THE MAKING OF AN INTERNATIONAL INVESTMENT FACILITATION FRAMEWORK

This book comprehensively investigates the rationale and effects of the first international agreement on investment facilitation for development, including the interests of key WTO members. It adopts a multidisciplinary, transregional, and data-driven approach to explore the political, economic, and legal aspects pertaining to the investment facilitation for development agreement. The book highlights how this agreement broadens the scope of the WTO to the area of foreign investment and adopts the innovative facilitation approach. The book presents cutting-edge research on the (non-)adoption of investment facilitation worldwide, the economic impact of the agreement, its legal implications, and the political economy explaining why the investment facilitation for development agreement came about. The book brings together leading experts from various disciplines and practices and aims at inspiring more substantive research in this new field of international economic rule-making. This title is also available as Open Access on Cambridge Core.

AXEL BERGER is Deputy Director (interim) at the German Institute of Development and Sustainability (IDOS) and Managing Director of the Sustainable Development Solutions Network (SDSN) Germany. He works on the design, effects, and diffusion patterns of international trade and investment agreements. Other areas of current research include the development effects of an international investment facilitation framework in the WTO and the role of the G7 and G20 in global governance.

MANJIAO CHI is Full Professor at Law School, University of International Business and Economics (UIBE), Beijing. He teaches and publishes extensively in international economic governance, dispute settlement, and sustainable development. He frequently consults governments, international organizations, and private parties on cutting-edge international economic law issues and holds or held visiting positions in leading law schools across the world.

Downloaded from https://www.cambridge.org/core. UNIVERSIDAD AUTONOMA METROPOLITANA, on 17 Nov 2026 at 18:12:44, subject to the Cambridge Core terms of use, available at https://www.cambridge.org/core/terms. https://doi.org/10.1017/9781009444095

This book presents the first comprehensive analysis of the main existing efforts on investment facilitation. It is a great contribution for scholars and for trade negotiators and policymakers, as investment facilitation has been proved to be key to attract not only more but better investment, which is necessary for the transition to a more sustainable economy.

– Sofía Boza, Ambassador, Permanent Representative of the Republic of Chile to the World Trade Organization

This is the most comprehensive guide to international investment frameworks today. It is a must for policymakers, scholars, and businesses interested in understanding the details of this important topic.

– Anabel González, Vice President for Countries, Inter-American Development Bank

This book convincingly explains how WTO members, especially developing members, have worked together to strengthen the multilateral trading system and foster sustainable development through making the landmark WTO Agreement on Investment Facilitation for Development. It serves as a valuable reference for trade policymakers, scholars, and law practitioners.

– LI Chenggang, Ambassador, Permanent Mission of the People's Republic of China to the World Trade Organization

The international debate on investment facilitation sits at the fascinating intersection of law, politics, and economics. This book provides a valuable contribution to an issue area that is increasingly important. Timely and multidisciplinary, it's poised to become a reference in investment facilitation.

– Tatiana Prazeres, Foreign Trade Secretary of Brazil

Investment facilitation frameworks are becoming ever-more important in the international investment regime. This is the best guide to date.

– Lauge N. Skovgaard Poulsen, Professor, University College London

This impressive volume contains a comprehensive discussion of a range of issues related to the WTO's Investment Facilitation for Development Agreement, contributed by an international group of multidisciplinary scholars who have an excellent understanding of the subject matter.

– Karl P. Sauvant, Resident Senior Fellow, Columbia Center on Sustainable Investment

Downloaded from https://www.cambridge.org/core. UNIVERSIDAD AUTONOMA METROPOLITANA, on 17 Nov 2026 at 18:12:44, subject to the Cambridge Core terms of use, available at https://www.cambridge.org/core/terms. https://doi.org/10.1017/9781009444095

CAMBRIDGE INTERNATIONAL TRADE AND ECONOMIC LAW

Series Editors

Professor Lorand Bartels
University of Cambridge
Professor Thomas Cottier
University of Berne
Professor Tomer Broude
Hebrew University of Jerusalem
Professor Andrea K. Bjorklund
McGill University, Montréal

Processes of economic regionalization and globalization have intensified over the last decades, accompanied by increases in the regulation of international trade and economics at the levels of international, regional and national laws. At the same time, significant challenges have arisen with respect to economic liberalization, rule-based systems of trade and investment, and their political and social impacts. The subject matter of this series is international economic law, in this contemporary context. Its core is the regulation of international trade, investment, finance and cognate areas such as intellectual property and competition policy. The series publishes books on related regulatory areas, in particular human rights, labour, environment and culture, as well as sustainable development. These areas are horizontally interconnected and vertically linked at the international, regional and national levels. The series also includes works on governance, dealing with the structure and operation of international organizations related to the field of international economic law, and the way they interact with other subjects of international and national law. The series aims to include excellent legal doctrinal treatises, as well as cutting-edge interdisciplinary works that engage law and the social sciences and humanities.

