

NAFTA & Free Trade Agreements Spring 2022

lrcref@sandiego.edu

(619) 260-4612





Melissa Abernathy, Foreign & International Specialist
University of San Diego Legal Research Center
Tel: (619) 260-4734
mabernathy@sandiego.edu

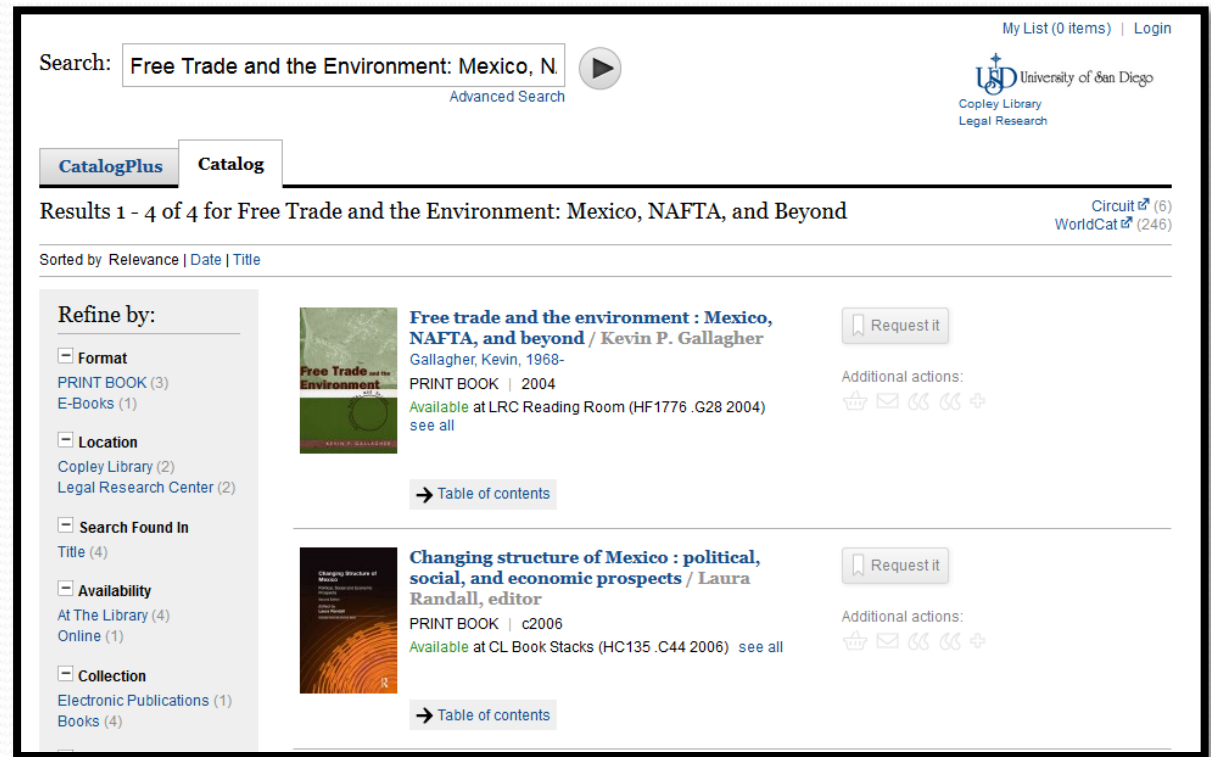
What we will cover

- Searching the Catalogs
 - LRC Online Catalog, Circuit & ILL
- Finding Journal Articles
- Free Trade Agreements
- Foreign Law
- Lexis & Westlaw

Searching the Catalogs: LRC Catalog, Circuit, ILL

LRC Catalog

- The Legal Research Center's online catalog links to materials held at the LRC and the Main Library (Copley)
- The catalog can be used to find not just materials in our print collection, but also to access e-books and electronic databases



- **Access:** You can link to the catalog off of the LRC's webpage
<http://www.sandiego.edu/law/library/>

