

The WTO dispute settlement system as a legal impediment to Iran's accession on the WTO

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Propositions relating to the Dissertation:

The WTO Dispute Settlement System as a Legal Impediment to Iran's Accession to the WTO

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1. In accession to multilateral agreements/organizations such as the WTO, amending/removing domestic laws containing inconsistency can resolve the accession impediment in a short period of time. However, it can give rise to implementation issues after accession that affect both the new and old WTO Members.
2. Removal of the conflict between Iran's Constitution and the WTO Dispute Settlement Understanding by amending Iran's Constitution is very difficult and cumbersome. Removing the constitutional rule containing the conflict can also result in other complicated issues for Iran such as corruption in public and state property dispute settlement proceedings.
3. Iran's legal impediment to WTO accession should be removed through Iran's constitutional system mechanisms.
4. Adoption of Iran's WTO accession protocol by the National Expediency Council is the best practical solution to remove Iran's legal impediment (on dispute settlement) to the WTO accession.
5. After adoption of Iran's accession to the WTO by Iran's National Expediency Council, the Iranian Government can follow the *blanco* approval approach to resolve disputes through the WTO dispute settlement system.
6. If Iran's recent nuclear deal in 2015 can result in a consensus to remove the conflict between the WTO Dispute Settlement Understanding and Iran's Constitution, this legal impediment will be removed and Iran can join the WTO.
7. Impediments of Iran's accession to other multilateral agreements/organizations can also be resolved through Iran's constitutional/domestic mechanisms.
8. In resolving Iran's issues in international law, such as nuclear proliferation and human rights controversies, the solution can be achieved based on Iran's domestic system.
9. Inconsistencies between multilateral/international agreements and domestic systems/laws of developing and less developed countries should be removed through capacity building and economic and social development action plans, and not merely through legislation action plans.
10. If the WTO Members just turn a blind eye to inconsistencies between Iran's domestic system and the WTO agreements, the beautiful cat can easily join the WTO.