



**Harvard Law & International Development Society**

*a community dedicated to challenges at the intersection of law, policy and development*

**Harvard Law and International Development Society**

**SYMPOSIUM 2013**

**TRADE & ENTREPRENEURSHIP**

*Linking Local Growth to Global Markets*



Featuring Keynote Speaker

**ABHIJIT BANERJEE**

MIT Economist, Co-Founder of the Poverty Action Lab & Best-Selling Author of **POOR ECONOMICS**

October 18, 2012 | 12:30 – 4 PM | Milstein West



## **Introduction**

This year's LIDS Symposium, entitled "Trade and Entrepreneurship: Linking Local Growth to Global Markets," aims to highlight the legal, political, and economic barriers facing new businesses and aspiring exporters in developing countries. The symposium begins with the underlying notion that independent and sustainable development cannot occur without the emergence of successful, exportable domestic industries. While approaches such as microfinance gained traction in the past decade, efforts to grow subsistence-level producers and informal businesses into more efficient medium-sized enterprises in developing countries have remained frustratingly slow. Through the rich experience of the speakers, the 2013 LIDS symposium aims to exchange valuable lessons from NGOs, government, academia, and groundbreaking fieldwork in the search for solutions that to lead the way forward in this critical area of development.

## **About LIDS**

The Harvard Law & International Development Society ("LIDS") is the premier student-run organization at Harvard University focused on issues at the intersection of law, policy and international development. LIDS was founded in 2009, in light of the growing recognition that many pressing challenges in international development are legal in nature.

We actively promote dialogue on issues that contribute to a deep understanding of both development practice and the law among our members, leading academics, and development practitioners. We also facilitate practical, hands-on non-litigation opportunities for students through semester-long projects with leading development organizations. Finally, we foster a social network of students interested in law and development from Harvard Law School, Harvard Kennedy School, the Harvard Graduate School of Education, the Harvard School of Public Health, and the Fletcher School of Law & Diplomacy at Tufts University.

## **Past Symposia**

The first LIDS Symposium was held in 2010 and was entitled "Rebuilding After the Storm: The Role of Law in Post-Natural Disaster Development." The event focused on the "first steps" and debates that arise immediately following and in the subsequent years after natural disasters occur. Symposium participants used the recent disasters in Pakistan and Haiti as a prism through which to examine these development issues. Professor Amartya Sen and the former Prime Minister of Haiti Michèle Duvivier Pierre-Louis delivered the keynote speeches.

The second LIDS Symposium, held in 2011, was entitled "Land Rights in the Developing World: Where do we go from here?" The event brought together practitioners and academics to discuss new theories regarding the interplay of land rights and development, focusing specifically on



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women's rights and customary land tenure regimes, and on land titling in post-conflict societies. Olivier de Schutter, the United Nations Special Rapporteur on the Right to Food, and Brahim Kaba, Chairman of the Liberian Land Commission, delivered the keynote speeches.

The third LIDS Symposium, held in 2012, entitled "Development amidst Corruption | Developments against Corruption," dealt with the experience of corruption and its effects, and intends to highlight the increasingly global nature of anti-corruption efforts. The symposium featured powerful personal narratives from those who have risked much to combat corruption, and presented new ideas for tackling corruption in both rich and poor nations. Conchita Carpio Morales, Ombudsman of the Philippines, and Robert Mazur, a former undercover agent for the DEA, delivered the keynote speeches.

### **Location**

The Symposium will be held at the Milstein West Conference Room in Wasserstein Hall, at Harvard Law School. Inaugurated in early 2012, and designed by the architectural firm Robert A. Stern Architects, Wasserstein Hall is Harvard Law School's newest building.

Wasserstein Hall, 1585 Massachusetts Avenue, Cambridge, MA 02138



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## Schedule

12.30-1.30pm

## Lunch + Opening Speaker

### **Abhijit Banerjee**

Professor Banerjee, a preeminent economist in the development field, is the Ford Foundation International Professor of Economics at the Massachusetts Institute of Technology. He co-founded the Abdul Latif Jameel Poverty Action Lab (J-PAL) and pioneered the use of randomization studies in development economics, the golden standard for empirical work. In 2011, he was named one of Foreign Policy magazine's top 100 global thinkers. His book, *Poor Economics*, shows why the poor, despite having the same desires and abilities as anyone else, end up with entirely different lives. The book encourages a radical rethink of the way we fight poverty and offers innovative and practical solutions to questions such as why the poor start businesses but do not grow them, why they need to borrow in order to save, and many other puzzling facts about those living with less than 99 cents per day.