Books in the Series

The Making of an International Investment Facilitation Framework: Legal, Political and Economics Perspectives
Edited by Axel Berger and Manjiao Chi

International Economic Law in the Era of Datafication
Shin-yi Peng

The European Union and International Investment Law Reform: Between Aspirations and Reality
Ivana Damjanovic

Agricultural Domestic Support under the WTO: Experience and Prospects
Lars Brink and David Orden

Capital Controls and International Economic Law
Bryan Mercurio

Downloaded from https://www.cambridge.org/core. UNIVERSIDAD AUTONOMA METROPOLITANA, on 17 Nov 2026 at 18:12:44, subject to the Cambridge Core terms of use, available at https://www.cambridge.org/core/terms. https://doi.org/10.1017/9781009444095

The Law and Practice of Global ICT Standardization
Olia Kanevskaia Whitaker

Between Market Economy and State Capitalism: China's State-Owned Enterprises and the World Trading System
Henry S. Gao and Weihuan Zhou

New Asian Regionalism in International Economic Law
Pasha L. Hsieh

Essential Interoperability Standards: Interfacing Intellectual Property and Competition in International Economic Law
Simon Brinsmead

Digital Services in International Trade Law Ines Willemyns

Law and Politics on Export Restrictions: WTO and Beyond
Chien-Huei Wu

Energy in International Trade Law: Concepts, Regulation and Changing Markets
Anna-Alexandra Marhold

Shareholders' Claims for Reflective Loss in International Investment Law
Lukas Vanhonnaeker

Transparency in the WTO SPS and TBT Agreements: The Real Jewel in the Crown
Marianna B. Karttunen

Preferential Services Liberalization: The Case of the European Union and Federal States
Johanna Jacobsson

Emerging Powers in International Economic Law: Cooperation, Competition and Transformation
Sonia E. Rolland and David M. Trubek

Commitments and Flexibilities in the WTO Agreement on Subsidies and Countervailing Measures
José Guilherme Moreno Caiado

The Return of the Home State to Investor-State Disputes: Bringing Back Diplomatic Protection?
Rodrigo Polanco

Industrial Policy and the World Trade Organization: Between Legal Constraints and Flexibilities
Sherzod Shadikhodjaev

The Public International Law of Trade in Legal Services
David Collins

The Prudential Carve-Out for Financial Services: Rationale and Practice in the GATS and Preferential Trade Agreements
Carlo Maria Cantore

Judicial Acts and Investment Treaty Arbitration
Berk Demirkol

Downloaded from https://www.cambridge.org/core. UNIVERSIDAD AUTONOMA METROPOLITANA, on 17 Nov 2026 at 18:12:44, subject to the Cambridge Core terms of use, available at https://www.cambridge.org/core/terms. https://doi.org/10.1017/9781009444095

Distributive Justice and World Trade Law: A Political Theory of International Trade Regulation
Oisin Suttle

Freedom of Transit and Access to Gas Pipeline Networks under WTO Law
Vitalily Pogoretskyy

Reclaiming Development in the World Trading System, 2nd edition
Yong-Shik Lee

Developing Countries and Preferential Services Trade
Charlotte Sieber-Gasser

Establishing Judicial Authority in International Economic Law
Edited by Joanna Jemielniak, Laura Nielsen and Henrik Palmer Olsen

WTO Dispute Settlement and the TRIPS Agreement: Applying Intellectual Property Standards in a Trade Law Framework
Matthew Kennedy

Trade, Investment, Innovation and their Impact on Access to Medicines: An Asian Perspective
Locknie Hsu

The WTO and International Investment Law: Converging Systems
Jürgen Kurtz

The Law, Economics and Politics of International Standardisation
Edited by Panagiotis Delimatsis

Export Restrictions on Critical Minerals and Metals: Testing the Adequacy of WTO Disciplines
Ilaria Espa

Optimal Regulation and the Law of International Trade: The Interface between the Right to Regulate and WTO Law
Boris Rigod

The Social Foundations of World Trade: Norms, Community, and Constitution
Sungjoon Cho

Public Participation and Legitimacy in the WTO
Yves Bonzon

The Challenge of Safeguards in the WTO
Fernando Piérola

General Interests of Host States in International Investment Law
Edited by Giorgio Sacerdoti, with Pia Acconci, Mara Valenti and Anna De Luca