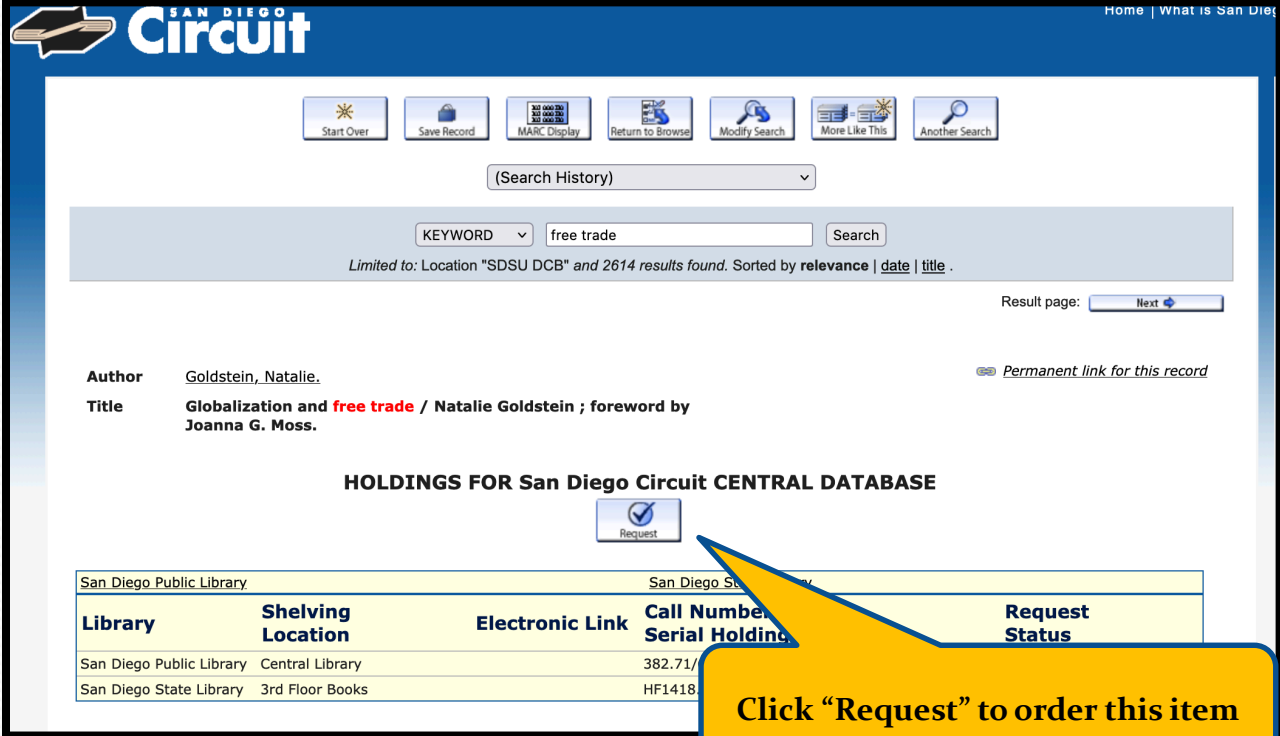
Catalog Examples

- **The USMCA, NAFTA Re-Negotiated and Its Business Implications in a Nutshell**
 - Available through [West Study Aids](#)
- **Bilateral and regional trade agreements : case studies**
 - Available at LRC Reading Room (K4600 .B483 2015)
- **Rethinking free trade, economic integration and human rights in the Americas / María Belén Olmos Giupponi**
 - Available at CL Book Stacks (KDZ574 .O43 2017)
- **Regional cooperation and free trade agreements in Asia / edited by Jiaxiang Hu, Matthias Vanhullebusch**
 - E-BOOK | 2014 Copley Internet

Circuit Catalog

Because USD is a member of a library consortium called the Circuit, you can borrow materials from any of the member libraries which include SDSU, UCSD and the San Diego County and Public Libraries.

Circuit does NOT include Thomas Jefferson Law School or California Western School of Law.



The screenshot shows the San Diego Circuit catalog interface. At the top, there's a navigation bar with the 'SAN DIEGO Circuit' logo and links for 'Home' and 'What is San Diego'. Below the navigation bar are several utility buttons: 'Start Over', 'Save Record', 'MARC Display', 'Return to Browse', 'Modify Search', 'More Like This', and 'Another Search'. A search bar contains the text 'free trade' and a 'Search' button. Below the search bar, a message states: 'Limited to: Location "SDSU DCB" and 2614 results found. Sorted by relevance | date | title.' A 'Result page:' indicator shows 'Next' with a plus sign. The record details for the book 'Globalization and free trade' by Natalie Goldstein are displayed. A 'Request' button is visible next to the holdings table. A yellow callout box points to the 'Request' button with the text 'Click "Request" to order this item'.

Author Goldstein, Natalie.

Title Globalization and **free trade** / Natalie Goldstein ; foreword by Joanna G. Moss.

