

Washington International Law Journal

Volume 15 | Number 2

6-1-2006

Contents

anon

Follow this and additional works at: <https://digitalcommons.law.uw.edu/wilj>

Recommended Citation

anon, Table of Contents, *Contents*, 15 Pac. Rim L & Pol'y J. i (2006).
Available at: <https://digitalcommons.law.uw.edu/wilj/vol15/iss2/1>

This Table of Contents is brought to you for free and open access by the Law Reviews and Journals at UW Law Digital Commons. It has been accepted for inclusion in Washington International Law Journal by an authorized editor of UW Law Digital Commons. For more information, please contact lawref@uw.edu.

Pacific Rim Law & Policy Journal

VOLUME 15, NUMBER 2

CONTENTS

ARTICLES

- The President Refuses to Cohabit: Semi-Presidentialism in Taiwan *Thomas Weishing Huang* 375
- Judicial Intervention in International Arbitration: A Comparative Study of the Scope of the New York Convention in U.S. and Chinese Courts *Jian Zhou* 403

COMMENTS

- CNOOC-UNOCAL and the WTO: Discriminatory Rules in the China Protocol Are a Latent Threat to the Rule of Law in the Dispute Settlement Understanding *Thomas P. Holt* 457
- Korean Environmental Regulations: Ready to Take On One of the World's Largest Private Real Estate Development Projects? *Joon H. Kim* 489
- China International Economic Trade Arbitration Commission in 2006: New Rules, Same Results? *Benjamin O. Kostrzewa* 519
- To Charge or Not to Charge, That Is Discretion: The Problem of Prosecutorial Discretion in Chile, and Japan's Solution *Kirtland C. Marsh* 543
- Genetically Modified Crops in the Philippines: Can Existing Biosafety Regulations Adequately Protect the Environment? *Christina L. Richmond* 569
- Trading the People's Homes for the People's Olympics: The Property Regime in China *Theresa H. Wang* 599

ABOUT THE *PACIFIC RIM LAW & POLICY JOURNAL* . . .

THE PACIFIC RIM LAW & POLICY JOURNAL (ISSN 1066-8632) is published three times a year by students of the University of Washington School of Law. Phone (206) 543-6649, Facsimile (206) 685-4457. Address all correspondence to *Pacific Rim Law & Policy Journal*, University of Washington School of Law, William H. Gates Hall, Box 353020, Seattle, WA 98195-3020.

Member, National Conference of Law Reviews.

SUBSCRIPTIONS: Subscriptions in the United States and Canada, covering three issues per volume, are US \$35 per year and US \$45 elsewhere. Subscription requests should be directed to the address above. Single issues and back volumes are available from William S. Hein Co., Inc., 1285 Main Street, Buffalo, New York 14209. Phone (800) 828-7571, Facsimile (716) 883-8100. Domestic claims for non-receipt of issues should be made within 90 days of the month of publication, overseas claims within 180 days. Thereafter back issue rates will apply. Overseas delivery is not guaranteed.

CITATION: Cite as: PAC. RIM L. & POL'Y J.

MANUSCRIPTS: The *Pacific Rim Law & Policy Journal* welcomes the submission of articles that focus on domestic law or policy in a Pacific Rim nation or an issue of international or comparative law that relates to one or more Pacific Rim nations. Of particular interest to the *Journal* are articles that make use of foreign-language sources otherwise unavailable to English-language readers. The *Journal* also welcomes the submission of English translations of Asian-language legal materials and legal scholarship. If any part of a manuscript has been published previously, or is to be published elsewhere, the author must include this information at the time of submission. Citations should conform to A UNIFORM SYSTEM OF CITATION (18th ed. 2005) unless common sense dictates otherwise. For detailed submissions guidelines, please visit our Web site at: <http://www.law.washington.edu/PacRim>.

