

**LGST 2160 EMERGING ECONOMIES, SPRING 2024**  
**SYLLABUS**

**Instructor:** Assistant Professor Julian Jonker  
Legal Studies and Business Ethics  
JMHH 669  
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**Class: MW 8.30am-10am, Huntsman F60**

**Office hours: W 10am-11am or by appointment, JMHH669**

This course is an introduction to the nature and dynamics of economic development. We will discuss the state of global income and inequality, general theories of development, and the role of legal and social institutions. A particular focus will be the relation between political transition and economic development. We will consider various countries and regions as case studies, but use the South African transition as a central example. This is not a course in international law! Rather we will study the institutional foundations of economic development.

**ASSESSMENT**

I'd like you to pick a *focus area* i.e. a country or city or polity or region. As you read the theoretical material on the syllabus, think about how it applies to your focus area. You will also be put into randomized groups. An efficient method is to pick a focus area as a group, and make this the topic of your individual and group assignment. But you may do as you please.

There are four forms of assessment.

- (1) Class participation. This includes attendance, but also your ability to respond to questions and articulate insights about the material in class.
- (2) Class journal. You should write a paragraph or three each week, discussing a news article or encyclopedia entry or report or something else that you have read about your focus area and whether the material we are reading for class that week illuminates or contradicts it or raises new questions.
- (3) Group report. Your group should write a 5,000-10,000 word report that discusses the focus area of one of the group member. You may drill down into some subject of particular interest, or zoom out and consider a region's global position. You may, for example, frame this as a report for an international agency about the development challenges facing a particular country; or as a scenario analysis for a business that is considering its investment options; or anything else really, so long as you show that you have thought about the focus area and tried to apply some of what we have read and discussed in class.
- (4) Group presentation. Your group should give a 20-30 minute presentation on the topics of your report, and be prepared to take questions from the rest of class.

The assessment is designed to be demanding but have a lot of latitude so that you may connect the material in this course with your other interests and projects. I will provide previous examples of assignments during class.

<b><u>Grade composition:</u></b>	
<b>Class participation</b>	<b>10%</b>
<b>Individual Assignment</b> (journal of assignment responses, due weekly)	<b>30%</b>
<b>Group Memo</b> (report, due 5/6)	<b>30%</b>
<b>Group Presentation</b> (due 4/17-5/1)	<b>30%</b>

**CLASS PARTICIPATION**

The participation grade is based partly on attendance, but mostly on discussion, which I will sometimes initiate by cold calling. Some students are anxious about the cold calling, but I do not aim to embarrass anyone. Rather, cold calling ensures that everyone gets a chance to speak.

**RELIGIOUS HOLIDAYS**

Religious holidays will be accommodated upon request. It is the student’s responsibility to reschedule due dates, notify me of absences, and make sure that they are up to date with course materials.

**SCREENS AND DEVICES**

No screens or devices may be used in class without special permission.

**MATERIALS**

Prepare each reading before the class for which it is scheduled. It may be helpful to return to the reading after class to consolidate your understanding. Readings will be posted on the Canvas course site by Library Course Reserves. Lecture slides and videos will be posted on Canvas after the lecture.

**CONSULTATION**

I will hold office hours in person every Wednesday, 10am-11am. You may attend these to discuss whatever you like. You should also feel free to make an appointment outside this time by sending me an email with three times at which you are available. I’m happy to meet in person or on zoom.

**ACADEMIC INTEGRITY AND AI**

Unless permission is obtained, when you submit work it should be your work (if it is an individual assignment) or your group’s work (if it is a group assignment). Anything else is fraud. For your written assignments, please add a brief declaration before your references explaining

whether and exactly how you have used an AI model (such as ChatGPT in your research) in researching and producing your assignment.

You are permitted to use such AI models in an unrestricted fashion for this class, with no penalty. However, you should take note that all large language models still have a tendency to make up incorrect facts and fake citations, and that their outputs are often less impressive than portrayed by news and social media. You are responsible for any inaccuracies, bias, and offensiveness in anything you submit, regardless of its source. And *any* use of an AI program *must* be acknowledged in the declaration you add before your references. Where you use text verbatim from an AI model, cite it. Lack of proper acknowledgment will be treated like plagiarism under Penn's Code of Academic Integrity. If in doubt, consult with me before submitting work.

