Akerlof, G. (1970) The market for lemons: Quality uncertainty and the market mechanism. *The Quarterly Journal of Economics* 84(3)
- Akman, P. (2009) Searching for the long-lost soul of Article 82 EC. *Oxford Journal of Legal Studies* 29(2)
- Akman, P. (2010) 'Consumer' versus 'customer': The devil in the detail. *Journal of Law and Society* 37(2)
- Andersen, H. (2015) Protection of non-trade values in WTO Appellate Body jurisprudence: Exceptions, economic arguments, and eluding questions. *Journal of International Economic Law* 18(2)
- Ankersmit, L., Lawrence, J., Davies, G. (2012) Diverging EU and WTO perspectives on extraterritorial process regulation. *Minnesota Journal of International Law Online* 21(1)
- Antràs, P., Staiger, R.W. (2012) Trade agreements and the nature of price determination. *American Economic Review* 102(3)
- Arcuri, A. (2015) The transformation of organic regulation: The ambiguous effects of publicisation. *Regulation and Governance* 9(1)
- Auld, G., Gulbrandsen, L.H., McDermott, C.L. (2008) Certification schemes and the impact on forests and forestry. *Annual Review of Environment and Resources* 33
- Azoulai, L. (2008) The Court of Justice and the social market economy: The emergence of an idea and the conditions for its realisation. *Common Market Law Review* 45(5)
- Babayev, R. (2016) Private autonomy at the Union level: On Article 16 CFREU and free movement rights. *Common Market Law Review* 53(4)
- Balineau, G., Dufeu, I. (2010) Are Fair Trade goods credence goods? A new proposal, with French illustrations. *Journal of Business Ethics* 92(2)
- Bansal, P., Bogner, W. (2002) Deciding on ISO 14001: Economics, institutions, and context. *Long Range Planning* 35(3)
- Baquero Cruz, J. (1999) Free movement and private autonomy. *European Law Review* 24(6)
- Baradaran, S., Barclay, S. (2011) Fair trade and child labour *Columbia Human Rights Law Review* 43(1)

- Bartels, L. (2002) Article XX of GATT and the problem of extraterritorial jurisdiction. The case of trade measures for the protection of human rights. *Journal of World Trade* 36(2)
- Bartels, L. (2015) The Chapeau of the General Exception in the WTO GATT and GATS Agreements: A reconstruction. *American Journal of International Law* 109(1)
- Bartley, T. (2003) Certifying forests and factories. States, social movements, and the rise of private regulation in the apparel and forest products fields. *Politics and Society* 31(3)
- Bartley, T. (2007) Institutional emergence in an era of globalisation: The rise of transnational private regulation of labor and environmental conditions. *The American Journal of Sociology* 113(2)
- Bartley, T. (2011) Transnational governance as the layering of rules: Intersections of public and private standards. *Theoretical Inquiries in Law* 12(2)
- Bartley, T. (2014) Transnational governance and the re-centred state: Sustainability or legality. *Regulation and Governance* 8(1)
- Beghin, J., Disdier, A.C., Marette, S., van Tongeren, F. (2012) Welfare costs and benefits of non-tariff measures in trade: A conceptual framework and application. *World Trade Review* 11(3)
- Berliner, D., Prakash, A. (2013) Signalling environmental stewardship in the shadow of weak governance: The global diffusion of ISO 14001. *Law and Society Review* 47(2)
- Bernstein, L. (1992) Opting out the legal system: Extralegal contractual relations in the diamond industry. *The Journal of Legal Studies* 21(1)
- Bernstein, S. (2011) Legitimacy in intergovernmental and non-state global governance. *Review of International Political Economy* 18(1)
- Bernstein, S., Cashore, B. (2007) Can non-state global governance be legitimate? An analytical framework. *Regulation and Governance* 1(2)
- Bernstein, S., Hannah, E. (2008) Non-state global standard setting and the WTO: Legitimacy and the need for regulatory space. *Journal of International Economic Law*, 11(3)
- Bhagwati, J. (1995) Trade liberalisation and 'fair trade' demands: Addressing the environmental and labour standards issues. *The World Economy* 18(6)
- Biermann, F. (2001) The rising tide of green unilateralism in World Trade law. Options for reconciling the emerging North-South conflict. *Journal of World Trade* 35(3)
- Black, J. (1996) Constitutionalising self-regulation. *Modern Law Review* 59(1)
- Blois, K.J. (1990) Transaction costs and network. *Strategic Management Journal* 11(3)
- Blomme, E. (2007) State action as defence against 81 and 82 EC. *World Competition* 30(2)
- Boiral, O. (2003) The certification of corporate conduct: Issues and prospects. *International Labour Law Review* 142(3)

- Bomhoff, J., Meuwese, A. (2011) The meta-regulation of transnational private regulation. *Journal of Law and Society* 38(1)
- Bonsi, R., Hammet, A.L., Smith, B. (2008) Eco-labels and international trade: Problems and solutions. *Journal of World Trade* 42(3)
- Brodley, J.F. (1987) The economic goals of antitrust: Efficiency, consumer welfare, and technological progress. *New York University Law Review* 62
- Bronckers M.C.E.J., Kuijper, P.J. (2005) WTO law in the European Court of Justice. *Common Market Law Review* 42(5)
- Broude, T., Levy, P.I. (2014) Do you mind if I don't smoke? Products, purpose and indeterminacy in *US - Measures Affecting the Production and Sale of Clove Cigarettes*. *World Trade Review* 13(2)
- Büthe, T., Mattli, W. (2005) Global private governance: Lessons from a national model of setting standards in accounting. *Law and Contemporary Problems* 68(3)
- Cafaggi, F. (2011) New foundations of transnational private regulation. *Journal of Law and Society* 38(1)
- Cafaggi, F. (2012) Transnational private regulation and the production of global public goods and private 'bads'. *The European Journal of International Law* 23(3)
- Casella, A. (2001) Product standards and international trade. Harmonisation through private coalitions? *Kyklos* 54
- Casey, D., Scott, C. (2011) The crystallisation of regulatory norm. *Journal of Law and Society* 38(1)
- Casey, D. (2009) Disintegration: Environmental protection and Article 81 EC. *European Law Journal* 15(3)
- Cashore, B. (2002) Legitimacy and the privatisation of environmental governance: How non-state market driven governance systems gain rule-making authority. *Governance: An International Journal of Policy, Administration, and Institutions* 15(4)
- Cashore, B. (2007) Can non-state global governance be legitimate? An analytical framework. *Regulation and Governance* 1(2)
- Cassese, S. (2005) Administrative law without the State? The challenge of global regulation. *New York University Journal of International Law and Policy* 37(4)
- Chang, S.W. (1997) GATTing a green trade barrier. Eco-labelling and the WTO Agreement on Technical Barriers to Trade. *Journal of World Trade* 31(1)
- Chao, Y., Derdenger, T. (2013) Mixed bundling in two-sided markets in the presence of installed base effects. *Management Science*, 59(8)
- Charnovitz, S. (2002) The law of environmental 'PPMs' in the WTO: Debunking the myth of illegality. *Yale Journal of International Law* 27(1)
- Charnovitz, S. (2006) Taiwan's WTO Membership and its international implications. *Asian Journal of WTO and International Health Law and Policy* 1(2)
- Cheyne, I. (2009) Proportionality, proximity and environmental labelling in WTO law. *Journal of International Economic Law* 12(4)
- Chon, M. (2009) Marks of rectitude. *Fordham Law Review* 77(5)

- Clapp, J. (1998) The privatisation of global environmental governance: ISO 14000 and the developing world. *Global Governance* 4(3)
- Cohen Maryanov, D. (2010) Sweatshop liability: Corporate codes of conduct and the governance of labour standards in the international supply chain. *Lewis and Clark Law Review* 14(1)
- Cohen, J., Sabel, C. (2006) Global Democracy? *New York University Journal of International Law and Politics* 37(2)
- Condon, B.J. (2009) Climate change and unresolved issues in WTO law. *Journal of International Economic Law* 12(4)
- Condon, B.J. (2014) Treaty structure and public interest regulation in international economic law. *Journal of International Economic Law* 17(2)
- Crowley, M.A. Howse, R. (2014) Tuna - Dolphin II: A legal and economic analysis of the Appellate Body Report. *World Trade Review* 13(2)
- Cseres, K. (2007) The controversies of the consumer welfare standard. *Competition Law Review* 3(2)
- Cseres, K., Mendes, J. (2014) Consumers' access to EU competition law procedures: Outer and inner limits. *Common Market Law Review* 51(2)
- Cummings, A. (2004) The Marine Stewardship Council: A multi-stakeholder approach to sustainable fishing. *Corporate Social Responsibility and Environmental Management* 11(2), 85–94
- Dangour, A., Lock, K., Hayter, A., Aikenhead, A., Allen, E., Uauy, R. (2010) Nutrition-related health effects of organic foods: a systematic review. *American Journal of Clinical Nutrition* 92(1)
- Darby, M., Karni, E. (1973) Free competition and the optimal amount of fraud. *Journal of Law and Economics* 16(1)
- Davies, A. (2014) Technical regulations and standards under the WTO Agreement on Technical Barriers to Trade. *Legal Issues of Economic Integration* 41(1)
- Davies, G. (2010) Understanding market access: Exploring the economic rationality of different conceptions of free movement law. *German Law Journal* 11(8)
- Davies, G. (2012) Freedom of movement, horizontal effect, and freedom of contract. *European Review of Private Law* 3(4)
- Davies, G. (2012) The Court's jurisprudence on free movement of goods: Pragmatic presumptions, not philosophical principles. *European Journal of Consumer Law* 2012(2)
- de Cecco, F. (2014) Fundamental freedoms, fundamental rights and the scope of free movement law. *German Law Review* 15(3)
- de Vries, F.P., Nentjes, A., Odam, N. (2012) Voluntary environmental agreements: Lessons on effectiveness, efficiency and spillover potential. *International Review of Environmental and Resource Economics* 6(2)
- de Vries, S.A. (2013) Balancing fundamental rights with economic freedoms according to the European Court of Justice. *Utrecht Law Review* 9(1)

- Delimatsis, P. (2010) 'Thou shall not... (dis)trust': Codes of conduct and harmonisation of professional standards in the EU. *Common Market Law Review* 47(4)
- Delimatsis, P. (2011) The fragmentation of international trade law. *Journal of World Trade* 45(1)
- Delmas, M. (2001) Stakeholders and competitive advantage: the case of ISO 14001. *Production and Operations Management* 10(3)
- Delmas, M.A. (2002) The diffusion of environmental management system standards in Europe and in the United States: An institutional perspective. *Policy Science* 35(1)
- Demsetz, H. (1970) The private production of public goods. *The Journal of Law and Economics* 13(2)
- Diller, J. (1999) A social conscience in the global marketplace? Labour dimensions of codes of conduct, social labelling and investor initiatives. *International Labour Review* 138(2)
- Dingwerth, K., Pattberg, P. (2009) World politics and organisational fields: The case of transnational sustainability governance. *European Journal of International Relations* 15(4)
- Dolan, C. and Humphrey, J. (2000) Governance and trade in fresh vegetables: The impact of UK supermarkets on the African horticulture industry. *Journal of Development Studies* 37(2)
- Dolmans, M. (2002) Standards for standards. *Fordham International Law Journal* 26(1)
- Dragusanu, R., Giovannucci, D., Nunn, N. (2014) The economics of Fair Trade. *Journal of Economic Perspectives* 28(3)
- Du, M. (2015) 'Treatment not less favourable' and the future of national treatment obligation in GATT Article III:4 after *EC - Seal Products*. *World Trade Review* 14(1)
- Du, M., Deng, F. (2016) International standards as global public goods in the world trading system. *Legal Issues of Economic Integration* 43(2)
- Du, M. (2007) Domestic regulatory autonomy under the TBT Agreement: From non-discrimination to harmonisation. *Chinese Journal of International Law* 6(2)
- Eberlein, B., Abbott, K.W., Black, J., Meidinger, E., Wood, S. (2014) Transnational business governance interactions: Conceptualisation and framework for analysis. *Regulation and Governance* 8(1)
- Eberlein, B., Grande, E. (2005) Beyond delegation: Transnational regulatory regimes and the EU regulatory state. *Journal of European Public Policy* 12(1)
- Ehring, L. (2002) *De facto* discrimination in World Trade Law. National and most-favoured-nation treatment - or equal treatment? *Journal of World Trade* 36(5)
- Emslie, J.J. (2005) Labelling programs as a reasonably available least restrictive trade measure under Article XX's nexus requirement. *Brooklyn Journal of International Law* 30(2)