1.30-3.00pm

## **Panel 1: Barriers and Solutions to Scaling Entrepreneurship in Developing Countries**

### **Austin Choi**

*General Counsel of Kiva*

### **Terra Lawson-Remer**

*Assistant Professor, The New School; Fellow for Civil Society, Markets and Democracy, Council on Foreign Relations*

### **Mara Bolis**

*Senior Advisor, Private Sector Department, Oxfam America*

### **Simon Winter**

*Senior Vice President of Development, Technoserve*



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3.00-3.15pm

**Coffee + Tea Break**

3.15-4.45pm

## **Panel 2: Bridging the divide between Macro- and Micro Trade Policy**

**C. Don Johnson**

*Director of the Dean Rusk Center for International Law and Policy, Georgia Law*

**Katrin Kuhlmann**

*President, New Markets Lab, President, TransFarm Africa*

**Joost Pauwelyn**

*Professor, Graduate Institute of International and Development Studies; Co-Founder, TradeLab*

**Mark Wu**

*Assistant Professor, Harvard Law School*

4:45-5.30pm

**Drinks Reception**



## **Speaker and Moderator Profiles**

### **Abhijit Banerjee**

Abhijit Vinayak Banerjee was educated at the University of Calcutta, Jawaharlal Nehru University and Harvard University, where he received his Ph.D in 1988. He is currently the Ford Foundation International Professor of Economics at the Massachusetts Institute of Technology. In 2003 he founded the Abdul Latif Jameel Poverty Action Lab (J-PAL), along with Esther Duflo and Sendhil Mullainathan and remains one of the directors of the lab. In 2009 J-PAL won the BBVA Foundation "Frontier of Knowledge" award in the development cooperation category. Banerjee is a past president of the Bureau for the Research in the Economic Analysis of Development, a Research Associate of the NBER, a CEPR research fellow, International Research Fellow of the Kiel Institute, a fellow of the American Academy of Arts and Sciences and the Econometric Society and has been a Guggenheim Fellow and an Alfred P. Sloan Fellow. He received the Infosys Prize 2009 in Social Sciences and Economics. In 2011, he was named one of Foreign Policy magazine's top 100 global thinkers. His areas of research are development economics and economic theory. He is the author of a large number of articles and three books, including *Poor Economics* ([www.pooreconomics.com](http://www.pooreconomics.com)) which won the Goldman Sachs Business Book of the Year. He is the editor of a fourth book, and finished his first documentary film, "The Name of the Disease" in 2006. Most recently, Banerjee served on the U.N. Secretary-General's High-level Panel of Eminent Persons on the Post-2015 Development Agenda.

### **Austin Choi**

Austin Choi has served as Kiva's General Counsel since July 2008 and brings over 10 years of legal experience working with global high technology companies. He has previously held positions in the legal departments of ArcSight, Inc., InVision Technologies, Inc./GE InVision, Inc., and the law firm of Fenwick & West LLP. He also served as a judicial law clerk at the United States Court of International Trade. Austin holds an A.B. in Economics from Harvard College, where he studied economic development issues, and a J.D. from Harvard Law School.

### **C. Don Johnson**

C. Donald Johnson is the director of the Dean Rusk Center for International Law and Policy at Georgia Law. Prior to his current role, Johnson was a partner at the law firm of Patton Boggs in Washington, D.C., where he specialized in the law related to international trade and investment, national security and foreign policy issues. In 1998, he was nominated to the rank of ambassador by President Bill Clinton in the Office of United States Trade Representative and served for two and a half years as chief textile negotiator. Among the significant negotiations concluded during



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Johnson's tenure in office were the U.S.-China WTO Accession Agreement and the U.S.-Cambodia Textile Agreement. The latter agreement, which Johnson negotiated with the Cambodian Commerce Minister, is considered a landmark in that it included, for the first time, labor provisions linked to trade benefits. Johnson was substantially involved with the development of trade legislation during this period including the Trade Act of 2000, which incorporated the Caribbean Basin Initiative and African Growth and Opportunity Act. From 1993 to 1994, Johnson served as the U.S. congressman for the 10th district of Georgia. He earned his bachelor's and law degrees from UGA. He also holds a Master of Laws degree from the London School of Economics and obtained a certificate in private and public international law from The Hague Academy of International Law in The Netherlands.

### **Katrin Kuhlmann**

Katrin Kuhlmann is President and Founder of the New Markets Lab, President of TransFarm Africa, and an Adjunct Professor at Georgetown University Law Center. She is a fellow with the Aspen Network of Development Entrepreneurs, where she chairs a Legal Working Group for the social enterprise sector, and a fellow with the German Marshall Fund of the United States. She is also the Executive Director of the U.S.-Africa Business Center and a Senior Advisor at the Corporate Council on Africa. She is a member of the Advisory Board of the Harvard Law and International Development Society (LIDS) and is the Director of the Trade Innovation Initiative through LIDS. She serves on the boards of the Washington International Trade Association and the Malaika Foundation and has been appointed by the Office of the U.S. Trade Representative (USTR) as a member of the Trade Advisory Committee for Africa.

Katrin was a 2012-13 Wasserstein Public Interest Fellow at Harvard Law School. She was previously a Senior Fellow and Director at the Aspen Institute and has held several other senior positions in the non-profit sector. Prior to joining the non-profit sector, Ms. Kuhlmann served for six years as USTR's Director for Eastern Europe and Eurasia. She has practiced law in New York and Washington, DC. Ms. Kuhlmann holds degrees from Harvard Law School and Creighton University, and she was the recipient of a Fulbright grant in 1992.