**NB:** The reading list is very likely to change during the course of the semester. Make sure that you are receiving Canvas notifications in order to keep up with changes.

\* indicates that a reading is recommended for background.

## **I. Nature and History**

### **Class 1 (Monday 22 January)                      Introduction: The State of the World**

No reading

### **Class 2 (Wednesday 24 January)                      The History of the World**

Jeffrey Sachs, *Ages of Globalization* (2020), Chapters 6 and 7

### **Class 3 (Monday 29 January)                      Natural History 1**

Jared Diamond, *Guns, Germs, and Steel*, chapters 10 and 12

### **Class 4 (Wednesday 31 January)                      Natural History 2**

Peter Zeihan, *Disunited Nations* (2020), Chapters 1, 4, and 6

## **II. Colonialism**

### **Class 5 (Monday 5 February)                      Geography and Institutions**

Daron Acemoglu, Simon Johnson and James A. Robinson, “The Colonial Origins of Comparative Development,” *American Economic Review* 91 (2001): 1369-1401.

\*Daron Acemoglu, Simon Johnson and James A. Robinson, “Reversal of Fortune: Geography and Institutions in the Making of the Modern World Income Distribution,” *Quarterly Journal of Economics* 2002: 1231–1294 (2002)

\*Eleanor M. Brown and Ian Ayres, “The Nature of the Farm,” forthcoming *Journal of Legal Studies*, [https://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=3836599](https://papers.ssrn.com/sol3/papers.cfm?abstract_id=3836599)

### **Class 6 (Wednesday 7 February)                      Citizen and Subject**

Mahmood Mamdani, *Citizen and Subject* (New Ed., 2018), Chapters 1 and \*3

\*Facundo Alvaredo, Denis Cogneau, and Thomas Piketty, “Income Inequality under Colonial Rule,” *Journal of Development Economics* 152: 102680 (2021)

**Class 7 (Monday 12 February)**

**Underdevelopment**

Walter Rodney, *How Europe Underdeveloped Africa* (Revised Ed., 1981) Chapter 5

Moeletsi Mbeki, *Architects of Poverty* (2009), Chapter 1

Nathan Nunn, “Historical Legacies: A Model Linking Africa’s Past to its Current Underdevelopment,” *Journal of Development Economics* 83: 157–175 (2007)

\*Mehrsa Baradaran, *The Color of Money: Black Banks and the Racial Wealth Gap*, Chapter 3 esp. pp. 93–100

**Class 8 (Wednesday 14 February)**

**Structural Adjustment**

Lawrence Summers and Lant Pritchett, “The structural-adjustment debate,” *American Economic Review* 83: 383–389 (1993)

Dani Rodrik, “How should structural adjustment programs be designed?” *World Development* 18: 933–947 (1990)

Alexander Kentikelenis and Sarah Babb, “The making of neoliberal globalization: norm substitution and the politics of clandestine institutional change,” *American Journal of Sociology* 124: 1720–1762 (2019)

\*Matt Andrews, “Do International Agencies Really Shape Government Solutions in Developing Countries?” Harvard Kennedy School Working Paper 264 (2013), [https://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=2366944](https://papers.ssrn.com/sol3/papers.cfm?abstract_id=2366944)

\*Lant Pritchett, Michael Woolcock, and Matt Andrews, “Capability Traps? The Mechanisms of Persistent Implementation Failure,” Center for Global Development Working Paper 234 (2010), [https://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=1824519](https://papers.ssrn.com/sol3/papers.cfm?abstract_id=1824519)

**III. Capitalism**

**Class 9 (Monday 19 February)**

**Capital**

Hernando de Soto, *The Mystery of Capital* (2000), Chapters 2, 3, and \*6

Thomas Piketty, *Capital and Ideology* (2020), Chapter 12 (“Communist and Postcommunist Societies”)