- Esty, D.C. (2006) Good governance at the supranational level: Globalising administrative law. *Yale Law Journal* 115(7)
- Flett, J. (2013) WTO space for national regulation: Requiem for a diagonal vector test. *Journal of International Economic Law* 16(1)
- Fontanelli, F. (2011) ISO and CODEX standards and international trade law: What gets said is not what's heard. *International and Comparative Law Quarterly* 60(4)
- Fontanelli, F. (2012) Necessity killed the GATT - Art. XX GATT and the misleading rhetoric about 'weighing and balancing'. *European Journal of Legal Studies* 5(2)
- Fransen, L. (2011) Why do private governance organisations not converge? A political-institutional analysis of transnational labour standards regulation. *Governance: An International Journal of Policy, Administration and Institutions* 24(2)
- Fransen, L. (2012) Multi-stakeholder governance and voluntary programme interactions: Legitimation politics in the institutional design of Corporate Social Responsibility. *Socio-Economic Review* 10(1)
- Fransen, L., Conzelmann, T. (2015) Fragmented or cohesive transnational private regulation of sustainability standards? A comparative study. *Regulation and Governance* 9(3)
- Freeman J. (2000) The private role in public governance. *New York University Law Review* 75(3)
- Fuchs, D., Kalfagianni, A., Havinga, T. (2011) Actors in private food governance: The legitimacy of retail standards and multi-stakeholder initiatives with civil society participation. *Agriculture and Human Values* 28(3)
- Gaines, S.A. (2002) Processes and production methods: How to produce sound policy for environmental PPM-based trade measures. *Columbia Journal of International Law* 27(2)
- Gandhi, S.R. (2005) Regulating the use of voluntary environmental standards within the World Trade Organisation level regime: Making a case for developing countries. *Journal of World Trade* 39(5)
- Gauttier, P. (2004) Horizontal coherence and the external competences of the European Union. *European Law Journal* 10(1)
- Geradin, D., Rato, M. (2007) Can standard-setting lead to exploitative abuse? A dissonant view on patent hold-up, royalty stacking and the meaning of FRAND. *European Competition Journal* 3(2)
- Gereffi, G., Humphrey, J., Sturgeon, T. (2005) The governance of global value chains. *Review of International Political Economy* 12(1)
- Gereffi, G., Garcia-Johnson, R., Sasser, E. (2001) The NGO-industrial complex. *Foreign Policy* 125
- Gereffi, G., Humphrey, J., Sturgeon, T. (2005) The governance of global value chains. *Review of International Political Economy* 12(1)
- Gertz, R. (2004) Access to environmental information and the German Blue Angel - Lessons to be learned? *European Environmental Law Review* 13(10)

- Gertz, R. (2005) Eco-labeling - A case for deregulation? *Law, Probability and Risk* 4(3)
- Gilbert, U., Rasche, A. (2007) Discourse ethics and social accountability. The ethics of SA8000. *Business Ethics Quarterly* 17(2)
- Godfrey, J.M. (2005) Regulatory capture in the globalisation of accounting standards. *Environment and Planning* 37
- Green, A. (2005) Climate change, regulatory policy and the WTO. *Journal of International Economic Law* 8(1)
- Griller, S., Orator, A. (2010) Everything under control? The 'way forward' for European agencies in the footsteps of the Meroni Doctrine. *European Law Review* 35(1)
- Gulbrandsen, L.H. (2014) Dynamic governance interactions: Evolutionary effects of state responses to non-state certification programs. *Regulation and Governance* 8(1)
- Hachez, N., Wouters, J. (2011) A glimpse at the democratic legitimacy of private standards. Assessing the public accountability of GLOBALG.A.P. *Journal of International Economic Law* 14(3)
- Harbo, T.I. (2010) The function of the proportionality principle in EU law. *European Law Journal* 16(2)
- Harbord, D., Hoehn, T. (1994) Barriers to entry and exit in European competition policy. *International Review of Law and Economics* 14(4)
- Harlow, C. (2006) Global administrative law: The quest for principles and values. *European Journal of International Law* 17(1)
- Hartkamp, A. (2010) The effect of the EU Treaty in private law: On direct and indirect horizontal effect of primary Community law. *European Review of Private Law* 3(3)
- Henson, S. (2008) The role of public and private standards in regulating international food markets. *Journal of International Agricultural Trade and Development* 4(1)
- Heras-Saizarbitoria, I Boiral, O. (2013) ISO 9001 and ISO 14001: Towards a research agenda on management system standards. *International Journal of Management Reviews* 15(1)
- Hockenstein, J.B., Stavins, R.N., Whitehead, B.W. (1997) Crafting the next generation of market-based environmental tools. *Environment: Science and Policy for Sustainable Development* 39(4)
- Hojnik, J. (2012) Free movement of goods in a labyrinth: Can *Buy Irish* survive the crises? *Common Market Law Review* 49(2)
- Horne, R. (2009) Limits to labels: The role of eco-labels in the assessment of product sustainability and routes to sustainable consumption. *International Journal of Consumer Studies* 33(2)
- Horsley, T. (2012) Unearthing buried treasure: Art. 34 TFEU and the exclusionary rules. *European Law Review* 37(6)

- Houston-McMillan, J. (2016) The legitimate regulatory distinction test: Incomplete and inadequate for the particular purposes of the TBT Agreement. *World Trade Review* 15(4)
- Howse, R. (2002) The Appellate Body rulings in the Shrimp/Turtle case: A new legal baseline for the trade and environment debate. *Columbia Journal of Environmental Law* 27(2)
- Howse, R., Regan, D. (2000) The product/process distinction - An illusory basis for disciplining 'unilateralism' in trade policy. *European Journal of International Law* 11(2)
- Howse, R., Trebilcock, M.J. (1996) The fair trade-free trade debate: Trade, labour, and the environment. *International Review of Law and Economics* 16(1)
- Hudec, R.H. (1998) GATT/WTO Constraints on national regulation: Requiem for an 'aim and effects' test. *International Lawyer* 32(3)
- Iacovides, M.C. (2014) Marginal consumers, marginalised economics: Whose tastes and habits should the WTO Panels and Appellate Body consider when assessing 'likeness'? *Journal of World Trade* 48(2)
- Jang, W., Lin, C. (2008) An integrated framework for ISO 9000 motivation, depth of ISO implementation and firm performance. The case of Taiwan. *Journal of Manufacturing Technology Management*, 19(1)
- Jans, J. (2000) Proportionality revisited. *Legal Issues of Economic Integration* 27(3)
- Jansson, M.S., Kalimo, H. (2014) *De minimis* meets 'market access': Transformations in the substance - and the syntax - of EU free movement law? *Common Market Law Review* 51(2)
- Jenkins H., Yakovleva N. (2006) Corporate social responsibility in the mining industry: Exploring trends in social and environmental disclosure. *Journal of Cleaner Production* 14(3-4)
- Jia, H.H. (2013) Entangled relationship between Article 2.1 of the TBT Agreement and certain other WTO provisions. *Chinese Journal of International Law* 12(4)
- Jiang, B. (2009) Implementing supplier codes of conduct in global supply chains: Process explanations from theoretic and empirical perspectives. *Journal of Business Ethics* 85(1)
- Joshi, M. (2004) Are eco-labels consistent with World Trade Organisation Agreements? *Journal of World Trade* 38(1)
- Kalfagianni, A., Pattberg, P. (2013) Participation and inclusiveness in private rule-setting organisation: Does it matter for effectiveness? *Innovation: The European Journal of Social Science Research* 26(1)
- Kapoor, A. (2011) Product and process methods (PPMs): 'A losing battle for developing countries'. *International Trade Law and Regulation* 17(4)
- Karayigit, M.T. (2011) The horizontal effect of the free movement provisions. *Maastricht Journal of European and Comparative Law* 18(3)
- Katz, L.M., Shapiro, C. (1985) Network externalities, competition, and compatibility. *The American Economic Review* 75(3)

- Kaul, I. (2012) Global public goods: Explaining their under provision. *Journal of International Economic Law* 15(3)
- Keohane, N.O., Reeves, R.L., Stavins, R.N. (1998) The choice of regulatory instrument in environmental policy. *Harvard Environmental Law Review* 22(2)
- Kerwer, D. (2005) Rules that many use: Standards and global regulation. *Governance: An International Journal of Policy, Administration, and Institutions* 18(4)
- Khan, A. (2015) Corporate mobility, market access and the internal market. *European Law Review* 40(3)
- Kindleberger, C.P. (1983) Standards as public, collective and private goods. *Kyklos* 36(3)
- Kingsbury, B., Krisch, N., Stewart, R. (2005) The emergence of Global Administrative Law. *Law and Contemporary Problems* 68(3)
- Kingston, S. (2010) Integrating environmental protection and EU competition law: Why competition isn't special. *European Law Journal* 16(6)
- Kjølbye, L. (2004) The new Commission Guidelines on the application of Article 81(3): An economic approach to Article 81. *European Competition Law Review* 25(9)
- Kock, A., van Tulder, R. (2002) Child labor and multinational conduct: A comparison of international business and stakeholder codes. *Journal of Business Ethics* 36(3)
- Koenig, C., Spiekermann, K. (2010) EC competition law issues of standard setting by officially-entrusted versus private organisations. *European Competition Law Review* 31(11)
- Kogan, L.A. (2007) Discerning the forest from the trees: How governments use ostensibly private and voluntary standards to avoid WTO culpability. *Global Trade and Customs Journal* 2(9)
- Krenn, C. (2012) A missing piece in the horizontal effect 'jigsaw': Horizontal direct effect and the free movement of goods. *Common Market Law Review* 49(2)
- Krisch, N. (2014) The decay of consent: International law in an age of global public goods. *American Journal of International Law* 108(1)
- Kuijper, P.J. (1995) The law of the GATT as a specialised field of international law. Ignorance, further refinement or self-contained system of international law? *Netherlands Yearbook of International Law* XXV
- Kysar, D.A. (2004) Preferences for processes: The process/product distinction and the regulation of consumer choice. *Harvard Law Review* 118(2)
- Lavrijssen, S. (2010) What role for national competition authorities in protecting non-competition interests after Lisbon? *European Law Review* 35(5)
- Layne-Farrar, A. (2010) Non discriminatory pricing: Is standard-setting different? *Journal of Competition Law and Economics* 6(4)
- Lee, J. (2015) State responsibility and government-affiliated entities in international economic law. The danger of blurring the Chinese wall between 'state organ' and 'non-state organ' as designed in the ILC Draft Articles. *Journal of World Trade* 49(1)

- Lee, J., Gereffi, G., Beauvais, J. (2012) Global value chains and agrifood standards: Challenges and possibilities for small-holders in developing countries. *Proceedings of the National Academy of Sciences* 109(31)
- Levi Faur, D. (2005) The global diffusion of regulatory capitalism. *The Annals of the American Academy of Political and Social Science* 598(1)
- Levy, P.I., Regan, D.H. (2015) EC - Seal Products: Seals and sensibilities (TBT aspects of the Panel and the Appellate Body Reports) *World Trade Review* 14(2)
- Link, A.N. (1985) Market structure and voluntary product standards. *Applied Economics* 15
- Liu, H.W. (2014) International standards in a flux: A balkanised ICT standard-setting paradigm and its implications for the WTO. *Journal of International Economic Law* 17(3)
- Locke, R.M., Rissing, B.A., Pal, T. (2013) Complements or substitutes? Private codes, State regulation and the enforcement of labour standards in global supply chains. *British Journal of Industrial Relations* 51(3)
- Loconto, A., Fouilleux, E. (2014) Politics of private regulation: ISEAL and the shaping of transnational sustainability governance'. *Regulation and Governance* 8(1)
- Lohse, E.J. (2007) Fundamental freedoms and private actors - Towards an 'indirect horizontal effect'. *European Public Law* 13(1)
- Loozen, E. (2006) Professional ethics and restraints to competition. *European Law Review* 31(1)
- Lopez-Hurtado, C. (2002) Social labelling and WTO law. *Journal of International Trade Law* 5(3)
- Lovdahl Gormsen, L. (2007) The conflict between economic freedom and consume welfare in the modernisation of Article 82 EC. *European Competition Journal* 3(2)
- Low, P. Marceau, G., Reinaud, J. (2012) The interface between the trade and climate change regimes: Scoping the issues. *Journal of World Trade* 46(3)
- Lowe, E.R. (2014) Technical regulations to prevent deceptive practices: Can WTO Members protect consumers from (un)Fair-Trade coffee and (less-than) free-range chicken? *Journal of World Trade* 48(3)
- Lowe, P. (2008) The design of competition policy institutions for the 21st century - The experience of the European Commission and DG Comp, *Competition Policy Newsletter* 3
- Lupton, S. (2005) Shared quality uncertainty and the introduction of indeterminate goods. *Cambridge Journal of Economics* 29(3)
- Lydgate, E.B. (2013) The EU, the WTO and indirect land-use change. *Journal of World Trade* 47(1)
- Maertens, M., Swinner, J.F.M. (2008) Standards as barriers and catalyst for trade, growth and poverty reduction. *Journal of International Agricultural Trade and Development* 4(1)