HOLDINGS FOR San Diego Circuit CENTRAL DATABASE

☒ Request

Library	Shelving Location	Electronic Link	Call Number / Serial Holding	Request Status
San Diego Public Library	Central Library		382.71/	
San Diego State Library	3rd Floor Books		HF1418	

Access: You can link to the Circuit catalog through the LRC catalog or <http://circuit.sdsu.edu>

WorldCat and Interlibrary Loan

- If you're looking for an item and can't find it in the LRC Catalog or the Circuit, then check [WorldCat](#) to see if it can be interlibrary-loaned from a participating member of a worldwide network of libraries.
- To request an ILL, click [here](#) (check with a reference librarian first).

LRC Interlibrary Loan

Alert: The USD ILLiad system will undergo maintenance on Tuesday, September 5 between 6am and 8am. during this time.

In the course of your research you will encounter book titles, journal articles, theses and dissertations which are available through the Interlibrary Loan Department at LRC will try to borrow such items for you from other libraries. We ask that you follow the [ILL Policies](#) when planning and placing an interlibrary loan request.

Non-law users [click here](#).

Login with USDOne Account

Username

Password

Login to ILLiad

ILLiad: LRC Interlibrary Loan

☒ Active ☐ All

Enter information below and press the Submit Information button to send.

Logoff mfung

Main Menu

New Request

- Article, Case, Statute, etc.
- Book

View

- Outstanding Requests
- Electronically Received Articles
- Checked Out Items
- Cancelled Requests
- History Requests
- All Requests
- Notifications

Tools

- Change User Information
- ILLiad FAQ
- LRC Explanation Page

About ILLiad

Book Request

* Indicates required field

Before requesting an interlibrary loan, you must first check to see if it's available on campus (check USD catalogs here) or through The Circuit (check Circuit here).

Cite-checkers should also check The San Diego County Public Law Library (SDCP LL catalog), Thomas Jefferson (TJSL catalog), and Cal Western (CWE catalog), and go there to use the source.

Describe the item you want

* Author/Editors

* Title

Please do not abbreviate unless your citation is abbreviated

Publisher

Place of Publication

Date of Publication

Edition

ISBN (International Standard Book Number)

If given will speed request processing

OCLC Number

* Not Wanted After Date
(MM/DD/YYYY)

Will you accept the item in a language other than English?

If yes, specify acceptable languages in the notes field.

Will you accept an alternate edition of this item?

Journal Databases

Journal Databases

- [Westlaw](#): Journals & Law Reviews
- [Lexis-Nexis](#): Law Reviews & Journals
- [Google Scholar](#): Click on Settings and add USD to your library links to access all of our subscription databases
- [Hein-Online](#) is a database that contains digital (PDF) images of law reviews from U.S. law schools. Access through the our [Legal Research Databases](#) page.

Free Trade Agreements: Starting Points

NAFTA – Text of the Agreement

- Official citations
 - 32 I.L.M. 289 (1993) (table of contents, preamble, parts I-III); 32 I.L.M. 605 (1993) (parts IV-VII, annexes); 32 I.L.M. 1480 (1993) (Environmental Cooperation); 32 I.L.M. 1502 (1993) (Labor Cooperation); 32 I.L.M. 1520 (1993) (Emergency Measures)
 - [Lexis](#), [Westlaw](#), [HeinOnline](#)
- Secondary Sources
 - [The USMCA, NAFTA Re-Negotiated and Its Business Implications in a Nutshell](#)
 - Many books and ebooks on NAFTA in our [catalog](#) as well as journal articles on NAFTA's effect on various industries.
 - U.S. Trade Representative's [NAFTA Archive](#)

United States-Mexico-Canada Agreement (USMCA)

- Official text
 - Because the USMCA is so recent, it is not yet in an official treaty series, can refer to the [Office of the USTR's website](#).
- Negotiating history
 - USMCA – A negotiation history timeline can be found in this [CRS report](#) as well as this page from the [Organization of American States \(SICE\)](#)
- Secondary sources
 - [NAFTA to USMCA : what is gained?](#)
 - As a more recent agreement, journal articles and [CRS reports](#) would be great place to start.