COPYRIGHT: Copyright 2006, Pacific Rim Law & Policy Association. Except as otherwise specifically provided, the author of each article in this issue has granted permission for copies of his or her article to be made for classroom use, provided that (1) copies are distributed at or below cost, (2) the author and the *Pacific Rim Law & Policy Journal* are identified on each copy, (3) proper notice of copyright is affixed to each copy, and (4) the *Pacific Rim Law & Policy Journal* is notified of the use. Requests for reprint permission should be directed to Penny Hazelton, Business Manager, *Pacific Rim Law & Policy Journal*.

LIBRARIANS: Prior to Volume 4, issues are designated as follows:

Winter 1992.....	Intramural Issue	Summer 1993.....	Vol. 2, No. 2
Winter 1992.....	Vol. 1, No. 1	1993.....	Vol. 3 Special Edition
Summer 1992.....	Vol. 1, No. 2	June 1994.....	Vol. 3, No. 1
Winter 1993.....	Vol. 2, No. 1	February 1995.....	Vol. 3, No. 2

Beginning with Volume 4, each issue is designated by a month, year, volume, and number, and is consecutively paginated.

Pacific Rim Law & Policy Journal

EDITORIAL BOARD 2005-2006

Editor-in-Chief
ROBERT CROWLEY

Associate Editors-in-Chief
RHIANNA M. FRONAPFEL
KATHERINE VAN MAREN
JIM WILKSON

Executive Comments Editors
SIMON FISHEROW
COURTNEY MERTES
ALYSSA VEGTER

Executive Articles Editors
ALISON JONES
LEE OVERTON
LAURA H. NORTON (*Assoc.*)

Managing Editors of Production
CHRISTOPHER J. MERTENS
LAURA H. NORTON
JOSHUA M. PIPER

*Managing Editors
of Development*
TAMMY SITTNICK
KAREN M. TAKISHITA

Director of Operations
KEVIN V. TU

Editors-at-Large
MOHAMED RALI BADISSY
LAUREN E. FISHER
GREGORY PENDLETON

Editors-at-Large
HYUNG TAE KIM
JOHN D. SMELCER

Editors-at-Large
JOAN M. DOHERTY
SUSAN LLORENS
NICOLAS J. VIKSTROM

EDITORIAL STAFF

ANDREW ATKINS
MICHAEL COCCARO
CAITLIN HARRINGTON
JOON KIM
PENGYUE LI
IAN MENSHER
STEPHANIE ROLLINS
STEPHANIE STRIKE
TODD WILDER

LING DAI
DANIEL HEU-WELLER
KATY KING
LIXIN LIN
MEGHANA RAO RANE
ANDREA SCHMITT
LORI WALLS
CAITLIN WILSON

HEATHER BOWMAN
SARAH HALE
THOMAS HOLT
BEN KOSTRZEWA
KIRTLAND MARSH
CHRISTINA RICHMOND
JAMES SFEKAS
THERESA WANG
YIMAN ZHANG

Business Manager
PENNY HAZELTON

Business Office
JONATHAN FRANKLIN
FRAN JOHNSON

Faculty Advisors
LINDA S. HUME
VERONICA TAYLOR

University of Washington School of Law 2005–2006

OFFICERS OF ADMINISTRATION

Mark A. Emmert, B.A., M.A., Ph.D., President of the University
W. H. Knight, Jr., B.A., J.D., Dean, Professor of Law
Penny A. Hazelton, B.A., J.D., M.L.L., Associate Dean for Library and Computing Services, Professor of Law
Gregory Hicks, B.A., J.D., Associate Dean for Faculty and Academic Administration, Professor of Law
Sandra E. Madrid, B.A., M.A., Ph.D., Assistant Dean for Students and Community Development
Paul Moredock, B.S., M.S., Assistant Dean for Development and External Relations
Naomi Sanchez, B.S., M.S.W., Ed.D., Assistant Dean for Career Services
Francis W. (Bill) Thornton, A.A., B.A., Director of Finance and Administration