- Maher, I. (2011) Competition law and transnational private regulatory regimes: Marking the cartel boundary. *Journal of Law and Society* 38(1)
- Maher, M (1998) An analysis of internet standardisation. *Virginia Journal of Law and Technology* 3(5)
- Mann, F.A. (1964) The doctrine of jurisdiction in international law. *Recueil de Cours* 111
- Marceau, G. (2002) WTO dispute settlement and human rights. *European Journal of International Law* 13(4)
- Marenco, G. (1987) Competition between national economics and competition between business - A response to Judge Pescatore. *Fordham International Law Journal* 10(3)
- Marín Durán, G. (2016) Measures with multiple competing purposes after *EC-Seal Products*: Avoiding a conflict between GATT Article XX-Chapeau and Article 2.1 TBT Agreement. *Journal of International Economic Law* 19(2)
- Mariniello, M. (2011) Fair, reasonable and non-discriminatory (FRAND) terms: A challenge for competition authorities. *Journal of Competition Law and Economics* 7(3)
- Marquez, P. (2007) Standardisation and capture: The rise of standardisation in international industrial regulation and Global Administrative Law. *Global Jurist* 7(3)
- Marshall, R.S. and Standifird, S.S. (2005) Organisational resource bundles and institutional change in the U.S. organic food and agricultural certification sector. *Organisation and Environment* 18(3)
- Marx, A. (2008) Limits to non-state market regulation: A qualitative comparative analysis of the international sport footwear industry and the Fair Labour Association. *Regulation and Governance* 2(2)
- Marx, A. (2013) Varieties of legitimacy: A configurational institutional design analysis of eco-labels. *Innovation: European Journal for Social Science Research* 26(3)
- Mattli, W., Büthe, T. (2005) Global private governance: Lessons from a national model of standard setting in accounting. *Law and Contemporary Problems* 68(3)
- Mattoo, A., Singh, H.V. (1994) Eco-Labeling: Policy considerations. *Kyklos* 47(1)
- Mavroidis, P.C. (2013) Driftin' too far from shore - Why the test for compliance with the TBT Agreement developed by the WTO Appellate Body is wrong, and what should the AB have done instead. *World Trade Review* 12(1)
- McCluskey, J. J. (2000) A game theoretic approach to organic foods: An analysis of asymmetric information and policy. *Agricultural and Resource Economics Review* 29(1)
- McClusky, J., Winfree, J.A. (2009) Pre-empting public regulation with private food quality standards. *European Review of Agricultural Economics* 36(4)
- McClusky, J., Winfree, J.A. (2009) Pre-empting public regulation with private food quality standards. *European Review of Agricultural Economics* 36(4)

- McDonald, J. (2005) Domestic regulation, international standards, and technical barriers to trade. *World Trade Review* 4(2)
- Meidinger, E. (2006) The administrative law of global private-public regulation: The case of forestry. *European Journal of International Law* 17(1)
- Mendoza, R., Bastiaensen (2003) Fair trade and the coffee crisis in the Nicaraguan Segovias. *Small Enterprise Development* 14(2)
- Monti, G. (2002) Article 81 EC and public policy. *Common Market Law Review* 39(5)
- Morijn, J. (2006) Balancing fundamental rights and comm market freedoms in Union law: *Schmidberger* and *Omega* in the light of the European Constitution. *European Law Review* 12(1)
- Mortelmans, K. (1991) Article 30 of the EEC Treaty and legislation relating to market circumstances: Time to consider a new definition. *Common Market Law Review* 28(1)
- Mortelmans, K. (2001) Towards convergence in the application of the rules on free movement and competition? *Common Market Law Review* 38(3)
- Motaal, D. (2004) The 'multilateral scientific consensus' and the World Trade Organisation'. *Journal of World Trade* 38(4)
- Muchlinski, P. (2003) Human rights, social responsibility and the regulation of international business: The development of international standards by intergovernmental organisations. *Non-State Actors and International Law* 3
- Mull, K.T. (2013) Making sense of 'mandatory' measures in the TBT Agreement: Why the majority panel's determination in *US Tuna II* rendered the distinction between technical regulations and standards to be meaningless. *Georgetown International Environmental Law Review* 25(2)
- Neumann, J., Türk, E. (2003) Necessity revisited: Proportionality the World Trade Organisation law after *Korea - Beef*, *EC - Asbestos* and *EC - Sardines*. *Journal of World Trade* 37(1)
- Norpoth, J. (2013) Mysteries of the TBT Agreement resolved? Lessons to learn for climate policies and Developing Countries exporters from recent TBT disputes. *Journal of World Trade* 47(3)
- Odudu, O. (2010) The public/private distinction in EU internal market law. *Revue Trimestrelle de droit Européen* 46(4)
- Ogus, A. (1995) Rethinking self-regulation. *Oxford Journal of Legal Studies* 15(1)
- Oliver, P. (2011) Of trailers and jet skis: Is the case law on Art. 34 TFEU hurtling in a new direction? *Fordham International Law Journal* 33(5)
- Oliver, P., Enchelmaier, S. (2007) Free movement of goods: Recent development in the case law. *Common Market Law Review* 44(3)
- Orts, E.W., Murray, P.C. (1997) Environmental disclosure and evidentiary privilege. *University of Illinois Law Review* 3(1)
- Overdeest, C. (2010) Comparing forest certification schemes: the case of ratcheting standards in the forest sector. *Socio-Economic Review* 8(1)

- Overdevest, C., Zeitlin, J. (2014) Assembling an experimentalist regime: Transnational governance interactions in the forest sector. *Regulation and Governance* 8(1)
- Parret, L. (2010) Shouldn't we know what we are protecting? Yes we should! A plea for a solid and comprehensive debate about the objectives of EU competition law and policy. *European Competition Journal* 6(2)
- Partiti, E. (2013) The Appellate Body Report in *US - Tuna II* and its impact on eco-labelling and standardisation. *Legal Issues of Economic Integration* 40(1)
- Pauwelyn, J. (2014) Rule-based trade 2.0? The rise of informal rules and international standards and how they may outcompete WTO Treaties. *Journal of International Economic Law* 17(4)
- Pavillon, C.M.D.S. (2012) The interplay between the Unfair Commercial Practices Directive and codes of conduct. *Erasmus Law Review* 5(4)
- Peel, J. (2007) A GMO by any other name... might be an SPS risk!: Implications of expanding the scope of the WTO Sanitary and Phytosanitary Measures Agreement. *European Journal of International Law* 17(5)
- Pescatore, P. (1986) Public and private aspects of European Community competition law. *Fordham International Law Journal* 10(3)
- Ponte, S. (2012) The Marine Stewardship Council (MSC) and the Making of a Market for 'Sustainable Fish'. *Journal of Agrarian Change* 12(2-3)
- Potoski, M., Prakash, A. (2005) Covenants with weak swords: ISO 14001 and facilities environmental performance. *Journal of Policy Analysis Management* 24(4)
- Potts, T., Haward, M. (2007) International trade, eco-labelling, and sustainable fisheries. Recent issues, concept and practices. *Environment, Development and Sustainability* 9(1)
- Prassl, J. (2013) Freedom of contract as a general principle of EU law? Transfers of undertakings and the protection of employer rights in EU labour law. *Industrial Law Journal* 42(4)
- Prechal, S., De Vries, S. (2009) Seamless web of judicial protection in the internal market? *European Law Review* 34(1)
- Prévost, D. (2007) Opening Pandora's box: The panel's findings in the *EC - Biotech Products* dispute. *Legal Issues of Economic Integration* 34(1)
- Prevoist, D. (2008) Private sector food-safety standards and the SPS Agreement. Challenges and possibilities. *South African Yearbook of International Law* 3
- Raynolds, L.T., Murray, D., Heller, A. (2007) Regulating sustainability in the coffee sector: A comparative analysis of third-party environmental and social certification initiatives. *Agriculture and Human Values* 24(2)
- Reich, N. (1994) The November revolution of the European Court of Justice. *Keck, Meng and Audi* revisited. *Common Market Law Review* 31(3)
- Reid, E. (2010) Regulatory autonomy in the EU and WTO: Defining and defending its limits. *Journal of World Trade* 44(4)

- Reinecke, J., Manning, S., von Hagen, O. (2012) The emergence of a standards market: Multiplicity of sustainability standards in the global coffee industry. *Organisation Studies* 33(3)
- Rochet, J.C., Tirole, J. (2003) Platform competition in two-sided markets. *Journal of the European Economic Association* 1(4)
- Rondinelli, D., Vastag, G. (2000) Panacea, common sense or just a label? The Value of ISO 14001 environmental management system. *European Management Journal* 18(5)
- Sauter, W. (2014) Proportionality in EU competition law. *European Competition Law Review* 35(7)
- Sauter, W. (2015) Containing corporatism: EU competition law and private interest government. *European Competition Law Review* 36(5)
- Schepel, H. (2002) Delegation of regulatory powers to private parties under EC competition law: Towards a procedural public interest test. *Common Market Law Review* 39(1)
- Schepel, H. (2012) Constitutionalising the market, marketising the Constitution and to tell the difference: On the horizontal application of the free movement provisions in EU law. *European Law Journal* 18(2)
- Schepel, H. (2013) Case C-171/11 Fra.bo SpA v Deutsche Vereinigung des Gas- und Wasserfaches. *European Review of Contract Law* 9(2)
- Schepel, H. (2013) Freedom of contract in free movement law: Balancing rights and principles in European public and private law. *European Review of Private Law* 21(5-6)
- Schepel, H. (2013) The new approach to the New Approach: The juridification of harmonised standards in EU law. *Maastricht Journal of European and Comparative Law* 12(4)
- Scherer, A.G., Palazzo, G. (2011) The new political role of business in a globalised world: A review of a new perspective on CSR and its implications for the firm, governance, and democracy. *Journal of Management Study* 48(1)
- Schmid, C.U. (2000) Diagonal competence conflicts between European competition law and national regulation - A conflict of laws reconstruction of the dispute on book price fixing. *European Review of Private Law* 8(1)
- Scott, C. (2002) Private regulation of the public sector: A neglected facet of contemporary governance. *Journal of Law and Society* 29(1)
- Scott, C., Cafaggi, F., Senden, L. (2011) The conceptual and constitutional challenge of transnational private regulation. *Journal of Law and Society* 38(1)
- Scott, I. (2016) Antitrust and socially responsible collaboration: A chilling combination? *American Business Law Journal* 53(1)
- Scott, J. (2014) Extraterritoriality and territorial extension in EU law. *American Journal of Comparative Law* 62(1)

- Semmelmann, C. (2010) The European Union's economic constitution under the Lisbon Treaty: Soul-searching shifts the focus to procedure. *European Law Review* 35(4)
- Seufert, V., Ramankutty, N., Foley, J.A. (2012) Comparing the yields of organic and conventional agriculture. *Nature* 458(7397)
- Snell, J. (2010) The notion of market access: A concept or a slogan? *Common Market Law Review* 47(2)
- Sobczak, A. (2006) Are codes of conduct in global supply chains really voluntary? From soft law regulation of labour relations to consumer law. *Business Ethics Quarterly* 16(2)
- Spaventa, E. (2004) From *Gebhard* to *Carpenter*: Towards a (non)-economic European Constitution. *Common Market Law Review*, 41(3)
- Staiger, R., Sykes, A. (2011) International trade, national treatment and domestic regulation. *Journal of Legal Studies*, 40(1)
- Steinrucken, T., Jaenichen, S. (2007) The Fair Trade idea: Towards an economics of social labels. *Journal of Consumer Policy* 30
- Stewart, R.B. (2014) Remediating disregard in global regulatory governance: Accountability, participation, and responsiveness. *American Journal of International Law* 108(2)
- Sunstein, C.R. (2002) State action is always present. *Chicago Journal of International Law* 3(2)
- Swinnen, J., Vandemoortele, T. (2012) Trade and the political economy of standards. *World Trade Review* 11(3)
- Szwedo P. (2013) Water footprint and the law of WTO. *Journal of World Trade* 47(6)
- Taylor, P.L. (2005) In the market but not of it: Fair Trade coffee and Forest Stewardship Council certification as market-based social change. *World Development* 33(1)
- Teubner, G. (1983) Substantive and reflexive elements in modern law. *Law and Society Review* 17(2)
- Tietje, C. (1995) Voluntary eco-labelling programs and questions of State responsibility in the WTO/GATT legal system. *Journal of World Trade* 29(5)
- Tushnet, M. (2003) The issue of state action/horizontal effect in comparative constitutional law. *International Journal of Constitutional Law* 1(1)
- van den Bossche, P. (2008) Looking for proportionality in WTO law. *Legal Issues of Economic Integration* 35(3)
- van Gestel, B., Micklitz, H.W. (2013) European integration through standardisation: How judicial review is breaking down the club house of private standardisation bodies. *Common Market Law Review* 50(1)
- Vandembergh, M.P. (2005) The private life of public law. *Columbia Law Review* 105(7)
- Vandembergh, M.P. (2007) The new Wal-Mart effect: The role of private contracting in global governance. *UCLA Law Review* 54(4)