Regional Comprehensive Economic Partnership (RCEP)

- Official text
 - Signed November 15, 2020, entered into force January 1, 2022.
<https://rcepsec.org/legal-text/>
- Negotiating History
 - Joint Leaders' Statement on The Regional Comprehensive Economic Partnership (RCEP) – via [ASEAN Summit](#)
 - [Bilaterals](#) website
- Secondary Sources
 - [ASEAN law in the new regional economic order : global trends and shifting paradigms](#) (print book)
 - [Principles of free trade agreements, from GATT 1947 through NAFTA Re-Negotiated 2018](#)
 - EuroParl, [Short overview of the Regional Comprehensive Economic Partnership](#)

Japan-EU Economic Partnership Agreement (EPA)

- Official text
 - Signed July 17, 2018, entered into force February 1, 2019.
 - [Ministry of Foreign Affairs of Japan](#) and the [European Commission](#)
- Negotiating History
 - [Bilaterals](#) website
- Secondary Sources
 - [EU-Japan FTA : Implications for U.S. Trade Policy, CRS In Focus](#)
 - [In Focus: EU-Japan Economic Partnership Agreement](#)

African Continental Free Trade Area (AfCFTA)

- Official text
 - Signed March 21, 2018, entered into force May 30, 2019.
<https://afcfta.au.int/en/documents/2018-03-21/agreement-establishing-african-continental-free-trade-area-afcfta>
- Negotiating History
 - [Bilaterals](#)
- Secondary Sources
 - [The African Continental Free Trade Area : economic and distributional effects](#)
 - [The African Continental Free Trade Area: Boosting Intra-Africa Trade](#)

Office of the U.S. Trade Representative

- The USTR is responsible for developing and coordinating U.S. international trade and investment policy, and overseeing negotiations with other countries.
- You can find information on NAFTA and other U.S. trade agreements on the Trade Agreements tab.



<https://ustr.gov/trade-agreements/free-trade-agreements>

Bilaterals

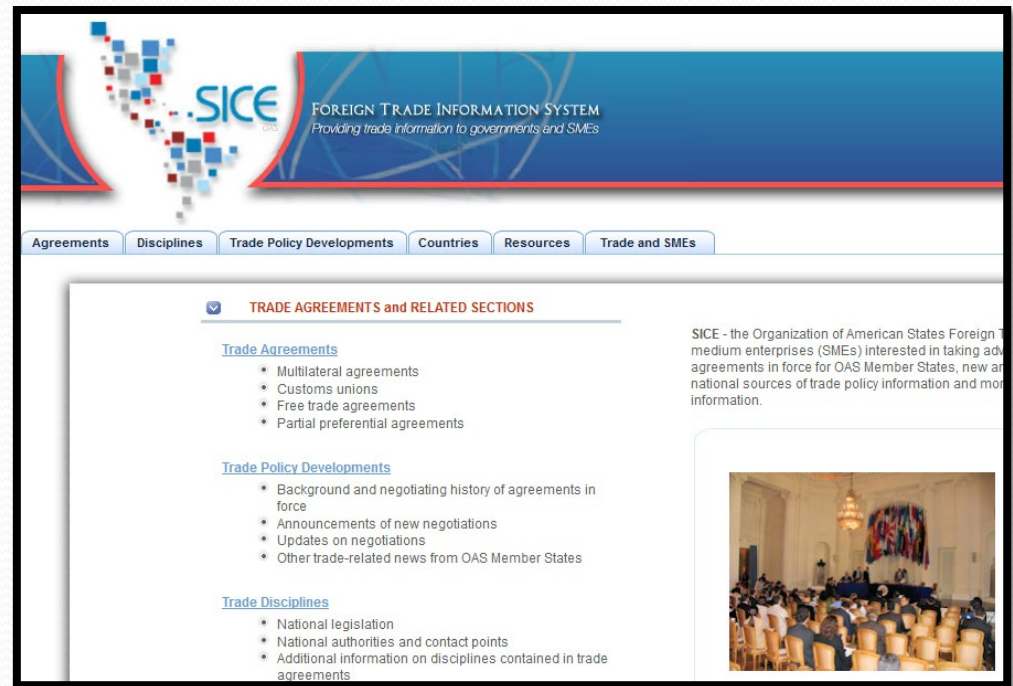
- Open publishing website for bilateral trade and investment agreements



<https://www.bilaterals.org>

SICE

- SICE stands for Sistema de Informacion sobre Comercio Exterior. It is the information arm for the Organization of American States (OAS) Member States.
- SICE includes texts of trade agreements and BITs in force in North and South America.



http://www.sice.oas.org/agreements_e.asp

International Trade Reporter

(available via Bloomberg Law)

- Provides coverage of the most significant developments affecting U.S. trade and international business policy, as well as the policies of major U.S. trading partners in Europe, North America, Latin America, Asia, and Africa
- Available through Bloomberg Law (must have USD account setup)



