



CURRICULUM VITAE

Dr. FIONA SMITH

Faculty of Laws

University College London

Qualifications

- 1995-2001 PhD(part-time), University of Leicester.
1993-94 LL.M European and International Trade Law with Distinction:
University of Leicester.
1989-90 Solicitors Finals Examination: York College of Law.
1986-89 LL.B II(i) University College of Wales, Aberystwyth.

Appointments

- 2005-to date Lecturer, Faculty of Laws, University College London
1999-2005 Lecturer, Faculty of Law, University of Leicester.
1995-97 Lecturer, Faculty of Law, University of Sheffield.
1994-95 Lecturer, Faculty of Law, University of Leicester.

Membership of Learned Societies

International Law Association
American Society of International Law
Institute of Learning and Teaching
Society of Legal Scholars

Scholarships

June 1997: awarded scholarship by United Nations Academic Council to participate in their Annual Summer Workshop entitled 'The Role of State and Non-State Actors in International law' held at Brown University, USA. Award of the scholarship is on a competitive basis only, and is open to academic staff throughout the world. I was one of two English academics participating. The scheme is run jointly by the Academic Council of the United Nations and the American Society of International Law.

Grants

Summer 2001: I was part of a team, including Professor Cosmo Graham, University of Leicester and Giorgio Monti, Lecturer, LSE, who were awarded £7,000 by the Modern Law Review to hold a 2 day seminar entitled 'Competition Law and the New Economy.' Participation was by invitation only, and we had a prestigious guest list including leading economists, practising and academic lawyers, a member of the European Commission, as well as participants from the UK Competition Commission and OFTEL.

Research

Historically, my research had two strands encompassing European competition law and the regulation of international trade in agricultural products under the World Trade Organisation (WTO). Following the completion of my PhD thesis, my work has focussed primarily on international trade under the WTO Agreements more generally, although I am still very interested in analysing the difficulties of successfully regulating international agricultural trade. International agricultural trade has traditionally been an area neglected by many lawyers, especially here in the United Kingdom and so my research is at the cutting edge of the discipline of international trade law. A common theme in all my work is exploring the circumstances in which a state can be held liable for pursuing policies which traditionally come within its own national competence or sovereignty. This has led me to consider whether effective regulation can take place at national or international level. This constitutional dilemma is particularly pertinent for the renegotiation of the WTO Agreements following the 2001 Doha Ministerial Meeting and then collapse of the Cancún Ministerial Meeting in September 2003. All my work is published in peer reviewed journals and the majority appears in the leading journals in the area, including the *International and Comparative Law Quarterly*, the *Rivista di Diritto Agrario*, the *Journal of International Economic Law*, and the *European Law Review*.

Publications

In Print:

Book

'Competition, Regulation and the New Economy,' (ed.) (with Cosmo Graham, University of Leicester), (2004) Hart Publishing, ISBN 1-84113-384-1, 256pp. October 2004.

Articles

1. "GATS and the Audiovisual Sector" (2004) 9(1) Comms L. 15-21.
2. "Possono essere risolti giudizialmente gli 'aspetti non commerciali?' L'inserimento di nuovi argomenti nell'Accordo sull' 'Agricoltura della World Trade Organisation" (2001) 2(1) April-June *Rivista di Diritto Agrario* 248-272. (The *Rivista* is the leading international publication on agricultural law).
3. "Renegotiating Lomé: the impact of the World Trade Organisation on the European Community's Development Policy After the *Bananas* Conflict (2000) 25(3) ELRev 247-263
4. "Multifunctionality and Non-Trade Concerns in the Agriculture Negotiations" (2000) 3(4) *Journal of International Economic Law* 707-713
5. "Causation in *Francoovich*: the neglected problem" (1997) 46 ICLQ 925-941 (jointly with Lorna Woods, formerly Lecturer, University of Sheffield).
6. "Control of Global Telecommunication Mergers" [1997] 8 Util. Law Rev. 167-171.
7. "Deregulation of Public Undertakings: the scope of the Article 90(2)EC defence" [1996] 7 Util.LR 111-116.
8. "Deregulation of Public Monopolies under Article 90EC: Lessons from the Privatisation of the Milk Marketing Board" [1995] JBL 506-517.
9. "Milking the Market" (1995) 20 ELRev 214-219.