- Verbruggen, P. (2014) The impact of primary EU law on private law relationships: Horizontal direct effect under the free movement of goods and services. *European Review of Private Law* 22(2)
- Vidal-Leon, C. (2013) Corporate social responsibility, human rights, and the World Trade Organisation. *Journal of International Economic Law* 16(4)
- Villalpando, S.M. (2002) Attribution of conduct to the State. How the rules on state responsibility may be applied within the WTO dispute settlement system. *Journal of International Economic Law* 5(2)
- Vogel, D. (2008) Private global business regulation. *Annual Review of Political Science* 11
- von Bogdandy, A., Venzke, I. (2012) In whose name? An investigation of international court's public authority and its democratic justification. *European Journal of International Law* 23(1)
- Weber, C.L., Matthews, H.S. (2008) Food-miles and the relative climate impacts of food choices in the United States. *Environmental Science and Technology* 42(10)
- Wesseling, R. (1999) The Commission White Paper on modernisation of EC antitrust law: Unspoken consequences and incomplete treatment of alternative options. *European Competition Law Review* 20(8)
- Wijkström, E., McDaniels, D. (2013) Improving regulatory governance: International standards and the WTO TBT Agreement. *Journal of World Trade* 47(5)
- Wlostowski, T. (2010) Selected observation on regulation of private standards by the WTO. *Polish Yearbook of International Law* 30
- Wood, S., Abbott, K.W., Black, J., Eberlein, B., Meidinger, E. (2015) The interactive dynamics of transnational business governance: A challenge for transnational legal theory. *Transnational Legal Theory* 6(2)
- Wouters, J., Geraets, D. (2012) Private food standards and the World Trade Organisation: Some legal considerations. *World Trade Review* 11(3)
- Wymeersch, E. (2006) The enforcement of corporate governance codes. *Journal of Corporate Law Studies* 6(1)
- Zedalis, R. (2007) When do the activities of private parties trigger WTO rules. *Journal of International Economic Law* 10(2)
- Zumbansen, P. (2011) Neither 'public' nor 'private', 'national, nor 'international': Transnational corporate governance from a legal pluralist perspective. *Journal of Law and Society* 38(1)
- Zúniga Schroder, H. (2009) Definition of the concept 'international standard' in the TBT Agreement. *Journal of World Trade* 43(6)

Chapters in edited books

- Abbott K.W., Snidal, D. (2009) 'The governance triangle: Regulatory standards institutions and the shadow of the State'. In Mattli W., Woods, N. (Eds.) *The politics of global regulation*. Princeton: Princeton University Press

- Akmann, P. (2009) 'Exploitative abuse in Article 82 EC: Back to basics?' in Barnard, C., Odudu, O. (Eds.) *Cambridge Yearbook of European Legal Studies 11*. Oxford: Hart Publishing
- Albors-Llorens, A. (2014) 'Judicial protection before the Court of Justice of the European Union'. In Barnard, C. Peers, S. (Eds.) *European Union Law*, Oxford: Oxford University Press
- Arthurs, H. (2004) 'Private ordering and workers' rights in the global economy: Corporate codes of conduct as a regime of labour market regulation'. In Conaghan, J., Fischl, R.M., Klare, K. (Eds.) *Labour law in an era of globalisation. Transformative practices and possibilities*. Oxford: Oxford University Press,
- Bhagwati, J. (2001) 'After Seattle: Free trade and the WTO'. In Porter, R.B. (Ed.) *Efficiency, equity, and legitimacy: The multilateral trading system at the Millennium*. Washington: Brookings Institution Press
- Bodansky, D., Lawrence, J.C. (2009) 'Trade and environment'. In Bethlehem, D., McRae, D., Neufeld, R., Van Damme, I. (Eds.) *The Oxford Handbook of international trade law*. Oxford: Oxford University Press
- Braun, B. (2005) 'Building global institutions: The diffusion of management standards in the world economy - An institutional perspective'. In Alvstam, C.G., Schamp, E.W. (Eds.) *Linking industries across the World*. London: Ashgate
- Cabral, L., Kretschmer, T. (2007) 'Standards battles and public policy'. In Greenstein, S., Stango, V. (Eds.) *Standards and Public Policy*. Cambridge: Cambridge University Press
- Cafaggi, F. (2010) Private law-making and European integration: Where do they meet, when do they conflict? In Oliver, D., Prosser, T., Rawlings, R. (Eds.) *The regulatory State*. Oxford: Oxford University Press
- Cafaggi, F., Iamicelli, P. (2015) 'Private regulation and industrial organisation: Contractual governance and the network approach'. In Grundmann, S., Moslein, F., Riesenhuber, K. (Eds.) *Contract governance: Dimensions in law and interdisciplinary research*. Oxford: Oxford University Press
- Caranta, R. (2016) 'Labels as enablers of sustainable public procurement'. In Sjøfjell, B., Wiesbrock, A. (Eds.) *Sustainable public procurement under EU law. New perspective on the State as stakeholder*. Cambridge: Cambridge University Press
- Chalmers, D. (2006) Private power and public authority in European Union law. In Bell, J., Kilpatrick, C. (Eds.) *The Cambridge Yearbook of European Legal Studies 2005-2006*. Oxford: Hart Publishing
- Clapp, J., Fuchs, D. (2009) 'Agrifood corporations, global governance and sustainability: A framework for analysis'. In Clapp, J., Fuchs, D. (Eds.) *Corporate power in global agrifood governance*. Cambridge MA: The MIT Press
- Cremona, M. (2013) Expanding the internal market: An external regulatory policy for the EU? In Van Vooren, B., Blockmans, S., Wouters, J. (Eds.) *The EU's role in global governance*. Oxford: Oxford University Press

- Cseres, K. (2011) 'Competition law and contract law' In Hartkamp, A., Hesselink, M., Hondius, E., Mak, C., du Perron, E. (Eds.) *Towards a European civil code*, Nijmegen: Wolters Kluwer
- De Cendra de Larràgan, J. (2009) 'Regulatory dilemmas in EC environmental law: The ongoing conflicts between competitiveness and the environment'. In Cafaggi, F., Muir Watt, H. (Eds.) *The regulatory function of European private law*. Cheltenham: Edward Elgar
- De Frouville, O. (2010) 'The sources of international responsibility. Attribution of conduct to the State: Private individuals'. In Crawford, J., Pellet, A., Olleson, S., Parlett, K. (Eds.) *The law of international responsibility*. Oxford: Oxford University Press
- Fox, E.M., Arena, A. (2013) 'The international institutions of competition law: The systems' norms'. In Fox, E.M., Trebilcock, M.J. (Eds.) *The design of competition law institutions. Global norms, local choices*. Oxford: Oxford University Press
- Furusten, S. (2000) 'The knowledge base of standards'. In Brunsson, N. and Jacobsson, B. (Eds.) *A World of standards*. Oxford: Oxford University Press
- Gaebler, M. (2014) 'Recognition of private sustainability certification systems for public regulation (co-regulation): Lessons learned from the EU Renewable Energy Directive'. In Schmitz-Hoffmann, C., Schmidt, M., Hansmann, B., Palekhov, D. (Eds.) *Voluntary standard systems. A contribution to sustainable development*. Verlag, Berlin and Heidelberg: Springer
- Geradin, D., Reysen, M., Henry, D. (2011) 'Extraterritoriality, comity, and cooperation in EU competition law'. In Guzman A.T. (Ed.) *Cooperation, comity, and competition policy*. Oxford: Oxford University Press
- Gyselen, L. (1994) 'The emerging interface between competition policy and environmental policy in the EC'. In Cameron, J., Demaret, P., Geradin, D. (Eds.) *Trade and environment: The search for balance*. London: Cameron May
- Havinga, T. (2011) 'On the borderline between state law and religious law. Regulatory arrangements connected to kosher and halal foods in the Netherlands and the United States'. In van der Meulen, B. (Ed.) *Private food law: Governing food chains through contract law, self-regulation, private standards, audit and certification schemes*. Wageningen: Wageningen Academic Publishers
- Kingsbury, B. (2003) 'The international legal order'. In Cane, P., Tashkent, M. (Eds.) *The Oxford Handbook of legal studies*. Oxford: Oxford University Press
- Klabbers, J. (2013) 'Of round pegs and squared holes: International law and the private sector'. In Jurčys, P., Kjaer, P.F., Yatsunami, R. (Eds.) *Regulatory hybridisation in the transnational sphere*. Leiden and Boston: Martinus Nijhoff
- Lefeber, R. (2012) 'Climate change and State responsibility'. In Rayfuse, R., Scott, S.V. (Eds.) *International law in the era of climate change* Cheltenham: Edward Elgar
- Marceau, G. (2009) 'Trade and labour'. In Bethlehem, D., McRae, D., Neufeld, R., Van Damme, I. (Eds.) *The Oxford Handbook of international trade law*. Oxford: Oxford University Press

- Markandya, A. (1997) 'Eco-labelling: An introduction and review'. In Zarrilli, S., Veena, J., Vossenaar, R. (Eds.) *Eco-labelling and international trade*. Basingstoke: Palgrave Macmillan
- Marx, A. (2011) 'Global governance and the certification revolution: Types, trends and challenges'. In Levi-Faur, D. (Ed.) *Handbook on the politics of regulation*. Cheltenham: Edward-Elgar
- Mathis, J. (2011) 'International social and environmental production standards. Should corporate social responsibility get a slice of the WTO pie?' In Reestman, J.H., Schrauwen, A. van Montanans, M. and Jans, J. (Eds.) *De regels en het spel: Opstellen over recht, filosofie, literatuur en geschiedenis aangeboden aan Tom Eijsbouts*. Den Haag: T.M.C. Asser Press
- Medineger, E. (2007) 'Beyond Westphalia. Competitive legalisation in emerging transnational regulatory systems'. In Brutsch, C., Lehmkuhl, D. (Eds.) *Law and legalisation in transnational relations*. Oxford and New York: Routledge
- Motta, M., de Streeck, A. (2006) 'Excessive pricing and price squeeze under EU law'. In Ehlermann, C.D., Atanasiu, I. (Eds.) *European Competition Law Annual 2003: What is an Abuse of a Dominant Position?*
- Poiars Maduro, M. (2010) The chameleon State. EU law and the blurring of the private/public distinction in the market. In Rainer, N. (Ed.) *Conflict of laws and laws of conflict in Europe and beyond: Patterns of supranational and transnational juridification*. Antwerp, Oxford and Portland: Intersentia
- Potoski, M., Prakash, A. (2009) 'A club theory approach to voluntary programs'. In Potoski, M., Prakash, A. (Eds.) *Voluntary programs: A club theory perspective*. Cambridge: MIT Press
- Risse, T. (2004) 'Transnational governance and legitimacy'. In Benz, A., Papadopoulos, Y. (Eds.) *Governance and democracy. Comparing national, European and international experiences*. London and New York: Routledge
- Schweitzer, H. (2007) 'The history, interpretation and underlying principles of Section 2 Sherman Act and Article 82 EC'. In Ehlermann, C.D., Marquis, M. (Eds.) *European competition law annual 2007: A reformed approach to article 82 EC*
- Schweitzer, H. (2009) 'Competition law and public policy: Reconsidering an uneasy relationship - the example of Article 81'. In Drexel J., Idot, L., Monger, J. (Eds.) *Economic theory and competition law*. Cheltenham: Edward Elgar
- Scott, C. (2010) 'Regulatory governance and the challenge of constitutionalism'. In Oliver, D., Prosser, T., Rawlings, R. (Eds.) *The regulatory State: Constitutional implications*. Oxford: Oxford University Press
- Shapiro, C. (2000) 'Setting compatibility standards: Cooperation or collusion'. In Dreyfuss, R.C., Zimmermann, D.L., First, H. (Eds.) *Expanding the boundaries of intellectual property*. Oxford: Oxford University Press
- Smits, R. (2014) 'Sustainable competition law enforcement: Animal rights. An essay on integrating other sentient beings' interests in the work of a competition

authority'. In: Arts, D., Devroe, W., Foqué, R., Marchand, K., Verougstraete, I. (Eds.) *Liber Amicorum Jacques Steenbergen, Mundi et Europae Civis*, Brussels: Larcier

