

2018 LIST OF PUBLICATIONS

Prof Dr Ilaria Espa

Books and monographs

1. *International Trade in Sustainable Electricity: Regulatory Challenges in International Economic Law* (edited with T. Cottier) (Cambridge University Press, 2017)
2. *Export Restrictions on Critical Minerals and Metals: Testing the Adequacy of WTO Disciplines* (Cambridge University Press, 2015)
 - Reviewed by D. Geraets in 16 *World Trade Review* 2 (2017), pp. 149-152

Journal Articles

1. 'Renewable Energy Subsidies and WTO Law: Time to Rethink the Case for Reform Beyond *Canada – Renewable Energy/FIT Program*' (with G. Marín Durán), 21 *Journal of International Economic Law* 3 (2018), forthcoming
2. 'Negotiating 21st Century Rules on Energy: What is at Stake for the European Union, the United States and the BRICS?' (with K. Holzer), 19 *Journal of World Investment and Trade* 3 (2018), pp. 415-443
3. 'The Analogue Method Comes Unfastened – The Awkward Space Between Market and Nonmarket Economies in *EC-Fasteners (Article 21.5)*' (with P. I. Levy), 17 *World Trade Review* 2 (2018), pp. 1–22
4. 'Re-Assessing Mineral Export Restraints as Industrial Policy Instruments: What Role, if Any, for the WTO Subsidy Law?', 9 *Trade, Law and Development* 2 (2017), pp. 104-126
5. 'Promoting Renewables in the Energy Union: Current Strategies and the Challenges Ahead', 2 *European Investment Law and Arbitration Review* (2017), pp. 225-244
6. 'Climate, Energy and Trade in EU-China Relations: Synergy or Conflict?', *China-EU Law Journal* (2017), doi: 10.1007/s12689-017-0076-0
7. 'Addressing Green Energy Subsidies in the WTO in the Era of Climate Change: The Challenges Ahead', 31 *Diritto del Commercio Internazionale* 2 (2017), pp. 1-16
8. 'No Iceberg in Sight: On the Absence of Potential and Actual WTO Disputes Against Fossil Fuel Subsidies' (with D. De Bièvre and A. Poletti), *International Environmental Agreements: Politics, Law and Economics* 17 (2017), pp. 411-425
9. 'Negotiating an Energy Deal Under TTIP: Drivers and Impediments to US Shale Exports to Europe' (with K. Holzer), 43 *Denver Journal of International Law and Policy* 4 (2015), pp. 357-377
10. 'Fair Access to Energy Resources, Market Transfers and Climate Change in the WTO', 29 *Diritto del Commercio Internazionale* 1 (2015), pp. 203-223
11. 'The Rhetoric of Proliferation of Mineral Export Restraints and WTO Under-Regulation', 2 *Bocconi Legal Papers* 2 (2013), pp. 185-204
12. 'Action pour le climat et mesures commerciales unilatérales: les initiatives les plus récentes de l'Union européenne', 12 *Revue Internationale de Droit Economique* 3 (2012), pp. 295-320
13. 'The Appellate Body Approach to the Applicability of Article XX GATT in Light of *China – Raw Materials: A Missed Opportunity?*', 46 *Journal of World Trade* 6 (2012), pp. 1399-142

Book Chapters

1. 'Good Governance in The Energy Sector, Climate Change Implications and China: The Case of Export Restrictions', in P. Farah (ed.), *China and the Good Governance of the Markets* (Routledge: London, expected publication Fall 2018)
2. 'Quotas and Import Licensing', in T. Cottier and K. Nadakavukaren Schefer (eds.), *Encyclopedia of International Economic Law* (Edward Elgar Publishing, 2017), pp. 363-366
3. 'Export Restrictions', in T. Cottier and K. Nadakavukaren Schefer (eds.), *Encyclopedia of International Economic Law* (Edward Elgar Publishing, 2017), pp. 368-370
4. 'New Disciplines on Energy', in T. Cottier and K. Nadakavukaren Schefer (eds.), *Encyclopedia of International Economic Law* (Edward Elgar Publishing, 2017), pp. 629-631
5. 'Natural Resource Management and Sustainable Development in the WTO Legal System: Implications for the Investment Regime', in S. Alam, J. Rozzaque, J. Bhuiyan (eds.), *Natural Resources Law, Investment and Sustainability* (Routledge: London, 2017), pp. 86-107
6. 'Promoting Green Electricity through Differentiated Electricity Tax Schemes' (with K. Holzer and T. Payosova), in T. Cottier and I. Espa (eds.), *International Trade in Sustainable Electricity: Regulatory Challenges in International Economic Law* (Cambridge University Press, 2017), pp. 356-389

7. 'The Treatment of Restrictions and Financial Charges on Imports and Exports of Electricity under EU and WTO law', in T. Cottier and I. Espa (eds.), *International Trade in Sustainable Electricity: Regulatory Challenges in International Economic Law* (Cambridge University Press, 2017), pp. 236-261
8. 'Introduction and Overview' (with T. Cottier), in T. Cottier and I. Espa (eds.), *International Trade in Sustainable Electricity: Regulatory Challenges in International Economic Law* (Cambridge University Press, 2017), pp. 1-17
9. 'The Role of WTO in Addressing Regulatory Pricing Policies in the Energy Sector', in P. Pazartzis and M. Gavouneli, *Reconceptualising the Rule of Law in Global Governance, Resources, Investment and Trade* (Hart Publishing: Oxford, 2016), pp. 391-404
10. 'Energy Export Restrictions in the WTO between Resource Nationalism and Sustainable Development', in F. Seatzu, A. Bonfanti and F. Romanin Jacur (eds.), *Natural Resources Grabbing: Erosion or Legitimate Exercise of State Sovereignty?* (Brill: Leiden, 2015), pp. 361-379

