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Conflicts and Resolutions of International Trade Law and International Law of Environment in International Trade of GMOs: A Perspective of WTO Biotech Products Case

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Abstract

From general theories of international trade law and international law of environment, this article focuses on the possible conflicts between WTO legal systems and Multilateral Environmental Agreements. It illustrates the possible resolutions from the point of view of Committee on Trade and Environment (CTE) in WTO and its Dispute Settlement Body (DSB), and their promotion of multilateralism. Besides, this article analyses the possible resolutions from the legal interpretation and the rules of Conflicts of Norms, too. At last, it indicates an example of these possible conflicts and resolutions, the recent WTO Biotech Products Case, to demonstrate the possibility for the DSB to refer to others international norms in concrete cases.

Keywords: international trade law, international law of environment, conflicts of norms, GMO, Biotech Products Case