**Class 10 (Wednesday 21 February)                      Entitlements**

Amartya Sen, *Resources, Values, and Development* (1984), Chapter 18 (“Ingredients of Famine Analysis”)

**Class 11 (Monday 26 February)                      Trade**

Matthew Klein and Michael Pettis, *Trade Wars are Class Wars* (2020), Chapters 1 and 3

\*Syed Tariq Anwar, “CFIUS, Chinese MNCs’ Outward FDI, and Globalization of Business,” *Journal of World Trade* 44: 419–466 (2010)

\*Patrick Griffin, “CFIUS in the Age of Chinese Investment,” *Fordham Law Review* 85: 1757–1792 (2016)

**Class 12 (Wednesday 28 February)                      Social Wealth**

guest speaker tba

tba

\*Guy Standing, *Basic Income: A Guide for the Open-Minded* (2017), Chapters 1 and 10

\*Rozane Bezerra de Siqueira and José Ricardo Bezerra Nogueira, “A Universal Basic Income for Brazil: Fiscal and Distributional Effects of Alternative Schemes,” <https://arxiv.org/abs/2103.06020> (2021)

\*Stefan Dercon, “Risk, Insurance, and Poverty,” in Dercon (ed.) *Insurance Against Poverty* (2004), 9–37

***Spring Break 2-10 March***

**Class 13 (Monday 11 March)                      Resources**

Leif Wenar, *Blood Oil* (2016), Introduction and Chapters 7 and 9

\*Achyuta Adhvary et al, “Resources, Conflict, and Economic Development in Africa,” *Journal of Development Economics* 149: 102598 (2021)

\*Elinor Ostrom and Roy Gardner, “Coping with Asymmetries in the Commons: Self-Governing Irrigation Systems can Work,” *Journal of Economic Perspectives* 7: 93–112 (1993)

## IV. Technology and Environment

### **Class 14 (Wednesday 13 March)                      Intellectual Property**

James Bessen and Michael J. Meurer, *Patent Failure* (2009), Chapters 1 and \*6

\*Sarah Rajec, “Third Party Interests and the Property Law Misfit in Patent Law,” *Cardozo Law Review* 41: 1859–1920 (2020)

### **Class 15 (Monday 18 March)                      Intellectual Property cont’d**

Julia Janewa Osei-Tutu, “The Next 100 Years of International Intellectual Property: Integrating Human Rights and Corporate Social Responsibility,” *Cardozo Arts & Entertainment Law Journal* 41: 433–446 (2023)

Sarah Wasserman Rajec, “The Harmonization Myth in International Intellectual Property Law,” *Arizona Law Review* 62: 735–784 (2020)

\*Swaraj Paul Barooah, “India’s Pharmaceutical Innovation Policy,” *Trade, Law & Development* 5: 150–197 (2013)

\*Charan Devereaux, Robert Lawrence, and Michael Watkins, *Case Studies in US Trade Negotiation*, Volume 1 (2006), Chapter 3 (“Trade-Related Aspects of Intellectual Property”)

### **Class 16 (Wednesday 20 March)                      Sustainable Development**

Jeffrey Sachs, *Ages of Globalization* (2020), Chapter 8

\*Daniel Yergin, *The New Map: Energy, Climate, and the Clash of Nations* (2020), Chapters 41–46

### **Class 17 (Monday 25 March)                      ESG Investing**

Susan N. Gary, “Best Interests in the Long Run: Fiduciary Duties and ESG Integration,” *University of Colorado Law Review* 90: 731–802 (2019)

\*Susan N. Gary, “Values and Value: University Endowments, Fiduciary Duties, and ESG Investing” *Journal of College and University Law* 42: 247–310 (2016)

\*Florian Berg, Julian Kölbel, and Roberto Rigobon, “Aggregate Confusion: The Divergence of ESG Ratings,” *Review of Finance* 26: 1315–1344 (2022)

\*Dana Brakman Reiser and Anne Tucker, “Buyer Beware: Variation and Opacity in ESG and ESG Index Funds,” *Cardozo Law Review* 41: 1921–2018 (2020)