Chapters in Books:

1. "Regulating E-Commerce in the WTO: Exploring the Classification Issue" in Graham & Smith (eds), 'Competition, Regulation and the New Economy' (2004) Hart at 159-185.
2. "Slaying the Dragon? The Impact of the WTO Agreement on Agriculture on the EC Common Agricultural Policy" in M. R. Redclift, J. N. Lekakis & G. P. Zanias(eds.): 'Agriculture and World Trade Liberalisation: Socio-Environmental Perspectives on the Common Agricultural Policy' (1998) CAB International at 119-140.

Book Reviews

- "Andreas Lowenfeld, *International Economic Law*, (2003) Oxford University Press ISBN 0-19-825667-1, pp776" (2003) 28 ELRev 751-752.
- "Sara Dillon, *International Trade and Economic Law and the European Union*, (2002) Hart, ISBN 1-84113-113-X, pp391" (2003) 28 ELRev 561-562.
- "Grainne De Búrca & Joanna Scott (eds), *The European Union and the WTO: Legal and Constitutional Issues*, (2001) Hart, ISBN 184113-401-5 pp342, (2002) 27 ELRev 232-233.

"J.A. Usher, *EC Agricultural Law*, 2nd ed. (2001), Oxford University Press, ISBN 0-19-826882-3, pp209" (2002) 27 *ELRev* 780-781.

"John H. Jackson, *The Jurisprudence of the GATT and the WTO*, (2000) Cambridge University Press, ISBN 0-521-62056-2 pp497," (2001) *LXXII British Yearbook of International Law* 397-399.

"J.H.H. Weiler (ed.), *The European Union, the WTO and NAFTA: Towards a Common Law of International Trade*, (2001) OUP, ISBN 0-19-829874-9, pp238," (2001) 26 *ELRev* 323-324.

"Candido Tomas Garcia Molyneux, *Domestic Instruments in International Trade: Unfair Trade Instruments of the United States and the European Union*, (2001) Hart, ISBN 1-814-13132-6, pp300," (2001) 26 *ELRev* 624-625.

"Pitou van Dijck & Gerrit Faber (eds.), *Challenges to the World Trade Organization*, (1996) Kluwer ISBN 90-411-0236-1, pp372," (1997) *LXVII British Yearbook of International Law* 296-298.

"UNCTAD, *Incentives and Foreign Direct Investment*, UNCTAD/DTCI/28 Current Studies Series A. No. 30 (1996) United Nations Publications, ISBN 92-1-104459-6," (1996) *LXVII British Yearbook of International Law* 535-536.

In Review:

"A Distinction Without A Difference: Determining the Boundary Between Goods and Services in the WTO and the European Union" 27,000 word article (jointly with Professor Lorna Woods, University of Essex). Currently with the *American Journal of International Law*.

Papers given:

1. "Towards a Model of WTO Agriculture: Is there a role for non-trade concerns in the Agreement on Agriculture after *Cotton* and *Sugar*?" Paper Given at 5th Annual WTO Conference of the British Institute of International and Comparative Law, Institute of International Economic Law at Georgetown University Law Center and *Journal of International Economic Law*, 17-18 May 2005.
2. "Thinking Outside the Green Box: fitting non-trade concerns into the WTO Agreement on Agriculture" Paper given at 'The WTO at the Crossroads' Bar Ilan University, Israel 13-14 December 2004
3. "Achieving Sustainable Agriculture: Is International Trade Law Appropriate?" Paper given at the Annual Colloquium on Current Legal Issues on Law and Geography at University College London on 2-3 July 2001.

Work in Progress:

Book:

'Agriculture and the WTO: towards a WTO model for international agricultural trade regulation' contract awarded by Edward Elgar Publishers as part of their series on International Economic Law edited by Alan O. Sykes and Mary Footer. Manuscript length 160,000 words. Deadline December 2006.

Article:

"Thinking Outside the Green Box: Fitting Non-Trade Concerns into the WTO Agreement on Agriculture" (15,000 words) for University of Pennsylvania *Journal of International Economic Law* based on the conference paper for Bar Ilan conference. Expected by the journal April 2005.