WTO Disciplines on Subsidies and Countervailing Measures: Balancing Policy Space and Legal Constraints
Dominic Coppens

The Law of Development Cooperation: A Comparative Analysis of the World Bank, the EU and Germany
Philipp Dann

Downloaded from https://www.cambridge.org/core. UNIVERSIDAD AUTONOMA METROPOLITANA, on 17 Nov 2026 at 18:12:44, subject to the Cambridge Core terms of use, available at https://www.cambridge.org/core/terms. https://doi.org/10.1017/9781009444095

Liberalizing International Trade after Doha: Multilateral, Plurilateral, Regional, and Unilateral Initiatives
David A. Gantz

Domestic Judicial Review of Trade Remedies: Experiences of the Most Active WTO Members
Edited by Müslüm Yilmaz

The Relevant Market in International Economic Law: A Comparative Antitrust and GATT Analysis
Christian A. Melischek

International Organizations in WTO Dispute Settlement: How Much Institutional Sensitivity?
Marina Foltea

Public Services and International Trade Liberalization: Human Rights and Gender Implications
Barnali Choudhury

The Law and Politics of WTO Waivers: Stability and Flexibility in Public International Law
Isabel Feichtner

African Regional Trade Agreements as Legal Regimes
James Thuo Gathii

Processes and Production Methods (PPMs) in WTO Law: Interfacing Trade and Social Goals
Christiane R. Conrad

Non-Discrimination in International Trade in Services: 'Likeness' in WTO/GATS
Nicolas F. Diebold

The Law, Economics and Politics of Retaliation in WTO Dispute Settlement
Edited by Chad P. Bown and Joost Pauwelyn

The Multilateralization of International Investment Law
Stephan W. Schill

Trade Policy Flexibility and Enforcement in the WTO: A Law and Economics Analysis
Simon A. B. Schropp

Downloaded from https://www.cambridge.org/core. UNIVERSIDAD AUTONOMA METROPOLITANA, on 17 Nov 2026 at 18:12:44, subject to the Cambridge Core terms of use, available at https://www.cambridge.org/core/terms. https://doi.org/10.1017/9781009444095

THE MAKING OF AN INTERNATIONAL INVESTMENT FACILITATION FRAMEWORK

Legal, Political and Economics Perspectives

Edited by

AXEL BERGER

German Institute of Development and Sustainability

MANJIAO CHI

University of International Business and Economics

CAMBRIDGE UNIVERSITY PRESS

Downloaded from https://www.cambridge.org/core. UNIVERSIDAD AUTONOMA METROPOLITANA, on 17 Nov 2026 at 18:12:44, subject to the Cambridge Core terms of use, available at https://www.cambridge.org/core/terms. https://doi.org/10.1017/9781009444095

CAMBRIDGE UNIVERSITY PRESS

Shaftesbury Road, Cambridge CB2 8EA, United Kingdom

One Liberty Plaza, 20th Floor, New York, NY 10006, USA

477 Williamstown Road, Port Melbourne, VIC 3207, Australia

314–321, 3rd Floor, Plot 3, Splendor Forum, Jasola District Centre, New Delhi – 110025, India

103 Penang Road, #05-06/07, Visioncrest Commercial, Singapore 238467

Cambridge University Press is part of Cambridge University Press & Assessment, a department of the University of Cambridge.

We share the University's mission to contribute to society through the pursuit of education, learning and research at the highest international levels of excellence.

www.cambridge.org

Information on this title: www.cambridge.org/9781009444088

DOI: 10.1017/9781009444095

© German Institute of Development and Sustainability (IDOS) 2025

This publication is in copyright. Subject to statutory exception and to the provisions of relevant collective licensing agreements, with the exception of the Creative Commons version the link for which is provided below, no reproduction of any part may take place without the written permission of Cambridge University Press & Assessment.

An online version of this work is published at doi.org/10.1017/9781009444095 under a Creative Commons Open Access license CC-BY 4.0

When citing this work, please include a reference to the DOI 10.1017/9781009444095

First published 2025

A catalogue record for this publication is available from the British Library

A Cataloging-in-Publication data record for this book is available from the Library of Congress

ISBN 978-1-009-44408-8 Hardback

Cambridge University Press & Assessment has no responsibility for the persistence or accuracy of URLs for external or third-party internet websites referred to in this publication and does not guarantee that any content on such websites is, or will remain, accurate or appropriate.

Downloaded from https://www.cambridge.org/core. UNIVERSIDAD AUTONOMA METROPOLITANA, on 17 Nov 2026 at 18:12:44, subject to the Cambridge Core terms of use, available at https://www.cambridge.org/core/terms. https://doi.org/10.1017/9781009444095