Case Notes

1. Oxford Reports on International Trade Law Decisions (<http://opil.ouplaw.com/page/TTL/oxford-reports-on-international-trade-law-decisions>): China – Rare Earths (Panels and Appellate Body Reports), EC – Hormones (Appellate Body Reports); US – Wool Shirts and Blouses (Appellate Body Report)
2. 'The Jurisprudence of the World Trade Organization 2014' (with T. Cottier, R. Lietchi and T. Payosova), 25 *Schweizerische Zeitschrift für Internationales und Europäisches Recht* 2 (2015), pp. 239-264
3. 'China – Measures Related to the Exportation of Various Raw Materials' (in G. Sacerdoti (ed.), 'WTO Case Law in 2012'), 23 *Italian Yearbook of International Law* (Leiden: Brill, 2013), pp. 392-399

Book Reviews

1. B. A. Melo Araujo, *The EU Deep Trade Agenda* (Oxford University Press, 2016), 6 *Global Journal of Comparative Law* 1 (2017), pp. 227-230
2. K.P. Sauvart (ed.), *Yearbook on International Investment Law and Policy 2011-2012* (Oxford University Press, 2013), 23 *Diritto Comunitario e degli Scambi Internazionali* 3 (2013), pp. 577-580

Working Papers

1. 'The Analogue Method Comes Unfastened – The Awkward Space Between Market and Nonmarket Economies in EC-Fasteners (Article 21.5)' (with P. I. Levy), EUI Working Paper RSCAS 2017/62
2. 'The Commodity Sector and Related Governance Challenges from a Sustainable Development Perspective: The Example of Switzerland and Current Research Gaps' (with E. Bürgi Bonanomi, J. Wehrli (CDE/WTI); D. Bucher, S. Rist, M. Giger (CDE); S. Franz, M. Elsig, S. R. Gelb (WTI); M. Holzgang, P. Dey, F. Wettstein (IWE)), WTI Working Paper, 14 July 2015
3. 'Greening Electricity through Taxing: An Analysis of GATT Constraints' (with K. Holzer), NCCR Working Paper 2015/09, 9 April 2015

Additional Articles

1. 'Rules and Practices of International Law for the Sustainable Management of Mineral Commodities, including Nickel, Copper, Bauxite and a special focus on Rare Earths' (with M. Oehl), Scoping Brief for the Committee on 'Role of International Law in Sustainable Natural Resource Management' of the International Law Association (ILA), 2017
2. 'New Raw Materials Dispute Revives Trade Tensions Between China and the US/EU', Guest post, International Economic Law and Policy Blog, <http://worldtradelaw.typepad.com/ielpblog/2016/09/guest-post-new-raw-materials-dispute-revives-trade-tensions-between-china-and-the-useu.html>
3. *Export Restrictions in Relation to Extractive Industries*, E15 Initiative. Geneva: International Centre for Trade and Sustainable Development (ICTSD) and World Economic Forum (WEF), 2015
4. 'Energy Subsidies from a Climate and Trade Perspective' (with S. E. Rolland), *BioRes*, Volume 9, Number 6, 20 July 2015. Geneva: ICTSD
 - Translated into Portuguese: 'O que fazer com os subsídios energéticos?', *Pontes*, Volume 11, Número 4 - Junho 2015. Geneva: ICTSD
 - Translated into Spanish: '¿Qué hacer con los subsidios energéticos?', *Puentes*, Volume 16 - Number 3, 8 May 2015. Geneva: ICTSD
5. *Subsidies, Clean Energy and Climate Change* (with S. E. Rolland), E15 Initiative. Geneva: ICTSD and WEF, 2015

Consultancy Works

1. T. Cottier, I. Espa, K. Holzer and K. Gudas, 'The Legal Framework for Long-Distance HVDC Sub-marine Power Lines in International and European Law: A Legal Feasibility Study of the Nordur Project', Legal Opinion for the Nordur Grid Association, 29 December 2015
2. T. Cottier, I. Espa and K. Holzer, 'Renewable Electricity Tax Exemption Scheme and Legally Available Instruments of Addressing Domestic Competitiveness Concerns: An Assessment of Policy Space under WTO law and Swiss-EU FTA', Legal Opinion for the Swiss Federal Office of Energy (SFOE), 8 March 2015
3. T. Cottier, I. Espa and K. Holzer, 'Implementing a Differentiated Electricity Tax Through Renewable Energy Certificates', Legal Opinion submitted to SwissCleantech, 31 October 2014
4. T. Cottier, I. Espa, S. Hirsbrunner, K. Holzer and T. Payosova, 'CO2 Tax or Tariff on Imported Electricity: Assessing the Compatibility with WTO Law, EU Law and the Swiss-EEC Free Trade Agreement', Legal Opinion submitted to the Swiss Federal Financial Administration (FFA) and the Swiss Federal Office of Energy (SFOE), 8 August 2014
5. T. Cottier, I. Espa, S. Hirsbrunner, K. Holzer and T. Payosova, 'Differentiating Energy Tax on Electricity: An assessment of the compatibility with WTO law and EU law', Legal Opinion submitted to the Swiss Federal Financial Administration (FFA), the Swiss State Secretariat for Economic Affairs (SECO) and the Swiss Federal Office of Energy (SFOE), 18 April 2014