Swinnen, J., Maertens, M., Colen, L. (2015) 'The role of food standards in trade and development'. In Hammoudi, A., Grazia, C., Surry, Y., Traversac, J.B. (Eds.) *Food safety, market organisation, trade and development*. London: Springer

Szasz, A. (2007) *Shopping our way to safety: How we changed from protecting the environment to protecting ourselves*. Minneapolis: University of Minnesota Press;

Maniates, M., Meyer, M.J. (2010) *The environmental politics of sacrifice*. Cambridge MA: MIT Press

Van Waarden, F. and van Dalen, R. (2013) 'Halal and the moral construction of quality. How religious norms turn a mass product into a singularity'. In Beckert, J., Musselin, C. (Eds.) *Constructing quality. The classification of goods in the economy*. Oxford: Oxford University Press

Wagner-von Papp, F. (2012) 'Competition law and extraterritoriality'. In Ezrachi, A. (Ed.) *Research Handbook on international competition law*. Cheltenham: Edward Elgar

European Union case law

Cases of the Court of Justice of the European Union

Case C-1/12 *Ordem dos Técnicos Oficiais de Contas v Autoridade da Concorrência* [2013] ECR I-000

Case C-100/13 *Commission v Germany (Ü Mark)* [2014] ECR I-0000

Case C-110/05 *Commission v Italy (Trailers)* [2009] ECR I-519

Case C-112/00 *Schmidberger Internationale Transporte v Austria* [2003] ECR I-5659

Case C-120/95 *Decker v Caisse de Maladie del Employés Privés* [1998] ECR I-1831

Case C-127/73 *Belgische Radio en Televisie v SV SABAM and NV Fonior* [1974] ECR I-313

Case C-13/78 *Eggers v Die Frie Hansestadt Bremen* [1978] ECR I-1936

Case C-136/12 *Consiglio Nazionale dei Geologi v Autorità Garante della Concorrenza e del Mercato* [2013] ECR I-0000

Case C-140/79 *Chemical Farmaceutici SpA v DAF SpA* [1981] ECR I-0001

Case C-142/05 *Åklagaren v Percy Mickelsson and Joakim Roos* [2009] ECR I-04273

Case C-145/88 *Torfaen Borough Council v B & Q plc.* [1989] ECR I-03851.

Case C-15/83 *Denkavit Nederland* [1984] ECR I-2171

Case C-171/05P *Laurent Piau v Commission* [2006] ECR I-003

Case C-171/11 *Fra.bo v DVGW* [2012], ECR I-0000

Case C-176/12 *Association de Médiation Sociale v Union locale des syndicats CGT* [2014],

Case C-178/84 *Commission v Germany (Beer purity requirement)* [1987] ECR I-0037

Case C-185/91 *Bundesanstalt für den Güterfernverkehr v Reiff* [1993] ECR I-580

Case C-190/98 *Volker Graf v Filzmoser Maschinenbau GmbH* [2000] ECR I-513

Case C-209/07 *Competition Authority v Beef Industry Development* [2008] ECR I-8637

Case C-212/06 *Government of the French Community and Walloon Government v Flemish Government* [2008] ECR I-1683

Case C-22/76 *United Brands Company and United Brands Continental BV v Commission* [1977], ECR I-207

Case C-222/82 *Apple and Pear Development Council v K.J. Lewis LTD and Other* [1983] ECR I-4083

Case C-226/84 *British Leyland Public Limited Company v Commission* [1986] ECR I-9297

Case C-227/06 *Commission v Belgium* [2008] ECR I-46

Case C-237/94 *John O'Flynn v Adjudication Officer* [1996] ECR I-02617

Case C-240/83 *ABDHU* [1985] ECR I-531

Case C-240/97 *Spain v Commission* [1999] ECR I-6571

Case C-244/06 *Dynamic Medien Vertriebs GmbH V Avides Media AG* [2008] ECR I-505

Case C-247/86 *Alsatel v SA Novasem* [1988] ECR I-5987

Case C-249/81 *Commission v Ireland (Buy Irish)* [1982] ECR I-4005

Case C-250/92 *Gøttrup-Klim e.a. Grovwareforeninger v Dansk Landbrugs Grovvareselskab AmbA* [1994] ECR I-5641

Case C-250/97 *Monsees v Unabhängiger Verwaltungssenat für Karnten* [1999] ECR I-2921

Case C-251/83 *Haug-Adrion v Frankfurter Versicherungs AG* [1984] ECR I-4278

Case 26-75 *General Motors Continental NV v Commission* [1975] ECR I-1367

Case C-26/76 *Metro SB-Großmärkte GmbH & Co. KG v Commission* [1977] ECR 1875

Case C-265/95 *Commission v France (Spanish Strawberries)* [1997] ECR I-6959

Case C-266/87 *The Queen v Royal Pharmaceutical Society of Great Britain* [1989] ECR I-1321

Case C-267/86 *Van Eycke v ASPA* [1988] ECR 4769

Case C-27/76 *United Brands Company and United Brands Continental BV v Commission* [1978] ECR I-207

Case C-281/11 *Sky Österreich GmbH v Österreichischer Rundfunk* [2013] ECR I-0000

Case C-281/98 *Roman Angonese v Cassa di Risparmio di Bolzano SpA* [2000] ECR I-04139

Case C-296/00 *Prefetto Provincia di Cuneo v Silvano Carbone* [2002] ECR I-4670

Case C-3/95 *Reisebüro Broede v Gerd Sandker* [1996] ECR I-6511

Case C-302/88 *Hennen Olie* [1990] ECR I-4625

Case C-309/99 *Wouters and Others v Algemene Raad van de Nederlandse Orde van Advocaten* [2002] ECR I-1653

Case C-311/85 *Vereniging van Vlaamse Reisbureaus v VZW Sociale Dienst* [1987] ECR I-3821

Case C-32/11 *Allianz Hungària Biztosító and Others* [2013] ECR I-0000

Case C-325/00 *Commission v Germany (Labels of Origin and Quality)* [2002] ECR I-9977

Case C-33/97 *Colim NV v Bigg's Continent Noord NV* [1999] ECR I-3175

Case C-341/05 *Laval un Partneri Ltd v Svenska Byggnadsarbetareförbundet, Svenska Byggnadsarbetareförbundets avdelning 1, Byggettan and Svenska Elektrikerförbundet (Laval)* [2007] ECR I-11767

Case C-343/95 *Diego Cali & Figli Srl v Servizi Ecologici Porto di Genova SpA* [1997] ECR I-1580

Case C-35/96 *Commission v Italy* [1998] ECR I-3851

Case C-35/98 *Staatssecretaris van Financiën v B.G.M. Verkooijen* [2000] ECR I-4113

Case C-35/99 *Criminal proceedings against Michele Arduino* [2002] ECR I-1529

Case C-350/07 *Kattner Stahlbau GmbH v Maschinenbau- und Metall-Berufsgenossenschaft* [2009] ECR I-1513

Case C-36/02 *Omega Spielhallen-und Automatenaufstellungs-GmbH v Oberbürgermeisterin der Bundesstadt Bonn* [2004] ECR I-9609

Case C-36/74 *Walrave and Koch v Association Union Cycliste Internationale* [1974] ECR I-1406

Case C-360/10 *Commission v Netherlands* [2012] ECR I-0000

Case C-364/92 *SAT Fluggesellschaft v Eurocontrol* [1993] ECR I-43

Case C-367/12 *Sokoll-Seebacher* [2014] ECR I-0000

Case C-379/89 *Preussen Elektra AG v Schleswig* [2001] ECR I-2099

Case C-379/92 *Criminal proceedings against Matteo Peralta* [1994] ECR I-3453

Case C-38/97 *Autotrasporti Librandi Snc di Librandi F. & C. v Cuttica spedizioni e servizi internazionali Srl.* [1998] ECR I-5995

Case C-382/12P *MasterCard v. Commission* [2014] ECR I-2201

Case C-384/93 *Alpine Investment BV v Minister van Financien* [1995] ECR I-1141

C-391/92 *Commission v Greece* [1995] ECR I-1621

Case C-41/90 *Hofner and Elser v. Macroton GmbH* [1991] ECR I-1979

Case C-411/98 *Ferlini v Centre Hospitalier de Luxembourg* [2000] ECR I-8126

Case C-415/93 *Union Royale Belge des Sociétés de Football Association v Bosman* [1995] ECR I-4921

Case C-426/11 *Alema-Herron & others v Parkwood Leisure LTD* [2013] ECR I-0000

Case C-438/05 *International Transport Workers' Federation and Finnish Seamen's Union v Viking Line ABP (Viking Line)* [2007] ECR I-10806

Case C-456/10 *Asociacion Nacional de Expendedores de Tabaco y Timbre (ANETT) v Administracion del Estado* [2012] ECR I-000

Case C-49/07 *MOTOE v Elliniko Dimosio* [2008] ECR I-4863

Case C-5/94 *The Queen v Minister of Agriculture, Fisheries and Food ex parte Hedley Lomas* [1996] ECR I-2553

Case C-51/75 *EMI Records Limited v Cbs United Kingdom Limited* [1976] ECR I-811

Case C-513/99 *Concordia Bus Finland Oy Ab Helsingin kaupunki, HKL-Bussiliikenne* [1999] ECR I-7213

Case C-519/04P *David Meca-Medina and Igor Majcen v Commission* [2006] ECR I-7006

Case C-55/94 *Gebhard v Consiglio dell'Ordine degli Avvocati e Procuratori di Milano* [1995] ECR I-4165

Case C-58/80 *Dansk Supermarked v Imerco* [1981] ECR I-181

Case C-6/72 *Europemballage Corporation and Continental Can Company v Commission* [1973] ECR I-215

Case C-6/81 *BV Industrie Diensten Groep v J.A. Beele Handelmaatschappij BV* [1982] ECR I-707

Case C-617/10 *Åklagaren v Hans Åkerberg Fransson* [2013] ECR I-0000

Case C-62/86 *AKZO v Commission* [1991] ECR I-3359

Case C-66/86 *Ahmed Saeed Flugreisen e Silver Line Reisebüro GmbH v Zentrale zur Bekämpfung unlauteren Wettbewerbs e.V* [1989] ECR I-803

Case C-67/96 *Albany International BV v. Stichting Bedrijfspensioenenfonds Textielindustrie* [1999] ECR I-5751

Case C-67/97 *Criminal proceedings against Ditlev Bluhme* [1998] ECR I-08033

C-67/13P *Groupement des cartes bancaires (CB) v European Commission* [2014] ECR I-000

Case C-69/88 *H. Krantz GmbH & Co. v Ontvanger der Directe Belastingen and Netherlands State* [1990] ECR I-583

Case C-7/97 *Oscar Bronner GmbH & Co. v Mediaprint* [1998] ECR I-7791

Case C-70/10 *Scarlet Extended SA v Société belge des auteurs, compositeurs et éditeurs SCRL* [2011] ECR I-11959

Case C-71/02 *Herbert Karner* [2004] ECR I-3025

Case C-76/90 *Sager v Dennemeyer & Co LTD.* [1991] ECR I-4221

Case C-8/08 *T-Mobile Netherlands BV, KPN Mobile NV, Orange Nederland NV and Vodafone Libertel NV v Raad van bestuur van de Nederlandse Mededingingsautoriteit* [2009] ECR I-4529

Case C-8/74 *Procureur du Roi v Benoît and Gustave Dassonville* [1974] ECR I-837

Case C-9/56 *Meroni v High Authority* [1958] ECR I-0135

Case C-94-04 *Federico Cipolla v Rosaria Fazari* [2006] ECR I-11455

C-94/07 *Andrea Raccanelli v Max-Planck-Gesellschaft zur Förderung der Wissenschaften eV.* [2008] ECR I-05939

Case C-96/82 *IAZ International Belgium NV v Commission* [1983] ECR I-3369

Case C-96/94 *Centro Servizi Spediporto Srl v. Spedizioni Marittima del Golfo* [1998] ECR I-2883

Case C-12/11 *McDonagh v Ryanair* [2013] ECR I-0000.

