

9 NOV 2024

NATIONAL LAW UNIVERSITY, JODHPUR

End Term Examination November 2024

Semester: UG IX Semester (Optional Paper)

Subject: Principles of Distributive Justice under International Trade

Marks: 100

Time: Three Hours

Instructions:

1. Attempt any five out of the six questions
2. All questions carry equal marks
3. Students are prohibited from using any electronic device

- Q.1) Economic Efficiency plays an important role in explaining GATT provisions. Principles of Distributive Justice provide for a different explanation to the core discipline of GATT. Explain the role of economic efficiency. How is the concept of Distributive Justice different? (Marks 20)
- Q.2) The concept of utilitarianism is a teleological concept. It explains the notion of right in terms of goods. Explain how John Rawls takes a different approach from a utilitarian. (Marks 20)
- Q.3) International realm is devoid of the "associative relation" that informs most of the municipal systems. Thus, the notion of distributive rights is antithetical to the workings of international relations. At most international relations can only be informed by an 'sufficientarian' notion of rights. Explain the above statement. (Marks 20)
- Q.4) Explain the structure of MFN obligation under GATT. Explain how the notion of MFN under GATT is different from the way it operates under BITs. (Marks 20)
- Q.5) Explain the interplay of fiscal as well as non-fiscal measures under GATT Article 3. Explain the notion of like products analysis within Article 3 context. (Marks 20)
- Q.6) Explain the general structure of General Exceptions under Article XX of GATT. Explain the role of chapeau regarding same. (Marks 20)