Teaching

My teaching concentrates broadly on the area of Commercial Law. I have lectured on the Law of Contract and Commercial Law at undergraduate level and Domestic and International Commercial Law, Competition Law and the Law of the World Trade Organisation at postgraduate level. I have undertaken extensive undergraduate tutorial teaching in Contract and Commercial Law, as well as participating in an introductory Legal Skills course. I have been responsible for changing and updating the University of Leicester's postgraduate course in the Law of the World Trade Organisation, using innovative student-centred learning techniques, which consequently led to an increase in student numbers from 6 to 25 in the first year and upwards to 42 students at the current time. I was also part of a team which designed the undergraduate Legal Skills course at Leicester which focuses on pedagogic techniques and new examination methods to maximise student development.

University College London 2005-

Undergraduate:

Contract

Postgraduate:

International Trade Law

International Economic Law

University of Leicester 1999-2005

Undergraduate:

Contract

Commercial Law

Legal Skills

Reconstructing Law

Competition Law

Postgraduate:

Law and Organisation of the World Trading System

Contemporary Problems of the World Trading System

International Sales Transactions

Comparative Competition Law

PhD training course module: 'What to expect and what to avoid: exploring the PhD process'

University of Sheffield 1995-97

Undergraduate:

Competition Law

Commercial Law

Insurance Law

Postgraduate:

Commercial law

International Sales

International Dispute Resolution

University of Leicester 1994-95

Undergraduate:

European law

Commercial law

Contract

Civil Justice/Criminal Justice

Administration

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| 2005- | Member Library Committee, UCL |
| 2005- | Course Convenor, Undergraduate Contract Law, UCL |
| 2005- | Course Convenor, LLM International Economic Law, UCL. |
| 2003-2005 | Admissions Tutor for PhD/MPhil Students, University of Leicester |
| 2003-2005 | Co-ordinator student legal advice centre, University of Leicester |
| 2003-2005 | Trained peer observer of teaching, University of Leicester |
| 2003 | Acting Deputy Director Campus Based LLM programme, University of Leicester |
| 2002 | Acting Course Convenor, undergraduate Law of Contract course, University of Leicester. |
| 2001-2005 | Course Convenor Law and Organisation of the World Trading System (LLM module), University of Leicester |

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| 2001-2005 | Course Convenor International Sales Transactions, (LLM module), University of Leicester |
| 2001-2005 | Course Convenor Contemporary Problems of the International Trading System (LLM module), University of Leicester |
| 2001-4 | Member of undergraduate admission committee, University of Leicester. |
| 2001-03 | Member of Faculty Board, University of Leicester. |
| 2001-2 | Acting course director for the taught LL.M/MA programme, University of Leicester. |
| 2000-02 | Staff seminar co-ordinator and internal seminar organiser, University of Leicester |
| 1999-00 | Member of the undergraduate admissions committee, University of Leicester. |
| 1999-00 | Acting course director for the LL.M in European and International Trade Law, University of Leicester. |
| 1996-97 | Admissions Tutor for LL.M in International and Commercial Law, University of Sheffield. |
| 1995-96 | Jointly responsible for the establishment of the Centre for International Comparative and European Law (CICEL) at University of Sheffield. I was responsible for CICEL's external speaker programme. |

Other academic activities

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| December 2004 | Invitation to be a judge for the European Legal Studies Association (ELSA) International Moot Court Competition on the World Trade Organization, Latin American Regional Round to be held in The Dominican Republic, 26-28 February 2005. |
| June 2003 | External Examiner for the London School of Economics for LLM dissertations |
| July-August 1996 | Attended the Hague Academy of International Law's Annual Summer Course on Public International Law. Primarily this was to assist with my understanding of international law for my PhD, but it was also useful for all aspects of my teaching and research. (Internal Research Grant successfully applied for). |
| 1997 | Following the submission of an article for Professor Joseph Lekakis, Faculty of Economics, University of Crete, I have since provided substantial English language editorial assistance with his book published by Kluwer: 'Freer Trade, Sustainability, and the Primary Production Sector in the Southern EU: Unravelling the Evidence from Greece' (1998). |
| 1999-02 | Member of the Centre for the Study of Diplomacy, University of Leicester which is a multidisciplinary centre which focuses on all aspects of international diplomacy. |
| March 1997 | Judge for the Victoria Fisher Memorial Prize for essays on the subject of women and the law: University of Leicester. |

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August 2005