Case C-269/90 *Technische Universiteit Munchen v Hauptzollamt Munchen* [1991] ECR I-5469

Joined Cases 41/70 to 44/70 *International Fruit Company and Others v Commission* [1971] ECR I-411

Joined Cases C-89/85, C-104/85, C-114/85, C-116/85, C-117/85, C-125/85, C-126/85, C-127/85, C-128/85 and C-129/85. *Ahlström v Commission (Wood Pulp)* [1988] ECR I-5233

Joined cases 96-102, 104, 105, 108 and 110/82 *NV IAZ International Belgium and others v Commission* [1983] ECR I-3369

Joined Cases C-115/97, C-116/97, C-117/97 *Brentjens' Handelsonderneming v. Stichting Bedrijfspensioenfonds voor de Handel in Beouwmaterialen* [1999] ECR I-6025

Joined Cases C-154/04, 155/04 *Alliance for Natural Health* [2005] ECR I-6451

Joined Cases C-177/82 and 178/82 *Criminal Proceeding against Jan van de Haar and Kaveka de Meern BV* [1984] ECR I-1798

Joined Cases C-180/98, 181/98, 182/98, 183/98 and 184/98 *Pavlov v. Stichting Pensioenfonds Medische Specialisten* [2000] ECR I-6451

Joined Cases C-184/13 to C-187/13, C-194/13, C-195/13 and C-208/13 *API - Anonima Petroli Italiana SpA v Ministero delle Infrastrutture e dei Trasporti and Ministero dello Sviluppo economico* [2014] ECR I-0000

Joined Cases C-267/91 and 268/91 *Keck and Mithouard* [1993] ECR I-6126

Joined Cases C-359/95P and 379/95P, *Commission and France v Ladbroke Racing* [1997] ECR I-6265

Joined Cases C-46 and 48/93 *Brasserie du Pêcheur SA v Germany and the Queen v Secretary for State and Transport ex parte: Factortame Ltd and Others* [1996] ECR I-1131

Joined Cases C-501/06 P, C-513/06 P, C-515/06 P and C-519/06 P *GlaxoSmithKline Services Unlimited v Commission* [2009] ECR I-09291

Joined Cases C-51/96, C-191/97 *Deliège v Ligue francophone de judo et disciplines associées ASBL and Others* [2000] ECR I-2549

Joined Cases C-544/03 and C-545/03 *Mobistar SA v Commune de Fléron, and Belgacom Mobile SA v Commune de Schaerbeek* [2005] ECR I-07723

Joined Cases C-570/07 and C-571/07 *José Manuel Blanco Pérez and María del Pilar Chao Gómez v Consejería de Salud y Servicios Sanitarios and Principado de Asturias* [2010] ECR I-4629

Joined Cases C-90/90 and 91/90 *Jean Neu and Others v Secrétaire d'Etat à l'Agriculture et à la Viticulture* [1991] ECR I-3633

Joined Cases T-24/93 *Compagnie Maritime Belge v. Commission* [1996] ECR II-1207

Joined Cases T-374/94; T-375/94; T-384/94; T-388/94 *European Night Services v Commission* [1998] ECR II-3141

Joined Cases T-528/93, T-543/93, T-546/93, *Métropole and Others v Commission* [1996] ECR II-649

Joined cases T-74/00, T-76/00, T-83/00, T-84/00, T-85/00, T-132/00, T-137/00 and T-141/00 *Artegodan and Others v Commission* [2002] ECR II-4945

Cases of the General Court

Case T-112/99 *Métropole Télévision v Commission* [2001] ECR II-2459

Case T-128/98 *Aéroports de Paris v Commission of the European Communities* [2000] ECR II-03929

Case T-155/04 *SELEX Sistemi Integrati v Commission* [2006] ECR II-4803

Case T-17/93 *Matra Hachette SA v Commission* [1994] ECR II-595

Case T-41/96 *Bayer v Commission* [2000] ECR II-3383, para. 180.

Case T-419/03 *Alstoff Recycling Austria v Commission* [2011] ECR II-0000

Case T-427/08 *Confédération européenne des associations d'horlogers-réparateurs (CEAHR) v Commission* [2010] ECR II- 5865

Case T-90/11 *Ordre national des pharmaciens (ONP) and Others v European Commission* [2014] ECR II-0000

Opinions of Advocate Generals

Opinion of Advocate General Bot in Case C-110/05 *Commission v Italy (Trailers)* [2009] ECR I-519

Opinion of Advocate General Campos Sanchez-Bordona in Case C-613/14 *James Elliott Construction Limited v Irish Asphalt Limited* [2016] ECR I-0000

Opinion of Advocate General Cosmas in Case C-343/95 *Diego Cali & Figli Srl contro Servizi Ecologici Porto di Genova SpA* [1996] ECR I-1549

Opinion of Advocate General Jacobs in Case C-7/97 *Oscar Bronner GmbH & Co. v Mediaprint* delivered on 28 May 1998, ECR I-7794

Opinion of Advocate General Jacobs in Case C-325/00 *Commission v Germany (Labels of Origin and Quality)* [2002] ECR I-9977

Opinion of Advocate General Jacobs in Case C-379/98 *PreussenElektra AG v Schleswag AG* [2001] ECR I-2099

Opinion of Advocate General Jacobs in Joined Cases C-264/01, C-306/01, C-354/01 and C-355/01 *AOK Bundesverband and Others* [2003] ECR I-02493

Opinion of Advocate General Kokott in Case C-142/05 *Åklagaren v Percy Mickelsson and Joakim Roos* [2006] ECR-I782

Opinion of Advocate General Kokott in Case C-360/10 *Commission v Netherlands* [2012] ECR I-0000

Opinion of Advocate General Kokott in Case C-8/08 *T-Mobile Netherlands and Others* [2009] ECR I-4529

Opinion of Advocate General Poiares Maduro in Case C-438/05 *International Transport Workers' Federation and Finnish Seamen's Union v Viking Line ABP (Viking Line)* [2007] ECR I-10806

Opinion of Advocate General Poiares Maduro in Case C-438/05 *International Transport Workers' Federation and Finnish Seamen's Union v Viking Line ABP (Viking Line)* [2007] ECR I-10806

Opinion of Advocate General Poiares Maduro in Joined Cases C-158-59/04 *Alfa Vita Vassilopoulos AE and Carrefour Marinopoulos v Elliniko Dimosio and Nomarchiaki Aftodioikisi Ioanninon* [2006] ECR I-8135

Opinion of Advocate General Tesauro in Case C-292/92 *Hunermund v Landesapothekerkammer Baden-Wurttemberg* [1993] ECR I-6787

Opinion of Advocate General Tesauro in Case C-364/92 *SAT Fluggesellschaft v Eurocontrol* [1993] ECR I-45

Opinion of Advocate General Tesauro in Case C-368/95 *Vereinigte Familienpress GmbH v H. Bauer Verlag* [1997] ECR I-3689

Opinion of Advocate General Tesauro in Case C-364/92 *SAT Fluggesellschaft v Eurocontrol* [1993] ECR I-45

Opinion of Advocate General Tizzano in Case C-442/02 *Caixa Bank France v Ministère de l'Economie, del Finances et de l'Industrie* [2004] ECR I-8961

Opinion of Advocate General Trstenjak in Case C-209/07 *Competition Authority v Beef Industry Development* [2008] ECR I-08637

Opinion of Advocate General Trstenjak in Case C-265/06 *Commission v Portugal (tinted glass car windows)* [2008] ECR I-2245

Opinion of Advocate General Trstenjak in Case C-271/08 *Commission v Germany* [2010] ECR I-7091

Opinion of Advocate General Trstenjak in Case C-282/10 *Dominguez v Centre Informatique du Centre Ouest Atlantique* [2012] ECR I-0000

Opinion of Advocate General Trstenjak in Case C-81/09 *Idryma Typou AE v Ypourgos Typou kai Meson Mazikis Enimerosis* [2010] ECR I-10161

Opinion of Advocate General Warner in Joined Cases C-55 and 57/80 *Musik Vertrieb v GEMA* [1980] ECR I-167

Commission Decisions

Commission Commitment Decision COMP/C-3/38.636 *Rambus* [2009]

Commission Decision AT.39939 *Samsung - Enforcement of UMTS standard essential patents* [2014] C(2014) 2891 final

Commission Decision AT.39985 *Motorola - Enforcement of GPRS standard essential patents* [2014] C(2014) 2892 final

Commission Decision COMP/F-2/38.401 *EMC/European Cement Producers* [2005] D/205249

Commission Decision COMP/39.416 *Ship Classification* [2009] C(2009)7796 final

Commission Decision IV/26.760 *GEMA* [1982] L 94/12
Commission Decision IV/29.151 *Philips/VCR* [1978] L47/42
Commission Decision IV/31.371 *Roofing felt (Belasco)* [1986] L 232/15
Commission Decision IV/31.458 *X/Open Group* [1987] L 35/36
Commission Decision IV/32.202 *APB* [1990] L 18/35
Commission Decision IV/33.640 *Exxon-Shell* [1994] L 144/2
Commission Decision IV/35.691 *Pre-insulated pipe cartel* [1998] L 24/1
Commission Decision IV/34.493 *DSD* [2001] L 365/5
Commission Decision IV/36.718 *CECED* [2000] L 187/47

Acts of European institutions and European legislation

Commission Communication (2010) EU best practice guidelines for voluntary certification schemes for agricultural products and foodstuffs. C 341/04
Commission Communication COM(1999) 619 final. On 'fair trade'. NR
Commission Communication COM(2001)428 final. A white paper on European governance. C 287
Commission Communication COM(2009) 215 final. Contributing to Sustainable Development: The role of Fair Trade and non- governmental trade-related sustainability assurance schemes. C 339
Commission Communication COM(2010) 612 final. On trade, growth and world affairs. Trade policy as a core component of the EU's 2020 strategy. C 43
Commission Communication COM(2011) 681 final. On a renewed EU strategy 2011-14 for Corporate Social Responsibility. NR
Commission Communication COM(2013) 196 final. Building the Single Market for Green Products Facilitating better information on the environmental performance of products and organisations. NR
Commission Guidelines on the applicability of Article 81 of the EC Treaty to horizontal cooperation agreements [2001] C 3/02
Commission Guidelines on the applicability of Article 101 of the Treaty on the Functioning of the European Union to horizontal co-operation agreements [2011] C 11/01
Commission Guidelines on the application of Art. 81(3) of the Treaty [2004] C 101/08
Commission Guidance on the Commission's enforcement priorities in applying Article 82 of the EC Treaty to abusive exclusionary conduct by dominant undertakings [2009] C 45/02
Commission Implementing Decision 2011/437/EU of 19 July 2011 on the recognition of the 'Biomass Biofuels Sustainability voluntary scheme' for demonstrating compliance with the sustainability criteria under Directives 2009/28/EC and 2009/30/EC of the European Parliament and of the Council. L 190/77

Commission Implementing Decision 2011/438/EU of 19 July 2011 on the recognition of the 'International Sustainability and Carbon Certification' scheme for demonstrating compliance with the sustainability criteria under Directives 2009/28/EC and 2009/30/EC of the European Parliament and of the Council. L 190/79

Commission Implementing Decision 2011/440/EU of 19 July 2011 on the recognition of the 'Round Table on Responsible Soy EU RED' scheme for demonstrating compliance with the sustainability criteria under Directives 2009/28/EC and 2009/30/EC of the European Parliament and of the Council. L 190/83

Commission implementing regulation (EU) No 607/2012 of 6 July 2012 on the detailed rules concerning the due diligence system and the frequency and nature of the checks on monitoring organisations as provided for in Regulation (EU) No 995/2010 of the European Parliament and of the Council laying down the obligations of operators who place timber and timber products on the market. L 177/16

Commission Notice on agreements of minor importance which do not appreciably restrict competition under Article 81(1) of the Treaty establishing the European Community (*de minimis*) [2001] C 368/07

Commission Notice on the definition of relevant market for the purpose of Community competition law [1997] C 372/5

Commission Regulation 330/2010 on the application of Article 101(3) of the Treaty on the Functioning of the European Union to categories of vertical agreements and concerted practices [2010] L 102/1

Commission Report COM(2016)263 final on options for an EU eco-label scheme for fishery and aquaculture products. NR

Communication from the Commission on voluntary schemes and default values in the EU biofuels and bioliquids sustainability schemes [2010] C 160/01

Council Regulation (EC) No 260/2009 of 26 February 2009 on the common rules for imports. L 84/2

Council Regulation (EC) No 834/2007 of 28 June 2007 on organic production and labelling of organic products. L 189/1

Council Regulation 2913/92 of 12 October 1992 establishing the Community Customs Code L 302/1