### **Terra Lawson-Remer**

Terra Lawson-Remer is Assistant Professor of International Affairs and Economics at The New School, and Fellow for Civil Society, Markets & Democracy at the Council on Foreign Relations. She previously served as Senior Policy Advisor at the U.S. Department of the Treasury. She is also currently co-director of the Economic & Social Rights Empowerment Initiative and chair of the University's Advisory Committee on Investor Responsibility (ACIR). Her research addresses opportunity and exclusion in the global economy, including: poverty and economic development, property rights, natural resources, global economic governance, fragile states, emerging economies, and rule of law and informal social norms. She has also conducted



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field research in Africa, Latin America, Asia, and the South Pacific. Ms. Lawson-Remer earned her B.A. in Ethics, Politics & Economics from Yale University; her J.D. from New York University School of Law, where she was a Dean's Merit Scholar; and her Ph.D. in Political Economy from New York University's Law & Society Institute.

### **Joost Pauwelyn**

Joost Pauwelyn is Professor of International Law and Co-Director of the Centre for Trade and Economic Integration at the Graduate Institute of International and Development Studies in Geneva, Switzerland since 2007. Previously he was Professor of Law at Duke University (USA). He has taught at Neuchâtel, Columbia, NYU, Georgetown, Stanford and Harvard law schools and worked as legal adviser for the WTO Secretariat (1996-2002). He specializes in international economic law, in particular trade law and investment law, and its relationship to public international law. He also frequently advises governments and industry in WTO dispute settlement and investment arbitration, and is Senior Advisor to the law firm of King & Spalding LLP. In July 2011, he was added to the indicative list of WTO panelists at the request of Belgium. He is the author of one of the leading case books on International Trade Law (Aspen, 2012, 2nd ed., with A. Guzman) and, most recently, co-editor of Informal International Lawmaking (OUP, 2012) and The Law, Economics and Politics of Retaliation in WTO Dispute Settlement (CUP, 2010). He also authored, amongst other works, The Transformation of World Trade (Michigan Law Review, 2005) and Conflict of Norms in Public International Law (Guggenheim Prize, 2005). In 2009, he received the Francis Deak prize, awarded to a younger author for meritorious scholarship published in The American Journal of International Law for his article on non-discrimination.

### **Mara Bolis**

Mara is leading a project known as the Women in Small Enterprise ("WISE") initiative, which seeks to address the root causes of underinvestment in women-run enterprises through a unique mix of finance, coaching, community development and policy/advocacy. The pilot phase for the WISE will launch in 2014 in Guatemala. Prior to her work at Oxfam, Mara consulted with the Middle East Investment Initiative, a public-private partnership of the Aspen Institute, the Overseas Private Investment Corporation, and the Palestinian Investment Fund, to develop a new form of small business insurance to help Palestinian exporters hindered by travel restrictions. Prior to that she worked at the Federal Reserve Bank of New York as an emerging markets financial sector analyst. She has worked with various international finance and development organizations, including US Export-Import Bank, the Overseas Private Investment Corporation and the World Bank. She has an MBA from Johns Hopkins and a Masters in Foreign Service from Georgetown University. Mara speaks fluent Latvian and basic Russian.





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### **Simon Winter**

As TechnoServe's Senior Vice President of Development, Simon is responsible for leading and managing strategy and strategic planning, knowledge management, thought leadership and program development. He is also responsible for managing and incubating innovative programs, such as access to finance for small- and medium-sized businesses. Previously he was TechnoServe's regional director for Africa. He joined TechnoServe in 2003. Before joining TechnoServe, Winter acquired business advisory and strategic skills as a management consultant with McKinsey & Company, where he co-led the firm's international development practice. Prior to that, he learned about practical development solutions while working as an economic planner for the Botswana government and a development consultant in southern Africa. Mr. Winter is a founding Executive Committee member of the Aspen Network for Development Entrepreneurs (ANDE), a member of the German Marshall Fund's Advisory Board on Transformational Partnerships, a member of the Advisory Board of NextBillion.net, and Board Member of the East African Leadership Initiative Foundation. He holds a Ph.D. in development economics from the School of Oriental and African Studies at the University of London, a master's degree in development economics from the University of East Anglia and a bachelor's degree in economics from Bristol University.

### **Mark Wu**

Mark Wu is an Assistant Professor of Law at Harvard Law School, where he teaches international trade and international economic law. Previously, he served as the Director for Intellectual Property in the Office of the U.S. Trade Representative where he was the lead U.S. negotiator for the IP chapters of several free trade agreements. He also worked as an engagement manager for McKinsey & Co. where he focused on high-tech companies. He began his career as an economist and operations officer for the World Bank in China, working on environmental, urban development, health, and rural poverty issues. He has also served as an economist for the United Nations Development Programme in Namibia. After earning a J.D. from Yale Law School, he clerked for Judge Pierre Leval on the U.S. Court of Appeals for the Second Circuit and was an Academic Fellow at Columbia Law School. He received his M.Sc. in Development Economics from Oxford University, which he attended on a Rhodes Scholarship, and his A.B. summa cum laude in Social Studies and East Asian Studies from Harvard University.



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