



International Centre for Trade  
and Sustainable Development

## AFRICA DIALOGUE ON WTO DISPUTE SETTLEMENT AND SUSTAINABLE DEVELOPMENT

EXPLORING STRATEGIES TO ENHANCE THE PARTICIPATION OF DEVELOPING COUNTRIES

IN WTO DISPUTE SETTLEMENT

VENUE: THE SERENA, MOMBASA, KENYA

DATE: 2-3 NOVEMBER 2006

### DRAFT AGENDA

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2 NOVEMBER

9:00 – 9:30

#### WELCOME REMARKS AND INTRODUCTION

Relevance of DSU System for Africa and Challenges in Coming Years

**Ricardo MELÉNDEZ-ORTIZ**

Chief Executive, ICTSD

9:30 – 11:15

#### STRATEGIC RELEVANCE OF WTO LAW AND DISPUTE SETTELMENT FOR AFRICA'S DEVELOPMENT OBJECTIVES

Rights and Obligations under the WTO

**Daniel CROSBY**

International Trade Lawyer, White & Case, Geneva

Importance of Trade

**Francis MATAMBALYA**

University of Dar-es-Salaam

Enforcement of Rights – the Dispute Settlement System from Within

**Usha DWARKA-CANABADY**

Ambassador, Ministry of Foreign Affairs, Mauritius

Africa's Participation in context; overview, trends and impacts

**Henry MUTAI**

School of Law, Moi University, Eldoret, Kenya

Discussant

**Dorothy TEMBO**

Director of Foreign Trade, Ministry of Trade and Commerce, Zambia

11:15 – 11:30

BREAK

11:30 – 13:00

#### OPEN DISCUSSION

13:00 – 14:30

LUNCH

14:30 – 16:30

## POLITICAL ECONOMY OF BRINGING CASES, CHALLENGES AT THE NATIONAL LEVEL

Kenya's experience

**Ouma OCHIENG**

Executive Director, Centre for International Trade and Investment Law, Kenya

South Africa's Experience

**Gustav BRINK**

Brindis Remedies t/a Trade Remedies Unlimited, South Africa  
Associate, Trade Law Centre for Southern Africa

Brazil's Experience

**Gregory SHAFFER**

Professor, Loyola University, Chicago School of Law, USA

Discussants

**Hilton E. ZUNCKEL**

Senior Trade Advisor, Floor Incorporated

**Mike MATSEBULA**

CEO, Swaziland Sugar Association

16:30 – 16:45

BREAK

16:45 – 18:30

## OPEN DISCUSSION

20:00

## DINNER

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3 NOVEMBER

9:00 – 10:45

## AFRICAN PARTICIPATION; OPTIONS FOR ENGAGEMENT IN WTO DISPUTE SETTLEMENT AND THE DSU REVIEW

Navigating the DSU; How Benin took on the Challenges in Cotton

**Arsene OMICHESSAN**

Permanent mission of Benin to the WTO

Africa's Interest in the DSU negotiations; proposals and prospects

**Maigari BUBA**

Permanent Mission of Nigeria to the WTO

Strategic Participation in WTO Disputes: Third Parties; Mediation; ACWL

**Petina GAPPAH**

Advisory Centre for WTO Law, Geneva

Discussants

**Abdoulaye SANOKO**

Permanent Mission of Mali to the WTO

**Kofi ADDO**

International Policy Advisor, UNDP

10:45 – 11:00

BREAK

- 11:00 – 12:30 OPEN DISCUSSION
- 12:30 – 14:00 LUNCH
- 14:00 – 16:00 STRATEGIC CONSIDERATIONS FOR THE NEXT TEN YEARS  
Considerations for next ten years; challenges ahead in both WTO and regional dispute settlement mechanisms against the backdrop of Africa's ongoing socio-economic development
- Johann HUMAN  
Rules Division, WTO
- Robert WILSON  
Trade Law Center for Southern Africa (Tralac)
- Clement NG'ONG'OLA  
Department of Law, University of Botswana
- Lambert BOTHA  
International Trade Advisor, South African Agricultural Processors Association
- Julius MOTO  
Eastern Africa Farmers Federation (EAFF)
- 16:00 – 16:15 BREAK
- 16:15 – 17:45 OPEN DISCUSSION
- 17:45 – 18:30 CLOSING REMARKS  
RECOMMENDATIONS / CONCLUDING POINTS FROM THE DIALOGUE

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END OF SECOND DAY'S SESSIONS