Council Resolution 85/C on a New Approach to technical harmonisation and standards [1985] C 136/01

Directive 2005/29/EC of the European Parliament and of the Council concerning unfair business-to-consumer commercial practices in the internal market. L 149/22

Directive 2009/28/EC of the European Parliament and of the Council of 23 April 2009 on the promotion of the use of energy from renewable sources, as amended by Directive (EU) 2015/1513 of the European Parliament and of the Council of 9 September 2015. L 140

Directive 2013/34/EU of the European Parliament and the Council of 26 June 2013 on the annual financial statements, consolidated financial statements and related reports of certain types of undertakings. L 182/13

Directive 2014/24/EU of the European Parliament and of the Council of 26 February 2014 on public procurement. L 94/65

European Commission staff working document of 25 May 2016 on guidance on the implementation/application of Directive 2005/29 EC on unfair commercial practices SWD(2016)163 final

European Commission staff working document of 3 December 2009 on guidance on the implementation/application of Directive 2005/29 EC on unfair commercial practices SEC(2009) 1666

European Parliament Resolution of 12 April 2016 on Regulatory Fitness and Performance Programme (REFIT): State of Play and Outlook (2014/2150(INI))

European Parliament/Council/Commission, Inter-institutional agreement on better law-making [2003] C 321/1

Regulation (EC) 66/110 of the European Parliament and of the Council of 25 November 2009 on the EU Ecolabel. L 27/1

Regulation (EC) No 1221/2009 of the European Parliament and of the Council of 25 November 2009 on the voluntary participation by organisations in a Community eco-management and audit scheme (EMAS). L 342/1

Regulation (EC) No 1924/2006 of the European Parliament and of the Council on nutrition and health claims made on foods L 404/9

Regulation (EU) 995/2010 of 20 October 2010 laying down the obligations of operators who place timber and timber products on the market. L 296/23

Decisions of National Competition Authorities

Conseil de la Concurrence. Avis relatif à l'examen, au regard des règles de concurrence, des modalités de fonctionnement de la filière du commerce équitable en France. N° 06-A-07 du 22 mars 2006

Conseil de la Concurrence. Avis portant sur l'examen, au regard des règles de concurrence, des activités de normalisation et de certification. N° 15-A-16 du 16 novembre 2015

Case law of the World Trade Organisation

Appellate Body Reports

Appellate Body Report, *Anti-Dumping Measures on Certain Hot-Rolled Steel Products from Japan*, WT/DS184/AB/R, adopted 24 July 2001

Appellate Body Report, *Brazil - Measures Affecting Imports of Retreaded Tyres*, WT/DS332/AB/R, adopted 3 December 2007

Appellate Body Report, *Canada - Continued Suspension of Obligations in the EC - Hormones Dispute*, WT/DS321/AB/R, adopted 16 October 2008

Appellate Body Report, *Canada - Measures Affecting the Importation of Milk and the Exportation of Dairy Products*, WT/DS/103/AB/R, adopted 13 October 1999

Appellate Body Report, *China - Measures Affecting Trading Rights and Distribution Services for Certain Publications and Audiovisual Entertainment Products*, WT/DS363/AB/R, adopted 21 December 2009

Appellate Body Report, *Dominican Republic Measures Affecting the Importation and Internal Sale of Cigarettes*, WT/DS302/AB/R, adopted 25 April 2005

Appellate Body Report, *European Communities - Measures Affecting Asbestos and Asbestos-Containing Products*, WT/DS135/AB/R, adopted 12 March 2001

Appellate Body Report, *European Communities - Measures Affecting Trade in Large Civil Aircraft*, WT/DS316/AB/R, adopted 18 May 2011

Appellate Body Report, *European Communities - Measures Concerning Meat and Meat Products*, WT/DS26/AB/R, adopted 16 January 1998

Appellate Body Report, *European Communities - Measures Prohibiting the Importation and Marketing of Seal Products*, WT/DS401/AB/R, adopted 22 May 2014

Appellate Body Report, *European Communities - Regime for the Importation, Sale and Distribution of Bananas*, WT/DS27/AB/R, adopted 9 September 1997

Appellate Body Report, *European Communities - Regime for the Importation, Sale and Distribution of Bananas. Article 21.5 DSU Recourse*, WT/DS27/AB/RW2/ECU, adopted 26 November 2008

Appellate Body Report, *European Communities - Trade Description of Sardines*, WT/DS231/AB/R, adopted 26 September 2002

Appellate Body Report, *Japan - Measures Affecting Agricultural Products*, WT/DS76/AB/R, adopted 22 February 1999

Appellate Body Report, *Japan - Measures Affecting Agricultural Products*, WT/DS76/R, adopted 27 October 1998

Appellate Body Report, *Japan - Measures Affecting the Importation of Apples*, WT/DS245/AB/R, adopted 26 November 2003

Appellate Body Report, *Japan - Taxes on Alcoholic Beverages*, WT/DS08/AB/R, 4 October 1996

Appellate Body Report, *Korea - Definitive Safeguard Measure on Imports of Certain Dairy Products*, WT/DS98/AB/R, adopted 14 December 1999

Appellate Body Report, *Korea - Measures Affecting Imports of Fresh, Chilled and Frozen Beef*, WT/DS161/AB/R, adopted 11 December 2000

Appellate Body Report, *Philippines - Taxes on Distilled Spirits*, WT/DS403/AB/R, 21 December 2011

Appellate Body Report, *Thailand - Customs and Fiscal Measures on Cigarettes from the Philippines*, WT/DS371/AB/R, adopted 17 June 2011

Appellate Body Report, *United States - Certain Country of Origin Labelling (COOL) Requirements*, WT/DS384/AB/R and WT/DS386/AB/R, adopted 29 June 2012

Appellate Body Report, *United States - Certain Country of Origin Labelling (COOL) Requirements. Recourse to Art. 21.5 of the DSU by Canada and Mexico* WT/DS384/AB/RW and WT/DS386/AB/RW, adopted 18 May 2015

Appellate Body Report, *United States - Definitive Anti-Dumping and Countervailing Duties on Certain Products from China*, WT/DS379/AB/R, adopted 11 March 2011

Appellate Body Report, *United States - Definitive Safeguard Measures on Imports of Circular Welded Carbon Quality Line Pipe from Korea*, WT/DS202/AB/R, adopted 15 February 2002

Appellate Body Report, *United States - Import Prohibition of Certain Shrimp and Shrimp Products - Recourse to Article 21.5 of the DSU by Malaysia*, WT/DS58/AB/RW, adopted 22 October 2001

Appellate Body Report, *United States - Import Prohibition of Certain Shrimp and Shrimp Products*, WT/DS58/AB/R, adopted 12 October 1998

Appellate Body Report, *United States - Measures Affecting Production and Sale of Clove Cigarettes*, WT/DS406/AB/R, adopted 4 April 2012

Appellate Body Report, *United States - Measures Affecting the Cross-Border Supply of Gambling and Betting Services*, WT/DS285/AB/R, adopted 7 April 2005

Appellate Body Report, *United States - Measures Concerning the Importation, Marketing and Sale of Tuna Products*, WT/DS381/AB/R, adopted 16 May 2012

Appellate Body Report, *United States - Standards for Reformulated and Conventional Gasoline*, WT/DS02/AB/R, adopted 29 April 1996

Appellate Body Report, *United States - Sunset Review of Anti-Dumping Duties on Corrosion-Resistant Carbon Steel Flat Products from Japan*, WT/DS244/AB/R, adopted 15 December 2003

Appellate Body Report, *United States - Transitional Safeguard Measure on Combed Cotton Yarn from Pakistan*, WT/DS192/AB/R, adopted 8 October 2001,

Appellate Body Report, *United States Final Countervailing Duty Determination with respect to certain Softwood Lumber from Canada*, WT/DS257/AB/R, adopted 19 January 2004

Appellate Body Reports, *Korea - Measures Affecting Imports of Fresh, Chilled and Frozen Beef*, WT/DS161/AB/R, adopted 11 December 2000

Panel Reports

Arbitration Panel Report, *Brazil — Export Financing Programme for Aircraft*, WT/DS46/ARB, adopted 28 August 2000

Panel Report in *European Communities - Measures Prohibiting the Importation and Marketing of Seal Products*, WT/DS400/R and WT/DS401/R, adopted 25 November 2013

Panel Report, *Argentina - Measures Affecting the Export of Bovine Hides and the Import of Finished Leather*, WT/DS155/R, adopted 19 December 2000

Panel Report, *Argentina - Measures Relating to Trade in Goods and Services*, WT/DS453/R, adopted 30 September 2015

Panel Report, *Australia - Measures Affecting Importation of Salmon. Article 21.5 DSU Recourse (Canada)*, WT/DS18/RW, adopted 18 February 2000

Panel Report, *Australia - Measures Affecting Importation of Salmon. Recourse to Art. 21.5 of the DSU by Canada*, WT/DS18/RW, adopted 18 February 2000

Panel Report, *Brazil – Measures Affecting Imports of Retreaded Tyres*, WT/DS332/R, adopted 12 June 2007,

Panel Report, *Canada - Administration of the Foreign Investment Act*, L/5504 - 30S/140, adopted 7 February 1984

Panel Report, *Canada - Certain Measures Affecting the Automotive Industry*, WT/DS139/R, adopted 11 February 2000

Panel Report, *Canada - Measures Affecting the Sale of Gold Coins*, L/5863, 17 September 1985 (unadopted)

Panel Report, *China - Measures Affecting Imports of Automobile Parts*, WT/DS339/R, adopted 12 January 2009

Panel Report, *China - Measures Affecting Trading Rights and Distribution Services for Certain Publications and Audiovisual Entertainment Products*, WT/DS/363/R, adopted 12 August 2009

Panel Report, *European Communities - Conditions for the Granting of Tariff Preferences to Developing Countries*, WT/DS246/R, adopted 1 December 2003

Panel Report, *European Communities - Measures Affecting the Approval and Marketing of Biotech Products*, WT/DS291/R, adopted 29 September 2006

Panel Report, *European Communities - Protection of Trademarks and Geographical Indications for Agricultural Products and Foodstuffs. Recourse from the United States*, WT/DS290/R, adopted 15 March 2005

Panel Report, *European Communities - Regime for the Importation, Sale and Distribution of Bananas. Complaint by Mexico*, WT/DS27/R/MEX, adopted 25 September 1997

Panel Report, *European Communities - Regulation on Imports of Parts and Components*, L/6657 - 37S/132, 16 May 1990

Panel Report, *European Communities - Selected Customs Matters*, WT/DS315/R, adopted 16 June 2006

Panel Report, *European Communities - Trade Description of Sardines*, WT/DS231/R, adopted 29 May 2002

Panel Report, *European Communities-Anti-Dumping Duties on Imports of Cotton-Type Bed Linen from India*, WT/DS141/R, adopted 12 March 2001

Panel Report, *European Economic Communities - Restrictions on Import of Dessert Apples*, L/6491, GATT B.I.S.D. (36th Sup) at 93, adopted 22 June 1989

Panel Report, *India - Measures Affecting the Automotive Sector*, WT/DS146/R, adopted 21 December 2001

Panel Report, *Japan - Measures Affecting Consumers Photographic Film and Paper*, WT/DS44/R, adopted 31 March 1998

Panel Report, *Japan - Measures Affecting the Importation of Apples. Article 21.5 DSU Recourse (United States)*, WT/DS245/RW, adopted 15 July 2003

Panel Report, *Japan - Trade in Semiconductor*, L/6309 - 35S/116, adopted 4 May 1988

Panel Report, *Japan - Measures Affecting the Importation of Apples*, WR/DS245/R, adopted 15 July 2003

Panel Report, *Korea - Measures Affecting Government Procurement*, WT/DS/163/R, adopted 1 May 2000

Panel Report, *Mexico – Tax Measures on Soft Drinks and Other Beverages*, WT/DS308/R, adopted 7 October 2005

Panel Report, *Subsidies and State Trading*, L/1160, adopted 23 March 1960

Panel Report, *Thailand - Customs and Fiscal Measures on Cigarettes from the Philippines*; WT/DS371/R, adopted 15 November 2010

Panel Report, *United States - Certain Country of Origin Labelling (COOL) Requirements*, WT/DS384/R, adopted 18 November 2011

Panel Report, *United States - Certain Measures Affecting Imports of Poultry from China*, WT/DS392/R, adopted 29 September 2010

Panel Report, *United States - Measures Affecting Alcoholic and Malt Beverages*, DS23/R - 39S/206, adopted 19 June 1992

Panel Report, *United States - Measures affecting the importation of animals, meat and other animal products from Argentina*, WT/DS447/R, adopted 24 July 2015