<https://www.bloomberglaw.com/>

Copley Databases

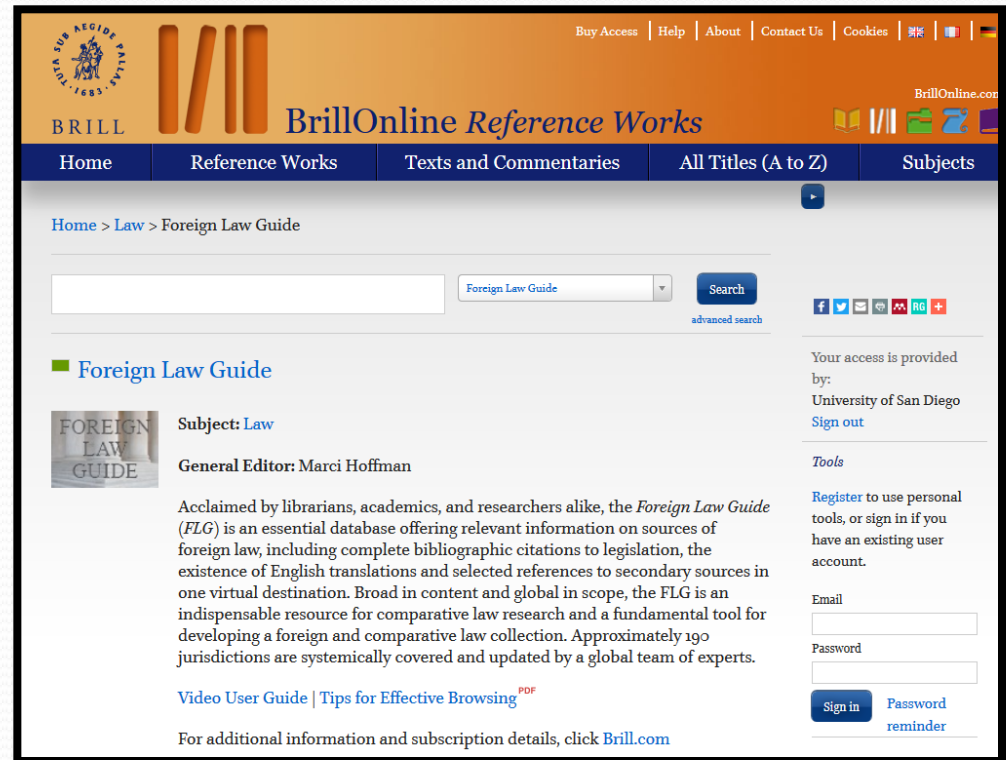
- Copley Library subscribes to several databases with statistical and economic data.
 - Business Source Premier
 - Censtats
 - China Data Online
 - Economist Intelligence Unit
 - Euromonitor Economies and Consumers
 - Factiva
 - Mintel Reports
 - SpringerLink Journals
- Most Copley databases are available to USD Law students

Foreign Law

(statutes and case law)

Foreign Law Guide

- ✕ The [Foreign Law Guide](#) is an essential resource in researching the laws of another country.
- ✕ For each country, the FLG provides a brief overview to the law of the country, laws arranged by subject, English translations, and scholarly commentary.



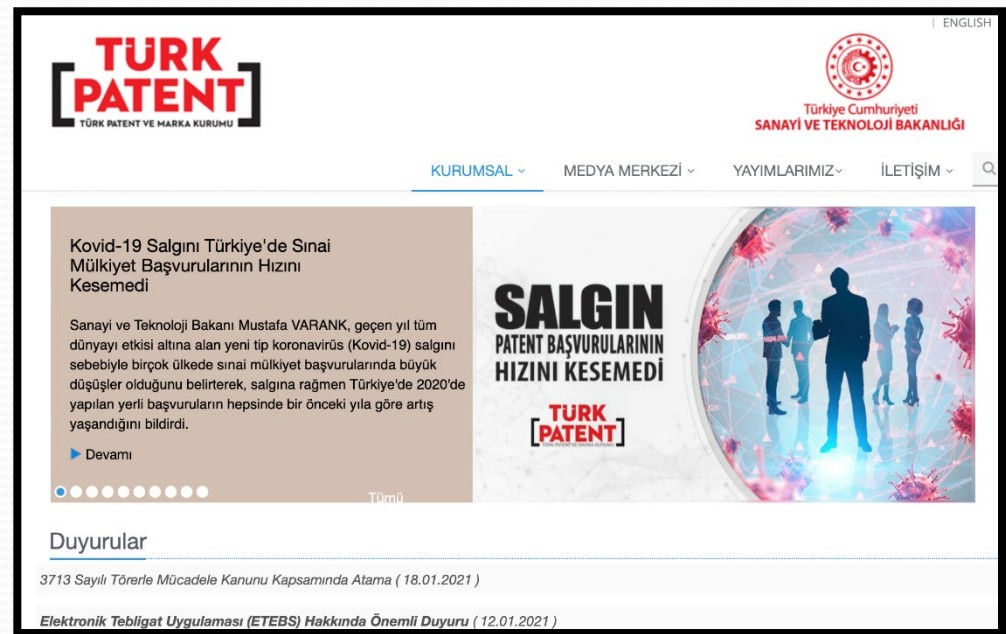
Available through the [LRC Databases page](#).