FACULTY EMERITI

William R. Andersen, B.S.L., LL.B., LL.M.
William T. Burke, B.S. J.D., J.S.D.
G. Meade Emory, B.A., J.D., LL.M.
Robert L. Fletcher, A.B., LL.B.
John Huston, B.A., J.D., LL.M.
Arval Morris, B.A., M.A., J.D., LL.M., LL.D.
Cornelius J. Peck, B.S., LL.B.
John R. Price, A.B., LL.B.
Marjorie D. Rombauer, B.A., J.D.
Charles Z. Smith, B.S., J.D.
Frank W. Smith, Jr., B.A., J.D., LL.M.
William B. Stoebeck, B.A., M.A., J.D., S.J.D.

FACULTY OF LAW

Craig H. Allen, B.S., J.D., Judson Falknor Professor of Law, Washington Law School Foundation Scholar
Kim Ambrose, B.A., J.D., Lecturer, Child Advocacy Clinic Supervising Attorney
Helen A. Anderson, B.A., J.D., Assistant Professor of Law
Robert T. Anderson, B.A., J.D., Assistant Professor of Law, Native American Law Center Director
David Andrade, B.A., M.A., Ph.D., Assistant Professor of Law
Thomas R. Andrews, B.A., M.A., J.D., Professor of Law
Robert H. Aronson, B.A., J.D., Professor of Law
Kathryn M. Battuello, B.A., J.D., M.P.H., Research Assistant Professor of Law
Karen Boxx, B.A., J.D., Associate Professor of Law
Steve P. Calandrillo, B.A., J.D., Professor of Law
Thomas D. Cobb, B.A., M.A., M.A., J.D., Lecturer
Kate Corcoran, B.A., M.S., J.D., Lecturer
William Covington, B.A., J.D., Assistant Professor of Law, Technology Law and Public Policy Clinic Director
Samuel A. Donaldson, B.A., J.D., LL.M., Associate Professor of Law, Graduate Program in Taxation Director
Dwight Drake, B.S., J.D., Acting Associate Professor of Law
Jonathan A. Eddy, B.A., J.D., Professor of Law, Afghanistan Legal Educators Project Manager
Hualing Fu, LL.B., M.A., D.Jur., Visiting Professor of Law
Julia Ann Gold, B.A., J.D., Senior Lecturer, Mediation Clinic Director
Robert W. Gomulkiewicz, B.A., M.A., J.D., Associate Professor of Law, Intellectual Property Law and Policy Program Director
James H. Hardisty, B.A., LL.B., Professor of Law
Penny A. Hazelton, B.A., J.D., M.L.L., Professor of Law, Law Librarian
Gregory A. Hicks, B.A., J.D., Professor of Law
Roland L. Hjorth, A.B., LL.B., Dean Emeritus, Garvey Schubert & Barer Professor of Law
Mary A. Hotchkiss, B.A., M.S.L.S., J.D., LL.M., Senior Lecturer
Maureen A. Howard, B.A., J.D., Assistant Professor of Law, Trial Advocacy Program Director
Linda S. Hume, B.A., J.D., Professor of Law
Stewart M. Jay, A.B., J.D., William L. Dwyer Professor of Law