Panel Report, *United States - Measures Affecting the Production and Sale of Clove Cigarettes* WT/DS406/R, adopted 2 September 2011

Panel Report, *United States - Measures Concerning the Importation, Marketing and Sale of Tuna and Tuna Products*, WT/DS381/R, adopted 15 September 2011

Panel Report, *United States - Restrictions on Imports of Tuna*, DS21/R - 39S/155, 3 September 1991 (unadopted)

Panel Report, *United States - Standards for Reformulated and Conventional Gasoline*, WT/DS2/R, adopted 29 January 1996

Panel Report, *United States Measures Affecting the Cross-Border Supply of Gambling and Betting Services*, WT/DS285/R, adopted 10 November 2004

Panel Report, *US - Section 337 of the Tariff Act of 1930 (US - Section 337)*, L/6439 - 36S/345, adopted on 7 November 1989

Documents and Decisions of World Trade Organisation Committees and Ministerials

Committee on Technical Barriers to Trade. Decisions and Recommendations Adopted by the Committee since Jan. 1, 1995 – Note by the Secretariat. 28 November 2000 G/TBT/1/Rev.7

Committee on Technical Barriers to Trade. Decision on Principles for the Development of International Standards, Guides and Recommendation with Relation to Arts. 2, 5, and Annex 3 to the Agreement, in WTO document Decisions and Recommendations adopted by the WTO Committee on Technical Barriers to Trade since Jan. 1, 1995. June 9, 2011. G/TBT/1/Rev.10

Committee on Technical Barriers to Trade. Fifth triennial review on the implementation and operation of the TBT Agreement. 13 November 2013. G/TBT/26

Committee on Technical Barriers to Trade. Seventh Triennial Review of the Operation and Implementation of the TBT Agreement. 3 December 2015 G/TBT/37

Committee on Technical Barriers to Trade. Third triennial review on the implementation and operation of the TBT Agreement. 11 November 2003. G/TBT/13

Committee on Sanitary and Phytosanitary Measures. Actions regarding SPS-related private standards 6 April 2011. G/SPS/55

Committee on Sanitary and Phytosanitary Measures. Summary of the meeting held on 29-30 June 2005. Note by the Secretariat, 24 January 2007. G/SPS/R/37

Committee on Sanitary and Phytosanitary Measures. Report of the co-stewards of the private standards e-working group to the March 2015 meeting of the SPS Committee on Action 1. 17 March 2015. G/SPS/W/283

Committee on Sanitary and Phytosanitary Measures. Second report of the co-stewards of the private standards e-working group on Action 1. 30 September 2014. G/SPS/W/281

Submission by the United Kingdom to the Committee on Sanitary and Phytosanitary Measures. 9 October 2007, G/SPS/GEN/802

Negotiating history on the coverage of the Agreement on Technical Barriers to Trade with regard to labelling requirements, voluntary standards, and processes and production methods unrelated to product characteristics. Note by the Secretariat. 29 August 1995. WT/CTE/W/10 - G/TBT/W/11

Note by the Secretariat. Standardising bodies that have accepted the code of good practice for the preparation, adoption and application of standards. 23 February 2015. G/TBT/CS/2/Rev.21

Report (2007) of the Committee on Trade and Environment. 4 December 2007. WT/CTE/14

Report of the Working Party on *Border Tax Adjustment*, BISD 18S/97

Doha WTO Ministerial 2001: Ministerial Declaration. 14 November 2001. WT/MIN(01)/DEC/1

Singapore WTO Ministerial 1996: Ministerial Declaration. 18 December 1996. WT/MIN(96)/DEC

Decisions of international tribunals and international law sources

Application of the Convention on the Prevention and Punishment of the Crime of Genocide (Bosnia and Herzegovina v Serbia and Montenegro), Merits, I.C.J. Reports 2007, 4

Case Concerning United States Diplomats and Consular Staff in Teheran, Merits, Judgement, I.C.J. Reports 1980, 3

Jan de Nul NV and Dredging International NV v. Arab Republic of Egypt, ICSID Case No. ARB/04/13, Decision on Jurisdiction (16 Jun. 2006)

Military and Paramilitary Activities in and against Nicaragua (Nicaragua v United States of America), Merits, Judgement, I.C.J. Reports 1986

PCIJ, *SS Lotus*, Permanent Court of International Justice Reports, Series A, No. 10, 18-19 (1927)

Draft Articles on Responsibility of States for Internationally Wrongful Acts, with commentaries. Yearbook of the International Law Commission, 2001, vol. II, Part Two

International Court of Justice, *Nottebohm* (Liechtenstein v Guatemala), ICJ Rep 4 (1955)

United Nations, *Vienna Convention on the Law of Treaties*, 23 May 1969, United Nations, Treaty Series, vol. 1155, p. 331

United Nations General Assembly Resolution 56/83 (Dec. 12, 2001)

United Nations Legislative Series. Materials on the Responsibility of States for Internationally Wrongful Acts ST/LEG/SER B/25

Working papers and reports

Autoriteit Consument & Markt (2014) Vision document. Competition and sustainability

Autoriteit Consument & Markt (2015) ACM's analysis of the sustainability arrangements concerning the 'Chicken of Tomorrow'

Blackman, A., Rivera, J. (2010) The evidence base for environmental and socio-economic impacts of 'sustainable' certification. Washington DC, Resources for the Future Discussion Paper Series

Bohanes, J., Sandford, I. (2008) The (untapped) potential of WTO rules to discipline private trade-restrictive conduct. Paper presented at the Society of International Economic Law Inaugural Conference. Geneva, 15-17 July 2008. Online Proceedings Working Paper No. 56/08

Brack D. (2010) Controlling illegal logging: Consumer-country measures. Chatham House Briefing Paper EERG IL BP 2010/01

Cafaggi, F. (2009) Private Regulation in European Private Law. EUI Working Papers 2009/31

Cafaggi, F., Renda, A., Schmidt, R. (2013) Transnational private regulation. OECD - International regulatory cooperation: Rules for a global World Vol. 1

Carey, C., Guttentstein, E. (2008) Government use of voluntary standards: Innovation in sustainable governance. ISEAL Alliance R079

Chambers, P.G., Grandin, T. (2001) Guidelines for humane handling, transport and slaughter of livestock. Food and Agriculture Organisation of the United Nations. RAP Publication 2001/4

Delimatsis, P. (2014) 'Relevant international standards' and 'recognised standardisation bodies' under the TBT Agreement. TILEC Discussion Paper 2014-031

Delimatsis, P. (2014) Into the abyss of standard-setting: An analysis of procedural and substantive guarantees within ISO. TILEC Discussion Paper 2014-042

Derks, B. (2014) Meta governance in the realm of voluntary sustainability standards: Early experiences and their implications. UNFSS Discussion Papers No. 1

Elliott, K., Freeman, R. (2003) Can labor standards improve under globalisation? Washington: Institute for International Economics

FAO (2003) Development of a framework for good agricultural practices. COAG/2003/6

FAO (2007) Private standards in the United States and European Union markets for fruit and vegetables. Implication for developing countries. Rome: FAO Commodity Studies Series

Graffham, A., Karehu, E., Macgregor, J. (2007) Impact of EurepG.A.P. on small-scale vegetable growers in Kenya. International Institute for Environment and Development: Fresh Insight

Henson, S., Humphrey, J. (2009) The impact of private food safety standards on the food chain and on public standard-setting processes. Paper Prepared for FAO/WHO Codex Alimentarius Commission

Hoffmann, U., Grothaus, F (2015) Assuring coherence between the market-access and livelihood impact of private sustainability standards. UNFSS Discussion Papers No.6, May 2015

International Trade Center (2012) When do private standards work? Literature Review Series on the Impact of Private Standards - Part IV. Geneva: ITC

International Union for the Conservation of Nature - National Committee of The Netherlands (2013) Betting on best quality: A comparison of the quality and level of assurance of sustainability standards for biomass, soy and palm-oil

ISEAL Alliance (2011) Scaling up strategy. A strategy for scaling up the impact of voluntary standards

ISEAL Alliance (2014) Setting social and environmental standards. ISEAL Code of Good Practice v. 6.0

ISO (2001) - ISONET - ISO Information Network Manual

ISO/IEC (1994) ISO/IEC Guide 59: 1994. Code of Good Practice for Standardisation

ISO/IEC (2004) International Standard ISO 14001. Environmental management systems. Requirements with guidance for use

ISO/IEC (2004) Guide 2: 2004. Standardisation and related activities / General vocabulary

ISO/IEC (2004) International Standard 17000. Conformity assessment - Vocabulary and general principles

Joerges, C., Schepel, H., Vos, E. (1999) The law's problem with the involvement of non-governmental actors in Europe's legislative process: The case of standardisation under the 'New Approach'. EUI Working Paper LAW No. 99/9

Lamb, H. (2008) Fairtrade: Working to make markets fair. In International Trade Centre. What If? New Challenges in Export Development: Consumers, Ethics and Environment

Levi, M., Adolph, C., Berliner, D., Erlich, A., Greenleaf, A., Lake, M., Noveck, J. (2012) Aligning rights and interests: Why, when and how to uphold labor standards. Background Paper for the World Development Report 2013

Liu, P. (2009) Private standards in international trade: Issues and opportunities. Paper presented at the WTO's Workshop on 'Environment-related private standards, certification and labelling requirements'. Geneva, 9 July 2009

Marx, A., Sharma, A., Bécault, E. (2015) Voluntary Sustainability Standards. An overview. Acropolis Report - Klimos

Marx, A., Wouters, J. (2014) Competition and cooperation in the market of voluntary sustainability standards. United Nations Forum on Sustainability Standards Discussion Paper Series No. 3

Mavroidis, P.C., Wolfe, R. (2016) Private standards and the WTO: Reclusive no more. EUI Working Paper RSCAS 2016/17

OECD (2013) The role and measurement of quality in competition analysis. OECD Competition Committee

Office of Fair Trading (2008) The competition impact of environmental product standards, Report prepared by Frontier Economics for the Office of Fair Trading

Ponte, S. (2005) Standards and sustainability in the coffee sector. A global value chain approach. United Nations Conference on Trade and Development and the International Institute for Sustainable Development

Potts, J. (2008) The legality of PPMs under the GATT. Challenges and opportunities for sustainable trade policy. International Institute for Sustainable Development

Rademaekers, K., van der Laan, J., Smith, M., van Bruegel, C., Pollitt, H. (2011) The role of market-based instruments in achieving a resource efficient economy. Brussels: European Commission - DG Environment.

Report from the Nordic Competition Authorities (2010) Competition policy and green growth, Interactions and challenge

Sathre, R., O'Connor, J. (2010) A synthesis of research on wood products and greenhouse gas impact. 2nd Edition. Vancouver, B.C. FP Innovations (Technical report TR-19R)

Schlamann, I. (2013) Searching for sustainability: Comparative analysis of certification schemes for biomass used for the production of biofuels. World Wildlife Fund Deutschland

Smith, A., Watkiss, P., Tweddle, G., McKinnon, A., Browne, M., Hunt, A., Treleven, C., Nash, C., Cross, S. (2005) The validity of food miles as an indicator of sustainable development. Final report produced for the Department of Environment, Food, and Rural Affairs

Swamm, P. (2000) The economics of standardisation. Final report for standards and technical regulations Directorate Department of Trade and Industry, study for the United Kingdom Department of Trade and Industry

United Nations Forum on Sustainability Standards (UNFSS) (2013) Voluntary Sustainability Standards - Today's Landscape of Issues and Initiatives to Achieve Public Policy Objectives – Part 2: Initiatives

Van den Bossche, P., Schrijver, P., Faber, G. (2007) Unilateral Measures Addressing Non-Trade Concerns. A study on WTO consistency, relevance of other international agreements, economic effectiveness and impact on developing countries of measures concerning non-product-related processes and production methods. Report for the Ministry of Foreign Affairs of The Netherlands

van Oorschot, M., Kok, M., Brons, J., van der Esch, S., Janse, J., Rood, T., Vixseboxse, E., Wilting, H., Vermeulen, W. (2014) Sustainability of international Dutch supply chains. Progress, effects and perspectives, PBL Netherlands Environmental Assessment Agency

Vitkauskas, D., Dikov, G. (2012) Protecting the right to a fair trial under the European Convention on Human Rights. Council of Europe human rights handbooks

von Hagen, O., Alvarez, G. (2011) The interplay of public and private standards. Literature Review Series on the impact of private standards - Part III. Geneva: International Trade Centre

WTO (2005) World Trade Report 2005. Exploring the links between trade, standards and the WTO