Foreign Websites

✕ Use Google translate!

+ To directly translate foreign websites instead of using the English 'portal' (usually a pared down version of the full website)

+ To generate keywords to search websites or Google in the original language.



The Bluebook Table 2

✕ Table 2: Foreign Jurisdictions provides citation and research help for over 35 foreign countries.

✕ Contact the reference desk for a 60-day free online trial at lrcrefer@sandiego.edu

T2.37 South Korea (p. 454)

(Civil Law)

Romanization

For romanization of Korean sources, use the official romanization system released by the Korean government in 2000, available at <http://www.mcst.go.kr/english/koreaInfo/language/romanization.jsp>. Available but not used here are the *ALA-LC Romanization Tables: Transliteration Schemes for Non-Roman Scripts* that were approved by the Library of Congress and the American Library Association, which continue to follow the McCune-Reischauer system as of 2008, available at <http://www.loc.gov/catdir/cpsol/romanization/korean.pdf>.

Cases

Citation format: <English translation of court name> [<English court abbreviation>], <case number>, <date of decision>, (<volume number> <reporter abbreviation>, <first page>, <page(s) of specific material, if desired>) (<country abbreviation if not evident from context>).

Reporter abbreviation, volume number, and page numbers are not common in Korean citation practice, but if available, add such information.

- ▶ Supreme Court [S. Ct.], 96Da47517, Sept. 9, 1997 (S. Kor.).
- ▶ Constitutional Court [Const. Ct.], 2004Hun-Ma554 & 556 (consol.), Oct. 21, 2004, (2004 DKCC, 11) (S. Kor.).
- ▶ Seoul High Court [Seoul High Ct.], 95Na14840, Sept. 18, 1996 (S. Kor.).
- ▶ Incheon District Court [Dist. Ct.], 2004Ga-Hap8803, Dec. 14, 2004 (S. Kor.).

Daebeobwon (S. Ct.) (Supreme Court): Cite to JIP, GONG, or SCD, if therein; **Hunbeob jaepanso** (Const. Ct.) (Constitutional Court: court of original and final jurisdiction to determine the constitutionality of laws): Cite to KCCR, KCCG, or DKCC, if therein; **Godeung beobwon** (High Ct.) (high courts) and **Jibang beobwon** (Dist. Ct.) (district courts): Cite to GODEUNG JIP, GAKGONG, or HAJIP, if therein, adding the location of the court before the name.

Specialized jurisdiction: **Teukheo beobwon** (Pat. Ct.) (patent court), **Haengjeong beobwon** (Admin. Ct.) (administrative courts), and **Gajeong beobwon** (Fam. Ct.) (family courts).

Sources

Cases are available on the supreme court's website at <http://eng.scourt.go.kr>.

Print reporters published by the Court Administration:

Lexis and Westlaw

Westlaw

- Westlaw has a few treatises helpful for international trade and trade agreements:
 - NAFTA Handbook
 - NAFTA: Legal Text & Interpretive Materials
- To navigate by specific country, click on International Materials, then select one of the main six foreign jurisdictions (Australia, Canada, European Union, Hong Kong, Korea, United Kingdom), or select Other International Jurisdictions.



Lexis

- NAFTA text and supplemental agreements
- International Trade (Practice Area)
- For material from specific countries click on the International Tab

We're here to help!

- Melissa Abernathy
Foreign & International
Law Librarian
- Phone:
(619) 260-4734
- Email:
mabernathy@sandiego.edu
u
- Reference librarians are
here every day except
Saturday.
- Reference Desk Phone:
619-260-4612
- Ref. Desk E-mail:
lrcrefer@sandiego.edu