John M. Junker, B.A., J.D., Professor of Law
 Lisa Kelly, B.A., J.D., Professor of Law, Child Advocacy Clinic Director
 Alan Kirtley, B.A., J.D., Associate Professor of Law, Director of Clinics
 W.H. Knight, Jr., B.A., J.D., Dean, Professor of Law
 Richard O. Kummert, B.S., C.P.A., M.B.A., LL.B., D. Wayne and Anne Gittinger Professor of Law
 Patricia C. Kuszler, B.A., M.D., J.D., Charles I. Stone Professor of Law, Multidisciplinary Initiatives Director
 Dan Laster, B.A., J.D., Assistant Professor of Law
 Clark Lombardi, B.A., M.A., J.D., Ph.D., Assistant Professor of Law
 Deborah Maranville, B.A., J.D., Professor of Law, Unemployment Compensation Clinic Director
 Anna Mastroianni, B.S./B.A., J.D., M.P.H., Assistant Professor of Law and Public Health Genetics
 Kathleen M. McGinnis, B.A., J.D., Senior Lecturer
 Jacqueline McMurtrie, B.G.S., J.D., Assistant Professor of Law, Innocence Project Northwest Clinic Director
 Paul Steven Miller, B.A., J.D., Professor of Law
 Joel Ngugi, LL.B., LL.M., S.J.D., Assistant Professor of Law
 Peter Nicolas, B.A., M.P.P., J.D., Professor of Law, Washington Law School Foundation Scholar
 Sean M. O'Connor, B.A., M.A., J.D., Assistant Professor of Law, CASRIP and Intellectual Property Law and Policy Program Associate Director
 Kathleen M. O'Neill, B.A., J.D., Associate Professor of Law, Basic Legal Skills Director
 Roy L. Prosterman, B.A., J.D., Professor of Law, Rural Development Institute President, Law of Sustainable International Development LL.M. Program Director
 Anita Ramasastry, B.A., M.A., J.D., Associate Professor of Law, Shidler Center for Law, Commerce and Technology Director
 Beth E. Rivin, B.A., M.D., M.P.H., Research Associate Professor of Law
 Michael Robinson-Dorn, B.A., J.D., Assistant Professor of Law, Kathy and Steve Berman Environmental Law Clinic Director
 William H. Rodgers, Jr., B.A., J.D., Stimson Bullitt Professor of Environmental Law
 Eric Schnapper, B.A., B.Phil., LL.B., Professor of Law, Pendleton Miller Chair in Law
 Scott A. Schumacher, B.A., J.D., LL.M., Assistant Professor of Law, Low-Income Taxpayer Clinic Director
 Kristen A. Stilt, B.A., J.D., Ph.D., Assistant Professor of Law
 Toshiko Takenaka, B.A., LL.B., LL.M., Ph.D., W. Hunter Simpson Professor of Law, CASRIP and Intellectual Property Law and Policy Program Director
 Veronica L. Taylor, B.A., LL.B., LL.M., Professor of Law, Asian Law Center Director
 Michael E. Townsend, B.A., Ph.D., J.D., Associate Professor of Law, Adjunct Associate Professor of Philosophy
 Philip A. Trautman, B.A., J.D., Professor of Law
 Lea B. Vaughn, A.B., J.D., Professor of Law
 Walter J. Walsh, B.C.L., LL.M., S.J.D., Associate Professor of Law
 Ron J. Whitener, B.A., J.D., Assistant Professor of Law, Tribal Court Criminal Defense Clinic Director
 Jane Kaufman Winn, B.Sc., J.D., Professor of Law, Shidler Center for Law, Commerce and Technology Co-Director
 Louis E. Wolcher, B.A., J.D., Charles I. Stone Professor of Law, Faculty Development Director
 Dongsheng Zang, LL.B., LL.M., LL.M., S.J.D., Assistant Professor

ADJUNCT AND AFFILIATE FACULTY

Sharan E. Brown, B.A., M.A., J.D., Ed.D., Adjunct Research Associate Professor of Law
 Marc J. Hershman, A.B., J.D., Adjunct Professor of Law
 Nancy S. Jecker, B.A., M.A., Ph.D., Adjunct Professor of Law
 Michael W. McCann, B.A., M.A., Ph.D., Adjunct Professor of Law
 Steven G. Olswang, B.A., J.D., Ph.D., Adjunct Professor of Law, Vice Provost
 Saadia Pekkanen, B.A., M.A., Ph.D., Adjunct Professor of Law
 Susan H. Whiting, B.A., Ph.D., Adjunct Associate Professor of Law
 Richard O. Zerbe, Jr., A.B., Ph.D., Adjunct Professor of Law