**Class 18 (Wednesday 27 March)**

**Climate Change**

guest speaker tba

tba

\*JoAnn Carmin, Isabelle Anguelovski, and Debra Roberts, “Urban Climate Adaptation in the Global South,” *Journal of Planning Education and Research* 32: 18–32 (2012)

\*Megan Blomfield, *Global Justice, Natural Resources, and Climate Change* (2019), Chapter 2

**Class 19 (Monday 1 April)**

**Leapfrogging**

guest speaker tba

H. Harriet Jeon et al. “Leapfrogging for Last-Mile Delivery in Health Care,” <https://ssrn.com/abstract=4214918>

\*Moussa Pouguintimpo Blimpo et al, *Leapfrogging: The Key to Africa’s Development?* World Bank Working Paper (2017), esp. Executive Summary

**V. Political Transition: South Africa**

**Class 20 (Wednesday 3 April)**

**South Africa 1: The Property Clause**

Tembeka Ngcukaitobi, *Land Matters* (2021), Chapters 6–8 and 11

\*Tembeka Ngcukaitobi, *The Land is Ours* (2018), Chapter 1

\*Hermann Giliomee, *The Last Afrikaner Leaders* (2012), Chapter 11

\*Sonwabile Mnwana and Andrew Bowman, “Land, Conflict, and Radical Distributive Claims in South Africa’s Rural Mining Frontier,” *Extractive Industries and Society* 11: 100972 (2022)

\*Nigel Worden, *The Making of Modern South Africa*, 5th Ed. (2012), Chapters 5 and 7

### **Class 21 (Monday 8 April)**

### **South Africa 2: Black Economic Empowerment**

Jan A. Dreyer, Suzette Viviers, and Nadia Mans-Kemp, “Reflecting on Compliance with Broad-Based Black Economic Empowerment Codes of Good Practice: Trends and Suggestions,” *South African Journal of Business Management* 52: a1963 (2021)

Andrew Bowman, “Black Economic Empowerment Policy and State-Business Relations in South Africa: The Case of Mining,” *Review of African Political Economy* 46: 223–245 (2019)

\*Leila Patel and Lauren Graham, “How Broad-Based is Broad-Based Black Economic Empowerment?” *Development Southern Africa* 29: 93–207 (2012)

\*Adam Habib and Vishnu Padayachee, “Economic Policy and Power Relations in South Africa’s Transition to Democracy,” *World Development* 28: 245–263 (2000)

### **Class 22 (Wednesday 10 April)**

### **South Africa 3: Customary Law**

Janine Ubink and Sindiso Mnisi Weeks, “Courting Custom: Regulating Access to Justice in Rural South Africa and Malawi,” *Law & Society Review* 51: 825–858 (2017)

Wilmien Wicomb, “Securing Women’s Customary Rights in Land: The Fallacy of Institutional Recognition,” *Acta Juridica* 2013: 49–72 (2013)

\*Sindiso Mnisi Weeks, “Customary Succession and the Development of Customary Law,” *Acta Juridica* 2015: 215–255 (2015)

\*Chuma Himonga, “The Advancement of African Women’s Rights in the First Decade of Democracy in South Africa,” *Acta Juridica* 2005: 82–107 (2005)

### **Class 23 (Monday 15 April)**

### **South Africa 5: Energy Crisis**

Andrew Bowman, “Parastatals and Economic Transformation in South Africa: The Political Economy of the Eskom Crisis,” *African Affairs* 119/476: 395–431 (2020)

Ivor Chipkin et al, *Shadow State: The Politics of State Capture* (2017), Introduction and Chapter 1

## **VII. Presentations**

**Class 24 (Wednesday 17 April)                      Presentations 1**

**Class 25 (Monday 22 April)                         Presentations 2**

**Class 26 (Wednesday 24 April)                   Presentations 3**

**Class 27 (Monday 29 April)                       Presentations 4**

**Class 28 (Wednesday 1 May)                      Presentations 5**

**LAST JOURNAL ASSIGNMENT DUE: WEDNESDAY 1 MAY**

**GROUP MEMO DUE: TUESDAY 6 MAY**

**END**